

CITY OF ALBUQUERQUE



**CITY OF ALBUQUERQUE
PERSONNEL BOARD
VIRTUAL ZOOM MEETING**

BOARD MEMBERS

**JOHN CASTILLO- CHAIR
THOMAS ZANE REEVES- VICE CHAIR
MAGDALENA VIGIL-TULLAR
KATHERINE KORTE
BERNARD TOON**

**WEDNESDAY, AUGUST 10, 2022
2:30 P.M.**

MEMBERS PRESENT:

*John Castillo- Chair
Magdalena Vigil-Tullar
Katherine Korte*

OTHERS PRESENT:

*Ian Stoker
Rocky Gutierrez
Michael Dorin
Alex Vang
Justin Pennington
Carrie Cook*

MEMBERS ABSENT:

*Thomas Z. Reeves- Vice Chair
Bernie Toon*

Minutes

I. CALL TO ORDER.

Chair John Castillo called the meeting to order at 2:30 pm. Board members Magdalena Vigil-Tullar and Katherine Korte were present. Vice Chair Zane Reeves, Member Bernie Toon were absent.

II. REVIEW AND APPROVAL OF THE PERSONNEL BOARD AMENDED AGENDA FOR WEDNESDAY AUGUST 10, 2022.

Member Vigil-Tullar moved to approve the agenda. Member Korte seconded. Voted and passed 3-0.

III. REVIEW AND APPROVAL OF PERSONNEL BOARD MINUTES FOR JULY 13, 2022.

Member Korte moved to approve the minutes for July 13, 2022. Member Vigil-Tullar seconded. Voted and passed 3-0.

IV. PUBLIC COMMENTS

There were no public comments.

V. RECEIPT, APPROVAL AND SIGNING OF STIPULATED DISMISSALS AND SETTLEMENTS:

• PB 19-01, STEVEN ARIAS, STIPULATED ORDER FOR DECISION

Assistant City Attorney Ian Stoker appeared on behalf of the City stated that both parties have reached an agreement. This on one of many cases from APOA brought before the City's Labor Board alleging violations of the CBA including this one on behalf of Mr. Arias. Attorney John D'Amato was not present to appear on behalf of Mr. Arias. Would like the Board to dismiss. See item VII

• PB 20-13, STEPHANIE CHAVEZ, STIPULATED ORDER OF DISMISSAL

Assistant City Attorney Justin Pennington, stated Ms. Chavez had a case that was filed in District Court and it was concluded in a settlement agreement which released all other pending claims. See

item VII

VI. PB 21-10 LOUIS HENCKEL, HEARING OFFICER'S FINDINGS OF FACT AND CONCLUSIONS OF LAW UPHOLDING TERMINATION OF EMPLOYEE LOUIS HENCKEL.

Assist City Attorney Ian Stoker, stated that both parties went before Hearing Officer Frank Coppler on the merits. The city agrees with his recommendation. See item VII

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.

Chair Castillo moved for the Board to enter into closed session pursuant to Section 10.15.1.H.3 of the Open Meetings Act, which allows for the closing of meetings for deliberation by a public body in connection with an administrative adjudicatory proceeding. Ms. Vigil-Tullar seconded. A roll call vote was taken and passed 3-0.

Chair Castillo moved to return to open session and stated that the Board was in closed session to discuss only the items on the agenda and no other matters were discussed.

Member Korte made a motion to accept the Stipulated Order Decision for PB 19-01, Steven Arias. Member Vigil-Tullar seconded. Voted and passed 3-0.

Member Vigil-Tullar made a motion to approve the Order of Dismissal for PB 20-13, Stephanie Chavez. Member Korte seconded. Voted and passed 3-0.

Chair Castillo made a motion to approve the Hearing Officer's Findings of Fact and Conclusions of Law Upholding Termination of Employee for PB 21-10, Louis Henckel. Member Vigil-Tullar seconded. Voted and passed 3-0.

VIII. OTHER MATTERS.

There were no other matters.

IX. ADJOURNMENT.

Chair Castillo adjourned the meeting at 2:46 pm.

JOHN CASTILLO- CHAIR
City Personnel Board

DATE

cc: *Timothy M. Keller, Mayor*
Ethan Watson, City Clerk