

CITY OF ALBUQUERQUE



CITY LABOR - MANAGEMENT RELATIONS BOARD

PATRICK HALTER
BARBARA G. STEPHENSON
JUSTIN LESKY

MONDAY, MARCH 12, 2012 AT 9:00 A.M. to 12:00 P.M.

1820 RANDOLPH RD SE
ALBUQUERQUE, NM 87106

AGENDA

- I. CALL TO ORDER.
- II. REVIEW AND APPROVAL OF AGENDA FOR MONDAY, MARCH 12, 2012.
- III. REVIEW AND APPROVAL OF LABOR BOARD MINUTES FOR JANUARY 23, 2012 AND FEBRUARY 6, 2012.
- IV. MOTION TO WITHDRAW OR DISMISS.
 - LB-10-05, PROHIBITED PRACTICES COMPLAINT ON BEHALF OF THE ALBUQUERQUE POLICE OFFICERS' ASSOCIATION (FREDERICK M. MOWRER)
 - LB-10-07, COMPLAINT FOR VIOLATION OF CONTRACTUAL OBLIGATIONS ON BEHALF OF THE CITY OF ALBUQUERQUE FIRE DEPARTMENT, WILLIAM REED (FRED M. MOWRER)
 - LB-12-06, MOTION TO DISMISS FOR LACK OF JURISDICTION OR IN ALTERNATIVE TO STAY AND ANSWER TO PPC
- V. FOR INFORMATIONAL PURPOSES: (NEW CASE FILINGS)
 - LB-12-02, PROHIBITED PRACTICES COMPLAINT FOR FAILURE TO NEGOTIATE TERMS AND CONDITIONS OF EMPLOYMENT REGARDING CHANGES TO THE CITY OF ALBUQUERQUE'S COP POLICY AND THE SUBSTANCE ABUSE POLICY. (ROCKY GUTIERREZ, AFSCME COUNCIL 18)
 - LB-12-03, PROHIBITED PRACTICES COMPLAINT AGAINST THE CITY OF ALBUQUERQUE SOLID WASTE DEPARTMENT ON BEHALF OF JAMES MORA FOR REFUSAL TO NEGOTIATE THE REDUCTION IN ROUTES, RETALIATION, CONTRACT VIOLATIONS (CASEY PADILLA, AFSCME LOCAL 624)
 - LB-12-04, COMPLAINT FOR VIOLATION OF CONTRACTUAL OBLIGATIONS AGAINST THE CITY OF ALBUQUERQUE, CITY OF ALBUQUERQUE FIRE DEPARTMENT AND MAYOR BERRY ON BEHALF OF MEMBERS OF IAFF 244 REGARDING RELEASE OF CONFIDENTIAL DISCIPLINARY PROCEEDINGS. (FRED MOWRER, IAFF 244)

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- LB-12-05, PROHIBITED PRACTICES COMPLAINT AGAINST THE CITY OF ALBUQUERQUE AND THE CITY OF ALBUQUERQUE PARKS AND RECREATION DEPARTMENT ON BEHALF OF DAVID ORTIZ FOR NON-NEGOTIATED MEMORANDUM BETWEEN THE CITY OF ALBUQUERQUE AND THE UNION VIOLATING THE CBA AND LMRO. (CASEY PADILLA, LOCAL 624)
- LB-12-06, COMPLAINT FOR VIOLATION OF CONTRACTUAL OBLIGATIONS AGAINST THE CITY OF ALBUQUERQUE AND THE CITY OF ALBUQUERQUE POLICE DEPARTMENT ON BEHALF OF THE ALBUQUERQUE POLICE OFFICERS' ASSOCIATION REGARDING THE RELEASE OF CONFIDENTIAL PERSONNEL MATTERS VIOLATING THE CONTRACT, RULES AND REGULATIONS OF THE CITY OF ALBUQUERQUE AND MERIT SYSTEM ORDINANCE. (FRED MOWRER, APOA)
- LB-12-07, STEP I GRIEVANCE, VIOLATIONS OF CBA 0.1, PREAMBLE 0.4, RECOGNITION, SECTION 13.1, WORKING OUTSIDE CLASSIFICATION 40.3.4, 40.3.5. ADMINISTRATIVE TRANSFER FROM E TO M POSITION REGARDING JUDY GARCIA (L. WHISTLE, LOCAL 3022)

