

Executive Committee Meeting  
Tuesday, August 1, 2023 10:00 AM Mountain

Sandia Resort, Meeting Room Hummingbird B  
30 Rainbow Rd NE  
Albuquerque, NM 87113

Floyd Archuleta	Present
Rebecca Estrada:	Excused
Vince Howell:	Excused
Pablo Lujan	Present
Sean Medrano:	Present
David Romero	Present
Jon Paul Romero:	Present
Joseph Weathers:	Present

Present:6, Absent:2.

**Also in attendance: NALWDB Staff:** Lisa Ortiz – Executive Director, Barney Trujillo – Operations Manager, Kevin Boyar – Program Monitor, Brittany Valencia – Program Specialist, Amber Gomez – Project Specialist/Communications **Guests:** Margarito Aragon – NMDWS, Veronica Alonzo – NMDWS, Cindy Gallegos – NMDWS, Hazel Mella – NMDWS, Joseph Griego – HELP NM, Teresa Quintana – HELP NM, Evangeline Touchine – HELP NM, Raughn Ramirez – HELP NM, Ericka Van Eckhoutte – One Stop Operator, Rick Sandoval – Zlotnick & Sandoval

#### 1. Call Meeting to Order

The meeting was called to order by Chairman Joseph Weathers at 10:00AM

#### 2. Roll Call and Determination of a Quorum

Rollcall was done by NALWDB Project Specialist Amber Gomez who indicated a quorum was present.

#### 3. Pledge of Allegiance

The pledge of allegiance was recited by all in attendance.

#### 4. Approval of Agenda

Motion to approve the agenda. This motion was made by Board Secretary Jon Paul Romero, seconded by Board Member Pablo Lujan, and passed unanimously.

#### 5. Approval of Board Meeting Minutes

Motion to approve the 6/26/23 full board meeting minutes. This Motion was made by Board Member David Romero, seconded by Board Secretary Jon Paul Romero.

#### 6. Announcements

There were no announcements.

#### 7. Informational Reports

7.1 Title I Report - Joseph Griego President

HELP NM President Joseph Griego gave an update to the executive committee on the litigations between HELP NM and CPLC. He stated that there's a hearing that hasn't been scheduled yet that will allow both sides to speak and then a recommendation will be presented to the judge. He mentioned, during the previous hearing CPLC was given full control over HELP NM as they have been operating for about 7 years under the management agreement that was set by the HELP NM Board. According to the judge that agreement is still in place and HELP NM will continue to follow those contracts/management agreements.

Board Secretary Jon Paul Romero asked Mr. Griego, is CPLC and HELP NM fiscally solvent, that they have the monies necessary to keep operations to meet the goals and the needs based on the contracts with the Northern Area Local Workforce Development Board.

Mr. Griego informed Board Member Jon Paul Romero that, under the management agreement for CPLC, it's 100% solvent. CPLC holds the line of credit, bank accounts for the payroll, benefit packages, and all the procedural stuff. In regard to if HELP NM is capable to do that on their own will depend on what they present to the courts.

Board Secretary Jon Paul Romero followed up with another question for Mr. Griego. He asked if the findings from the last audit have been addressed to satisfaction of Northern Area Local Workforce Development Board and the State.

Mr. Griego informed Board Member Jon Paul Romero that the final audit report hasn't been released yet. However, it should be released soon. He added that there was a delay due to waiting for the ruling of the judge.

Chairman Weathers stated, when the original contract was signed with HELP New Mexico as the service provider, it was never identified to the Board how involved CPLC was with HELP NM.

Board Member David Romero asked if the board would be dealing with CPLC or HELP NM.

Mr. Griego informed Board Member David Romero that all of the contacts are the same, there has been no changes. The main role of CPLC is a line of credit for HELP NM. If the ruling comes out in favor of CPLC, it's indefinite. If it comes out to HELP NM's benefit, then HELP NM will be responsible for their own line of credit. Everything that was in HELP NM's name remains in their name as it does currently.

Board Member Sean Medrano asked if HELP NM does separate from CPLC would they be able to sustain themselves.

Mr. Griego informed Board Member Sean Medrano that HELP NM's ability to sustain themselves will be determined based on the hearing.

Board Member Pablo Lujan commented if that decision will come from the courts because there are two board the HELP NM Board and the CPLC Board.

Mr. Griego informed Board Member Pablo Lujan that there is only one board. The HELP NM Board has been removed based on the filings and the CPLC Board is now the Board in charge.

Board Member Pablo Lujan asked if the CPLC Board will continue to be in charge once the decision is made.

Mr. Griego stated, after the decision is made and the decision is to remain under CPLC the current board will remain in place. However, if it goes in favor of HELP NM, they will have to establish their own board.

Chairman Weathers expressed his concern of the lack of transparency and asked why CPLC didn't inform the NALWDB on any of the negotiations or their involvement with HELP NM before Mr. Gonzales was terminated.

Mr. Griego informed Chairman Weathers that there was no reason why that information shouldn't have been disclosed.

