

## PERB Meeting Minutes

Date: April 30, 2024

Location: Bandana Square PERB/BMS Conf Room 6

### Attendance

Board Members: Laura Cooper, Margaret Luger-Nikolai, Martin Munic

Alternate Board Members: Marlin Osthus, Richard Kaspari, Scott Lepak

PERB Staff: Jess Anna King, Executive Director/General Counsel, Jose Luis Murillo, Office Administrator

#### 1. CALL TO ORDER at 9:41 a.m.

#### 2. APPROVAL OF MINUTES FROM APRIL 5, 2024 MEETING

Luger-Nikolai moved, Munic second. Minutes approved.

#### 3. EXECUTIVE DIRECTOR REPORT

a. FY2024 Budget/Finance Update

Because of the increase in hearings, PERB is working with the assistance of a MNIT project manager to test and evaluate options for recording and transcription of hearings. Initial setup costs will likely come from Odyssey fund. Ongoing costs will be built into the budget.

b. Staffing Updates

Investigators - Audit for the Investigator position is complete. Position will be classified as Investigator Sr. ED/GC will notify PERB Board and staff when the posting is live. This position will most likely be open until filled with a start date for reviewing applications around the third week of May.

Student worker – Sara Seid will start on May 15, 2024.

c. Orders Issued

001 – Decision and Order issued 4/8/2024, 30-day appeal period

016 – Complaint issued 4/8/2024

d. Legislation

SF3428 includes our three language changes. The language is expected to be adopted by the House.

e. Open House on 4/19/2024

Well attended event, including Governor Walz. PERB board and staff had the opportunity to meet stakeholders and talk with arbitrators from the BMS Arbitrator Roster to discuss PERB Hearing Officer

opportunities. The requirement of a current law license in Minnesota to be a PERB Hearing Officer was noted as a barrier, as well as what we pay without any cancellation fee.

f. Mediator Appointments

PERB staff is considering a request to the BMS Commissioner for appointing authority when mediation is requested by the parties after a ULP Complaint is issued and the parties and/or the hearing officer does not want to have the HO mediate and do the hearing. No requirement that BMS mediators must be used.

**5. NEXT MEETINGS**

- a. Thursday, May 16, 2024 at 9:30 a.m. (Bandana Square BMS/PERB Conf Rm)
- b. Monday, June 3, 2024 at 9:30 a.m. (Bandana Square BMS/PERB Conf Rm)

**6. OTHER**

***The meeting was closed at 10:34 a.m. for deliberations regarding active cases. Recusals are noted below. This portion of the meeting is closed pursuant to Minn. Stat. Section 179A.041, subd. 10.***

Case No.		Member recusal
24-U-005	AFSCME Council 5 and Hennepin County – Charge filed August 10, 2023, amended charge filed August 21, 2013. Charge alleges violation of Minn. Stat. §179A.13, subd. 2(1) and (5).	Munic
24-U-013	AFSCME Council 5 and Hennepin County – Charge filed October 6, 2023. Charge alleges violation of Minn. Stat. §179A.07, subd. (6) and (7).	Munic
24-U-036	Minnesota Nurses Association and McLeod County – Charge filed February 2, 2024, amended charge filed April 24, 2024. Charge alleges violation of Minn. Stat. §179A.13, subds. 2(1) and (5).	

***The meeting was reopened at 11:58 a.m***

**8. ADJOURN at 12:02 p.m.**