



MINUTES
STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

Nan Nash, Board Chair
Saturday, November 5, 2022, 9:00 a.m.
Via videoconference

1. **Call to Order.** Chair Nan Nash called the meeting to order at 9:00 a.m. Vice-Chair Bowers and Member Mark Myers were also present, constituting a quorum.
2. **Approval of Agenda.** The Executive Director informed the Board that he would like to report on the reappointment of Nan Nash by the Governor and the denial of certiorari in one of the Board's cases on appeal by adding those matters to the "Director's Reports" as agenda items 7(d) and 7(e). The reports would be for informational purposes only and no action would be required of the Board. Chair Nash moved to approve the agenda after adding Items 7(d) and 7(e). The motion was seconded by the Vice-Chair and carried unanimously upon a roll call vote.
3. **Approval of October 4, 2022 Meeting Minutes.** The Chair moved to approve the October 4, 2022 Meeting Minutes. Member Myers seconded the motion and the motion passed unanimously upon a roll call vote with the Chair abstaining.
4. **Public Comments.** There were no public comments.
5. **Certifications.** *LAMAW & UNM-SRMC*; PELRB 303-22. Counsel for UNM-SRMC objected that the meeting had been rescheduled less than 10 days prior and proceeding would not comply with the Open Meetings Act. After a discussion with their counsel, John Kreienkamp, the Board determined the best course of action would be to not take any action on agenda items 5 and 6 requiring Board action. He saw no problem with hearing the Director's Reports that do not require ant Board action. Vice-Chair Bowers moved to continue all matters from Items 5 and 6 on the agenda, until a Special Meeting could be scheduled and the parties notified at least 10 days in advance. Member Myers seconded the motion and the motion carried unanimously upon a roll call vote.
6. **Director's Reports**
 - a. *AFT & LAMAW v. UNM-SRMC*; PELRB 109-22. The Executive Director informed the Board that the period for requesting Board review of the Hearing Officer's Report and Recommended Decision had passed and no request for review had been received so that staff would now close the file.
 - b. *Santa Fe County v. NMCP SO/SFCDSA*, No. D-101-CV-2022-00913. This case on appeal was scheduled for oral argument in January and Director Griego stated that he would provide further update after the arguments had been heard.
 - c. *AFSCME v. ABCWUA*; D-202-CV-2021-06572. The Executive Director reported that this appeal was dismissed by the District Court for lack of prosecution and that staff would now close the file.
 - d. *Reappointment of Nan Nash to the PELRB*. The Executive Director informed the Board that Nan Nash had been reappointed as the jointly recommended third member of the PELRB.

- e. *PFUSE v. Peñasco Independent School District*; PELRB 108-20. The New Mexico Court of Appeals denied the School District's Petition for Certiorari after which the District Court remanded the matter to the PELRB for further proceedings consistent with its Judgment. Director Griego told the Board that he would confer with the parties concerning the status of the Judgment on Mandate issued by the District Court.
7. **Adjournment.** After a brief discussion, the Board announced that a Special Meeting of the PELRB would take place on Saturday, November 19, 2022 at 9:00 a.m. to address the matters continued earlier in the meeting. The Vice-Chair then moved to adjourn. The motion was seconded by Member Myers and carried unanimously upon a roll call vote. The time was 9:39 a.m.