LABOR-MANAGEMENT RELATIONS BOARD
Monday, November 20, 2017
600 2nd Street NW, 7th Floor, Albuquerque, NM 87102
HEARING ROOM 1

MEMBERS PRESENT:	*OTHERS PRESENT:*	
Chairman Ted Baca	*Eric Locher*	*Jessica Enriquez*
Juan Montoya	*Ian Stoker*	
Michael Wartell	*Rocky Gutierrez*	
	Bobby Griego	

Minutes

I. CALL TO ORDER.
Chairman Ted Baca called the meeting to order. Board members Juan Montoya and Michael Wartell were also present.

II. REVIEW AND APPROVAL OF AGENDA FOR MONDAY, NOVEMBER 20, 2017.
Mr. Wartell moved to approve the agenda for Monday, November 20, 2017. Mr. Montoya seconded. Voted and passed 3-0.

III. REVIEW AND APPROVAL OF LABOR BOARD MINUTES FOR OCTOBER 24, 2017.
Mr. Wartell moved to approve the minutes for October 24, 2017. Mr. Montoya seconded. Voted and passed 3-0.

IV. PUBLIC COMMENTS *Limited to three (3) minutes total time per person.
No public comments.

V. RECEIPT, APPROVAL AND SIGNING OF STIPULATED DISMISSALS AND SETTLEMENTS.
Stipulated Order to Lift Stay in LB 16-15 was approved and signed by the Board and the Petitioner shall complete their briefing to the City's Motion for Summary Judgment by December 20, 2017.

VI. PRESENTMENT OF ORDERS.
LB 15-35 Order on Prohibited Practice Complaint was approved and signed by the Board.

VII. LB 17-03, FIRST AMENDED PROHIBITED PRACTICE COMPLAINT AND CITY'S MOTION TO DISMISS FOR FAILURE TO COMPLY WITH ORDER OF SEPTEMBER 5, 2017 ON DEADLINE TO AMEND.

Ian Stoker, Assistant City Attorney appeared on behalf of the City. Johanna Cox, Council for Petitioner was not present. Mr. Stoker stated that Ms. Cox submitted an email to the administrative hearing office requesting a continuance for today. She was then directed by the Board to file a formal Motion to Continue and a Stipulated Order but did not do so and has not made any form of communication with him. Jessica Enriquez read into the record the email that Ms. Cox submitted to the Board on November 13, 2017 requesting to continue because she was not available. She also read her response email to Ms. Cox that was dated November 15, 2017 and it stated that the Chairman was requiring that Ms. Cox submit a formal Motion to Continue and a Stipulated Order. She stated that since her November 15th email, she had not received any form of response from Ms. Cox. Mr. Wartell moved to grant the City's Motion to Dismiss. Mr. Montoya seconded. Voted and passed unanimously 3-0.

VIII. MOTIONS HEARING:

- **LB 10-19, CITY'S MOTION TO DISMISS OR IN THE ALTERNATIVE FOR SUMMARY JUDGEMENT AND AFSCME 624's RESPONSE TO CITY'S MOTION TO DISMISS OR IN THE ALTERNATIVE FOR SUMMARY JUDGMENT. (STEPHEN CURTICE, YOUTZ & VALDEZ)**
  Assistant City Attorney Melissa Kountz filed a Motion to Vacate and Reset. Rocky Gutierrez appeared on behalf of AFSCME and stated that they Union does not oppose the City's Motion to Vacate and Reset. Mr. Wartell moved to grant the Motion to Continuance and Reset. Mr. Montoya seconded. Voted and passed 3-0.
- **LB 12-28, CITY'S MOTION FOR SUMMARY JUDGEMENT AND AFSCME 624's RESPONSE TO CITY'S MOTION FOR SUMMARY JUDGEMENT. (STEPHEN CURTICE, YOUTZ & VALDEZ)**
  The City filed a Motion to Withdraw and Assistant City Attorney Ian Stoker appeared to present the Motion. He stated that the City has withdrawn their Motion for Summary Judgment and this matter can go forward with scheduling a hearing.

IX. ADJOURNMENT.

Chairman Baca adjourned the meeting at 9:32 a.m.

APPROVED:

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TED BACA, CHAIR **DATE**
City Labor Management Relations Board

cc: Richard J. Berry, Mayor
Trina Gurule, Interim City Clerk