

CITY OF ALBUQUERQUE



CITY OF ALBUQUERQUE PERSONNEL BOARD

**K. LEE PEIFER, CHAIRMAN
CHRISTOPHER HOLLAND
THOMAS MANNING
MARIE JULIENNE
T. ZANE REEVES**

**WEDNESDAY, JANUARY 13, 2016
2:30 P.M.**

600 2ND STREET NW, 7TH FLOOR, ALBUQUERQUE, NM 87102

MEMBERS PRESENT:

*K. Lee Peifer
Thomas Manning
Christopher Holland*

OTHERS PRESENT:

<i>Rocky Gutierrez</i>	<i>Irma Gonzalez</i>
<i>Nick Bullock</i>	<i>John D'Amato</i>
<i>Irma Gonzalez</i>	<i>Kellie Garcia</i>
<i>Samantha Hults</i>	<i>Melissa Kountz</i>
<i>Victor Lovato</i>	<i>Ian Stoker</i>
<i>Charles Arasim</i>	<i>Robert Montoya</i>
<i>Dolores Lovato</i>	

PO Box 1293

Minutes

Albuquerque

I. CALL TO ORDER.

Meeting was called to order at 2:30 p.m., by Chairman K. Lee Peifer. Members Thomas Manning, Christopher Holland are present. Marie Julienne and T. Zane Reeves were not present.

New Mexico 87103

II. REVIEW AND APPROVAL OF PERSONNEL BOARD AGENDA FOR WEDNESDAY, JANUARY 13, 2015.

Chair moves to approve the agenda for January 13, 2016. Mr. Manning, seconded. Agenda approved. Passed 3-0.

www.cabq.gov

III. REVIEW AND APPROVAL OF PERSONNEL BOARD MINUTES FOR TUESDAY, NOVEMBER 10, 2015.

Chairman Peifer moved to approve the minutes for November 10, 2015. Mr. Holland seconded. Minutes approved. Passed 3-0.

IV. PB-14-14 BRENDA ALBERT, TERMINATION-CITY OF ALBUQUERQUE AMINAL WELFARE DEPARTMENT, CITY OF ALBUQUERQUE'S MOTION TO ENFORCE SETTLEMENT AGREEMENT.

Melissa Kountz, Assistant City Attorney for the City of Albuquerque, The City and the Union has settled this matter and would like to vacate the board previous order.

Rocky Gutierrez, AFSCME, confirmed that a settlement was reached.

The Board indicated that they were not inclined to vacate its previous order and instead asked for a stipulated motion to dismiss and stipulated order of dismissal. Ms. Kountz stated that she would prepare the stipulated documents for the Personnel Board meeting in February.

V. PB-15-15, DOLORES LOVATO, 48 HOUR SUSPENSION-CITY OF ALBUQUERQUE TRANSIT DEPARTMENT, RECOMMENDATION OF THE HEARING OFFICER JUDITH DURZO

Kellie Garcia, Assistant City Attorney for the City of Albuquerque, the Hearing Officer found that there was just cause to issue the 48 hour suspension and would like the board to uphold the findings and the suspension.

Robert Montoya, on behalf of Dolores Lovato. Ms. Lovato agreed that she did run the red light. The matter is about the six day suspension and the policies that she was given, which was too extreme. Asked for Ms. Lovato to have some retraining at Transit.

VI. RECEIPT, APPROVAL AND SIGNING OF STIPULATED DISMISSALS AND SETTLEMENTS.
PB-13-15 Order to Dismiss with Prejudice

VII. VOTE TO CLOSE THE MEETING PURSUANT TO SECTION 10-15-1(H)(2) (LIMITED PERSONNEL MATTERS) AND 10-15-1(H)(7) (THREATENED OR PENDING LITIGATION) OF THE NM OPEN MEETINGS ACT.

Chairman Peifer entertains a motion to close the meeting.
Mr. Manning seconded. Passed 3-0

Chairman Peifer moves to return back to open session.
Mr. Manning seconded. Passed 3-0

Nothing was discussed in closed session other than PB-15-15 Dolores Lovato.

PB 15-15 Dolores Lovato, 48 Hour Suspension-City of Albuquerque Transit Department, Recommendation of the Hearing Officer Judith Durzo.

Chairman Peifer entertains a motion on PB-15-15.

Mr. Holland moves to uphold the Hearing Officers recommendation. Manning seconded.
Passed 3-0

VIII. VACANCIES AND ORGANIZATIONAL MATTERS

None

IX. PUBLIC COMMENTS.

Charles Arasim, hands the personnel board documents also speaks on documents from September 5, 2012. Reads Ordinance on Hearing Officers. Reads Exhibits 1,2,3,4,5. Mr. Arasim asked that this be put on the record.

X. OTHER MATTERS.

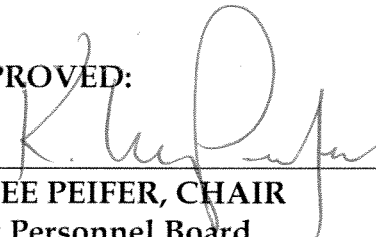
Would like PB-14-02, Earl Baca on the next Agenda

XI. ADJOURNMENT.

Chairman Peifer moves to adjourn. Mr. Manning seconded. Meeting was adjourned at 3:44

p.m. Passed 3-0

APPROVED:



K. LEE PEIFER, CHAIR
City Personnel Board

02/13/2016

DATE

cc: *Richard J. Berry, Mayor*
Natalie Y. Howard, City Clerk