



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

**Minutes of Board Meeting held Tuesday, February 7, 2017 9:30 a.m. at the PELRB offices,
2929 Coors Blvd. NW, Albuquerque, New Mexico; Duff Westbrook, presiding.**

1. **Call to Order.** Chair Westbrook called the meeting to order at 9:31 a.m. Vice-Chair Bartosiewicz and Member Bledsoe were also present.
2. **Approval of Agenda.** Prior to voting on approval of the amended agenda, Director Griego told the Board that the parties in *AFSCME, Council 18 and Luna County*; PELRB 310-15, amended agenda item #7, requested to withdraw their joint motion for amending the certification of the bargaining unit. Chair Westbrook moved to approve the agenda, further amended to remove item #7. Member Bledsoe seconded the motion and the agenda as amended by the Chair's motion was approved 3-0 after a roll call vote.
3. **Approval of January 10, 2017 meeting minutes.** Member Bledsoe moved to approve the minutes of the Board's January meeting. Vice-Chair Bartosiewicz seconded the motion and upon a 3-0 roll call vote the minutes were approved without modification.
4. **Public Comments.** There were no public comments.
5. **Approval of Consent Election Agreement.** *Santa Fe Community College-American Association of University Professors and Santa Fe Community College*; PELRB 311-16. Director Griego told the Board that the details of the Consent Election Agreement had just been finalized and that the parties presented their CEA to the Chair for approval. Chair Westbrook asked the parties whether the agreement was to their satisfaction. The parties responded that it was. Chair Westbrook moved to approve the CEA. Vice-Chair Bartosiewicz seconded the motion and upon a 3-0 roll call vote the CEA was approved.
6. **Summary Dismissal; *Luz Moore v. City of Albuquerque***; PELRB 101-17 and *Roswell Professional Firefighters & City of Roswell*; PELRB 310-16. Director Griego reported that the circumstances surrounding the two dismissals were almost identical. In both cases the PELRB lacked jurisdiction because both respondents have local boards in place. Mr. Griego asked the petitioners to explain why they believed that the PELRB has jurisdiction in light of their existing local labor boards, but neither petitioner responded and so, the cases were summarily dismissed. No action by the Board is required and the cases will be closed.
7. **Renewal of Open Meetings Act Resolution.** Director Griego reminded the Board that their existing Open Meetings Act Resolution was due to expire in March 2017 and presented a successor resolution for review and approval. He informed the Board that there were no changes made to the prior OMA except for the applicable dates. Chair Westbrook moved to

approve the new Open Meetings Act Resolution. Vice-Chair Bartosiewicz seconded the motion and upon a 3-0 roll call vote the OMA was approved.

8. Director's Reports

a. Final Audit Publication.

Director Griego reported to the Board that since their last meeting the Agency had received the "OK to Print" authorization from the State Auditor and could now release the audit report to the public. The report is already posted on the Board's website and copies of the final audit report were provided to each Board member. He reminded the Board that a complete briefing by the independent auditor was given in closed session at its prior meeting but if there were further questions he would try to answer them. There were no questions.

b. Proposed Rule Changes re filing and Service – interactive forms.

Director Griego reported to the Board that after two meetings of an *ad hoc* rules committee a consensus had been reached on new rules regarding the electronic filing and service. He asked whether the Board had any further comments or changes to recommend before moving forward with the rulemaking process and scheduling public comment. Director Griego also publicly thanked the committee members, Rachel Brown, Stephen Curtice, Charles Bowyer and Dina Holcomb for their work on the rule. Two members of the committee, Rachel Brown and Dina Holcomb, expressed their support for the electronic filing and service rules.

Chair Westbrook moved to have the Director begin the formal rulemaking process with the draft that was submitted to them for this meeting. Member Bledsoe seconded the motion and upon a 3-0 roll call vote the motion was approved

9. Adjournment. Chair Westbrook moved to adjourn and Vice-Chair Bart seconded the motion, which unanimously passed and the meeting was adjourned at 9:48 a.m.