Mr. Griego then informed the Executive Committee about the history of HELP NM and CPLC. He stated that he was the HELP NM President eight years ago. He explained that many non-profits make the similar mistake that HELP NM did when they started. HELP NM was buying property and were leasing back to themselves and later found out they couldn't do that when they were undergoing an audit. HELP NM then started selling their properties and had to return the money because of the lease agreement. The lesson learned was as a non-profit organization they couldn't own their own properties. Once those audits were identified, HELP NM took corrective actions to fix those audit findings. They sold the property and put the money in the bank to use it as collateral for their line of credit. However, there were no non restricted funds to offset the line of credit which left them operating payroll to payroll. They began looking for entities that could help them. One of those companies was YDI however they were going through a similar situation. Roger Gonzalez was working for CPLC, and introduced HELP NM to CPLC and the partnership was created.

Board Member Floyd Archuleta expressed his concern and asked that they ensure HELP NM can hold up their commitment to the Northern Area Local Workforce Development Board and have adequate performance.

Mr. Griego informed Board Member Floyd Archuleta that he has met with the Madam Executive Director and staff to identify and address any issues and make adjustments where they're needed.

Chairman Weathers stated that CPLC's hiring process and employment requirements are set too high which has become a staffing issue.

Mr. Griego agreed with Chairman Weathers. He stated that CPLC's vetting system is through an ADP security system that they use to get staff. He mentioned that he'll be working on making that process more streamlined and looking at what the State offers because the individuals hired won't be CPLC employees, they'll be HELP NM employees under a grant. He stated that all these adjustments will take time, however, he's working on addressing all of the issues that have been brought to his attention.

Chairman Weathers then asked Mr. Griego the names of the members of the CPLC Board

Mr. Griego replied, David Adame, Andres Contreras, Patricia Duarte, Max Gonzales, Jose Martinez, Alicia Nuñez, and Maria Spelleri.

Chairman Weathers asked if any of the board members reside in NM.

Mr. Griego stated that the Policy Council Chair Alejandra is from Las Cruces NM. He mentioned that they're working with ACF (Administration for Children and Families) and CSBG in regard to what those requirements would look like for board members for New Mexico. Currently CPLC has have vacancies which will be filled with New Mexico representatives once they meet with the two partners to identify the process.

Chairman Weathers thanked Mr. Griego for his time.

## 8. Action Items

### 8.1 Review of Executive Director Evaluation-HR Handbook

Chairman Weathers suggested entering into Executive Session with the inclusion of the State.

Motion to enter executive session to discuss personal matters at 10:31AM. This motion was made by Board Member Pablo Lujan, seconded by Board Member Sean Medrano, and passed unanimously by rollcall vote.

Board Secretary Jon Paul Romero stated for the record that there were no actions taken during executive session. He then made a motion to exit executive session at 12:15PM. This motion was seconded by Board Member Pablo Lujan, and passed unanimously by rollcall vote.

## 9. Public Comments

There were no public comments.

## 10. Next Meeting Date TBD

## 11. Adjournment

Motion to adjourn at 12:17PM. This motion was made by Board Member Pablo Lujan, seconded by Board Member David Romero, and passed unanimously.

- An Executive Session may be called at any time during the meeting. Pursuant to New Mexico Open Meetings Act Section 10-15-1 (H) Subsections; (1) Meetings pertaining g to issuance, suspension, renewal or revocation of a license, except that a hearing at which evidence is offered or rebutted shall be open. All final actions on the issuance, suspension, renewal or revocation of a license shall be taken at an open meeting; (2) Limited personnel matters; provided that for purposes of the Open Meetings Act, "limited personnel matters" means the discussion of hiring, promotion , demotion, dismissal, assignment or resignation of or the investigation or consideration of complaints or charges against any individual public employee; provided further that this paragraph is not to be construed as to exempt final actions on personnel from being taken at open public meetings, nor does it preclude an aggrieved public employee from demanding a public hearing. Judicial candidates interviewed by any commission shall have the right to demand an open interview; (3) Deliberations by a public body in connection with an administrative adjudicatory proceedings For purposes of this paragraph, "administrative adjudicatory proceeding" means a proceeding brought by or against a person before a public body in which individual legal rights, duties or privileges are required by law to be determined by the public body after an opportunity for a trial-type hearing. Except as otherwise provided in this section, the actual administrative adjudicatory proceeding at which evidence is offered or rebutted and any final action taken as a result of the proceeding shall occur in an open meeting; (4) The discussion of personally identifiable information about any individual student, unless the

student or the student's parent or guardian requests otherwise; (5) Meetings for the discussion of bargaining strategy preliminary to collective bargaining negotiations between the policymaking body and a bargaining unit representing the employees of that policymaking body and collective bargaining sessions at which the policymaking body and the representatives of the collective bargaining unit are present; (6) that portion of meetings at which a decision concerning purchases in an amount exceeding two thousand five hundred dollars (\$2,500) that can be made only from one source is discussed and that portion of meetings at which the contents of competitive sealed proposals solicited pursuant to the Procurement Code are discussed during the contract negotiation process. (7) Meetings subject to the attorney-client privilege pertaining to threatened or pending litigation in which the public body is or may become participant; (8) Meetings for the discussion of the purchase, acquisition or disposal of real property or water rights by the public body.