

(continued) Witnesses:

Joe H. Arellano: 505 470 1615; joeharellano4district2@gmail.com; 509 Calle de Francisco

Mary Louise Bonney: 505 930 1667; marylouisebonney@yahoo.com; 727 Canyon Road

Rad Acton: 505 983-5175; radacton@earthlink.net; 1206 Canyon Road

Anna Hansen (Treasurer for the Joseph M. Maestas Campaign) 2008 Kiva Rd, Santa Fe NM 87505 ; What she knows: When the payment for campaign signage was made, how much was paid, the source and form of payment, and why it was not included in the Seed Money Expenditure Report.

Focus Ink: 505 265 3497; 335 Jefferson SE, Albuquerque, NM 87108 ; What they know: When the payment for campaign signage was made, how much was paid, and the source and form of payment.

Neri Holguin, Campaign Manager for Joseph Maestas
Address: Holguin Consulting, Inc.
1309 Fruit Ave NW
Albuquerque, NM 87104
neriholguin@gmail.com
(505) 217 8705

What she knows: When the payment for campaign signage was made, how much was paid, the source and form of payment, why it was not included in the Seed Money Expenditure Report, and whether there are any additional existing campaign expenses that were not reported.

CITY CLERK'S OFFICE

DATE 12-12-13 TIME 2:04

RECEIVED BY Jeff E. Green

RECEIVED BY [Signature]



Email correspondence #2

Dec 10

Paul White

to jeffegreen2014@gmail.com

----- Forwarded message -----

From: **Leslie Lakind** <leftielakind@gmail.com>

Date: Tue, Dec 10, 2013 at 1:58 PM

Subject: Fwd: statement from Joseph Maestas about Jeff Green's complaint

To: Paul White <paulwhitesf@gmail.com>

----- Forwarded message -----

From: **Joseph Maestas For Santa Fe** <josephmaestasforsantafe@gmail.com>

Date: Tue, Dec 10, 2013 at 10:05 AM

Subject: Fwd: statement from Joseph Maestas about Jeff Green's complaint

To: Leslie LaKind <leftielakind@gmail.com>

Les':

Please send my statement to your friend concerned about the Jeff Green complaint. I am willing to meet with him/her personally to secure their support. Thanks.

Joe

Sent from my iPhone

Begin forwarded message:

From: Neri Holguin <neriholguin@gmail.com>

Date: December 10, 2013 at 9:47:20 AM MST

To: Joseph Maestas <josephmaestasforsantafe@gmail.com>

Subject: Fwd: statement from Joseph Maestas about Jeff Green's complaint

----- Forwarded message -----

From: **Neri Holguin** <neriholguin@gmail.com>

Date: Tue, Dec 10, 2013 at 9:30 AM

Subject: statement from Joseph Maestas about Jeff Green's complaint

To: Julia Goldberg <juliagoldberg@santafe.com>

Cc: Joe Maestas <josephm@valornet.com>

hi Julia, please see. Joseph has been in meetings and asked me to send this to you.

I believed I was in compliance when we filed our seed money reports. There were expenditures to two vendors that I haven't been billed for and haven't yet paid. Those expenditures are for two banners, placards, and a robo call (which Jeff Green did not include in his complaint). The banners, placards, and robo call included a full disclaimer saying there were from my campaign.

I paid for costs that I was billed for. I intend to pay the vendors once I have received their invoices and I will fully disclose the expenditure amounts in our next financial disclosure report.

I strongly believe in the public finance program as demonstrated by collecting twice the number of \$5 qualifying contributions required. We deposited a total of \$1500 into the public finance fund - the most of any City Council candidate.

In retrospect, I should have included each expense in our seed money expenditure report regardless of the billing circumstances. This is a lesson learned and I take full responsibility. I look forward to continuing our full and transparent participation in the public finance program.

