

CITY OF ALBUQUERQUE

CITY LABOR-MANAGEMENT RELATIONS BOARD

MONDAY, MARCH 11, 2024

MEMBERS PRESENT:

*Chairman Ted Baca
Juan Montoya
Bruce Perlman*

OTHERS PRESENT:

*Nichole Maher
Joel Villarreal
Merissa Reddy
Louis Montoya
Casey Padilla
Augustine Romero (zoom)*

*Kate Furek
Leigh Brunner
Catherine Gonzalez
Louis Sisneros
Milagro Padilla (zoom)*

MINUTES

I. CALL TO ORDER.

Chairman Baca called the meeting to order at 9:04 am. All three Board members were present in person.

II. REVIEW AND APPROVAL OF AGENDA FOR MONDAY, MARCH 11, 2024.

Mr. Perlman moved to approve. Mr. Montoya seconded. Voted and approved 3-0.

III. REVIEW AND APPROVAL OF MINUTES FOR MONDAY, FEBRUARY 26, 2024.

Mr. Perlman moved to approve. Mr. Montoya seconded. Voted and approved 3-0.

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

None.

V. PRESENTMENT AND APPROVAL OF ORDERS:

• **LB 23-19 ORDER TO DISMISS**

Approved and signed.

• **LB 23-08 ORDER TO DISMISS**

Attorney Catherine Gonzalez appeared on behalf of the City. Joel Villarreal appeared on behalf of the Union. Each party provided information about the order at hand. The Union does not approve the current order. Chairman Baca said another generic order is to be submitted and added to the next agenda, 3/25/24.

VI. MISCELLANEOUS/STATUS CONFERENCE:

• **LB 24-06 FACIAL VALIDITY SCREENING FOR NEW PPC PROHIBITED PRACTICE COMPLAINT FILED BY ATTORNEY FREDERICK M. MOWRER ON BEHALF OF KEVIN SUDER AND THE ALBUQUERQUE POLICE OFFICERS' ASSOCIATION AGAINST THE ALBUQUERQUE POLICE DEPARTMENT FOR VIOLATION OF EMPLOYMENT RIGHTS TO A FAIR AND INDEPENDENT ADMINISTRATION INVESTIGATION.**

Attorney Kate Furek appeared on behalf of the City. Attorney Fred Mowrer appeared on behalf of the APOA. Chairman Baca reviewed the PPC aloud. Attorney Mowrer provided a brief explanation of the APOA's filing. Attorney Furek discussed issues the City had with the PPC. Chairman Baca moved to find facially valid. Voted and approved 3-0.

- **LB 24-05 FACIAL VALIDITY SCREENING FOR AMENDED PROHIBITED PRACTICE COMPLAINT FILED BY ATTORNEY FREDERICK M. MOWRER ON BEHALF OF THE ALBUQUERQUE POLICE OFFICERS' ASSOCIATION AGAINST THE ALBUQUERQUE POLICE DEPARTMENT FOR VIOLATING EMPLOYMENT RIGHTS TO AN INDEPENDENT ADMINISTRATION INVESTIGATION, VIOLATING DEPARTMENT POLICIES AND VIOLATING EMPLOYER'S GARRITY RIGHTS.**

Attorney Kate Furek appeared on behalf of the City. Attorney Fred Mowrer appeared on behalf of the APOA. Attorney Mowrer provided information on the amended PPC. Attorney Furek stated at the last meeting the Board asked the Union to submit an amended PPC siting the alleged portion of the CBA that had been violated, which they do not feel has been done in the amended filing. Attorney Furek provided the City's objections to the amended PPC. Attorney Mowrer provided the APOA's opinion on the matter. Mr. Perlman clarified his understanding of the City's and Union's positions on the PPC's facial validity. Mr. Montoya moved to find facially valid. Chairman Baca and Mr. Montoya voted yes. Mr. Perlman abstained. Found facially valid 2-0. Chairman Baca said briefs are due from each party by 3/22/24. To be placed on the 3/25/24 agenda.

Chairman Baca called for a 15-minute recess at 9:40 am.
Back on record at 9:55 am.

VII. MOTION HEARING:

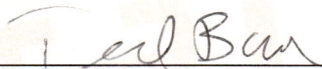
- **LB 23-21 MOTION FOR SUMMARY JUDGEMENT FOR PROHIBITED PRACTICE COMPLAINT FILED BY AFSCME LOCAL 3022, COUNCIL 18, AFL-CIO PRESIDENT AUGUSTINE ROMERO ON BEHALF OF JUDDY LUEBBERS AND MELANIE RODRIQUEZ, AGAINST THE CITY OF ALBUQUERQUE GENERAL SERVICE DIVISION & METRO SECURITY FOR VIOLATING CBA ARTICLE 1.7 AND LMRO § 3-2-10(A)(5)(7)(9).**

Attorney Kate Furek and Catherine Gonzalez appeared on behalf of the City. Joel Villarreal appeared on behalf of AFSCME Local 3022.

Attorney Kate Furek provided a brief overview of the City's request for summary judgement. Mr. Villarreal provided the Union's standing on the City's request for summary judgement. Chairman Baca read aloud paragraph 6. Mr. Perlman asked if there was any proof information was requested of the City. Mr. Villarreal said the Union could provide this. Mr. Montoya moved that motion for summary judgement be denied. Chairman Baca seconded. Mr. Montoya and Chairman Baca voted yes. Mr. Perlman abstained. Voted and passed 2-0.

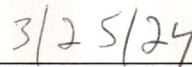
VIII. ADJOURNMENT.

Chairman Baca adjourned the meeting at 10:13 am.



TED BACA, CHAIR

City Labor-Management Relations Board



DATE