

**STATE OF CALIFORNIA
AGRICULTURAL LABOR RELATIONS BOARD**

BOARD MEETING MINUTES

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

June 27, 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; Chief of Administration Arviso, Legal Intern Tamashiro, Board Staff Torres.
Others Present:
Absent: Board Counsel Starkey, Analyst Massie.

OPEN SESSION

1. **APPROVAL OF MINUTES:** Tabled.
2. **PUBLIC COMMENT:** None.
3. **BOARD MEMBER COMMENT:** None.
4. **ANNOUNCEMENTS:**
 - a. Industrial Relations Association of Northern California (IRANC) meeting June 28, 2001, at 11:30 a.m.
 - b. Chairwoman Shiroma noted that Board Counsel Starkey has been selected to serve on the editorial board of the New Century Express, a newsletter for State employees concerning innovation in government.
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.

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

The Regional Director will be contacting the parties to schedule the opening and counting of the ballots. The Executive Secretary will issue his ruling on the objections following conclusion of the challenged ballot proceedings.

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

The Board's decision on challenged ballots issued June 21, 2001. The Regional Director has scheduled the opening and counting of the ballots for July 3, 2001.

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:

Two new complaints have issued:

Dan Tudor & Sons, 01-CE-59-VI

Complaint issued June 26, 2001

The complaint alleges that the respondent allegedly interrogated and /or threatened employees with loss of employment. On June 26, 2001, the Board approved the General Counsel's request to seek injunctive relief.

Pictsweet Farms, 00-CE-332-EC(OX), et al

Consolidated complaint issued June 26, 2001, alleging unlawful interference, unilateral changes, and failure to provide information.

One prehearing conferences held:

Kuhn Farms, 00-CE-13-EC

June 26, 2001

No hearings in progress.

No cases pending ALJ decision.

No ALJ decisions issued.

No cases pending exceptions or reply.

No cases transferred to the Board.

One case on calendar.

Kuhn Farms, 00-CE-13-EC

Hearing July 17, 2001.

BOARD DECISIONS: None

COURT LITIGATION:

Dan Tudor & Sons, 01-CE-59-VI

General Counsel, through the Visalia Regional Office, will be seeking injunctive relief before the Kern County Superior Court, Delano.

COMPLIANCE: Per Assistant General Counsel Cardenas, the El Centro Regional Office obtained a Judgment and Order of Enforcement in Superior Court on June 20, 2001, in **Pacific Blue Ribbon and Raymond Babb**, 99-CE-165-EC, et al.

Salinas has issued closing letters in three matters:

Coastal Valley Management, 98-CE-66-SAL

Sunrise Mushrooms, Inc., 94-CE-43-SAL

T.T. Miyasaka, Inc., 97-CE-17-SAL

6. BUDGET AND ADMINISTRATION:

(a) Information Technology and Web Site Development Project

- 1) **Annual Maintenance Contract with Capital Data:** Ms. Arviso will meet with a representative from CapData concerning the Board's questions about services and will report back to the Board. CapData will be performing maintenance work at the regional offices.
- 2) **Translation of ALRB Annual Report into Spanish:** After discussion, the Board approved a bid to translate the ALRB Annual Report in Spanish. The translation will be placed on the web and monitored for response. Board also discussed ongoing efforts to translate other ALRB information. Executive Secretary Barbosa reported that translation of two information brochures is in progress. Board Member Richardson volunteered to help with translating existing materials.

(b) Administration:

- 1) **Budget update:** It was noted that Budget Change Proposals are due in August. The Board will arrange a meeting with General Counsel to discuss budget needs for the new fiscal year.
- 2) **El Centro Regional Office:** The Board discussed the possible need to move the El Centro Regional Office to a new building. The Board is to get more information about options at a meeting today with the Department of General Services.

(c) Needs Assessment Report – Budget Change Proposal FY 2002/2003: The Executive Secretary will contact the General Counsel to identify regional needs for the upcoming budget year.

(d) Regulations – Update: To be addressed at the upcoming Regional Directors' Quarterly Meeting.

(e) Compliance: Per earlier Board discussion, compliance manual revisions are on hold.

(f) Regional Directors' Quarterly Meeting – Update: The Board will be visiting a community health clinic in Salinas on July 10, 2001, then meeting with the Regional Directors on July 11 and various labor organizations and employer representatives on July 12.

7. OUTREACH PROJECT – California Fairs: Board Member Barrios circulated a listing of various county fairs for potential outreach. She suggested that the Board might attend two or three fairs, with regional staff also attending two or three fairs to conduct community education. Member Mason suggested that the Board also consider outreach at farm equipment shows. Board Member Richardson suggested that the Board consider outreach at health fairs. Input will be sought from the regional directors through the General Counsel.

8. LEGISLATION: Board Counsel Wender reviewed the status of pending legislation of interest to the Board.

9. PERSONNEL-Review of State Controller's Office Data re Allocated Positions: The Executive Secretary will contact the General Counsel to discuss allocation of the 1/2 time clerical position currently allocated to the General Counsel's budget.

10. FUTURE AGENDA REVIEW: None.

PUBLIC MEETING ADJOURNED AT: 11:15 a.m.

WHEREUPON THE BOARD ENTERED INTO CLOSED SESSION.