--

Neri Holguin
Campaign Manager
Alan for NM
PO Box 7815
Albuquerque, NM 87194
505-217-8705

Council candidate Maestas faces ethics complaint over spending

Posted: Tuesday, December 10, 2013 8:00 pm | Updated: 8:46 pm, Tue Dec 10, 2013.

By Daniel J. Chacón

The New Mexican

Santa Fe City Council candidate Joseph Maestas failed to report more than \$600 in campaign expenses, prompting another complaint against a candidate by an election opponent under the city's relatively new public campaign finance code.

Maestas said Tuesday he thought he was in compliance with the code when he filed his campaign statements with the City Clerk's Office.

"There has been no willful intent to circumvent the rules or disguise or hide any expenditures," said the former Española mayor, who is seeking election in the Santa Fe City Council's southeast-side District 2.

Maestas said he didn't report expenses for a \$139.62 robocall to potential voters and \$462.24 in banners and placards because the invoices were billed to his campaign manager, who hasn't yet charged Maestas or his campaign. The placards and one of the banners were purchased in July, and another banner and the robocall were purchased in September, he said.

"In retrospect, I should have included each expense in our seed money expenditure report regardless of the billing circumstances," he said. "This is a lesson learned, and I take full responsibility."

Council candidates are allowed to collect — and spend — up to \$1,500 in so-called seed money contributions to qualify for \$15,000 in public financing. In his campaign filings, Maestas reported spending the entire \$1,500. But he didn't report buying signs, including a large banner that he had installed in the bed of his pickup, which caught the attention of another District 2 candidate, Jeff Green.

On Monday, Green filed a complaint against Maestas with the city's Ethics and Campaign Review Board. Green said in the complaint that he observed Maestas using campaign signs but that payment for them wasn't included in his campaign filings.

"That missing payment would put the candidate above the \$1,500 limit in expenditures," Green wrote in his complaint.

Maestas said he intends to pay the vendors after he receives their invoices and will "fully disclose" the expenses in his next campaign expense report.

But Green, who tried to qualify for public financing but failed, said Maestas had an "unfair advantage" by making expenditures from a source other than seed money contributions, which the code prohibits.

"It's substantive because public financing has certain rules, and one of these rules is that there's a limit on expenditures, and you have to report your expenditures," he said.

After he is served with the formal complaint, Maestas has 10 business days to file a response.

Contact Daniel J. Chacón at 986-3089 or dchacon@sfnwmexican.com.

Link: http://www.santafenewmexican.com/news/local_news/council-candidate-maestas-faces-ethics-complaint-over-spending/article_3d24c04f-4d2a-535b-8fa4-17dfd898ecda.html



CASE # 2013-2

Complaint Form

(Please print or type)
(Additional pages may be added)

Date: 12/9/2013

1. Name of person and/or group charged with alleged violation. JOSEPH M. MAESTAS

2. Please explain briefly the nature of the alleged violation. Incomplete seed money expenditure report, exceeding \$1,500 in expenditures, and/or making expenditures for his campaign from source other than seed money contributions

3. Please state which specific provision(s) or part(s) of the Code of Ethics or Election Code you believe have been violated. Section 9-3.8 B (3) "...no expenditures for his campaign from any source other than seed money contributions"/Section 9-3.8 C (1) "Reports listing... all expenditures of seed money contributions made by the candidate, and showing the aggregate amounts of all such contributions and expenditures"

4. Please state the facts you have regarding the violations, including:
the date(s) For the first time on Sept. 8, 2013 at the Fiesta parade in Santa Fe and
the time(s) subsequently on a number of occasions, I observed Mr. Maestas using campaign
the place(s) signage including a large sign fastened to his truck. These signs include the
people involved information, "Printed by Focus Ink, Inc. 335 Jefferson St, ABQ NM 87108"
other facts but payment for them is not included in Mr. Maestas's SEED MONEY EXPENDITURE REPORT, and that missing payment would put the candidate above the \$1,500 limit on expenditures.

