



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

**Minutes of Board Meeting held Tuesday, January 10, 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 9:32 a.m. Vice-Chair Bartosiewicz appeared by phone and Member Bledsoe was also present.
2. **Approval of Agenda.** Chair Westbrook moved to approve the agenda. Member Bledsoe seconded the motion and the agenda was approved 3-0 after a roll call vote.
3. **Approval of November 1, 2016 meeting minutes.** Member Bledsoe moved to approve the minutes of the Board's November 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. **Review of Election Results in *UMW & Socorro County; PELRB 307-16; Unit A (Detention Center), Unit B (Sheriff's Dep't Employees) and Unit C (White and Blue Collar Workers)*.** Director Griego reported that an election for all three bargaining units in Socorro County took place simultaneously on November 16, 2016 pursuant to the Consent Election Agreement approved by the Board at its November 1, 2016 meeting. Mr. Griego provided the Board with his certifications of ballot tallies for each unit demonstrating that United Mine Workers did not received majority support in any of the three units. The Board directed Mr. Griego to publish an Order of the Board to the effect that it had reviewed the election results and found that no bargaining units were certified, after which he is to close the file.
6. **Voluntary Dismissals - *AFSCME, Council 18 v. Luna County; PELRB No. 121-16 and AFSCME Council 18 v. City of Rio Rancho; PELRB No. 120-15.*** Director Griego reported that disputed issues were settled by the parties in each case, the PPC's withdrawn and Voluntary Dismissals entered. No Board action is required and the files will be closed.
7. **Presentation of Internal Audit Results.** Ronald E. Schranz, CPA, CVA, Burt & Company CPAs, LLC. Director Griego reported to the Board that the Agency had not yet received the approval from the State Auditor's office to release the Audit to the public and that Mr. Schranz had not yet arrived. As such, he recommended that the Board table the item until their next meeting. Chair Westbrook moved to table the item until the next meeting. Member Bledsoe seconded the motion and upon a 3-0 roll call vote the motion passed. See item 10 below.
8. **Request for Interlocutory Appeal -*AFSCME, Council 18 & New Mexico Department of Health; PELRB No. 305-16.*** Director Griego informed the Board that he had received an

Unopposed Motion to Continue this matter due to DOH counsel's illness. The Board opted to not hear any argument concerning the request for an interlocutory appeal but to decide the question of whether to grant the request after discussing the matter in closed session.

9. **Appeal of Board Decision and Motion for Reconsideration - *AFSCME, Council 18 & New Mexico Human Services Dep't*; PELRB No. 309-15.** As with the preceding agenda item the Board opted to not hear any argument due to the absence due to illness of HSD's counsel and further discuss the matter while in closed session. Chair Westbrook moved to go into closed session pursuant to section 10-15-1-H(3) of the OMA to discuss *AFSCME, Council 18 & New Mexico Department of Health*; PELRB No. 305-16 and *AFSCME, Council 18 & New Mexico Human Services Dep't*; PELRB No. 309-15. Member Bledsoe seconded the motion and upon a 3-0 roll call vote the Board went into closed session at 9:43.

At 10:08 a.m. Chair Westbrook moved that the Board go back into regular session pursuant to 10-15-I(1) and 10-15-J, stating that the only items discussed in the closed session were *AFSCME, Council 18 & New Mexico Department of Health*; PELRB No. 305-16, and *AFSCME, Council 18 & New Mexico Human Services Dep't*; PELRB No. 309-15. Member Bledsoe seconded the motion and upon a 3-0 roll call vote the Board went back into open session.

Chair Westbrook moved to deny the Request for Interlocutory Appeal in *AFSCME, Council 18 & New Mexico Department of Health*; PELRB No. 305-16. Member Bledsoe seconded the motion and upon a 3-0 roll call vote the Request for Interlocutory Appeal was denied.

Chair Westbrook moved to deny the Motion for reconsideration in *AFSCME, Council 18 & New Mexico Human Services Dep't*; PELRB No. 309-15 on the grounds that the Board does not have jurisdiction based on the appeal of this case currently at the District court. Member Bledsoe seconded the motion and upon a 3-0 roll call vote the Motion to Reconsider was denied.

10. **Discussion re: Agency Affiliation for Fiscal Management and Presentation of Internal Audit Results.** Ronald E. Schranz, CPA, CVA, Burt & Company CPAs, LLC. While the Board was in closed session, Mr. Schranz arrived. Chair Westbrook moved that the Board go into closed session pursuant to sections 10-15-1H(2) and 10-15-1H(7) to discuss items 7 and 10. Member Bledsoe seconded the motion and upon a 3-0 roll call vote the Board went into closed session at 10:19.

At 10:40 Chair Westbrook moved that the Board go back into regular session pursuant to 10-15-I(1) and 10-15-J, stating that the only items discussed in the closed session were items 7 and 10, the presentation of Internal Audit Results, Ronald E. Schranz, CPA, CVA, Burt & Company CPAs, LLC, and discussion re: Agency Affiliation for Fiscal Management. Member Bledsoe seconded the motion and upon a 3-0 roll call vote the Board went back into open session.

11. **Adjournment.** Chair Westbrook moved to adjourn and Vice-Chair Bart seconded the motion, which unanimously passed and the meeting was adjourned at 10:41 a.m.