

**CITY OF ALBUQUERQUE
PERSONNEL BOARD**

SONJA BROWN, CHAIRPERSON
KARL BRAITHWAITE
JOHN CASTILLO
SARAH FETTY
MARIE JULIENNE

WEDNESDAY, APRIL 10, 2019
2:30 P.M.

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

MEMBERS PRESENT:

Sonja Brown-Chairperson
Karl Braithwaite
John Castillo
Sarah Fetty

OTHERS PRESENT:

Ian Stoker John D'Amato
Melissa Kountz Lara Christensen
Nick Nunez Jessica Enriquez
Devon Moody

Minutes

I. CALL TO ORDER.

Chairperson Sonja Brown called the meeting to order at 2:33 p.m. Board members Karl Braithwaite, John Castillo and Sarah Fetty were also present.

II. REVIEW AND APPROVAL OF PERSONNEL BOARD AGENDA FOR WEDNESDAY, APRIL 10, 2019.

Chairperson Brown stated that item V. PB 16-07, has been deferred because the attorney for appellant was not given notice of the meeting. Mr. Castillo moved to approve the agenda with amendment. Ms. Fetty seconded. Voted and passed 4-0.

III. REVIEW AND APPROVAL OF PERSONNEL BOARD MINUTES FOR WEDNESDAY, FEBRUARY 13, 2019.

Ms. Fetty moved to approve the minutes for February 13, 2019. Mr. Castillo seconded. Voted and passed 4-0.

IV. PB 14-19, JOHN CORVINO, 80 HOUR SUSPENSION-CITY OF ALBUQUERQUE POLICE DEPARTMENT. RECOMMENDED ORDER OF DISMISSAL WITH PREJUDICE FROM HEARING OFFICER PATRICK BINGHAM.

Ian Stoker, Assistant City Attorney appeared on behalf of the City and stated that the parties have reached a settlement agreement and therefore, the Hearing Officer has issued the Recommended Order of Dismissal for this matter. See item VIII.

V. PB 16-07, SUSANNA SERNA, TERMINATION-CITY OF ALBUQUERQUE DEPARTMENT OF SENIOR AFFAIRS. RECOMMENDATION OF THE HEARING OFFICER RITA SIEGEL.

See item II.

VI. PB 18-03, MARIO MONTOYA, TERMINATION-CITY OF ALBUQUERQUE'S FIRE AND RESUCE DEPARTMENT. RECOMMENDATION OF THE HEARING OFFICER RITA SIEGEL.

Ms. Fetty left the room during discussion of this matter due conflict of interest.

Mr. Stoker appeared on behalf of the City and John D'Amato, Attorney for Mario Montoya was also present. Mr. Stoker presented the City's Exceptions to the Hearing Officer's Recommendation. Mr. D'Amato presented the Employee's Response to City's Exceptions to Recommendation with Exceptions. See item VIII.

VII. RECEIPT, APPROVAL AND SIGNING OF STIPULATED DISMISSALS AND SETTLEMENTS.

None.

VIII. 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.

Mr. Castillo moved 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. Mr. Braithwaite seconded. A roll call vote was taken and passed 4-0.

Mr. Castillo moved to return to open session. Mr. Braithwaite seconded. A roll call vote was taken and passed 4-0. Chairperson Brown stated that the Board was in closed session to discuss PB 14-19 and PB 18-03 and no other matters were discussed.

Ms. Fetty made a motion to uphold the Hearing Officer's Recommendation for PB 14-19. Mr. Castillo seconded. Voted and passed 4-0.

Mr. Braithwaite moved to adopt the Recommendation of the Hearing Officer. Chairperson Brown voted yes. Mr. Castillo voted no. Passed 2-1.

IX. PUBLIC COMMENTS.

No public comments.

X. OTHER MATTERS.

None.

XI. ADJOURNMENT.

Ms. Fetty moved to adjourn the meeting. Mr. Castillo seconded. Voted and passed 4-0 and the meeting was adjourned at 3:28 p.m.

APPROVED:

**CHAIRPERSON (Sonja Brown)
City Personnel Board**

DATE

cc: *Timothy M. Keller, Mayor*
Katy Duhigg, City Clerk