5. Are there any witnesses to the violation who are willing to confirm your charge?
Please list with addresses, phone numbers and what they know. Yes, I believe that all of the other candidates for City Councilor in District 2 are witnesses who have seen Joe Maestas's signs in use during the seed money period. (Joe Arellano, Rad Acton and Mary Bonney)

6. Attach documentation of actual evidence you have to support your complaint, to this form.

7. What is your name? Jeff E. Green
8. Address? 509 Camino Lejo Santa Fe NM Zip Code 87505
9. Telephone Number? (505) 501 5826 Work: _____
10. Email Address? jeffegreen2014@gmail.com

Received on: December 9 2013
By: Geralyn F. Cardenas
City Clerk's Office

To the best of my knowledge, the above statements are true and complete.

Signature Jeff E Green

Subscribed and sworn to before me this 9th day of December 20 13



Signature [Handwritten Signature]
Notary Public

(continued) Witnesses:

Joe H. Arellano: 505 470 1615; joeharellano4district2@gmail.com; 509 Calle de Francisco

Mary Louise Bonney: 505 930 1667; marylouisebonney@yahoo.com; 727 Canyon Road

Rad Acton: 505 983-5175; radacton@earthlink.net; 1206 Canyon Road

Anna Hansen (Treasurer for the Joseph M. Maestas Campaign) 2008 Kiva Rd, Santa Fe NM 87505 ; What she knows: When the payment for campaign signage was made, how much was paid, the source and form of payment, and why it was not included in the Seed Money Expenditure Report.

Focus Ink: 505 265 3497; 335 Jefferson SE, Albuquerque, NM 87108 ; What they know: When the payment for campaign signage was made, how much was paid, and the source and form of payment.



Photo 1: Sept. 8, 2013 photo by Jeff E. Green



Photo 2: Sept. 8, 2013 photo by Jeff E. Green



Photo 3: Cover photo at www.facebook.com/joseph.maestas.98

City of Santa Fe

SEED MONEY EXPENDITURE REPORT

Expenses incurred in obtaining qualifying contributions and in seeking certification as a participating candidate.

Name of Candidate Joseph M. Maestas Position Sought City Councilor
 Mailing Address 3999A Old Santa Fe Trail District No. 2
Santa Fe, New Mexico 87505
 Email Address josephmaestasforsantafe@gmail.com Phone No. 505-929-0955

Aggregate of Seed Money Expenditures \$1,500.00

Date Expended	Name of Individual or Business and Mailing Address Purpose of Expenditure	Method of Payment	Amount
08/21/13	Los Alamos National Bank	Cash	\$16.99
	2009 Galisteo Street Santa Fe NM 87505		
	Check Book From LANB		
09/09/13	Sams Club	Check # 1002	\$92.32
	4201 Rodeo Road Santa Fe NM 87505		
	Materials for Parade; Candy for Kids and families at parade		
09/09/13	Lowe's	Check # 1001	\$13.46
	3458 Zafarano Drive Santa Fe NM 87507		
	Stakes for Placards		
09/16/13	Santa Fe Fiesta Council	Check # 1003	\$30.00
	Santa Fe New Mexico		
	Parade Fee		
09/20/13	Office Max	Check # 1004	\$38.37
	3003 S St. Francis Drive Ste. A Santa Fe NM 87505		
	Copies of Flyer		
10/17/13	Frank Murray	Check # 1005	\$500.00
	1404 Maclovía Street Santa Fe NM 87505		
	Field Services		
10/17/13	Linda Lillow	Check # 1006	\$170.13
	5117 La Subida NW, Albuquerque, NM		
	Logo, Placard, and Sign Designing		
11/01/13	Frank Murray	Check # 1007	\$638.73
	1404 Maclovía Street Santa Fe NM 87505		
	Field Services		

(ATTACH ADDITIONAL PAGES AS NEEDED)

Page Total \$1,500.00

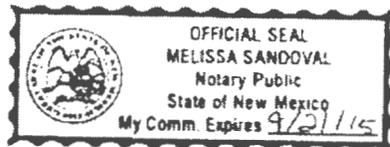
City of Santa Fe

CERTIFICATION

This report has been prepared with all reasonable diligence and is true and complete in accordance with §9-3 SFCC 1987; however, a Qualifying Contribution and Seed Money Report of a candidate for Municipal Judge is not required to be signed or acknowledged by the candidate.

