

STATE OF CALIFORNIA  
AGRICULTURAL LABOR RELATIONS BOARD

BOARD MEETING MINUTES

Board Conference Room  
915 Capitol Mall  
Sacramento, CA 95814

March 21, 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; Analyst Massie;  
Board Staff Torres  
Others Present - General Counsel Turner  
Absent -

**OPEN SESSION**

1. **APPROVAL OF MINUTES:** Pending.
2. **PUBLIC COMMENT:** None.
3. **GENERAL COUNSEL COMMENT:** None.
4. **BOARD MEMBER COMMENT:** IRANC monthly meeting notice circulated.
5. **ANNOUNCEMENTS:**

General Counsel has invited staff to attend meeting with West Publications representative tomorrow at 1:30 p.m.

Regional Office feedback on potential ALRB newsletter is due Monday, March 26, 2001.

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.

**LE Cooke Company, 01-RD-1-VI**  
Election objections were due Monday, March 19, 2001. None filed. Certification of representative issued March 20, 2001.

**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        |

Pending issuance of the Regional Director's challenged ballot report and the Executive Secretary's ruling on the election objections. Employer's position on the challenges is due April 3, 2001.

**Cocopah Nurseries, Inc., 01-RC-1-EC(R)**  
RC petition filed Tuesday, March 20, 2001 by the United Farm Workers. Union seeks to represent approximately 100 employees in State of California. Cocopah is located in Indio, CA.

**COMPLAINT REPORT:**

One new complaint issued.

**Coastal Valley Management, Inc., 00-CE-3-SAL**  
Respondent allegedly discharged three employees because of their participation in protected concerted strike and union activities and unlawfully interrogated one employee regarding his strike and union activities

No prehearing conferences held.

No new cases set for hearing. Telephone conference to ascertain prehearing and hearing dates in Pictsweet scheduled for Friday, March 23.

No hearings in progress.

Two cases settled:

**Bertha Gomez (Gamez)**, 00-CE-307-EC  
**Gilbert Gomez (Gamez)**, 00-CE-285-EC  
Informal Settlement Agreement signed 3/12/01.

One case pending receipt of post-hearing briefs:

**Turco Desert Company**, 00-CE-29-EC  
Briefs due March 23, 2001.

One case pending ALJ decision:

**Wilgenburg Dairy Farm**, 98-CE-59-VI.

One case pending exceptions

**Cieniga Farms, Inc.**, 00-CE-334-EC(OX)  
Exceptions due 4/2/01; Reply brief due 4/16/01.

One case transferred to the Board:

**Sunrise Mushrooms, Inc.**, 93-CE-43-Sal  
ALJ recommendation re formal bilateral settlement agreement.  
Assigned to the Board March 19, 2001.

One case on calendar:

April 1 (Coastal Berry)

**BOARD DECISIONS:** No Board decisions have issued.

One letter requesting reimbursement due to Regional Staff error in the computation of makewhole.

**Gallo Vineyards, Inc.**, 95-CE-49-SAL

**COURT LITIGATION:** No activity this week. Petition for writ of review in Hess Collection Winery is due March 28, 2001.

**6. BUDGET AND ADMINISTRATION:**

- (a) **Information Technology and Web Site Development Project:** Analyst Massie will be traveling to Visalia tomorrow for the staff's intranet training. Ms. Massie circulated a memo regarding the purchase of a digital camera. Board gave approval to purchase a camera based on her recommendation. Executive Secretary Barbosa requested Board to approve the purchase of storage media disks. Board approved.
- (b) **Administration - Policies and Procedures:** Member Barrios circulated section on discrimination. Approved by Board with change to the time frame. Committee to send out draft sections to Regional Directors at the same time as to the Board. Two weeks will be allowed for review. Once read they are to be returned and discussed for final distribution to staff and posted on Intranet. Committee will meet every Monday morning. Internet policy still in progress. The sections that have been sent to the Board for review are: Dress Code, ex parte communication, conflict of interest, discrimination and Internet policy. Financial information reported by Chief of Administration Arviso. Ms. Arviso requested approval from Board to purchase a Xerox machine, Board approved their share of the purchase.
- (c) **Needs Assessment** - Senate Budget committee hearing set for March 29, 2001. Assembly Budget committee meeting is set for April 17, 2001 at 1:30 p.m.
- (d) **Regional Directors Meeting** - Agenda discussion continued until next Board Meeting.
- (e) **Compliance** - Regional Directors to continue sending their monthly reports to Jim Winston. They are to provide Ed Blanco with a narrative and any changes in bold. He will then give Board status of final orders, case by case.

7. **OUTREACH PROJECT:** None.
8. **LEGISLATION:** None.
9. **PERSONNEL:** Executive Secretary office looking into hiring an intern for their office. A draft announcement being worked on for Board Counsel.
10. **FUTURE AGENDA REVIEW:** None.

**PUBLIC MEETING ADJOURNED AT: 11:30 A.M.**

**WHEREUPON THE BOARD ENTERED INTO CLOSED SESSION.**