



CITY OF ALBUQUERQUE

CITY LABOR-MANAGEMENT RELATIONS BOARD MONDAY, OCTOBER 7, 2024

MEMBERS PRESENT:

Chairman Ted Baca
Juan Montoya
Bruce Perlman

OTHERS PRESENT:

Domonique Limon
Leigh Brunner
Catherine Gonzales
Evan Crocker
James Montalbano
Joel Villareal
Michael Dorin

Casey Padilla
Milagro Padilla
Frederick M. Mowrer (Zoom)
Stephanie Gomez (Zoom)

MINUTES

I. CALL TO ORDER.

Chairman Baca called the meeting to order at approximately 9:02 a.m. All three Board members were present in person.

II. REVIEW AND APPROVAL OF AGENDA FOR MONDAY, OCTOBER 7, 2024.

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

III. REVIEW AND APPROVAL OF MINUTES FOR SEPTEMBER 23, 2024.

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

IV. FINAL APPROVAL OF THE ANNUAL OPEN MEETINGS ACT RESOLUTION.

Attorney Leigh Brunner reviewed language discussed at our last meeting.

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

V. PUBLIC COMMENTS: None.

VI. PRESENTMENT AND APPROVAL OF ORDERS:

- **LB 23-05 ORDER GRANTING CITY'S MOTION FOR LEAVE TO FILE MOTION FOR RECONSIDERATION.** Approved and signed.
- **LB 23-12 ORDER TO STAY PROCEEDINGS.** Chairman Baca asked for a summary of the matter and clarification as to why we are staying this case. Attorney Catherine Gonzales appeared on behalf of the City. Attorney Gonzales, stated that LB 23-23 and LB 23-12 were cross-complaints, a Complaint made by the CWA on behalf of two member alleging violations by the City of Albuquerque and Mayor Keller. LB 23-23, was the City's Prohibited Practices Complaint filed against the CWA for Prohibited Practices. Attorney Gonzales advised that the parties have tentatively reached a resolution agreement. This matter will be placed on our next meeting Agenda.
- **LB 23-23 ORDER TO STAY PROCEEDINGS.** This matter will be placed on our next meeting Agenda.
- **LB 24-03 ORDER TO DISMISS WITH PREJUDICE -** Approved and Signed.

VII. MISCELLANEOUS/STATUS CONFERENCE:

- **LB 24-21 ORDER OF DISMISSAL WITH PREJUDICE** - Approved and Signed.

- **LB 23-05 CITY'S MOTION TO RECONSIDER.**

Chairman Baca summarized the matter, and stated that there was a lawsuit, *Pino vs The City of Albuquerque*, brought under the Fair Pay for Women's Act. Attorneys Catherine Gonzales and Evan Crocker appeared on behalf of the City. Attorney James Montalbano and Staff Representative Joel Villareal appeared on behalf of AFSCME. Attorneys Gonzales and Crocker spoke on their argument. Attorney Montalbano and Mr. Villareal spoke on their argument.

Member Perlman asked for clarification of the implementation of the settlement agreement vs the bargaining of the settlement agreement. Member Perlman stated that the arguments are essentially addressing whether the Board ruled correctly on the Order on the Union's Motion for Summary Judgment. The parties provided additional arguments.

Chairman Baca made a motion for the Board to go into closed session pursuant to Section 10.15.1.H.3 of the Open Meetings Act, which allows for the closing of meetings for deliberation by a public body in connection with an administrative adjudicatory proceeding. The session closed at approximately 10:15 a.m.

The Board resumed an open session at 10:47 a.m. Chairman Baca stated the Board was in closed session to discuss and deliberate on LB 23-05 and no other matters were discussed.

Member Perlman made a Motion to grant the City's Motion to Reconsider. Chairman Baca seconded. Voted and passed 2-1.

Chairman Baca stated that we will move forward with a trial on the Merits in the case. Attorney Gonzales asked for clarification on the ruling. Chairman Baca provided clarification that the Board has ruled on the City's Motion to Reconsider the Motion for Summary Judgment and also to Deny the Motion for Summary Judgment.

Merits hearing will be scheduled for December 9, 2024. Attorney Gonzales made a verbal Motion for the upcoming Merits hearing to be limited to the issues specifically raised in the PPC as well as the remedies sought within. Attorney Montalbano does not oppose Attorney Gonzales' verbal Motion. Per Chairman Baca, the Motion is granted and requested that the City draft an Order for signature.

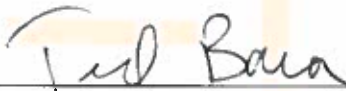
- **LB 24-22 PETITION FOR CLARIFICATION OF EXISTING BARGAINING UNIT.**

Chairman Baca requested information on the size of the bargaining unit. Attorney Evan Crocker appeared on behalf of the City and Milagro Padilla appeared on behalf of the CWA. Chairman Baca requested a Petition for Election be provided.

VIII.

ADJOURNMENT.

Chairman Baca adjourned meeting at 11:06 a.m.



TED BACA, CHAIR
City Labor-Management Relations Board

10/21/24
DATE