

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

In re:

NEA-TURQUOISE TRAIL CHARTER SCHOOL

Petitioner,

and

PELRB NO. 302-21

TURQUOISE TRAIL CHARTER SCHOOL,

Respondent.

ORDER

THIS MATTER comes before the Public Employee Labor Relations Board on a Petition to Certify Election Results for representation of a bargaining unit of Turquoise Trail Charter School employees comprised of certified employees, classified employees, non-certified staff, educational assistants, instructional assistants, secretaries, custodial staff, maintenance staff, security staff, nurses, technology technicians, occupational therapists, physical therapist speech pathologists, food service workers and transportation employees by NEA-Turquoise Trail (“Union”). The Board being sufficiently advised finds by a vote of 3-0 the following:

1. A secret ballot election was held on Friday, August 20, 2021, for representation by the Union of the bargaining unit described above.
2. The election involved 75 eligible voters with a total of 58 ballots cast. The majority vote of 30 ballots cast support collective bargaining representation by the Union. The tally of the vote is in compliance with 11.21.2.31 NMRA;
3. No objection to the tally of ballots was received by the Board pursuant to 11.21.2.34 NMRA.

THEREFORE THE BOARD approves the Certification of Representation of Turquoise Trail Charter School employees in the bargaining unit by the Union and authorizes the Director to issue a Certificate of Representation.

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

10/18/2021
DATE

Mark Myers
MARK MYERS, BOARD CHAIR

State of New Mexico

Public Employee Labor Relations Board

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Certification of Representation

The undersigned hereby certifies that **NEA-Turquoise Trail Charter School** (Union) has demonstrated a sufficient basis such that it should be recognized as the exclusive bargaining representative for those employees in the following bargaining unit comprised of employees of the Turquoise Trail Charter School:


All certified employees, classified employees, non-certified staff, educational assistants, instructional assistants, secretaries, custodial staff, maintenance staff, security staff, nurses, technology technicians, occupational therapists, physical therapist speech pathologists, food service workers and transportation employees.

The undersigned makes this certification based on the following:

1. By a Petition filed **May 13, 2021** the Union informed **Turquoise Trail Charter School** 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 **the same day** 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 27, 2021** the Employer provided a copy of a unit employee list. That list showed that there were **74** employees in the unit thereby confirming the preliminary finding of sufficiency.
4. On **June 9, 2021**, and after amendment on **July 21, 2021**, the parties entered into a Consent Election Agreement which was approved by the Executive Director and the Board on **August 3, 2021** calling for an election **to be held on August 20, 2021**.
5. The election took place as called for in the Agreement immediately followed by a ballot count. The election results were: 58 ballots cast out of a total of 76 eligible voters. Therefore, more than 40% of the eligible voters cast ballots. 30 ballots, a majority of those cast, were in favor of representation by the Union. 26 ballots were cast for "No Representation". One ballot was not returned. Accordingly, after review by the PELRB at its **October 5, 2021** 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 13th day of September, 2021 by:

PUBLIC EMPLOYEE LABOR RELATIONS BOARD


Thomas J. Griego
Executive Director

