

CITY LABOR - MANAGEMENT RELATIONS BOARD

**TED BACA
JUAN MONTOYA
RYAN HARRIGAN**

WEDNESDAY, AUGUST 21, 2019 FROM 9:00 A.M. TO 2:00 P.M.

**600 2ND STREET NW
7TH FLOOR
ALBUQUERQUE, NM 87102**

AMENDED AGENDA

- I. CALL TO ORDER.**
- II. REVIEW AND APPROVAL OF THE AMENDED AGENDA FOR WEDNESDAY, AUGUST 21, 2019.**
- III. REVIEW AND APPROVAL OF THE LABOR BOARD MINUTES FOR AUGUST 7, 2019 AND AUGUST 9, 2019.**
- IV. PUBLIC COMMENTS *Limited to three (3) minutes total time per person.**
- V. RECEIPT, APPROVAL AND SIGNING OF STIPULATED DISMISSALS AND SETTLEMENTS.**
- VI. PRESENTMENT OF ORDERS.**
- VII. LB 19-19, CITY'S MOTION TO STAY.**
- VIII. SCHEDULING OF MERITS HEARING:**
 - LB 17-07, PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 3022 AGAINST THE CITY OF ALBUQUERQUE FOR UNILATERALLY CHANGING TERMS AND CONDITIONS ELIMINATED THE SHIFT DIFFERENTIAL PAY WITHOUT NEGOTIATING WITH THE UNION AND REQUIRING EMPLOYEES TO BACK PAY ANY SHIFT DIFFERENTIAL PAY THEY RECEIVED. (PATTY FRENCH, AFSCME 3022)**
- IX. SCHEDULING OF MOTIONS HEARING:**
 - LB 16-15, CITY'S MOTION FOR SUMMARY JUDGMENT AND PETITIONER'S RESPONSE TO CITY'S MOTION FOR SUMMARY JUDGMENT. (FRED MOWRER, ATTORNEY FOR APOA)**
 - LB 18-27, CITY'S MOTION FOR SUMMARY JUDGMENT AND RESPONSE TO CITY'S MOTION FOR SUMMARY JUDGMENT. (JAMES MONTALBANO, YOUTZ & VALDEZ)**

X. NEW BUSINESS AND ENTERING OF SCHEDULING ORDERS:

- **LB 19-15, PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 3022 AGAINST THE CITY OF ALBUQUERQUE POLICE DEPARTMENT FOR FAILING TO HONOR PAST PRACTICE BY NOT HIRING A CIVILIAN TO FILL THE COURT SERVICES SUPERVISOR POSITION AND PLACING A SWORN OFFICER IN THE POSITION. (PATRICIA FRENCH, AFSCME 3022)**
- **LB 19-16, PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 2962 AGAINST THE CITY OF ALBUQUERQUE POLICE DEPARTMENT FOR VIOLATIONS OF THE LMRO AND THE COLLECTIVE BARGAINING UNIT 7.1.3 AND 7.2.1. (MICHAEL DORIN, AFSCME 2962)**
- **LB 19-17, PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 624 ON BEHALF OF JOSE PADILLA AGAINST THE CITY OF ALBUQUERQUE SOLID WASTE DEPARTMENT FOR VIOLATING THE LMRO 3-2-9 A(6) AND THE CBA 24.1.7 AND 24.1.5.1 WHEN ISSUED MR. PADILLA A THREE DAY SUSPENSION.**
- **LB 19-19, PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 3022 ON BEHALF OF ANGIE CASIAS, FRANCISCA GARCIA, SHANE LAM, NADINE NIETO, MICHELLE ROMERO AND ELIZABETH MARTINEZ, APD COURT SECURITY SPECIALIST AGAINST THE CITY OF ALBUQUERQUE POLICE DEPARTMENT FOR VIOLATING THE LMRO 3-2-4; 3-2-9(A)(1)-THROUGH 6 AND THE CBA 39.1.**
- **LB 19-20, PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 3022 ON BEHALF OF JULIE JAMISON AGAINST THE CITY OF ALBUQUERQUE POLICE DEPARTMENT FOR VIOLATING THE LMRO 3-2-9(A6) AND THE CBA 0.1 (23) (24).**

XI. MERITS HEARING:

- **LB 11-39, PROHIBITED PRACTICE COMPLAINT AGAINST THE AFSCME FOR TRANSFER AND SENORITY ISSUES WITH ANIMAL WELFARE DEPARTMENT. (ROCKY GUTIERREZ)**
- **LB 18-26, PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 624 ON BEHALF OF DAVID VAN WAGNER AGAINST THE CITY OF ALBUQUERQUE TRANSIT DEPARTMENT FOR VIOLATION TO THE CBA 24.1.7 AND 24.1.5.1 AND THE LMRO 3-2-9A(6).**

XII. ADJOURNMENT.

**NEXT SCHEDULED MEETING(S): Monday, August 26; Monday, September 9, 2019; Monday, September 23, 2019 and Monday, October 7, 2019 at 9:00 a.m., at the Plaza Del Sol Building, 600 2nd Street NW, Suite 720, Albuquerque, NM 87102.

Notice is hereby given that the City Labor-Management Relations Board has scheduled a meeting for Wednesday, August 21, 2019 from 9:00 a.m. to 2:00 p.m. at 600 2nd Street NW, Albuquerque, NM 87102.

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 Jessica Enriquez at 924-3918 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 Jessica Enriquez.

POSTED ON THE CITY OF ALBUQUERQUE OFFICE OF ADMINISTRATIVE HEARINGS

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

DATE POSTED: August 13, 2019