

**WASHINGTON SUBURBAN SANITARY COMMISSION**

**BOARD OF ETHICS**

**2006 ANNUAL REPORT**

**Members:**

**Charles Kuderna, Chair**

**Steven Hausman**

**William Walton**

**Robert Moore, Alternate Member**

## WSSC'S CY 2006 Annual Ethics Report

The report covers conflicts of interest matters that were addressed by the WSSC Board of Ethics, WSSC employee financial disclosure, and lobbying registration and reporting.

The current WSSC Board of Ethics members are Charles Kuderna, Chair (Prince George's County), Steven Hausman (Montgomery County), William Walton (Prince George's County), and Robert Moore, Alternate Member (Prince George's County). The Board of Ethics convened thirteen times during 2006 to consider and review requests for advisory opinions, complaints, and other matters. During the year, the Board of Ethics issued three Advisory Opinions on conflict of interest topics. Attached is a summary of each Advisory Opinion (Appendix A).

Additionally, the Code of Ethics requires an individual to register as a lobbyist if they are compensated to influence executive or administrative actions by WSSC. During 2006, there were eleven lobbyist registrations filed on behalf of nine clients with the Commission. Attached is a listing of all registered lobbyists and their clients (Appendix B). Also attached is a summary of the Lobbyist Expenditures as reported on the WSSC Lobbyist Activity Report (Appendix C).

To improve access to Ethics information, the Board has added more content to its web site ([www.wsscwater.com/ethics/index.cfm](http://www.wsscwater.com/ethics/index.cfm)). The web site contains the Code of Ethics, lobbyist registration information, Advisory Opinions issued, and the Board of Ethics Rules and Procedures.

The Code of Ethics requires certain employees to file annual financial disclosure forms. State law requires that the content of WSSC's financial disclosure regulations be "substantially similar" to the State. The Commission has initiated an on-line system for employees to file their financial disclosure forms.

**CY 2006  
BOARD OF ETHICS  
FINAL ADVISORY OPINIONS**

Case Number	Advisory Opinion Request	Disposition	Disposition Date
A-06-01	<p><b><u>Received 02/10/06</u></b> Conflict of Interest: Request for opinion as to whether a WSSC employee's appointment to the Commission on Environmental Justice and Sustainable Communities interferes with employee's duties representing WSSC</p>	<p>Requestor's service on the Commission on Environmental Justice and Sustainable Communities does not (per se) create a conflict of interest with the requestor's job duties per Article 3 of the WSSC Code of Ethics. The requestor's service on the Committee is not prohibited.</p>	<p><b>April 13, 2006</b></p>
A-06-02	<p><b><u>Received 04/05/06</u></b> Misuse of Prestige of Office; Harassment; Improper Influence – Request for opinion as to whether a WSSC employee can discuss workplace problems with Delegate Brian Moe</p>	<p>WSSC Code of Ethics does not prohibit an employee from communicating with an elected official regarding a WSSC matter. Article 3-4(a) does prohibit an employee from intentionally using "the prestige of office for private gain or the gain of another". Therefore, an employee must not communicate with an elected official for the purpose of realizing private gain for himself or any other person. The Board advises the requestor to keep the provisions of Article 3-4 in mind during any communication with an elected official. The Board also suggested that the employee review other WSSC policies or regulations that may cover communication with elected officials.</p>	<p><b>May 11, 2006</b></p>

**CY 2006  
BOARD OF ETHICS  
FINAL ADVISORY OPINIONS**

Case Number	Advisory Opinion Request	Disposition	Disposition Date
A-06-03	<p><b>Received 07/14/06</b> Possible Conflict of Interest Intergovernmental Relations Coordinator has filed to run as a candidate for the Prince George's County School Board and Prince George's County Democratic Central Committee</p>	<p>Code § 3-2(a) prohibits this employee, if elected, from serving on the <b>Prince George's County Board of Education</b> while also holding the current position at WSSC. Code § 1-2 prohibits this employee, if elected, from serving on the <b>Prince George's County Democratic Central Committee</b> while also holding the current position at WSSC.</p>	09/08/06

## *WSSC - CY 2006 Lobbyist Name and Client*

<i>Lobbyist</i>	<i>Lobbyist Firm</i>	<i>Employer</i>
<i>Gooden Karen</i>		Republic Property Corporation
<i>Greenbaum Nathan J.</i>	<i>Linowes and Blocher LLP</i>	Church of the Redeemer
		Natelli Communities
		Arcola Investment Associates
		Terrabrook/Newland Communities
		Eakin-Youngentob Associates, Inc.
		Atapco Ritchie Interchange, Inc.
		The Artery Group
		Georgetown Preparatory School
		Miller and Smith
		Renewable Natural Resources Foundation
		Toll MD V, Limited Partnership
		Dumont Oaks Corporation
		Bethel Deliverance Outreach Ministries, Inc.

