



Bernalillo County Code of Conduct Review Board (“BCCCRB”)

**Meeting Minutes For Monday, June 16, 2014
Bernalillo County Annex Building, 415 Tijeras NW
Human Resources Training Room, Second Floor
Albuquerque, New Mexico 87102**

Members Present:

Alan Packman, Chair, District 3
Edmund E. Perea, Vice-Chair, District 2
Sarita Nair, District 1

Don Bruckner, District 5

Alternate Members Present:

Catherine Howell, District 4 (Telephonically Only)
Standing In For Michael Flynn
Peter Vredenburg, District 5
(Voting for Don Bruckner)
Bruce Barnaby, District 3

Member Absent:

Michael Flynn, District 4

BCCRB Staff Present:

Robert M. White, Attorney for Board
Robert D. Kidd, Compliance Officer
Rachel F. Nickels, Executive Assistant

Attendees:

George Richmond, Complainant
Arthur Kavanaugh, Former County Treasurer Compliance Officer, For Complainant
Treasurer Manny Ortiz, Respondent
Dennis Chavez, County Treasurer’s Office Compliance Office, For Respondent
Isabell Purcella, County Chief Deputy Treasurer, For Respondent

Call to Order:

The CCRB meeting was called to order at 5:05p.m., by Chair, Packman.

Roll Call:

District Members introduced themselves in the following order:
Sarita Nair, District 1, Member
Edmund E. Perea, Vice-Chair, District 2, Member

Alan Packman, Chair, District 3, Member
Catherine Howell, District 4, Alternate (Telephonically Only)
Peter Vredenburg, District 5, Alternate (Voting in place of Don Bruckner)
Bruce Barnaby, District 3, Alternate
Don Bruckner, District 5, Member (Late arrival, and therefore, not a voting Member)

Approval of Agenda:

Chair Packman motioned for approval which was seconded by Alternate Vredenburg, and approved unanimously.

Approval of Minutes:

Minutes had been reviewed by all Members present and Chair Packman motioned for approval which was seconded by Vice-Chair Perea and approved unanimously.

Review and Approval of the Complainant and Respondent Guidelines Forms:

Each Form had been reviewed by all Members present and Chair Packman motioned for approval which was seconded by Vice-Chair Perea and approved unanimously to be available to the public.

Evidentiary Hearing on Sworn Complaint 2014-001, George Richmond v. Treasurer Manny Ortiz:

Complainant gave Opening Statement followed by Respondent's Opening Statement.

Complainant called Former County Treasurer's Office Compliance Officer, Arthur Kavanaugh, as his first witness and after testimony had begun, Chair Packman swears in Mr. Kavanaugh, who then resumed his testimony. Treasurer Manny Ortiz cross-examined Mr. Kavanaugh

Board Members addressed Mr. Kavanaugh with:

District 1 – No questions
District 2 – Questions
District 4 – Questions
District 5 – Questions
District 3- Questions

Respondent presents his case.

Board Members addressed County Treasurer Manny Ortiz with:

District 1 – Questions
District 2 – Questions
District 4 – Questions
District 5 – Questions
District 3 – Questions

Dennis Chavez, County Treasurer's Office Compliance Officer and Isabell Purcella, County Chief Deputy Treasurer, answered questions from all five District Members and Alternates, respectively, and were sworn in by Chair Packman.

Rebuttal was given by George Richmond, Complainant, followed by his Closing Statement.

Closing Statement was then presented by Treasurer Manny Ortiz, Respondent.

Chair Packman motioned to go into Executive Session and Vice-Chair Perea seconded such motion at 6:33p.m.

The Evidentiary Hearing reconvened at 7:08p.m.

Vice-Chair Perea motioned to find County Treasurer Manny Ortiz, in violation of Section 2-131. Of the County Code of Conduct Ordinance, for failing to file a Statement of Economic Interest with the Bernalillo County Clerk within ten (10) days after swearing in which was seconded by both Member Nair and Alternate Howell and the Chair took a Roll Call vote by each District who voted four to zero find Treasurer in violation.

Chair Packman asked for a motion on the penalty. Member Nair stated that in light of Treasurer Manny Ortiz's April and May 2014 filing of Economic Statements and his voluntary agreement to attend Ethics Trainings throughout 2014, she motioned that admonition of the Board be the sole penalty to violation of Section 2-131., and seconded by Vice-Chair Perea. Chair Packman then took a Roll Call vote by each District who voted four to zero for such motion. A Final Decision will be reviewed and approved at the next Meeting.

Next Meeting:

July 7, 2014, at 4:00p.m.

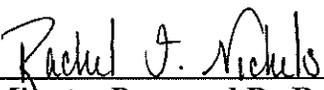
Adjournment:

With no further business, the meeting adjourned at 7:12p.m., on June 16, 2014.



Alan Packman, Chair
Bernalillo County Code of Conduct Review Board

7/7/14
Date



Minutes Prepared By Rachel F. Nickels
Compliance Office

July 7, 2014
Date