

STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

In re:

INT'L BROTHERHOOD
of TEAMSTERS, LOCAL 492,

Petitioner,

v.

PELRB No. 303-12

NORTH CENTRAL REGIONAL
TRANSIT DISTRICT,

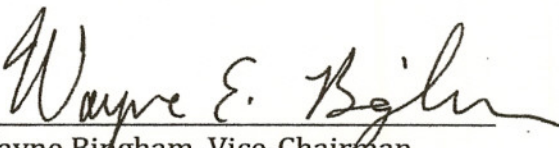
Respondent

ORDER

THIS MATTER comes before the Public Employee Labor Relations Board for ratification of the Executive Director's Certification of a Bargaining Unit following a secret ballot election held May 8, 2012. Upon a 2-0 vote at the Board's June 6, 2012 meeting (Board Chair Duff Westbrook being absent) the Board approves and ratifies the Executive Director's Certification of the Bargaining Unit.

IT IS HEREBY ORDERED that the International Brotherhood of Teamsters, Local 492 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 May 10, 2012 shall be and is hereby ratified.

Date: June 6, 2012


Wayne Bingham, Vice-Chairman
Public Employee Labor Relations Board



SUSANA MARTINEZ
Governor

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

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

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(505) 831-5422
(505) 831-8820 (Fax)

THOMAS J. GRIEGO
Executive Director

CERTIFICATION OF BARGAINING UNIT

The undersigned hereby certifies that the International Brotherhood of Teamsters, Local 492 (Union) has demonstrated majority support among the North Central Region Transit District (Department) employees in the unit described as follows:

Drivers and Dispatcher/Drivers whether employed full time or part time but excluding probationary, managerial, confidential, or supervisory employees as well as those designated as "Emergency Appointment", "limited term" or "Rider/Driver" employees as those terms are understood by the parties.

The undersigned makes this certification based on the following:

1. On February 27, 2012, the Union filed a Petition for Initial Certification of a New Bargaining Unit and notified the Department and the Public Employee Labor Relations Board that it was prepared to demonstrate majority support through the submission of signed membership/authorization cards from a majority of employees in the unit.
2. On March 20, 2012, the Department provided to the undersigned and to the Union a copy of a unit employee list. That list shows that there are 23 employees in the unit.
3. On February 27, 2012, the undersigned determined that the Union provided signed membership/authorization cards from 14 employees in the Unit.
4. On April 9, 2012, the parties entered into a Consent Election Agreement approved by the Executive Director and calling for an election May 8, 2012.
5. The election took place as called for in the Agreement followed by a card count at the NCRD Compound on 331 N. Railroad Ave., Bldg. B, Española, NM at 3:00 p.m. The election results were 13 ballots cast in favor of the union out of a total of 16 ballots cast. More than 40% of the eligible voters cast ballots and a majority of the bargaining unit cast ballots in favor of representation by the union. Accordingly, the undersigned hereby certifies that the Union has demonstrated that it has majority support in the Unit.

ISSUED in Albuquerque, New Mexico on this 10th day of May, 2012 by:

A handwritten signature in black ink, appearing to read "Thomas J. Griego", written over a horizontal line.

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

RESULTS OF SECRET BALLOT ELECTION

EMPLOYER: North Central Regional Transit District
LABOR ORGANIZATION: International Brotherhood of Teamsters, Local 492
DATE OF ELECTION: 05-08-2012
LOCATION(S) OF ELECTION: Bus shelter next to Taos County Administration Bldg.
105 Albright St., Taos, NM, 3600 Rodeo Ln, Suite B-6, Santa Fe, NM, Espanola District
Offices, 321 North Railroad Ave. Building B Espanola NM.

1.	Total Number of Eligible Voters	<u>23</u>
2.	40% of the Eligible Voters Equals	<u>9</u>
3.	Total Number of Ballots Cast	<u>16</u>
4.	Was 40% Requirement Met	<u>yes</u>
5.	Total Number of "YES" Votes	<u>13</u>
6.	Total Number of "NO" Votes	<u>3</u>
7.	Number of Challenged Ballots	<u>1</u>
	Challenged Ballots Rejected by Parties	<u>1</u>
	Challenged Ballots Agreed to by Parties	<u>∅</u>
8.	Invalid Votes	<u>∅</u>

The above is a true statement of the election returns.

Election Supervisor *Jessie A. Jones* Date 5/8/12

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 and security of the ballots was maintained, and that the results were as indicated above. We also acknowledge service of this tally.

Observer: *Pat Jones*
For: NCRFB Date 5-8-12

Observer: *Mariesa L. O'Brien*
For: Union Date 5/8/12