Candidate's Signature Joseph M. Maestas Date 11-18-13
Treasurer's/Deputy Treasurer's Signature Anna C. Hansen Date 11/18/13
Treasurer's/Deputy Treasurer's Address 2008 KIVA RD
Santa Fe, NM 87505

Subscribed to and sworn before me this 18 day of November, 2013.



Melissa Sandoval
Notary Public

My Commission Expires:

9/21/15

Received in the Office of the City Clerk at 12:21 (AM) PM on the 18th day of November, 2013.

(SEAL)

Yolanda Y. Vigil
Yolanda Y. Vigil, JMC, City Clerk

- The term "contribution" does not include: (§9-3.3(E)(2) SFCC 1987)
 - (1) a volunteer's personal services provided without compensation or the travel or personal expenses of such a campaign worker, and
 - (2) the cost of an event held in honor of or on behalf of a candidate when the total cost of the event amounts to no more than two hundred dollars (\$200).
- The City Clerk is authorized to reject any incomplete campaign finance statements. (§9-3.18(B) SFCC 1987)
- The City Clerk shall assess a fine of one hundred dollars (\$100) for unexcused late filing of campaign finance statements. (§9-3.18(C) SFCC 1987)

From Jeff E Green <jeffegreen2014@gmail.com>

Sep
4

to josephmaestasforsantafe@gmail.com, jmmaestas@usbr.gov

Dear Joseph,

It was nice to see you at the reception for New Energy Economy yesterday. Wow, what a great speech our Congressman gave!

I'm writing just to reach out in advance of the upcoming municipal election, and hopefully get a chance to meet you and discuss some of the issues that are currently facing Santa Fe.

If you read the New Mexican or Journal today, you may have seen my name mentioned as a potential candidate for District Two. Before I decide whether to run, I am trying to meet with all of the other candidates to see if there is anyone already running to whom I can throw my support on the issues that most concern me, especially with regard to environmental sustainability topics.

Are you able to meet for coffee or a drink this week, during the weekend, or early next week?

Please let me know!

Thank you & sincerely,
~ Jeff

From Maestas, Joseph <jmmaestas@usbr.gov>

Sep
5

to jeffegreen2014@gmail.com

Thanks for reaching out Jeff. I agree with you that we should meet to discuss issues and identify common ground. Perhaps we can meet over the weekend. Let me know what works for you.

Joe

Sincerely,

Joseph M. Maestas, P.E.
Program Manager
Technical Services Division
Albuquerque Area Office
Bureau of Reclamation
505-462-3615 (ofc)
505-462-3791 (fax)
505-382-4246 (mobile)

Sep
5

From Jeff E Green <jeffegreen2014@gmail.com>
to jmmaestas@usbr.gov

Thanks for your response, Joe. I'll be in Albuquerque on Saturday and available in Santa Fe on Sunday afternoon ... Looks like I'm free from around 1 pm to 6 or 7 on Sunday.

Just as an idea, I'll go ahead and suggest the Santa Fe Baking Co. on Cordova or the Flying Star Cafe at the Railyard as possible locations where we could meet. What do you think?

Best,
~ Jeff

From Joseph Maestas <jmmaestas@usbr.gov>

Sep
5

to jeffegreen2014@gmail.com

Jeff:

Can you meet me on sunday before the fiesta parade at the line up on Guadalupe St.? If you'd like, we can also walk and talk during the parade as I will have a campaign float. Parade starts at 1 pm. Let me know. Oh! Please use my personal email for campaign related messages: Josephm@valornet.com . Thanks.

