

**STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD**

In re:

10-PELRB-2012

NATIONAL EDUCATION ASSOCIATION-NM,

Petitioner,

and

**INTERNATIONAL UNION of
OPERATING ENGINEERS, Local 953,**

Intervenor,

v.

PELRB No. 303-11

**CENTRAL CONSOLIDATED SCHOOL
DISTRICT NO.22,**

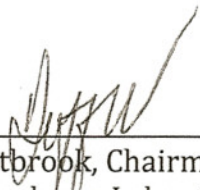
Respondent

ORDER

THIS MATTER comes before the Public Employee Labor Relations Board for ratification of the Executive Director's Certification of Representative following a secret ballot election held December 13, 2011. Upon a 3-0 vote at the Board's January 10, 2012 meeting the Board approves and ratifies the Executive Director's Certification of Representation.

IT IS HEREBY ORDERED that the National Education Association-NM has demonstrated that it has sufficient support in the Unit herein to be recognized as the exclusive collective bargaining representative pursuant to NMAC 11.21.2.33 and the Certification of Representation issued by the Executive Director on December 23, 2011 shall be and is hereby ratified.

Date: 1-22-12



Duff Westbrook, Chairman
Public Employee Labor Relations Board

**STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD**

In re:

NATIONAL EDUCATION ASSOCIATION-NM,

01-25-2012 RVD

Petitioner,

and

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Intervenor,

v.

PELRB No. 304-11

**CENTRAL CONSOLIDATED SCHOOL
DISTRICT NO.22,**

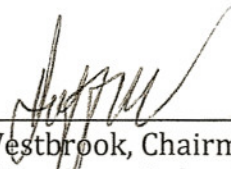
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Duff Westbrook, Chairman
Public Employee Labor Relations Board



302-11
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**STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD**

SUSANA MARTINEZ
Governor

THOMAS J. GRIEGO
Executive Director

Duff Westbrook, Board Chair
Wayne Bingham, Vice-Chair
Roger E. "Bart" Bartosiewicz, Board Member

2929 Coors Road N.W., Suite #303
Albuquerque, NM 87120
(505) 831-5422
(505) 831-8820 (Fax)

CERTIFICATION OF REPRESENTATIVE

The undersigned hereby certifies that the National Education Association-NM (Union) after a secret ballot election has demonstrated sufficient support among the Central Consolidated School District No.22 (Employer) employees in the unit described as follows:

Aide, Educational; Aide, Educational - Special Ed; Aide, Health; Aide, PE; Aide, Personal Care Assistant; Clerical Cook; Cook Manager; Cook Manager; Assistant Custodian; Daycare Provider; Daycare Supervisor; Interpreter - Non-Exempt; Liaison; Library Clerk; Maintenance Area Foreman; Maintenance Employee; Office Ass't/Receptionist; PAC Technician; PC Tech Supervisor; PC Technician; Print Shop Technician; Secretary, Clerk, Bookkeeper; Teacher, PAT - Non-Certified; Warehouse Foreman; Warehouse Person.

The unit specifically excludes all probationary, managerial, confidential, or supervisory employees, specifically the following positions:

Accounts Payable Staff; AS400 Programmer; Human Resources Staff; Payroll Staff; Secretary to the Superintendent; Secretary to the Assistant Superintendent; Secretary to the Executive Director of Finance and Business Operations.

The undersigned makes this certification based on the following:

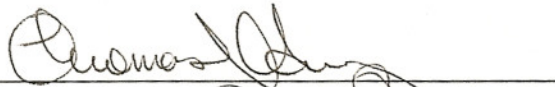
1. On May 10, 2011 the Union filed a Petition for Initial Certification of a New Bargaining Unit supported by the sufficient submission of signed membership/authorization cards from employees in the unit.
2. On May 20, 2011, the Employer provided to the undersigned and to the Union a copy of proposed unit employee list. That list showed that there were 510 employees in the unit. By subsequent agreement of the parties the number of eligible voters was reduced to 344.
3. On September 7, 2011 the undersigned determined that the Union provided sufficient signed membership/authorization cards to proceed to an election. On October 14, 2011 the undersigned found that the International Union of Operating Engineers Local #953 to be an incumbent labor organization with respect to the bargaining unit at issue

and that as such it was entitled to automatic intervenor status and would appear on the ballot.

4. On November 8, 2011 the parties entered into a Consent Election Agreement approved by the Executive Director and calling for an election November 17, 2011. The election was subsequently postponed to December 13, 2011.

5. Following a secret ballot election as scheduled a card count was held at the IOUE Local 953 union hall on December 15, 2011 at 5:45 p.m. The total number of eligible voters was 344 after mutual agreement and 210 voters cast ballots; thus, more than 40% of the eligible voters cast ballots. Of the 210 ballots cast the results of the count were 144 ballots in favor of NEA-NM, 34 ballots in favor of IOUE Local 953 and 32 ballots cast against representation by either union. There was one invalid vote. Accordingly, the undersigned hereby certifies that the National Education Association-NM has demonstrated that it has sufficient support in the Unit to be recognized as the exclusive collective bargaining representative pursuant to NMAC 11.21.2.33.

ISSUED in Albuquerque, New Mexico on this 23rd day of December , 2011 by:



Thomas J. Griego, Executive Director
New Mexico Public Employee Labor
Relations Board