



CITY OF ALBUQUERQUE

CITY LABOR-MANAGEMENT RELATIONS BOARD

MONDAY, NOVEMBER 27, 2023

MEMBERS PRESENT:

*Chairman Ted Baca
Juan Montoya
Bruce Perlman*

OTHERS PRESENT:

*Nichole Maher
Victoria Gammill
James Montalbano(zoom)
Casey Padilla
Leigh Brunner
Fred Mowrer*

*Carrie Cook
Louis Montoya
Ian Stoker
Mark Finley
Merissa Reddy*

MINUTES

I. CALL TO ORDER.

All members present. Meeting called to order at 9:04 am.

II. REVIEW AND APPROVAL OF AGENDA FOR MONDAY, NOVEMBER 27, 2023.

Mr. Perlman moved to approve the agenda. Mr. Montoya seconded. Chairman Baca pointed out LB 22-08 is vacated for today and would like to schedule it for merits hearing on 12/18/23, as it pertains to Mr. Battaglia. Board voted to approve agenda. Passed 3-0.

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

None today.

IV. PRESENTMENT AND APPROVAL OF ORDERS:

• **LB 19-03/LB 19-05 STIPULATED ORDER TO DISMISS WITH PREJUDICE.**

Chairman asked if these cases were consolidated. City Attorney Ian Stoker stated they were consolidated. Signed and approved.

V. MISCELLANEOUS/STATUS CONFERENCE:

• **LB 20-04/21-35 SCHEDULING CONFERENCE FOR PROHIBITED PRACTICE COMPLAINT FILED BY THE APOA AGAINST THE CITY OF ALBUQUERQUE POLICE DEPARTMENT FOR VIOLATING THE COLLECTIVE BARGAINING AGREEMENT BY FAILING TO CONDUCT A PROPER AND LEGITIMATE PROMOTION PROCESS FOR THE POSITION OF LIEUTENANT.**

Assistant Attorney Victoria Gammill appeared on behalf of the City. Attorney Fred Mowrer appeared on behalf of the APOA. The City and Union stated they have agreed on a hearing date and will enter the scheduling order. They will also remove facial validity wording on the order since this case was filed before that was adopted. Hearing scheduled for 5/13/2024.

• **LB 22-25 ENTRY OF SCHEDULING ORDER 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.**

Board approved and signed scheduling order.

VI. MERITS HEARING:

- **LB 22-08 MERITS HEARING FOR PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 1888 ON BEHALF OF MARLON BATTAGLIA AND MARK FINLEY AGAINST THE CITY OF ALBUQUERQUE DEPARTMENT OF MUNICIPAL DEVELOPMENT FOR CONTRACT VIOLATIONS OF DUE PROCESS.**
Vacated. Merits Hearing regarding Mr. Battaglia scheduled for 12/18/2023.

VII. ADJOURNMENT.

Chairman Baca moved to adjourn at 9:16 am. Voted passed 3-0.



TED BACA, CHAIR

City Labor-Management Relations Board

12/18/23
DATE