Joe

Sent from my iPhone

From Jeff E Green <jeffegreen2014@gmail.com>

Sep
5

to Josephm@valornet.com

That sounds good, Joe. I'll be getting out of another event downtown at 12:30 so I can head over to Fiesta from there. Actually I appreciate the reminder, I forgot that Fiesta is Sunday!

From Joseph Maestas <josephm@valornet.com>

Sep
5

Great Jeff! See you on Sunday!

Sent from my iPhone

Sep
8

From Jeff E Green <jeffegreen2014@gmail.com>
to Josephm@valornet.com

Dear Joseph,

I really appreciate the opportunity to have met you today at the Fiesta parade!

It seemed clear from our brief conversation that you are well-versed on environmental issues, I would say probably more so than Mary Louise Bonney, who I also had the pleasure of meeting this week, although I would have liked to have also heard your thoughts on renewable energy development and sustainable food policy in Santa Fe, in addition to water.

However, I wanted to be totally open and let you know that I still have some lingering concern with regard to your employment with the Bureau of Reclamation. Given the reality that we discussed, that the city and county of Santa Fe are contracted with the Bureau of Reclamation to provide a substantial amount of the potable water consumed locally, in my view it seems to represent a potential "conflict of interest" with regard to water policy and the water interests of Santa Fe for someone to serve on Santa Fe City Council while simultaneously working for the Bureau of Reclamation.

Can you reassure me that this is not an actual conflict of interest, or if so, how would you personally address it to alleviate the concern that constituents may have?

Thank you & sincerely,
~ Jeff E. Green

From josephm@valornet.com

Sep
9

to jeffegreen2014@gmail.com

Jeff:

Thank you for coming out to the parade to meet me to discuss some of the issues on your mind that you feel the voters of Santa Fe, particularly District 2, may be concerned about such as water. It was unfortunate that we didn't have much time to talk before the start of the parade. I would enjoy continuing our discussion about other the issues you suggested such as renewable energy and sustainable food supply. We can also include in our next discussion other issues that are on my mind such as job creation, environmental conservation, growth management, public safety, etc.

There is no cause for concern regarding any conflicts of interest regarding my employer and the City of Santa Fe. I do not work on any contracts, projects, and procurements involving the City of Santa Fe. As a manager in Reclamation, I am subjected to rigorous, mandatory, annual ethics training and financial disclosures. As a candidate for non-partisan office, I am subject to Hatch Act and conflict of interest laws that I am required to be trained in and compliant with. As the spouse of a Federal judge, I am required to file additional financial disclosures. As a

licensed professional engineer, I am required to take four professional development hours of ethics training to maintain my license.

If two governmental organizations have a contractual relationship, does it mean that all individual employees of both organizations automatically have a conflict of interest? No. It depends on their positions in both organizations if there is a connection. If there is a connection, it also depends on their job duties. For example, Councilors Carmichael Dominguez and Ron Trujillo both work for the NM Dept. of Transportation. They carry dual titles in two organizations that have many official interactions and contractual relationships. Does that mean that these two councilors have conflicts of interest that may forbid them from serving in these dual roles? Not if they completely remove themselves from any such actions and official work that involves the City of Santa Fe and the NM Dept. of Transportation. I have no doubt that both organizations have clearly and formally delineated their official duties to avoid such conflicts.

So, when asked about my employment with Reclamation, I will address it enthusiastically and positively in the context of the experience and knowledge that I bring to the table as a candidate for elected office in an area that has pressing and vast water issues. If they choose to loosely infer any kind of conflict of interest, I will remind them that I have no official affiliation with the City of Santa Fe as a candidate for city council and that my job duties do not include any official involvement with the City of Santa Fe. I will also mention the rigorous and robust ethics training and financial disclosure requirements that I am subjected to on a periodic basis as a condition to my employment.

Thanks for raising the issue and helping me prepare for such potential questions from voters. Keep in touch.

--

Sincerely,

Joe Maestas