

STATE OF CALIFORNIA
AGRICULTURAL LABOR RELATIONS BOARD

BOARD MEETING MINUTES

Board Conference Room
915 Capitol Mall
Sacramento, CA 95814

February 28, 2001

Time - 1:00 p.m.
Members Present - Chairwoman Shiroma; Board Members Mason,
Richardson and Barrios.
Staff Present - Executive Secretary Barbosa; Board
Counsel Levy, Wender and Starkey; Chief
of Administration Arviso; Board Staff
Torres
Others Present -
Absent - General Counsel Turner, Analyst Massie.

OPEN SESSION

1. **APPROVAL OF MINUTES:** January 17, 2001 minutes approved
4-0.
2. **PUBLIC COMMENT:** None.
3. **GENERAL COUNSEL COMMENT:** None.
4. **BOARD MEMBER COMMENT:** None.
5. **WEEKLY STATUS REPORT ON ELECTIONS, UNFAIR LABOR
PRACTICE COMPLAINTS, HEARINGS AND COURT LITIGATION.**

ELECTIONS REPORT:

**NOTICE OF INTENT TO TAKE ACCESS and NOTICE OF
INTENT TO ORGANIZE:** No new filings reported.

One case pending election objections:

Wilgenburg Dairy Farm, 01-RC-1-VI
Election held 2/20/01.

Tally:

FFVW 1096	8
No Union	25
UCBs	<u>24</u>
Total	57

The unresolved challenged ballots are outcome determinative so the Regional Director will be investigating the challenges and issuing a report. The challenges allege that 24 employees were ineligible to vote because: they were confidential, hired for the primary purpose of voting in the election, foreman or not on the payroll. The Union has separately filed ulps concerning certain conduct at the election. Election objections were due yesterday. None have been received to date.

COMPLAINT REPORT:

No new complaints issued.

No prehearing conferences held.

No new cases set for hearing.

No hearings in progress.

Two cases pending post-hearing briefs:

Wilgenburg Dairy Farm, 98-CE-59-VI
Briefs due March 9, 2001

Turco Desert Company, 00-CE-29-EC
Briefs due March 16, 2001

Two cases pending ALJ decision:

Cieniga Farms, Inc., 00-CE-334-EC(OX)

Sunrise Mushrooms, Inc., 93-CE-43-Sal
ALJ recommendation re formal bilateral
settlement agreement.

No cases are pending exceptions and/or reply.

Four cases are on calendar:

March 3 (Anthony Vineyards,
Pictsweet, Desert Citrus)

April 1 (Coastal Berry)

BOARD DECISIONS: The Board's decision in **The Hess Collection Winery** issued Monday, February 26 2001. The petition for writ of review is due March 28, 2001.

COURT LITIGATION: No activity this week.

6. BUDGET AND ADMINISTRATION:

- (a) **Information Technology and Web Site Development Project:** Imtrek and Ms. Massie have completed intranet training in El Centro and Salinas. Awaiting response from Visalia regarding training. Ms. Massie was able to assess computer needs during her visits and will follow up with the General Counsel.
- (b) **Administration:**
- 1) **Policies and Procedures:** Ms Arviso reported on policies and procedures being worked on by the committee. First topic was Conflict of Interest. Board approved to go to General Counsel Turner for sign off. Board would like hotlinking to FPPC and Board regulations.
 - 2) **Submission of quarterly compliance reports to Board by Regional Directors:** Regional Directors to continue reporting to Mr. Winston on a monthly basis. Request was made to the General Counsel's office for an updated quarterly report.
 3. **Informal case closing:** Board discussed whether an informal case procedure is needed. Board concluded the Motion's to Close guidance issued was sufficient.
- (c) **Needs Assessment - Assignment Update:** Discussion was held on each segment of the report and who should be assigned.

7. **OUTREACH PROJECT:** None.
8. **LEGISLATION:** Board Counsel Wender reported on four bills: SB 25 no changes; AB805 would require state agencies to provide information in languages other than English; AB992 would revise what constitutes a formal meeting; and, AB920 revives the farmworkers relief fund.
9. **ANNOUNCEMENTS:** Board Counsel Levy attended an Environmental Justice Seminar and reported back that while it was an important area, it did not appear to affect the ALRB.
10. **PERSONNEL:** Member Barrios reported on information regarding hiring law students.
11. **FUTURE AGENDA REVIEW:** None.

PUBLIC MEETING ADJOURNED AT: 4:00 p.m.

WHEREUPON THE BOARD ENTERED INTO CLOSED SESSION.