

**DRAFT**

**RENSSELAER COUNTY ETHICS BOARD  
FEBRUARY 24, 2023 MEETING MINUTES**

Date: Friday, February 24, 2023  
Time: 10:00 A.M.  
Location: Third Floor Conference Room, Rensselaer County Office Building,  
99 Troy Road, East Greenbush, NY  
Notice: In accordance with Public Officers Law Section 104  
Board Members Stacey Farrar  
Present: Frederick W. Kirwin  
Larry Kivitz  
Theresa Sullivan  
  
Others Carl J. Kempf III, Esq., County Attorney  
Present: 3 members of the public

**I. CALL TO ORDER**

- Meeting was called to order at 10:00 am

**II. ELECTION OF CHAIR**

- Motion by S. Farrar to elect T. Sullivan as Chair
- Motion seconded by L. Kivitz
- Motion was unanimously approved

**III. CONSIDER ADOPTION OF RULES FOR ETHICS BOARD MEETINGS**

- Motion by F. Kirwin to adopt the rules as presented with the Agenda
- Motion seconded by L. Kivitz
- Motion was unanimously approved

**IV. REVIEW OF LIST OF PUBLIC OFFICIALS**

- S. Farrar recommended updates to the List of Public Officials as presented with the Agenda
- Motion by L. Kivitz to direct the County Attorney to update the List of Public Officials as recommended by S. Farrar and to approve the List of Public Officials as updated
- Motion seconded by S. Farrar
- Motion was unanimously approved

**V. VOTE TO ADJOURN PUBLIC SESSION TO EXECUTIVE SESSION**

- Motion by L. Kivitz to enter into executive session for the following purposes:
  - Discuss, with respect to Rensselaer County Ethics Board Matter 2023-01 regarding a particular person, matters regarding the employment history of such person or matters leading to the demotion, discipline, suspension, dismissal or removal of such person (Public Officers Law § 105.1.f)
  - Discuss, with respect to a Rensselaer County Ethics Board Matter 2023-02, matters leading to the employment of such person (Public Officers Law § 105.1.f)
- Motion was seconded by S. Farrar
- Motion was unanimously approved

**Executive Session**

- Rensselaer County Ethics Board Matter 2023-01: S. Farrar recused herself from decision and otherwise unanimously approved to direct the County Attorney to draft and present to the Board letter finding no jurisdiction and, as stated, no violation.
- Rensselaer County Ethics Board Matter 2023-02: Unanimously approved to direct the County Attorney to draft and present to the Board letter to the Department Head denying the request for a waiver for a prospective employee or for an opinion that the Ethics Law does not apply to the position for the prospective employee.
- At 11:05 am, unanimously approved to close executive session and return to public session.

**VI. RETURN TO PUBLIC SESSION**

- After return to public session, there being no further business, at 11:06 am unanimously approved to adjourn the meeting

**VII. ADJOURNMENT**

- Next meeting tentatively scheduled for Friday, May 19, 2023 at 10:00 am