



# *CITY OF ALBUQUERQUE*

## **CITY LABOR-MANAGEMENT RELATIONS BOARD**

**MONDAY, DECEMBER 9, 2024**

*MEMBERS PRESENT:*

*Chairman Ted Baca (Zoom)*  
*Juan Montoya*  
*Bruce Perlman*

*OTHERS PRESENT:*

*Domonique Limon*  
*Leigh Brunner*  
*Evan Crocker*  
*Julie Van Dyne*  
*Andrew Lewis*  
*Casey Padilla*

*Frederick M. Mowrer*  
*James Montalbano*  
*Jana Smith-Carr - CWA*  
*Milagro Padilla*  
*Michael Dorin*  
*L Mont (Zoom)*

### **MINUTES**

**I. CALL TO ORDER.**

Chairman Baca called the meeting to order at approximately 9:05 a.m. All three Board members were present in person.

**II. REVIEW AND APPROVAL OF AGENDA FOR MONDAY, DECEMBER 9, 2024.**

Member Perlman moved to approve. Member Montoya seconded. Voted and passed 3-0.

**III. REVIEW AND APPROVAL OF MINUTES FOR NOVEMBER 18, 2024.**

Member Montoya moved to approve. Member Perlman seconded. Voted and passed 3-0.

**IV. PUBLIC COMMENTS:** Member Montoya announced that Pilar Vaile has been appointed to the State of New Mexico Labor Board.

**V. PRESENTMENT AND APPROVAL OF ORDERS:**

- **LB 24-15 ORDER TO VACATE** – Signed by Chairman Baca. Chairman Baca stated that this matter is stayed until February 3, 2025.
- **LB 22-38 ORDER OF WITHDRAWL OF PROHIBITED PRACTICE COMPLAINT.** Attorney Evan Crocker appeared on behalf of the City and stated that staff representative Joel Villareal is working on this matter. Mr. Villareal previously submitted a Notice of Withdrawl of Prohibited Practiced Complaint. Mr. Crocker stated that he prepared a blank Order which may be used. Chairman Baca stated that since no representative is present to sign the Order. We will delay this matter and place the Order of Withdrawl on our next meeting Agenda for December 16, 2024.
- **LB 23-05 ORDER GRANTING JOINT MOTION TO WITHDRAW PROHIBITED PRACTICES COMPLAINT AND COUNTER COMPLAINT.** Attorney James Montalbano appeared on behalf of AFSCME and confirmed that the parties have resolved their differences and have now entered into bargaining. This matter may be withdrawn. Approved and Signed.

**VI. LB 24-22 PETITION FOR REPRESENTATION.**

Staff representative Milagro Padilla appeared on behalf of the CWA and stated that the Corrected Notice of Filing was posted providing the last date for filing an intervention was December 5, 2024. To date no person or entity has intervened. Attorney Leigh Brunner reviewed LMRO pertaining to a Petition for Representation. Chairman Baca reviewed the petition cards provided by Mr. Padilla to verify requirements were met. The parties discussed this matter a further.

Member Montoya moved to approve. Member Perlman seconded. Voted 3-0. The matter was be deemed facially valid.

## VII. MISCELLANEOUS/STATUS CONFERENCE:

- **LB 23-12 STAU CONFERENCE.**

Staff representative Milagro Padilla appeared on behalf of the CWA and advised that this matter and the next one LB 23-23, are both PPC's which were filed when they began organizing. He stated that at the last meeting the City Attorneys advised that they believed they were close to an agreement. He has since spoke to CWA Attorney Will Reinken who advised they were close to agreement. To his knowledge, the City stated that they would re-send an agreement for review. Mr. Padilla has not seen a formal agreement and believes they are still working on a resolution. Chairman Baca noted that this matter will be stayed until January 19, 2025.

- **LB 23-23 STAU CONFERENCE.**

Staff representative Milagro Padilla appeared on behalf of the CWA and advised that this matter and the previous matter, LB 23-12, are both PPC's which were filed when they began organizing. He stated that at the last meeting the City Attorneys advised that they believed they were close to an agreement. He has since spoke to CWA Attorney Will Reinken who advised they were close to agreement. To his knowledge, the City stated that they would re-send an agreement for review. Mr. Padilla has not seen a formal agreement and believes they are still working on a resolution. Chairman Baca noted that this matter will be stayed until January 19, 2025.

- **LB 24-26 FACIAL VALIDITY SCREENING FOR THE AMENDED PROHIBITED PRACTICE COMPLAINT FILED BY ATTORNEY FREDERICK M. MOWRER ON BEHALF OF THE ALBUQUERQUE POLICE OFFICERS' ASSOCIATION SARGENT STEPHEN GARCIA AND AGAINST THE ALBUQUERQUE POLICE DEPARTMENT FOR VIOLATING CBA SECTION 10-7E-1 et seq. (1978 AS) amended.**

Chairman Baca reviewed the Amended PPC. Attorney Frederick Mowrer appeared on behalf of the APOA and stated that he spoke to counsel for the City this morning. Chairman Baca asked if the City has an issue with the facial validity of this mater. The matter was discussed further. Attorney Mowrer asked that this matter be stayed until our next meeting of December 16, 2024. The parties confirmed that no response will be due from the City until after the matter is deemed facially valid.

- **LB 24-27 FACIAL VALIDITY SCREENING FOR THE AMENDED PROHIBITED PRACTICE COMPLAINT FILED BY ATTORNEY FREDERICK M. MOWRER ON BEHALF OF THE ALBUQUERQUE POLICE OFFICERS' ASSOCIATION SARGENT RACHEL NAKAMURA AND AGAINST THE ALBUQUERQUE POLICE DEPARTMENT FOR VIOLATING CBA SECTION 10-7E-1 et seq. (1978 AS) amended.**

Attorney Andrew Lewis appeared on behalf of the City and advised that City had no issue with facially validity of this matter.

Member Perlman moved to approve. Member Montoya seconded. Voted 3-0. This matter was deemed facially valid.

- **LB 24-28 FACIAL VALIDITY SCREENING PROHIBITED PRACTICE COMPLAINT FILED BY STAFF REPRESENTATIVE JANA SMITH-CARR ON BEHALF OF THE COMMUNICATIONS WORKERS OF AMERICA, AFL-CIO, CLC AND AGAINST THE CITY OF ALBUQUERQUE AND THE ALBUQUERQUE COMMUNITY SAFETY DEPARTMENT FOR VIOLATING PEBA II 10-7E-19(F), PEBA II 10-7-19(H), LMRO SECTION 3-2-10(5) AND LMRO SECTION 3-2-10(7).**

Attorney Julie Van Dyne appeared on behalf of the City and advised that City did not contest the facially validity of this matter. Staff representative Jana Smith-Carr appeared on behalf of the CWA. Chairman Baca requested that Ms. Smith-Carr summarize the allegations of the matter.

Member Perlman moved to approve. Member Montoya seconded. Voted 3-0. This mater was deemed facially valid.

This matter will be set for a scheduling conference at our next meeting of December 16, 2024.

## VIII. ADJOURNMENT.

Member Perlman moved approve. Member Montoya seconded. Voted 3-.0 Meeting was adjourned at 9:51 a.m.

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**TED BACA, CHAIR**  
**City Labor-Management Relations Board**

1/6/25  
**DATE**

