

**STATE OF CALIFORNIA
AGRICULTURAL LABOR RELATIONS BOARD**

BOARD MEETING MINUTES

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

June 20, 2001

Time: 10:00 a.m.
Members Present: Chairwoman Shiroma, Board Members Richardson, Barrios, and Mason.
Staff Present: Executive Secretary Barbosa, Board Counsel Levy, Wender, Starkey, Chief of Administration Arviso, Analyst Massie, Field Examiner Martinez, Legal Intern Tamashiro, Board Staff Nuño.
Others Present: General Counsel Turner.
Absent: Board Staff Torres.

OPEN SESSION

1. **APPROVAL OF MINUTES:** Approval of Board minutes tabled.
2. **PUBLIC COMMENT:** None.
3. **BOARD MEMBER COMMENT:** None.
4. **ANNOUNCEMENTS:**
 - a. An updated Subsequent Histories Table for Board decisions was circulated yesterday to staff and will be made available on the ALRB website.
 - b. The 1999-2000 Annual Report has been distributed to staff.
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

Dan Tudor & Sons

The Fresh Fruit and Vegetable Workers Union filed a Notice of Intent to Take Access and a Notice of Intent to Organize with the Visalia Regional Office on

June 7, 2001. The Employer is a table grape grower in the Delano area. The Unit is comprised of all agricultural employees of Dan Tudor in Kern and Tulare Counties, approximately 400 employees. The union has met the showing of interest and the employee list has been turned over.

Wilgenburg Dairy Farm, 01-RC-1-VI

Election held February 2, 2001

Tally:

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

Neither party filed exceptions to the Regional Director's challenged ballot report, which became final on June 14, 2001. The Regional Director is to schedule the opening and counting of the ballots. The Executive Secretary will issue his ruling on pending objections following conclusion of the challenged ballot proceedings.

Cocopah Nurseries, Inc., 01-RC-1-EC(R)

Election held March 27, 2001

No election objections filed.

Tally:

UFW:	42
No Union:	47
Void:	1
Challenging ballots:	<u>13</u>
Total:	106

The regional director issued his challenged ballot report on May 22, 2001. The UFW's exceptions were received June 4, 2001. The case is pending Board decision.

United Farm Workers (Excelsior Farms & Warmerdam Packing Co.), 01-UC-1-VI

UFW filed UC petition on May 18, 2001 with the Visalia Regional Office seeking to clarify and/or amend the Board's certification in 94-RC-3-VI. The matter is under investigation and is pending the Regional Director's unit clarification report.

COMPLAINT REPORT:

No new complaints have issued.

No prehearing conferences held.

No hearings in progress.

No cases pending ALJ decision.

No ALJ decisions issued.

No cases pending reply.

Cases transferred to the Board:

Turco Desert Company, 00-CE-29-EC

Pending Board decision.

One case on calendar:

Kuhn Farms, 00-CE-13-EC

Hearing July 17, 2001.

BOARD DECISIONS: None

COURT LITIGATION: No changes.

COMPLIANCE: No changes.

6. BUDGET AND ADMINISTRATION:

(a) Information Technology and Web Site Development Project:

The server upgrade was completed in Sacramento last week. Upgrades to the Visalia Regional Office will commence today. Upgrades to the Salinas and Oxnard offices will follow completion of the work in Visalia.

Analyst Massie noted that a service call has been placed to the vendor concerning a problem with printing to the copier.

(b) Administration:

- 1) **Budget – Update:** Chief of Administration Arviso distributed copies of the year-end budget. The Board reviewed and discussed year-end expenditures. The Board set June 26, 2001, to make final decisions on expenditures.

(c) Needs Assessment Report: Board Counsel Starkey to update and circulate.

(d) Regulations: Regulations package pending discussion with Regional Directors at July meeting.

- (e) **Compliance:** Compliance Officer's quarterly report is due July 31, 2001.
- (f) **Regional Directors' Quarterly Meeting:** The Board revised and approved the agenda for the quarterly meeting and discussed meeting preparations.

7. OUTREACH PROJECT:

The Executive Secretary is seeking bids to translate the Board's Annual Report for fiscal year 1999-2000 into Spanish.

Per Board Member Barrios, multi-media resources, including translator services for hearings, are available through the Department of Water Resources. She will coordinate with the Executive Secretary to follow up.

Board Member Barrios reported that she is working on a standard outreach presentation. She also reported that she is working on developing a list of county fairs that farm workers are likely to be present.

Work on the novela remains in progress.

8. LEGISLATION:

Board Counsel Wender reported on pending legislation of interest to the agency.

9. PERSONNEL:

The interviews for administrative law judge have been completed, and an offer of employment for a half-time position has been made.

Bob Murray, a former ALRB attorney, and Laura Heyck have accepted positions as Board Counsel.

Ms. Arviso will investigate and report to the Board next week concerning State Controller-designated staffing numbers.

The Board discussed compensation for positions of the Regional Directors and Executive Secretary. Ms. Arviso to check with the Department of Personnel Administration regarding options and to report back to the Board.

10. FUTURE AGENDA REVIEW: The Board to meet Thursday, July 5, 2001.

PUBLIC MEETING ADJOURNED AT: 11:35 p.m.

WHEREUPON THE BOARD ENTERED INTO CLOSED SESSION.

