

**STATE OF CALIFORNIA  
AGRICULTURAL LABOR RELATIONS BOARD**

**BOARD MEETING MINUTES**

**Board Conference Room  
915 Capitol Mall  
Sacramento, CA 95814**

April 25, 2001

Time: 1:30 p.m.  
Members Present: Chairwoman Shiroma, Board Members Richardson, Barrios, and Mason.  
Staff Present: Board Counsel Levy, Starkey, Wender, Analyst Massie, Chief of Administration Arviso, Board Staff Nuño.  
Others Present: General Counsel Turner.  
Absent: Executive Secretary Barbosa, Board Staff Torres.

**OPEN SESSION**

1. **APPROVAL OF MINUTES:** Approval of minutes tabled.
2. **PUBLIC COMMENT:** None.
3. **GENERAL COUNSEL COMMENT:** None.
4. **BOARD MEMBER COMMENT:** None.
5. **ANNOUNCEMENTS:**
  - 1) Chairwoman Shiroma and General Counsel Turner's confirmation hearing set: April 30, 2001 at 1:30 p.m.
  - 2) Assembly budget hearing set: May 9, 2001 at 1:30 p.m.
6. **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:**

**Wilgenburg Dairy Farm, 01-RC-1-VC**

Election held February 20, 2001.

Tally:

UFW	42
No Union:	47
Void:	1
Challenged ballots:	<u>13</u>
Total names on the list:	106

Pending Regional Director's decision on challenged ballots. Challenged ballots are under investigation and report expected at end of May.

### **COMPLAINT REPORT:**

No new complaints issued.

No prehearing conferences held.

No hearings in progress.

No cases settled.

No cases pending ALJ decision.

No ALJ decisions issued.

Two cases pending exceptions:

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

Reply brief due May 2, 2001.

**Turco Desert Company, 00-CE-29-ED**

Respondent's motion for continuance granted. Exceptions due May 17, 2001.

Reply brief due May 31, 2001.

Cases transferred to the Board:

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

Alleged protected activity discharge. Assigned to Chairwoman Shiroma.

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

Individual discriminatee request to correct makewhole specification.

Responses due April 30, 2001. Deadline for motions to reply

April 23, 2001.

No cases on calendar.

**BOARD DECISIONS:** The Hess Winery Collection, 99-CE-23-SAL; Board approved erratum to issue April 25, 2001.

**COURT LITIGATION:** No activity this week.

**COMPLIANCE:** Two cases transferred to Sacramento Headquarters Office. General Counsel has both cases, and will keep the Board updated:

**Ace Tomato, Inc., 93-CE-37-VI**

**San Joaquin Tomato Growers, Inc., 93-CE-38-VI**

**7. BUDGET AND ADMINISTRATION:**

**(a) Information Technology and Web Site Development Project Update:**

Board approved vender on cost quota to bring the regions computer systems up to date.

Additional employees are joining and utilizing the Intranet.

Analyst Massie to insert the Needs Assessment Report on the web by the end of May 2001.

**(b) Policies and Procedures:** EEO policy pending further review concerning affirmative action rules. Approval for other pending policies and procedures at the Regional Directors' meeting set for May 1, 2001.

**8. OUTREACH PROJECT:** Board Member Mason related that Regional Director Alderete stated staff provided training function for EDD staff in Fresno with positive results.

**9. LEGISLATION:**

SB 1198 Agricultural Employee Relief Fund – Hearing April 25, 2001.

SB 25 Labor Agency.

AB 805 Bilingual State agency websites to report annually to Assembly.

AB 192 Open Meetings - set May 2, 2001.

**10. PERSONNEL:** ALRB personnel has received several applications for Board Counsel positions.

**11. FUTURE AGENDA REVIEW:** Meeting rescheduled with the General Counsel for Wednesday, May 2, 2001 at 2:00 p.m., follow-up on the Needs Assessment Report, General Counsel ideas, and proposed community calendar.

**PUBLIC MEETING ADJOURNED AT: 3:00 p.m.**

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