



LABOR-MANAGEMENT RELATIONS BOARD
Monday, June 11, 2018
600 2nd Street NW, 7th Floor, Albuquerque, NM 87102
HEARING ROOM 1

MEMBERS PRESENT:

Chairman Ted Baca
Juan Montoya
Michael Wartell

OTHERS PRESENT:

Kathleen Aghar *Jessica Enriquez*
Melissa Kountz *John D'Amato*
Devon Moody *James Montalbano*

Minutes

I. CALL TO ORDER.

Chairman Ted Baca calls the meeting to order. Board members Juan Montoya and Michael Wartell were also present.

PO Box 1293

II. REVIEW AND APPROVAL OF AGENDA FOR MONDAY, JUNE 11, 2018.

Mr. Montoya moved to approve the agenda for June 11, 2018. Chairman Baca seconded. Vote taken and passed 3-0.

Albuquerque

III. REVIEW AND APPROVAL OF MINUTES FOR JUNE 4, 2018.

Mr. Montoya moved that the Board approve the minutes for June 4, 2018 with the correction of item V. Board's Decision in LB 15-25. The minutes reflect that the Board decided unanimously on their decision 3-0, but in fact the vote was 2-1. Mr. Wartell seconded. Vote taken and passed 3-0.

NM 87103

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

Attorney John D'Amato appeared and provided comments pertaining to the Burden of Proof section of the Board's Proposed Rules and Regulations. Chairman Baca stated that discussion will continue in item VIII of the agenda as scheduled.

V. RECEIPT, APPROVAL AND SIGNING OF STIPULATED DISMISSALS AND SETTLEMENTS.

- LB 11-44, Order on Petitioners Stipulated Motion to Dismiss was approved and Signed by the Board members.
- LB 12-04, Order on Petitioners Stipulated Motion to Dismiss was approved and Signed by the Board members.
- LB 12-15, Order on Petitioners Stipulated Motion to Dismiss was approved and Signed by the Board members.

VI. PRESENTMENT OF ORDERS.

None.

VII. STATUS CONFERENCE:

- **LB 18-02, RESPONDENT'S MOTION FOR PARTIAL SUMMARY JUDGMENT.**

Melissa Kountz, Assistant City Attorney appeared on behalf of the City and stated that the parties are still working on a settlement agreement and asked the Board to reschedule this matter. Chairman Baca rescheduled this matter for status conference on July 13, 2018.

VIII. CONTINUED FROM APRIL 11, 2018, THE BOARD'S PRESENTMENT AND ADOPTION OF THE PROPOSED AMENDMENTS TO THE LABOR-MANAGEMENT RELATIONS BOARD RULES AND REGULATIONS.

- **At the rulemaking meeting scheduled on June 11, 2018 at 9:00 am. The Board intends to begin reviewing the Amendments at "4.24, Burden of Proof."**
- **See attached, Proposed Amendments to Labor-Management Relations Board Rules and Regulations or online at:**

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

The Proposed Rules and Regulations were presented by Chairman Baca and corrected on the agenda from beginning at section 4.19, Burden of Proof and not 4.24. There was discussion and comments by the Board members and the public which included James Montalbano, Attorney from Youtz and Valdez; Melissa Kountz, Assistant City Attorney; Kathy Ahghar, Assistant City Attorney and attorney for the Board. Chairman Baca moved to eliminate the language of "just cause" in section 4.19(c). Mr. Montoya seconded. Vote taken and passed 3-0. After brief discussions and comments on sections 4.19 through 4.24 the Board moved to adjourn the meeting.

IX. ADJOURNMENT.

Mr. Montoya moved to adjourn the meeting. Mr. Wartell seconded. Voted and passed 3-0. The meeting was adjourned at 11:15 a.m.

APPROVED:



TED BACA, CHAIR
City Labor Management Relations Board

7/13/2018
DATE

cc: Tim Keller, Mayor
Trina Gurule, Interim City Clerk