



MINUTES
STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

Mark Myers, Board Chair

Regular Meeting

Tuesday April 1, 2025, 9:30 a.m.

Via videoconference

1. **Call to Order.** Chair Myers called the meeting to Order at 9:30 a.m. Member Nelson was also in attendance, constituting a quorum. Vice-Chair Nash was in communication with the Executive Director and stated she was unable to join the meeting at 9:30 but encouraged the quorum of other members to move forward with the meeting.
2. **Approval of Agenda.** Member Nelson moved to approve the agenda. The motion was seconded by Chair Myers and carried unanimously.
3. **Approval of February 6, 2025, Meeting Minutes.** Member Nelson moved to approve the February 6, 2025 minutes. The motion was seconded by Chair Myers and carried unanimously.
4. **Public Comments.** There were no public comments.
5. **Voluntary Dismissals.** The Executive Director informed the board that in each of the cases listed below, the complaint had been withdrawn and a Voluntary Dismissal issued after a Status and Scheduling Conference but prior to a hearing on the merits. Staff would now close the files.
 - a. *CWA v. NM Dept. of Cultural Affairs*; PELRB 103-25
 - b. *NEA-Carlsbad v. Carlsbad Schools*; PELRB 104-25
 - c. *LAFF Local 2362 v. Las Cruces*; PELRB 132-24
 - d. *AFSCME Local 477 v. CYFD*; PELRB 133-24
6. **Amended Certifications.** The Executive Director informed the Board that in each of the cases listed below, a Petition for Accretion had been filed that was supported by a showing of majority support by the employees to be accreted; the Petitions did not raise any questions concerning representation and no objections were received from the employers; and so Amended Certifications had been issued in each case. Member Nelson moved to approve the Amended Certifications and then amended her motion to also adopt the findings contained therein. The motion as amended was seconded by Chair Myers and carried unanimously.
 - a. *LAFF Local 5399 & Valencia County*; PELRB 301-25
 - b. *CWA & NM Dept. of Health*; PELRB 303-25
 - c. *CWA & NM Dept. of Cultural Affairs*; PELRB 304-25

- d. *CWA & NM Workers' Comp. Admin.*; PELRB 305-25
- e. *AFSCME & Bernalillo County*; PELRB 306-25

7. **Disclaimer of Interest.** *UMUA & Bosque Farms*; PELRB 302-25. The Executive Director explained that on February 12, 2025, the Union had notified Board staff that it was disclaiming its interest as the exclusive representative of a bargaining unit comprised of employees of the Village of Bosque Farms certified on December 22, 2023. A notice of the disclaimer was posted by the employer for ten business days and staff had received no objections. The Board was asked to recognize the Union's Disclaimer of Interest. Member Nelson moved to recognize the Union's Disclaimer of Interest. The motion was seconded by Chair Myers and carried unanimously.
8. **Open Meetings Resolution.** After Chair Myers introduced the item, Vice-Chair Nash joined the meeting at 9:44 a.m. Douglas Wilber, counsel for the Board, gave an overview of the requirements of the Open Meetings Act and stated that the proposed Resolution would meet those requirements. After a brief discussion, members agreed that the proposed Resolution provided enough transparency and notice to the public but allowed sufficient flexibility for the Board to adjust to shifting circumstances if necessary. Member Nelson moved to adopt the 2025 Open Meetings Act Resolution. The motion was seconded by Vice-Chair Nash and carried unanimously.
9. **Staff Reports.**
 - a. *Director's report.* The Director informed the Board of her activities since being hired effective January 17, 2025, including onboarding and attending SHARE and SPO mandatory and recommended trainings; processing PPCs and Petitions; and drafting of the "2024 Annual Report and 20+ Year Review of Our Mission and Operations", which was provided to the Board on March 31, 2025 and would be posted on the website. The Director also solicited Board Members' interest in attending the 77th annual conference of the Labor and Employment Relations Association (LERA), held in Seattle, WA June 11-15, 2025. She also informed the Board that she was in communication with the NM DOJ's Impact Litigation group regarding the impact on PEBA, the PELRB and non-federal sector public bargaining in New Mexico due to Executive Order 14,238, pursuant to which the services and personnel of the Federal Mediation and Conciliation Service (FMCS) have been drastically limited
 - b. *CFO Report.* The CFO reported to the Board on the present state of the budget as allocated between personnel, contractual services, and other operating expenses; and observed no budget issues to report. She recommended that a maximum of four PELRB Staff or Board Members attend the LERA conference, assuming a cost of \$3,500.00 per person, to stay within and also maximize the PELRB's budget.
 - c. *FY 26 Budget update.* The FY26 operational budget is due to DFA on May 1, 2025. The Director and CFO will begin training for Budget Formulation and Management

(BFM), and the CFO has begun drafting the operational budget based on FY24 and FY25 data.

- d. *Pending Litigation.* Chair Myers moved that the Board go into executive session pursuant to section 10-15-1(H)(7) of the Open Meetings Act, to discuss Items pending litigation; the motion was seconded by Vice-Chair Nash and carried unanimously upon a roll call vote. The Board went into closed session at 10:02 a.m.

At 10:15 a.m. Chair Myers moved that the Board go back into regular session pursuant to sections 10-15-1(I)(1) and 10-15-1(J) and stated that the only matters discussed in the closed executive session were pending litigation. Vice-Chair Nash seconded the motion and the motion was carried unanimously upon a roll call vote. The Board resumed open session at 10:15 a.m.

10. **Adjournment.** After a brief discussion, the next meeting was set for May 15, 2025 at 9:30 a.m. via videoconference. Vice-Chair Nash moved to adjourn the meeting; The motion was seconded by Member Nelson and carried unanimously. The time was 10:25 a.m.