

Meeting of the Assembly Standing Committee on Ethics and Guidance

Friday, July 27, 2012
11:00 AM
Room 438-B CAP

Members Present: Daniel O'Donnell (Chair), Kevin Cahill, Jack McEneny, Michelle Titus, Brian Curran (Ranking Minority Member), Janet Duprey, Joseph Giglio, Tony Jordan

Also Present: Carolyn Kearns, Kevin Engel

Pursuant to the call of the Chair and upon notice given pursuant to Rule IV §2(b) of the Assembly Rules, the meeting was duly convened in open session. Mr. McEneny made the following motion:

Because the Committee will be discussing matters which may lead to the discipline of a particular person, I hereby move – pursuant to the provisions of Public Officers Law §105 – that this Committee conduct its meeting relative to this matter in executive session at which only the members of this Committee and its counsels may be present.

The motion was seconded and a vote taken thereon. The motion was approved unanimously.

The meeting was thereafter conducted in executive session.

The complaint was read and reviewed by the Members of the Committee and discussion was had thereon. The Members unanimously concluded that the allegations, if true, violated the Assembly Sexual Harassment Policy. The Committee approved a letter to Assemblymember Lopez providing him with the opportunity to provide a sworn statement in relation to the allegations or to appear before the committee and testify under oath.

Thereafter, Assemblymember O'Donnell offered the following motion:

"I hereby move that with respect to this matter all the considerations, deliberations, files and records of the Assembly Committee on Ethics and Guidance be confidential and that no member or staff of the Committee may reveal any fact or item of information relevant to the deliberations of the Committee, except pursuant to either a majority vote of the entire Committee or the concurrence of the Chairman and the Ranking Minority

Members – and that a breach of confidentiality with respect to this matter be considered unethical conduct.”

Following a discussion regarding the proceedings of the Committee with regard to this matter, Assemblymember Cahill offered a motion to authorize Assemblymember O'Donnell's counsel, Ann Horowitz, to serve with Kevin Engel as investigative counsel to the Committee. The motion was seconded and approved unanimously.

Upon conclusion of the discussion conducted in executive session, the meeting was reconvened in open session and was thereafter adjourned.

DRAFT

Committee Agenda

Friday, July 27, 2012

11:00 a.m. -

Standing Committee on Ethics and Guidance (O'Donnell)
Room 438-B CAP

Motion to convene meeting in executive session