

STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

NEA CLAYTON

Petitioners,

vs.

PELRB CASE NO. 302-16

CLAYTON PUBLIC SCHOOLS

Respondent.

ORDER

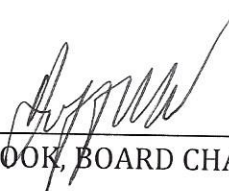
THIS MATTER comes before the Public Employee Labor Relations Board by NEA Clayton for Certification of Representation. Director Griego provided the Board with the outcome of the election in which NEA Clayton prevailed. NEA Clayton requests the Board certify the bargaining unit. The Board being sufficiently advised finds:

A. The election results complied with 11.21.2.33 NMRA.

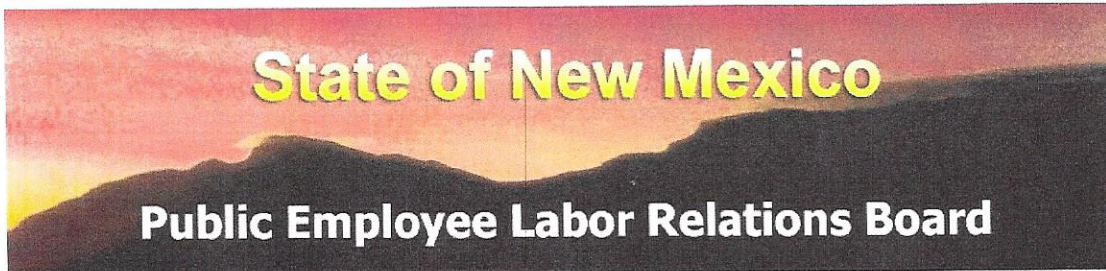
THEREFORE THE BOARD Orders Director Griego to issue a Certification of Representation of the bargaining unit.

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

11-8-16
DATE



DUFF WESTBROOK, BOARD CHAIR



2929 Coors N.W. Suite 303 • Albuquerque, NM 87120
(505) 831-5422 Telephone • (505) 831-8820 Facsimile

Certification of Representation


The undersigned hereby certifies that NEA-Clayton (Union) has demonstrated sufficient basis to be recognized as the exclusive bargaining representative for those employees in the following bargaining unit comprised of full-time certified teachers excluding confidential, supervisory and management employees and support specialists employed by the Clayton Schools:

The undersigned makes this certification based on the following:

1. By an Amended Petition filed March 23, 2016 the Union informed Clayton Schools that it was prepared to demonstrate sufficient support among employees in the unit for its recognition as the exclusive collective bargaining representative for those employees.
2. On March 24, 2016 the Board's Executive Director determined that the Petition was facially valid and that a preliminary review demonstrated a sufficient showing of interest to proceed toward an election.
3. On May 18, 2016, the Board received the Employer's list of employee's in the proposed unit. That list shows that there were 38 employees in the unit thereby confirming the preliminary finding of sufficiency.
4. On September 19, 2016 the parties entered into a Consent Election Agreement approved by the Executive Director and the Board and calling for an election October 12, 2016.
5. The election took place as called for in the Agreement immediately followed by a ballot count. The election results were: 31 ballots cast out of a total of 32 eligible voters. Therefore, more than 40% of the eligible voters cast ballots. 17, a majority of the ballots cast, were in favor of representation by the Union. 14 ballots were cast for "No Representation". Accordingly, after review by the PELRB at its November 1, 2016 meeting, the undersigned hereby certifies that the Union is certified as the exclusive bargaining representative for the unit described above.

ISSUED in Albuquerque, New Mexico on this 3rd day of November, 2016 by:

PUBLIC EMPLOYEE LABOR RELATIONS BOARD


Thomas J. Griego
Executive Director




STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

RESULTS OF SECRET BALLOT ELECTION

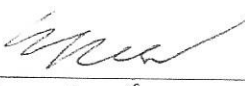
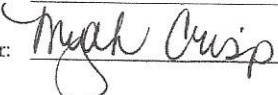
EMPLOYER: CLAYTON SCHOOLS
 LABOR ORGANIZATION: NEA-CLAYTON
 PELRB CASE NO. 302-16
 DATE OF ELECTION: Wednesday, October 12, 2016
 LOCATION OF ELECTION Alvis Elementary School and Clayton H.S. Libraries

1.	Total Number of Eligible Voters	<u>32</u>
2.	40% of Eligible Voters	<u>13</u>
3.	Total Ballots Cast	<u>31</u>
4.	Was the 40% Requirement Met?	<u>YES</u>
5.	Total Number of Votes for NEA-Clayton	<u>17</u>
6.	Total Number of Votes for "No Representation"	<u>14</u>
7.	Number of Challenged Ballots	<u>0</u>
	Challenged Ballots Rejected By Parties	<u>N/A</u>
	Challenged Ballots Agreed To By Parties	<u>N/A</u>
8.	Invalid Votes	<u>N/A</u>

THE ABOVE IS A TRUE STATEMENT OF THE ELECTION RETURNS.

Election Supervisor  Date: October 12, 2016

The undersigned acted as authorized observers in the counting and tabulating of ballots indicated above. We hereby certify that the counting and tabulation were fairly and accurately done, that the secrecy of the ballots was maintained, and that the results were as indicated above. We also acknowledge service of this tally.

Observer:  For: NEA-Clayton Date: October 12, 2016
 Observer:  For: Clayton Schools Date: October 12, 2016