



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

**Meeting Minutes For Tuesday, November 18, 2014
City/County Building, One Civic Plaza, Tenth Floor
County Manager’s Conference Room B, 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:

Trish Lopez, District 3 (Voting For
Alan Packman, Chair)

Members Absent:

Michael Flynn, District 4

Alternate Members Absent:

Catherine Howell, District 4
Peter Vredenburg, District 5

BCCRB Staff Present:

Robert M. White, Attorney for Board
Robert D. Kidd, Compliance Officer

Rachel Floryance, Executive Assistant

Members of the Public Present:

Carolyn Freeman, Complainant
Clerk Maggie Toulouse Oliver, Respondent
Joshua Ewing, Counsel, for Clerk Maggie Toulouse Oliver, Respondent

Call to Order:

The CCRB meeting was called to order at 1:01p.m., by Chair Packman.

Roll Call:

Chair announced Districts in the following order:

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

Don Bruckner, District 5
Trish Lopez, District 3, Alternate

Approval of Agenda:

Chair Packman motioned for approval which was seconded by Vice-Chair Perea and Member Bruckner, and approved unanimously.

Approval of November 3, 2014 Board Minutes:

Minutes had been reviewed by all Members present and Chair Packman motioned for approval as amended which was unanimously approved.

Scheduling of Preliminary Hearing for SC2014-003 (Carolyn Freeman v. County Clerk, Maggie Toulouse Oliver):

Chair Packman hands meeting over to Vice-Chair Perea to conduct Preliminary Hearing.

Complainant Carolyn Freeman provided a snapshot copy of the Clerk’s website page as viewed on October 14, 2014 to all Board Members, the Respondent’s Counsel and the Compliance Officer. Ms. Freeman stated the alleged violations of the Clerk posting a partisan attack using county property on county time. Vice-Chair Perea, Member Bruckner and Alternate Lopez each question Ms. Freeman for clarification.

Joshua Ewing, Counsel for Clerk Maggie Toulouse Oliver asks the Board to dismiss the Sworn Complaint. Member Bruckner, Vice-Chair Perea and Member Nair each ask questions of Mr. Ewing.

Vice-Chair Perea moves to go into Executive Session and Member Nair makes such motion and Member Bruckner seconded the motion at which time the Board went into closed session at 1:25pm.

Vice-Chair Perea reconvenes the meeting at 1:41p.m., Member Nair moves that because the press release does not constitute prohibited political activity, that the Board dismiss the Complaint on the basis that the conduct alleged in the Complaint does not constitute a violation of the Ordinance. Member Bruckner seconded the motion which was unanimously approved.

The Final Decision and Order will be prepared by the Compliance Office and after review and approval will be distributed to the Complainant and Respondent.

Next Meeting Scheduled For:

March 23, 2015

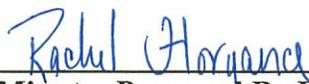
Adjournment:

With no further business, the meeting adjourned at 1:46p.m., on November 18, 2014.

 *For Alan Packman*

**Alan Packman, Chair
Bernalillo County Code of Conduct Review Board**

2-6-15
Date


**Minutes Prepared By Rachel Floryance
Compliance Office**

February 6, 2015
Date