



**STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD**

**Minutes of Board Meeting held Tuesday, October 2, 2018 9:30 a.m. at the PELRB offices,
2929 Coors Blvd. NW, Albuquerque, New Mexico; Duff Westbrook, presiding.**

1. **Call to Order.** Member Bledsoe called the meeting to order at 9:33 a.m. Vice-Chair R.E. Bartosiewicz appeared telephonically and Chair Westbrook was absent.
2. **Approval of Agenda.** Member Bledsoe moved to amend the agenda to include the approval of the September 4 rulemaking hearing minutes. Vice-Chair R.E. Bartosiewicz seconded and the motion was open for discussion. Director Griego informed Mr. Bledsoe that since the approval of the September 4 rulemaking hearing minutes was not on the agenda or noticed 72 hours prior to the meeting, it could not be added now and should be added to the Board's next regular agenda. Mr. Bledsoe then asked for input from the public. Dina Holcomb asked that the Board table the approval of the September 18 minutes as well because there is some disputed language and she would like the opposing counsel to have the opportunity to offer their opinion. Member Bledsoe moved to table the approval of the September 4 rulemaking hearing minutes and the approval of the September 18 regular Board meeting minutes. Vice-Chair R.E. Bartosiewicz seconded and the motion was approved upon a 2-0 roll call vote.
3. **Public Comments.** There were 11 members of the public in attendance but no comments were offered.
4. **Voluntary Dismissal.** *CWA v. Third Judicial District Attorney's Office*; PELRB No. 108-18. Director Griego reported to the Board that the parties had settled the matter and withdrawn the complaint. There was no action to be taken by the Board.
5. **Certification of Election Results.** *Wagon Mound Education Association & Wagon Mound Public Schools*; PELRB No. 305-18. Director Griego reported to the Board that he had conducted two simultaneous elections for the Wagon Mound Public Schools for two units; certified employees and support staff. As of the date of the meeting the parties still had two days to file any objections. He advised one of two courses of action; table the matter until the Board's next regular meeting, or conditionally approve the election results assuming no objections are filed within the deadline. John Martinez was present for the District and stated that he has no objection to the conditional approval suggested by Director Griego. Member Bledsoe moved approve the election results conditioned upon there being no timely filed objections. Vice-Chair R.E. Bartosiewicz seconded and the motion was approved upon a 2-0 roll call vote.
6. **Request for TRO and Preliminary Injunction.**
 - a. *AFSCME, Local 3277 v City of Rio Rancho*; PELRB No. 113-18. Member Bledsoe moved to table the matter because Chair Westbrook was absent and the Board has split on this issue in the past. Vice-Chair R.E. Bartosiewicz seconded and the motion was approved upon a

2-0 roll call vote.

- b. *AFSCME v. State of New Mexico*; PELRB 114-18. Stephen Curtice, counsel for AFSCME, informed the Board that his client will be withdrawing the PPC and that the matter before the Board was now moot.

7. **Directors Reports.**

- a. *Update on reversion and Year-End Closing.* Director Griego reported that the year-end closing was progressing as planned and that the most recent step taken was the Agency's submission of its reversion was timely.
- b. *Update on rule changes.* Director Griego reported to the Board that the rule changes that were voted on at the Board's September 18 meeting had been properly submitted to and published in the New Mexico Register. The new rules will be effective October 16, 2018.

8. **Next Meeting Date and Adjournment.** Director Griego requested that the Board switch the Executive Session with the last item, the scheduling of the next meeting, so that any members of the public who wished to do so could leave without waiting until the conclusion of the Executive Session. Vice-Chair R.E. Bartosiewicz and Member Bledsoe agreed and selected October 18 at 9:30 for its next meeting.

9. **Executive Session Recess pursuant to Section 10-15-1(H)(7) of the Open Meetings Act; discussion of limited personnel matters – Affiliation for Fiscal Management.** Member Bledsoe moved to go into Executive Session pursuant to Section 10-15-1(H)(7) of the Open Meetings Act; discussion of limited personnel matters Vice-Chair R.E. Bartosiewicz seconded and the motion was approved upon a 2-0 roll call vote. The Board went into Executive Session at 9:50 a.m.

Member Bledsoe moved to go back into regular session pursuant to Section 10-15-1(I)(1) and 10-15-1(J), of the Open Meetings Act. Vice-Chair R.E. Bartosiewicz seconded and the motion was approved upon a 2-0 roll call vote. The Board went back into regular Session at 10:35 a.m. member Bledsoe affirmed that the only matter discussed in the Executive Session was affiliation for fiscal management.

10. **Adjourn.** Vice-Chair R.E. Bartosiewicz movd to adjourn. Member Bledsoe seconded and the motion was approved upon a 2-0 roll call vote. The Board adjourned at 10:36 a.m.