<i>Lobbyist</i>	<i>Lobbyist Firm</i>	<i>Employer</i>
		Artery Group LLC (Crabbs Branch Way)
		M/I Homes
		Landplan Associates (Loneoak Townes)
<i>Hoover</i>	<i>Lesia N.</i>	<i>Apartment &amp; Office Bldg., A</i>
		Apartment & Office Bldg., Assoc. of Metro Wash
<i>Maloney</i>	<i>Kevin</i>	<i>Maloney &amp; Associates</i>
		Calgon Carbon Corporation
		Atlantic Recycling Group
<i>Met(1)</i>	<i>Robert H.</i>	<i>Linowes and Blocher LLP</i>
		Dumont Oaks Corporation
<i>Metz</i>	<i>Dee</i>	<i>Maloney &amp; Associates</i>
		Calgon Carbon Corporation
		Atlantic Recycling Group
<i>Mirtaghavi</i>	<i>Mike</i>	<i>Landplan Associates</i>
		Landplan Associates (Loneoak Townes)
<i>Nosal</i>	<i>Mark</i>	<i>Toll MD V. Limited Partner</i>
		Toll MD V, Limited Partnership

<i>Lobbyist</i>	<i>Lobbyist Firm</i>	<i>Employer</i>
<i>Orrick, Jr. John R.</i>	<i>Linowes and Blocher LLP</i>	<i>The Artery Group</i>
<i>Quinn Kevin</i>	<i>Wye River Capital, Incorpor</i>	<i>Wye River Capital, Incorporated</i>
<i>Sears Barbara A.</i>	<i>Linowes and Blocher LLP</i>	<i>Eakin-Youngentob Associates, Inc.</i> <i>Natelli Communities</i>
<i>Vini Mark M.</i>	<i>Linowes and Blocher LLP</i>	<i>Church of the Redeemer</i>

**CY 2006**  
**LOBBYIST EXPENSES FOR EACH COMPANY**  
**AS REPORTED ON THE WSSC LOBBYIST ACTIVITY REPORT**

		REPORTING PERIOD			
COMPANY		1/01/06 thru 6/30/06	7/01/06 thru 12/31/06	Total	
1	Arcola Investment Associates	\$ -	\$ -	\$ -	
2	Apartment & Office Bldg. Assoc. of Metropolitan Wash.	\$ -	\$ -	\$ -	
3	The Artery Group	\$ -	\$ 1,727.51	\$ 1,727.51	
4	Atapco Ritchie Interchange, Inc.	\$ 4,103.75	\$ -	\$ 4,103.75	
5	AvalonBay Communities Inc.	\$ -	\$ -	\$ -	
6	Calgon Carbon	\$ -	\$ -	\$ -	
7	Church of the Redeemer	\$ 1,842.50	\$ 4,229.30	\$ 6,071.80	
8	Dumont Oaks	\$ -	\$ 2,785.00	\$ 2,785.00	
9	Eakin-Youngentob, Associates, Inc.	\$ -	\$ -	\$ -	
10	Landplan Associates/Loneoak Townes	\$ 1,591.26	\$ -	\$ 1,591.26	
11	The Magruder Companies	\$ 4,435.37	\$ 2,183.75	\$ 6,619.12	
12	M-I Homes	\$ -	\$ 11,138.75	\$ 11,138.75	
13	Miller and Smith	\$ 335.00	\$ -	\$ 335.00	
14	Natelli Communities	\$ -	\$ 335.00	\$ 335.00	
15	Newland Communities/Terrabrook	\$ -	\$ -	\$ -	
16	Republic Properties	\$ -	\$ -	\$ -	
17	Tapestry	\$ -	\$ -	\$ -	
18	Toll Brothers, Inc./Claggett	\$ 1,105.50	\$ 971.50	\$ 2,077.00	
19	Wye River Capital, Inc.	\$ -	\$ -	\$ -	
<b>Total Compensation and Expenses</b>		<b>\$ 13,413.38</b>	<b>\$ 23,370.81</b>	<b>\$ 36,784.19</b>	