

CITY OF ALBUQUERQUE



CITY LABOR - MANAGEMENT RELATIONS BOARD

**IN PERSON MEETING LOCATION: PLAZA DEL SOL BUILDING, 600 2ND ST NW, BASEMENT
HEARING ROOM, ALBUQUERQUE, NM 87102**

TO JOIN VIRTUALLY:

<https://cabq.zoom.us/j/88970855754>

Or by calling: 669-444-9171

Meeting ID: 889 7085 5754

Find your local number:

<https://cabq.zoom.us/u/kewbMrda7W>

BOARD MEMBERS

CHAIRMAN TED BACA

JUAN MONTOYA

BRUCE PERLMAN

MONDAY, APRIL 3RD, 2023 FROM 9:00 A.M. TO 5:00 P.M.

AMENDED AGENDA

- I. CALL TO ORDER.
- II. REVIEW AND APPROVAL OF THE AGENDA FOR MONDAY, MARCH 20TH, 2023.
- III. REVIEW AND APPROVAL OF LABOR BOARD MINUTES FOR FEBRUARY 27TH, 2023.
- IV. PUBLIC COMMENTS *Limited to three (3) minutes total time per person.
- V. STATUS CONFERENCE:
 - LB 21-54 PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 1888 ON BEHALF OF MARLON BATTAGLIA AND MARK FINLEY AGAINST THE CITY OF ALBUQUERQUE MUNICIPAL DEVELOPMENT DEPARTMENT FOR VIOLATING THE COLLECTIVE BARGAINING AGREEMENT 24.1 INVESTIGATIONS, SUB-SECTIONS 24.1.3, 24.1.3.1 AND 24.3.2.
 - LB 22-08 PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 1888 ON BEHALF OF MARLON BATTAGLIA AND MARK FINLEY AGAINST THE CITY OF ALBUQUERQUE MUNICIPAL DEVELOPMENT DEPARTMENT FOR VIOLATING THE COLLECTIVE BARGAINING AGREEMENT 24.1 INVESTIGATIONS, SUB-SECTIONS 24.1.3, 24.1.3.1 AND 24.3.2.
 - LB 21-74 PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 3022 AND AUGUSTINE ROMERO AGAINST THE CITY OF ALBUQUERQUE ARTS & CULTURE DEPARTMENT FOR VIOLATIONS OF LMRO 3-2-9(A5) (A6), INCLUDING BUT NOT LIMITED TO CBA 0.1 PREAMBLE, 0.4.1 RECOGNITION, 23.1.1 CONDITIONS OF EMPLOYMENT, 39.1 NON-DISCRIMINATION.

VI. STATUS/SCHEDULE HEARING:

- 23-03 AFSCME LOCALS 624 AND PURSUANT TO ARTICLE 2 OF THE LMRO SECTION 3-2-9 PROHIBITED PRACTICES, BY AND THROUGH EXECUTIVE BOARD MEMBER, LOUIS MONTOYA, FILES THIS PPC ON BEHALF OF MR. ARTHUR BLEA.

VII. RULE 3.11 SCREENING/INVESTIGATION AND ENTRY OF SCHEDULING ORDER:

- 23-04 PPC STEP 3, DIANE ARCHIBEQUE, LMRO, 3-2-9 A6, INCLUDING BUT NOT LIMITED TO CBA, 5 VACATION, 17.1.2.2, OCCUPATIONAL HEALTH AND SAFETY, 23 CONDITIONS OF EMPLOYMENT.
- 23-05 PPC AFSCME COUNCIL 18, LOCALS 624 (TRANSIT & BLUE COLLAR), 1888, 2499, AND 3022 BY AND THROUGH YOUTZ & VALDEZ AGAINST THE CITY OF ALBUQUERQUE FOR VIOLATIONS OF THE LMRO AND THE COLLECTIVE BARGAINING AGREEMENT.

VIII. MOTION HEARINGS:

- LB 21-47 PROHIBITED PRACTICE COMPLAINT FILED FY AFSCME LOCAL 3022 ON BEHALF OF MARY WEISE FOR VIOLATIONS OF LMRO 3-2-9(A6), INCLUDING BUT NOT LIMITED TO CBA 24. INVESTIGATIONS AND DISCIPLINE.
- LB 21-50 PROHIBITED PRACTICE COMPLAINT FILED FY AFSCME LOCAL 3022 ON BEHALF OF MARY WEISE FOR VIOLATIONS OF LMRO 3-2-9(A6), INCLUDING BUT NOT LIMITED TO CBA 24. INVESTIGATIONS AND DISCIPLINE.

IX. MERITS HEARING:

- LB 21-50 PROHIBITED PRACTICE COMPLAINT FILED FY AFSCME LOCAL 3022 ON BEHALF OF MARY WEISE FOR VIOLATIONS OF LMRO 3-2-9(A6), INCLUDING BUT NOT LIMITED TO CBA 24. INVESTIGATIONS AND DISCIPLINE.
- LB 21-47 PROHIBITED PRACTICE COMPLAINT FILED FY AFSCME LOCAL 3022 ON BEHALF OF MARY WEISE FOR VIOLATIONS OF LMRO 3-2-9(A6), INCLUDING BUT NOT LIMITED TO CBA 24. INVESTIGATIONS AND DISCIPLINE.
- LB 21-59 PROHIBITED PRACTICE COMPLAINT FILED FY AFSCME LOCAL 3022 ON BEHALF OF MARY WEISE FOR VIOLATIONS OF LMRO 3-2-9(A6), INCLUDING BUT NOT LIMITED TO CBA 24. INVESTIGATIONS AND DISCIPLINE.
- LB 21-37 PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 3022 ON BEHALF OF ENVIRONMENTAL HEALTH SPECIALIST 1 (M14s) AGAINST THE CITY OF ALBUQUERQUE ENVIRONMENTAL HEALTH DEPARTMENT FOR VIOLATING THE COLLECTIVE BARGAINING AGREEMENT FOR REQUIRING THE SPECIALIST 1 TO TRAIN AND CERTIFY AUTOMOTIVE TECHNICIANS AND AIR CARE INSPECTORS.

X. PRESENTMENT AND APPROVAL OF ORDERS:

- LB 19-26 JOINT MOTION TO DISMISS
- LB 21-17 STIPULATED ORDER
- LB 21-68 AMENDED STIPULATED ORDER
- LB 21-73 ORDER FOR DISMISSAL
- LB 21-61 ORDER FOR DISMISSAL

XI. ADJOURNMENT.

****NEXT SCHEDULED MEETING(S):** TBD at The Plaza Del Sol Building, 600 2nd Street NW, Basement Hearing Room, Albuquerque, NM 87102 and Virtual Zoom.

Notice is hereby given that the City Labor-Management Relations Board has scheduled a meeting for Monday, April 3, 2023 from 9:00 a.m. to 5:00 p.m.

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 Nichole Maher at 505-924-3918 as soon as possible prior to the meeting. Also, disabled persons who need public documents such as meeting agendas, etc., in accessible format, may contact Nichole Maher.

POSTED ON THE CITY OF ALBUQUERQUE OFFICE OF ADMINISTRATIVE HEARINGS

WEBSITE: <http://www.cabq.gov/clerk/administrative-hearings/labor-management-relations-board>

DATE POSTED: March 29, 2023