

LABOR-MANAGEMENT RELATIONS BOARD
Tuesday, December 20, 2016
600 2nd Street NW, 7th Floor, Albuquerque, NM 87102
HEARING ROOM 1

MEMBERS PRESENT:

Chairman Ted Baca
Juan Montoya
Michael Wartell

OTHERS PRESENT:

<i>Jeffrey Driggers</i>	<i>Rocky Gutierrez</i>
<i>Samantha Hults</i>	<i>Tomas Romero</i>
<i>Melissa Kountz</i>	<i>James Montalbano</i>
<i>Philamino Hauser</i>	<i>Fred Mowrer</i>
<i>Diane Kimbrell</i>	<i>Justin Montgomery</i>
<i>Annette Paiz</i>	<i>Jessica Enriquez</i>
<i>Victor Lovato</i>	

Minutes

I. CALL TO ORDER.

Chairman Ted Baca called the meeting to order at 9:00 a.m. Members also present were Juan Montoya and Michael Wartell.

II. REVIEW AND APPROVAL OF AGENDA FOR TUESDAY, DECEMBER 20, 2016.

Chairman Baca made a motion to approve the agenda for Tuesday, December 20, 2016. Mr. Montoya seconded. Passed 3-0.

III. REVIEW AND APPROVAL OF LABOR BOARD MINUTES FOR JULY 12, 2016.

Chairman Baca made a motion to approve the minutes for July 12, 2016. Mr. Montoya seconded. Passed 2-0.

IV. INTRODUCTION OF BOARD MEMBER MICHAEL WARTELL.

Chairman Baca introduced new board member Michael Wartell and Mr. Wartell gave a brief introduction about himself.

V. BOARDS VOTE TO ADOPT THE PROPOSED LABOR BOARD OPEN MEETINGS ACT RESOLUTION.

Juan Montoya moved to adopt the Labor Board Open Meetings Act Resolution. Mr. Wartell seconded. Passed 3-0.

VI. ASSIGNMENT OF CASES TO BE HEARD.

Chairman Baca asked if the city and union have met to discuss a priority list of cases to be heard, as he requested at the previous board meeting.

Fred Mowrer, attorney on behalf of APOA and IAFF stated that two pending matters involving military leave, LB 16-06 and LB 16-13, are ready to be heard and stipulated with the city. He also mentioned LB 16-30 for scheduling. Samantha Hults, Assistant City Attorney on behalf of the city and stated that Mr. Mowrer has agreed to an extension for the city to file a Motion for Dismissal in LB 16-30.

Ms. Hults presented to the board a new case the city has filed, LB 16-32 Petition for Decertification Election for transit employees. James Montalbano, Youtz and Valdez attorney for AFSCME stated that they will be submitting a Motion of Opposition for the Petition. Ms. Hults stated that the city agrees to an extension for AFSCME to file their motion.

Rocky Gutierrez on behalf of AFSCME gave a list of priority cases, LB 15-26, LB 15-18, LB 15-16, LB 15-06, LB 16-01, LB 16-19, LB 16-03, LB 15-25 and LB 15-09. Melissa Kountz, Assistant City Attorney on behalf of the city stated that Dispositive Motions have been filed by the city regarding some of the cases Rocky listed. Mr. Gutierrez stated that the union will file responses to the motions that were submitted. Ms. Kountz asked the board to allow thirty days for notice of scheduling of merits hearings.

City and Union representatives discussed scheduling of dates for meeting amongst themselves prior to the next Labor Board meeting. Fred Mowrer on behalf of APOA and IAFF and City will meet December 29, 2016 to discuss APD and AFD cases and priority list. City and AFSCME will meet on January 18, 19, 20 and 27, 2017 to discuss cases and priority list of pending AFSCME cases.

The board agreed to schedule meetings for January 17, 2017, February 13, 2017 and February 20, 2017. The board will hear Motions submitted by the parties in LB 16-32 and scheduled a merits hearing for LB 16-06 and LB 16-13. On the February 13, 2017 agenda the board will hear Dispositive Motions for, LB 15-26, LB 15-18, LB 15-16, LB 15-06, LB 16-01, LB 16-19, LB 16-03, LB 15-25 and LB 15-09 and will discuss scheduling merits hearing for the following meeting.

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

Chairman Baca stated that the board will discuss revising the Labor Board rules and regulations at a future meeting.

The board added an item agenda to future agendas for signing of stipulated orders. Fred Mowrer submitted an Order to Withdraw LB 16-09 and this Order will be signed at the February 13, 2017 meeting.

VIII. ADJOURNMENT.

Chairman Baca adjourned the meeting at 9:52 a.m.

APPROVED:

TED BACA, CHAIR
City Labor Board

DATE

cc: Richard J. Berry, Mayor
Natalie Howard, City Clerk

LABOR-MANAGEMENT RELATIONS BOARD
Tuesday, July 12, 2016
600 2nd Street NW, 7th Floor, Albuquerque, NM 87102
HEARING ROOM 1

MEMBERS PRESENT:

Ted Baca
Juan Montoya
Hess Yntema

OTHERS PRESENT:

Nicholas Bullock *Jazmin Irazogui-Ruiz*
Kellie Garcia *Rocky Gutierrez*
Mary Scott
Jessica Enriquez

Minutes

I. INTRODUCTION OF BOARD MEMBERS JUAN MONTOYA AND HESSEL YNTEMA, AND VOTE TO SELECT TED BACA AS CHAIR OF THE LABOR BOARD.

The Labor Board meeting was called to order at 9:00 a.m. by board member Juan Montoya and he introduced new board member Hess Yntema. Mr. Montoya moved to approve the agenda for July 12, 2016. Mr. Yntema seconded. Passed 2-0.

Mr. Yntema nominated Ted Baca, who was also present as the new Chairman for the Labor Board. Mr. Montoya seconded the nomination. Passed 2-0.

Ted Baca asked everyone present to introduce themselves. Kellie Garcia, Assistant City Attorney appeared on behalf of City Legal Department. Also present with Ms. Garcia was Law Clerk, Jazmin Irazogui-Ruiz. Assistant City Attorney Nicholas Bullock was present as the attorney for the Labor Board. Rocky Gutierrez appeared on behalf of AFSCME.

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

Mr. Gutierrez stated that there has been a huge list of pending cases and asked the board to consider a new structured process for cases to be heard. He offered to meet with the city to resolve old pending cases and decide which ones to move forward with.

Mr. Montoya suggested that the parties in the cases meet to discuss possibly resolving cases and then the board will move forward with unresolved cases.

Ms. Garcia agreed on behalf of the city to meet with the union to resolve some pending cases. She also requested at least a thirty day notice to the parties prior to the scheduling of merits hearing.

A list of open pending labor board cases was handed out and Mr. Baca asked the city and the union to prepare a stipulated priority list for pending cases from oldest to newest. There was a brief discussion on open pending cases filed by Paul Livingston. Those cases will be addressed when the cases come forward at future meetings.

Mr. Baca made a motion to adjourn. Mr. Montoya seconded. Passed 3-0. The meeting was adjourned at 9:22 a.m.

APPROVED:

TED BACA, CHAIR
City Labor Board

DATE

cc: Richard J. Berry, Mayor
Natalie Howard, City Clerk