

**City of Albuquerque
Board of Ethics and Campaign Practices**

**Rio Grande Foundation,
Complainant**

vs.

BOE-06-2019

**Mayor Timothy Keller,
Respondent**

Order

WHEREAS, the Board of Ethics and Campaign Practices (“the Board”) is authorized to initiate, receive, investigate, review, and hear complaints regarding violations of the Board’s Rules and Regulations and the City Clerk’s Rules and Regulations; and

WHEREAS, Complaint BOE-06-19 was filed with the City Clerk on November 22, 2019, by Patrick Brenner on behalf of the Rio Grande Foundation (“the Complainant”), against the Respondent, alleging violations of the City Charter, City Ordinances, Board of Ethics and City Clerk’s Rules and Regulations regarding actions taken by Respondent during the 2019 Local Election; and

WHEREAS, pursuant to Part I of the City Clerk’s Complaint Diversion Process, the complaint was reviewed by the City Clerk and referred to the Board of Ethics on December 9, 2019.

WHEREAS, on January 3, 2020, the Board found good cause to extended the time for resolution of this complaint.


WHEREAS, Mayor Timothy Keller (“the Respondent”) by and through counsel, timely requested a settlement conference and the parties engaged in settlement discussions facilitated by the Office of the City Clerk.

WHEREAS, the parties have entered into a settlement agreement (hereinafter “Agreement”) which is attached hereto as exhibit A.

1. The Respondent and the Complainant negotiated, stipulated, and agreed to this Agreement relating to the violation of the Rules and Regulations, with the mutual understanding that the Agreement is subject to approval by the Board of Ethics and Campaign Practices.
2. The Respondent and the Complainant both acknowledge that they have the right to retain the services of a private attorney to assist them with negotiating this Agreement.
3. The Complainant agrees to withdraw all other complaints contained in BOE-06-19 dated November 22, 2019 other than those claims expressly resolved in the Agreement.

NOW THEREFORE, THE BOARD HEREBY ORDERS:

1. The Agreement constitutes a full and final settlement of all matters and issues raised in Complaint BOE-06-2019; and
2. Complaint BOE-06-2019 is hereby dismissed with prejudice.



Andrew Schultz, Chairperson of the
Board of Ethics and Campaign Practices

Date: 02/28/2020