

BERNALILLO COUNTY LABOR RELATIONS BOARD

Briggs F. Cheney, Chair  
Eleanor Chavez, Member

Sean Olivas, Member



**Meeting Minutes For Monday, August 22, 2016, at 1:00p.m.  
City/County Building, County Manager's Conference Room B, One Civic Plaza NW, Tenth  
Floor, Albuquerque, NM 87102**

**Members Present:**

Briggs F. Cheney, Chair  
Sean Olivas, Member  
Eleanor Chavez, Member

**Bernalillo County Staff Present**

Robert Kidd, Compliance Officer  
Michael Garcia, Assistant County Attorney, Sr.

Rachel Floryance, Executive Assistant  
Jason M. Jaramillo, Assistant County  
Attorney

Meaghan Ellsworth, County Manager's Office  
Sammy Martinez, Metropolitan Detention Center  
Joseph Trujeque, Metropolitan Detention Center

Raymond Gonzales, Metropolitan Detention  
Center  
Eric Allen, Metropolitan Detention  
Center

**Public Present**

Fred Mower, Esq.  
Shane Youtz, Esq.  
Luis Robles, Esq.

**Call to Order:**

The meeting was called to order at 1:09p.m. by Chair Cheney.

**Introductions:**

All Board Members were noted to be present by Chair Cheney.

**Nomination and Election of the Third Board Member (Chair):**

Member Olivas motioned and Member Chavez seconded the election of Chair Cheney which was approved unanimously.

**Approval of Agenda:**

Member Olivas motioned to approve the Agenda which was seconded by Member Chavez and approved unanimously.

**Approval of Minutes:**

Member Olivas motioned to approve the Friday, May 20, 2016 Minutes which was seconded by Member Chavez and unanimously approved.

**Hearings on the following matters:**

- a. Review and Discussion of Respondent's Motion To Reconsider The Board's Order Requiring Appointment Of A Hearing Officer in 2015-001 (Representation Petition), Filed January 8, 2015;**

The Matter was discussed by both parties before the Board and all agreed that a Hearing Officer is not necessary and the Board will hear Case No. 2015-001 (Representation Petition) regarding the Petitioner's Petition For Initial Certification Of A New Bargaining Unit at the next scheduled Meeting on September 28, 2016.

- b. AFSCME, Council 18 AFL-CIO, Local 2499 v. Board of County Commissioners of Bernalillo County (PPC2015-001), Filed February 12, 2015;**

Shane Youtz, Attorney for Petitioner gave opening statements followed by Michael I. Garcia, Assistant County Attorney, Senior, for the Respondent. Mr. Garcia, Esq. called his first witness, Luis Robles, Esq. and entered into Exhibit a binder to the Board to be referenced and for the Record. Mr. Youtz, Esq., cross-examined Mr. Robles, Esq. and Member Olivas asked for clarification from the witness. Mr. Youtz, Esq. calls Joseph Trujeque as his first witness and enters Exhibits to be referenced and for the Record. Member Olivas questions the witness and Mr. Youtz, Esq. redirects Mr. Trujeque. Mr. Garcia, Esq. calls his second witness Raymond Gonzales and Mr. Youtz, cross-examines Mr. Gonzales. Mr. Youtz calls his second witness, Eric Allen, which then concludes all testimony. Respondent gave his closing arguments, followed by the Petitioner's closing arguments.

The Board went into Closed Session at 2:46pm and the Board reconvenes at 3:11pm.

Member Chavez moves that the Respondent is in violation and the Chair agrees and is in favor of relief that is described in more detail in the Final Order and Decision to be approved by the Board and signed by the Chair, which will be posted on the Bernalillo County website and available for hardcopy upon request from the Compliance Office once finalized. Member Olivas did not agree that the

Respondent was in violation or the relief to be granted. The motion passed on a 2-1 vote with Member Olivas voting against the motion.

The Final Decision and Order will also be distributed to all Metropolitan Detention Center employees.

- a. **American Federation of State, County and Municipal Employees, Council 18, AFL-CIO, Case No. 2015-001 (Representation Petition), Filed January 8, 2015;**

Tabled until the next scheduled Meeting on Wednesday, September 28, 2016.

- b. **American Federation of State, County and Municipal Employees, Council 18, AFL-CIO, Local 1536 v. Board of County Commissioners of Bernalillo County (PPC2015-002), Filed June 22, 2015**

Tabled until the next scheduled Meeting on Monday, October 10, 2016.

- c. **American Federation of State, County and Municipal Employees, Council 18, AFL-CIO, Local 1536 v. Board of County Commissioners of Bernalillo County (PPC2015-003), Filed June 22, 2015;**

Tabled until the next scheduled Meeting on Monday, October 10, 2016.

- d. **Bernalillo County Deputy Sheriff's Association v. County of Bernalillo and Bernalillo County Sheriff's Department (PPC2016-001), Filed May 4, 2016**

Tabled until the next scheduled Meeting on Monday, October 10, 2016.

**Other Matters:**

N/A

**Next Meeting:**

Wednesday, September 28, 2016, at 1:00p.m., Matters to be heard are as follows:

- a. **American Federation of State, County and Municipal Employees, Council 18, AFL-CIO, Case No. 2015-001 (Representation Petition), Filed January 8, 2015;**

**Next Meeting:**

Monday, October 10, 2016, at 1:00p.m., Matters to be heard are as follows:

- b. **American Federation of State, County and Municipal Employees, Council 18, AFL-CIO, Local 1536 v. Board of County Commissioners of Bernalillo County (PPC2015-002), Filed June 22, 2015**

- c. American Federation of State, County and Municipal Employees, Council 18, AFL-CIO, Local 1536 v. Board of County Commissioners of Bernalillo County (PPC2015-003), Filed June 22, 2015;
- d. Bernalillo County Deputy Sheriff's Association v. County of Bernalillo and Bernalillo County Sheriff's Department (PPC2016-001), Filed May 4, 2016

**Adjournment:**

To conclude this Meeting Member Chavez motioned and Member Olivas seconded that the meeting adjourn at 3:36p.m. on Monday, August 22, 2016.

A complete audio transcript of this Meeting can be obtained through the Compliance Office on request.



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Briggs F. Cheney, Chair  
Bernalillo County Labor Relations Board

10/10/2016  
\_\_\_\_\_  
Date



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Minutes Prepared By Rachel Floryance  
Compliance Office

October 10, 2016  
\_\_\_\_\_  
Date