



**STATE OF CALIFORNIA AGRICULTURAL LABOR RELATIONS BOARD
PUBLIC MEETING MINUTES
WEDNESDAY, May 15, 2024, at 10:00 A.M.**

**1500 Capitol Avenue, Hearing Room 72.167
Sacramento, CA 95814**

Board: Chair: Victoria Hassid
Members: Isadore Hall, Ralph Lightstone, Barry Broad, and
Cinthia Flores

Executive Secretary: Santiago Avila-Gomez

Board Counsels: Chief Board Counsel: Todd Ratshin
Scott Inciardi, Laura Heyck

Interpreter: Silvana Garetz

Open Session

1. Call to Order

- Board Chair Victoria Hassid called the meeting to order at 10:07 a.m.
- Board Members Broad, Flores, Hall and Lightstone were present.

2. Approval of Meeting Minutes from Public Board Meeting, May 8, 2024

- Board Member Broad moved to approve the minutes from the Public Board Meeting, May 8.
- Board Member Flores seconded the motion.
- Motion approved unanimously.

3. Board Chair's Report – Presented by Victoria Hassid

- Chair Hassid provided a detailed report on recent activities, including outreach efforts and collaborations, discussions on labor rights and tragic incidents involving workers, efforts to improve traffic safety, partnerships with labor centers, and challenges with affordable housing projects for farm workers.

4. Executive Officer's Report on Elections, Unfair Labor Practice Complaints, and Hearings
 - See Appendix A.
5. Litigation Report – Presented by Todd Ratshin
 - Wonderful Nurseries, LLC filed a lawsuit against Labor Code Section 1156.37 in the Kern County superior court.
 - The lawsuit challenges various claims related to pending administrative proceedings.
 - The board has not yet been served the petition for a writ of mandate and complaint.
6. General Counsel's Report – Presented by Julie Montgomery
 - Introduced new staff member, Noemi Gregorio, Training and Community Education Specialist in Salinas office, who will coordinate outreach and training for Region One.
 - Settlement reached in Terrilinda Dairy case involving retaliation charges.
 - Settlement agreement with the company to stop retaliating against workers and provide anti-retaliation training for supervisors.
 - Mixteco indigenous community filed a charge against True North Farming Company for issues related to dirty restrooms and payment, with alleged retaliation.
 - Settlement agreement reached in a labor complaint case, with the respondent agreeing to pay \$22,000 in back wages and taxes and offer job reinstatement.
 - Participation in various community outreach activities, including citizenship fairs, farmers' services coalition meetings, and a festival.
7. Division of Administrative Services Report – Presented by Brian Dougherty
 - Governor released May revision updates to the budget on May 10th.
 - ALRB requested \$67,000 in labor and workforce development funds in the May revision.
 - Ongoing building updates.
 - Request for additional IT and infrastructure funding for shared labor departments.
 - Proposal to reduce vacant positions statewide by 10,000, potentially impacting ALRB.
 - Finance department to issue a budget letter detailing an 8% reduction proposal, potentially impacting Health and Human Services by \$1 million to \$1.5 million.

8. Legislative Report

- None

9. Regulations – Presented by Barry Broad

- Regulation Subcommittee Update
 - Developed a regulation package implementing section AB113 for a new majority support election system.
 - Public comment period closed; subcommittee reviewing feedback.
 - Revised package responding to comments to be presented to the board.
- Revisions to Proposed Regulations
 - Revised regulations will have a limited comment period.
 - Additional public comment period before the board's final vote.
 - Regulations to be reviewed and implemented by the Office of Administrative Law.

10. Public Comment (The Board additionally solicits public comment after discussion of each agenda item of the open meeting.)

- None.

Closed Session

- The Board went into closed session at 10:36 AM and returned at 12:15 PM.

11. Announcements:

- Next board meeting scheduled for May 22 at 11:00 AM at ALRB headquarters in Sacramento office.

12. Adjournment:

- Meeting adjourned at 12:16 PM.

Office of the
Executive Secretary
1325 J Street, Suite 1900-B
Sacramento, CA 95814



ALRB
AGRICULTURAL LABOR
RELATIONS BOARD



**ALRB PUBLIC MEETING
EXECUTIVE OFFICER'S REPORT
ELECTIONS, UNFAIR LABOR PRACTICE COMPLAINTS, AND HEARINGS**

DATE: May 15, 2024
TO: Agricultural Labor Relations Board
FROM: Santiago Avila-Gomez, Executive Secretary

Administrative Orders

1. *Wonderful Nurseries, LLC* (2024) ALRB Admin. Order No. 2024-12 (Order Granting Proposed Intervenors' Application for Special Permission to Appeal; Denying Appeal from Order Denying Motion to Intervene [May 6, 2024]; 2024-RM-002)
2. *United Farm Workers of America; and Monterey Mushroom, LLC* (2024) ALRB Admin. Order No. 2024-13 (Order Granting Monterey Mushrooms, LLC's Application for Special Permission to Appeal ALJ's Order to Hold Hearing Virtually; Order Directing ALJ to Modify CMC Order [May 6, 2024]; 2019-CL-005 et al.)
3. *Wonderful Nurseries, LLC* (2024) ALRB Admin. Order No. 2024-14 (Order Denying Petitioner United Farm Workers of America's Request for Reconsideration [May 10, 2024]; 2024-RM-002)
4. *Wonderful Nurseries, LLC* (2024) ALRB Admin. Order No. 2024-15 (Order Dismissing, *Without Prejudice*, Employer Wonderful Nurseries, LLC's Request for Review of Record of Regional Director's Determination of Proof of Majority Status [May 10, 2024]; 2024-RM-002)

Pending Matters

1. *DMB Packing Corp. dba The DiMare Company*, 2023-RM-001-VIS (ALJ Decision, March 18, 2024; Exceptions, April 8, 2024; Replies, April 29, 2024)
2. *Wonderful Nurseries, LLC*, 2024-RM-002 (Regional Director's Request for Special Permission to Appeal Investigative Hearing Examiner's Order Regarding the Regional Director's Petition to Revoke Subpoena *Duces Tecum* [May 7, 2024; opposition filed May 14, 2024])
3. *Wonderful Nurseries, LLC*, 2024-RM-002 (General Counsel's Request for Special Permission to Appeal Investigative Hearing Examiner's Order Regarding the Regional Director's Petition to Revoke Subpoena *Duces Tecum* [May 9, 2024; opposition or response due on or before May 16, 2024])

4. *Wonderful Nurseries, LLC, 2024-RM-002* (UFW's Application for Special Permission for an Interim Appeal of IHE Rulings Regarding Production of Union Authorization Cards [May 13, 2024; opposition or response due on or before May 20, 2024])
5. *Wonderful Nurseries, LLC, 2024-RM-002* (UFW's Application for Special Permission for an Interim Appeal of IHE Order on Union's Motion for Board Order Requiring Employer to Immediately Disclose Declarations or in the Alternative for More Detailed Statement of Facts [May 13, 2024; opposition or response due on or before May 20, 2024])