

BOARD OF ETHICS HEARING PANEL  
THURSDAY, JANUARY 11, 2018, 2:30 P.M.  
ART PICK COUNCIL CHAMBER

MINUTES

PRESENT: Members Foley (serving in place of Chair Huerta), Nelson, Macias, Tucker, and Stahovich

ABSENT: Chair Huerta

STAFF PRESENT: Colleen Nicol, Robert Hansen, and Brandon Mercer

PARTIES PRESENT: Mayor Bailey and Jason Hunter

In the absence of Chair Huerta, Member Tucker called the meeting to order at 2:34 p.m.

SELECTION OF CHAIR

Following discussion, it was moved by Member Stahovich and seconded by Member Nelson to appoint Member Tucker as Chair. Motion carried unanimously.

ORAL COMMUNICATIONS FROM THE AUDIENCE

Jason Hunter spoke regarding his ethics complaint against Mayor Bailey alleging a violation of the Code of Ethics and Conduct on July 22, 2014.

ETHICS COMPLAINT HEARING

Chair Tucker reviewed the events of the hearing panel meetings of February 10 and June 2, 2017, regarding the complaint of Jason Hunter against Mayor Bailey alleging violation of Section II D of Resolution No. 22318 of the Code of Ethics and Conduct on July 22, 2014. The hearing continued at this time with presentation of evidence by Mayor Bailey. Mayor Bailey stated he had no evidence to present. Chair Tucker ruled that no rebuttals will be offered due to lack of evidence presented by the public official.

Mr. Hunter presented his closing statement. Mayor Bailey presented his closing statement.

DELIBERATIONS

Chair Tucker opened discussion on the complainant's request for subpoenas. No member of the panel requested issuance of subpoenas. The request of Mr. Hunter for prior closed session records which have since been destroyed pursuant to the City Council records retention policy was declined by the Chair.

Following discussion, it was moved by Member Foley and seconded by Member Tucker finding that Mayor Bailey did not violate Section II D of Resolution No. 22461, which replaced Resolution No. 22318, on July 22, 2014, as alleged in the complaint of Jason

Hunter based upon all evidence presented at the hearing and after due consideration by the Hearing Panel. Motion carried unanimously.

The meeting adjourned at 3:19 p.m.

Respectfully submitted,



COLLEEN J. NICOL  
City Clerk