



CITY OF ALBUQUERQUE

CITY LABOR-MANAGEMENT RELATIONS BOARD

MONDAY, NOVEMBER 13, 2023

MEMBERS PRESENT:

*Chairman Ted Baca
Juan Montoya
Bruce Perlman*

OTHERS PRESENT:

*Nichole Maher
Kate Furek
James Montalbano
Jessica Serrano
Leigh Brunner
Fred Mowrer
Joel Villarreal
Louis Montoya*

*Carrie Cook
Augustine Romero
Ian Stoker
Catherine Gonzalez
Merissa Reddy
Berg. M.
Emily Salazar*

MINUTES

I. CALL TO ORDER.

Chairman Baca called the meeting to order at 9:16 am.

II. REVIEW AND APPROVAL OF AGENDA FOR MONDAY, NOVEMBER 13, 2023.

Mr. Perlman motioned that the audit be moved to the last item of section V. Mr. Montoya seconded. Voted passed 3-0. Mr. Perlman moved to approve the agenda. Mr. Montoya seconded. Voted passed 3-0.

III. PUBLIC COMMENTS *Limited to three (3) minutes total time per person.

None at this time.

IV. PRESENTMENT AND APPROVAL OF ORDERS:

- **LB 23-07 STIPULATED ORDER TO DISMISS.**
Approved and signed.

V. MISCELLANEOUS/STATUS CONFERENCE:

- **LB 22-25 SCHEDULING CONFERENCE FOR PROHIBITED PRACTICE COMPLAINT FILED BY THE ALBUQUERQUE POLICE OFFICERS' ASSOCIATION ON BEHALF OF JUSTIN LUJAN AND JERRY ARNOLD FOR VIOLATING THE COLLECTIVE BARGAINING AGREEMENT AND CONDUCTING AN INVESTIGATION NOT IN ACCORDANCE WITH CITY POLICIES.**
Attorney Fred Mowrer appeared on behalf of the APOA. Assistant Attorney Carrie Cook appeared on behalf of the City. Chairman Baca said this will be scheduled for entry of scheduling order on 11/27/23. Merits Hearing March 11, 2024.
- **LB 23-19 ENTRY OF SCHEDULING ORDER FOR PROHIBITED PRACTICE COMPLAINT FILED BY ATTORNEY FRED MOWRER ON BEHALF OF THE APOA AGAINST THE CITY OF ALBUQUERQUE POLICE DEPARTMENT, FOR FAILING TO ADHERE TO THE TERMS OF THE COLLECTIVE BARGAINING AGREEMENT BY FAILING TO UPDATE OR REPAIR THE CURRENT RADIO COMMUNICATIONS SYSTEM USED BY OFFICERS IN THE DEPARTMENT.**
Attorney Catherine Gonzales appeared on behalf of the City. Attorney Fred Mowrer appeared on behalf of APOA. The Scheduling Order was entered. Merits Hearing March 11, 2024.
- **LB 20-09 STATUS OF SETTLEMENT AGREEMENT FOR PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 624 ON BEHALF OF EARL GARCIA AGAINST THE CITY OF ALBUQUERQUE DEPARTMENT OF MUNICIPAL DEVELOPMENT FOR VIOLATIONS OF THE LMRO 3-2-9 (A6) AND CBA 0.1.1 AND 24.1.5 JUST CAUSE TO DETERMINE REINSTATEMENT RIGHTS AND BACKPAY.**
Attorney James Montalbano appeared on behalf of AFSCME Local 624. Attorney Ian Stoker and Assistant Attorney

Jessica Serrano appeared on behalf of the City.

The City stated it did not recall an agreement and requests a hearing. Part of the hearing matter will be a legal argument about what is and is not allowed in backpay calculations. The main issue is the amount of backpay.

Chairman Baca said this is to be scheduled for a Merits Hearing on the issue of backpay for December 4, 2023.

- **LABOR BOARD BIENNIAL AFFIDAVIT PURSUANT TO SUBSECTIONS 10-7E-10(D) AND (E) NMSA 1978 OF THE NEW MEXICO PUBLIC EMPLOYEE BARGAINING ACT.**

Attorney Leigh Brunner let the Board know they needed to review the letters sent in by the Unions and City, requesting the Labor Board continue to meet.

Mr. Perlman moved the Board sign and approve these letters. Mr. Montoya seconded. Sylviaanne Gallegos notarized the document.

- **REVIEW AND DISCUSSION OF LABOR BOARD CASE AUDIT.**

City, Union, OAH went over case issues as outlined in the case audit spreadsheet Nichole Maher compiled.

VI. ADJOURNMENT.

Chairman moved to adjourn at 10:53



TED BACA, CHAIR

City Labor-Management Relations Board



DATE