

STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

In re:

21-PELRB-2012

NEA-NM,

Petitioner,

and

PELRB No. 301-12

SILVER CONSOLIDATED SCHOOLS,

Respondent.

ORDER

THIS MATTER comes before the Public Employee Labor Relations Board for ratification of the Executive Director's Certification of Majority Support and certifying the results of a secret ballot election showing a majority of those in the bargaining unit supported the incumbent labor organization.

Upon a 3-0 vote at the Board's March 14, 2012 meeting;

IT IS HEREBY ORDERED that the Executive Director's Certification of Majority Support shall be and in hereby ratified as are the results of the secret ballot election showing a majority of those in the bargaining unit supported the incumbent labor organization.

Date: 3/19/12



Duff Westbrook, Chairman
Public Employee Labor Relations Board



SUSANA MARTINEZ
Governor

STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

THOMAS J. GRIEGO
Executive Director

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

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CERTIFICATION OF MAJORITY SUPPORT

The undersigned hereby certifies that the National Education Association – New Mexico (Union) has demonstrated majority support among the Silver Consolidated Schools (District) employees in the two units described as follows:

- A. Certified Personnel except probationary, managerial, confidential, or supervisory employees and specifically excluding the positions of Superintendent, the Superintendent's Administrative Assistant, Principals and Assistant Principals.
- B. Classified Personnel except probationary, managerial, confidential, or supervisory employees and specifically excluding the positions of Superintendent, the Superintendent's Administrative Assistant, Principals and Assistant Principals.

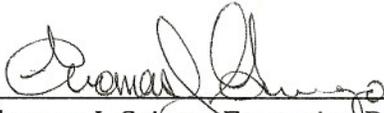
The undersigned makes this certification based on the following:

1. On September 2, 2011 the District informed the Union by letter that before entering into a new collective bargaining agreement the Union was obliged, as an incumbent labor organization to demonstrate majority support pursuant to NMSA § 10-7E- 24(B).
2. The parties met and conferred with regard to a unit employee list. At a card count scheduled for January 30, 2012, the parties submitted their stipulated list to the executive Director. That list shows that there are 356 employees represented by NEA-NM. An amendment to the list was submitted by the Employer subsequently, segregating the employees into their respective bargaining units as outlined above, showing 240 employees in the Certified employees unit and 116 employees in the Classified Employees unit.
3. A card count supervised by Executive Director Thomas J. Griego was held at the offices of the New Mexico Public Employee Labor Relations Board on January 30, 2012 at 2:30 p.m. The cards submitted by the union were timely, having been signed by the employees within 60 – 90 days preceding the count. The results of the card count were that four (4) interest cards were challenged by the Executive Director for ambiguities. Those challenged interest cards were not counted. The undersigned determined that the Union provided signed interest cards on a form acceptable to the Executive Director from 258 employees excluding the challenged cards; 175

from employees in the Certified Personnel unit and 83 from employees in the in the Classified Personnel unit.

4. Based on the foregoing 73% of the employees in the Certified Personnel unit expressed support for the incumbent labor organization and 71% of the employees in the Classified Personnel unit expressed support for the incumbent labor organization. Accordingly, the undersigned hereby certifies that the Union has demonstrated that it has majority support in the two units.

ISSUED in Albuquerque, New Mexico on this 2nd day of February, 2012 by:



Thomas J. Griego, Executive Director
N.M. Public Employee Labor Relations Board