VI. MERITS HEARING.

- LB-11-42, PROHIBITED PRACTICES COMPLAINT AGAINST THE CITY OF ALBUQUERQUE AND THE CITY OF ALBUQUERQUE FIRE DEPARTMENT ON BEHALF OF ERIC MENDOZA AND OTHER PARAMEDICS NOT BEING PAID PARAMEDIC PAY (FRED MOWRER, LOCAL 244)
- LB-11-43, PROHIBITED PRACTICES COMPLAINT AGAINST THE CITY OF ALBUQUERQUE AND THE CITY OF ALBUQUERQUE FIRE DEPARTMENT ON BEHALF OF VICTOR TEUPELL REGARDING ADMINISTRATIVE LEAVE AND PAY (FRED MOWRER, LOCAL 244)
- LB-11-45, PROHIBITED PRACTICES COMPLAINT AGAINST THE CITY OF ALBUQUERQUE AND THE CITY OF ALBUQUERQUE FIRE DEPARTMENT REGARDING CHANGING CITY WIDE OR SHIFT BIDS, TRANSFERS, VACANCIES AND ASSIGNMENTS (FRED MOWRER, LOCAL IAFF 244)

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

VIII. ADJOURNMENT

****NEXT MEETING:** April 9, 2012 at 9:00 a.m. at 1820 Randolph Rd SE, Albuquerque, NM 87106

Notice is hereby given that the City Labor-Management Relations Board has scheduled a meeting for Monday, March 12, 2012 at 9:00 a.m. to 12:00 p.m. at 1820 Randolph Rd SE, Albuquerque, NM 87106.

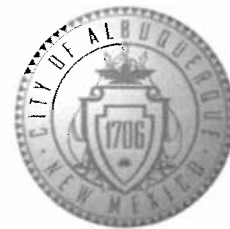
Except for any portion of the meeting that may be closed by the City Labor-Management Relations Board pursuant to the provision of the New Mexico Open Meetings Act, the meeting will be open to the public.

Any disabled member of the public who wishes to attend the meeting and needs accommodations to attend or participate (such as sign language, interpretation, an amplifier, a reader or other form of accommodations), may contact Vanessa F. King at 768-4503 at least 5 days prior to the meeting. Also, disabled persons who need public documents such as meeting agendas, etc., in accessible format, may contact Vanessa F. King.

POSTED AT CITY/COUNTY GOVERNMENT CENTER, ONE CIVIC PLAZA

DATE POSTED: March 6, 2012

CITY OF ALBUQUERQUE



March 6, 2012

Reference:

I. MERITS

- LB-11-42, PROHIBITED PRACTICES COMPLAINT AGAINST THE CITY OF ALBUQUERQUE AND THE CITY OF ALBUQUERQUE FIRE DEPARTMENT ON BEHALF OF ERIC MENDOZA AND OTHER PARAMEDICS NOT BEING PAID PARAMEDIC PAY (FRED MOWRER, LOCAL 244)
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NOTICE OF HEARING

Albuquerque

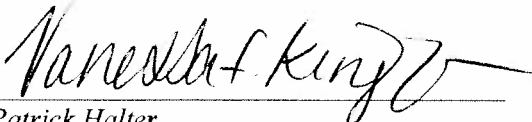
Pursuant to your request for a Hearing, notice is hereby given that the above causes have been scheduled for a hearing before the City Labor-Management Relations Board, for *Monday, March 12, 2012 at 9:00 a.m. to 12:00 p.m.*, at 1820 Randolph Rd SE, Albuquerque, NM 87106.

NM 87103

No later than 120 hours (5 days) prior to the scheduled hearing date, the complainant party, or parties, must submit the required hearing fee to the Office of Administrative Hearings. Failure to timely submit the hearing fee will negate the complainant party's, or parties', ability to proceed with a hearing at the scheduled date and time.

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If witnesses are required by any of the parties to the hearing, a written witness list shall be submitted to the Office of Administrative Hearings and to opposing counsel or representatives no less than 120 hours (5 days) prior to the scheduled date of the hearing. The witness list shall include the full name, department, and phone number(s) of each witness. Failure to comply with this provision may negate your ability to call witnesses at the hearing. It is the responsibility of each party to make arrangements for a pre-hearing conference to discuss the issues, if the parties so desire.



Patrick Halter
Barbara Stephenson
Justin Lesky
City Labor-Management Relations Board

cc: *Frederick M. Mowrer, Attorney for APOA & IAAF 244*
Chief Ray Schultz, APD
Chief James Breen, AFD
Rebecca Wardlaw, Assistant City Attorney
Rachel Trafican, Assistant City Attorney
Samantha Hultst, Assistant City Attorney
Vincent Yermal, Director, Human Resources
Mary Scott, Human Resources
Doris Duhigg, Assistant City Attorney
Michelle E. Sanchez, Legal Department
Tasha Smalls, Legal Department
Labor Board Members
Vanessa F. King, Office of Administrative Hearings