

16-PELRB-2023

STATE OF NEW MEXICO PUBLIC EMPLOYEES LABOR RELATIONS BOARD

In re:

**ANTHONY POLICE OFFICERS
ASSOCIATION,**

Petitioner

and

PELRB No. 328-22

CITY OF ANTHONY,

Respondent

ORDER

THIS MATTER came before the Public Employee Labor Relations Board (hereinafter the “Board”) at its open meeting on May 2, 2023 upon an Amended Petition filed March 16, 2023 to recognize the Anthony Police Officers Association as the exclusive collective bargaining representative for a unit comprising all fulltime non-probationary Patrolmen First Class including those designated as Detectives.

The Board finds and concludes that following a card check conducted by the Board’s Executive Director on March 27, 2023, a majority of the employees in the unit are in favor of representation by the Union. Accordingly, the Executive Director’s certification of the bargaining unit and recognition of Anthony Police Officers Association as its exclusive bargaining representative issued on March 27, 2023 should be ratified and affirmed.

THEREFORE, by a roll call vote of 2-0 (Member Myers not in attendance) the Board ratifies and affirms the Certification of Representation issued by the Executive Director on March 27, 2023.

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

DocuSigned by:

Nan Nash

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Date: 5/3/2023

NAN NASH, BOARD CHAIR

STATE OF NEW MEXICO
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

ANTHONY POLICE OFFICER ASSOCIATION,

Petitioner,

and

PELRB 328-22

CITY OF ANTHONY,

Employer

RESULTS OF CARD CHECK

On March 27, 2023, pursuant to NMAC 11.21.2.33, after resolving all unit composition issues and challenges to the validity of interest cards submitted by the union and after the expiration of the intervention period, there being no intervention filed, I compared the union's showing of interest with the employee list provided by the employer. The following is the result of that comparison:

1.	Total Number of Employees in Bargaining Unit	<u>10</u>
2.	50% of Employees in Bargaining Unit Equals:	<u>5</u>
3.	Total valid Interest Cards Indicating Support	<u>10</u>
4.	Number of Challenged Cards	<u>1</u>
	Challenged Cards Rejected By Director	<u>1</u>
	Challenged Cards Accepted By Director	<u>0</u>
5.	Percent of Employees in Bargaining Unit indicating support	<u>100%</u>

WHEREFORE, the showing of interest demonstrates majority support for Anthony Police Officer Association so that certification of its recognition as the exclusive representative of the unit in question shall issue.



Thomas J. Griego, Executive Director

Date: March 27, 2023

State of New Mexico

Public Employee Labor Relations Board

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 Anthony Police Officer Association, (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 City of Anthony Police Department:

All fulltime non-probationary Patrolmen First Class including those designated as Detectives.

The undersigned makes this certification based on the following:

1. By an Amended Petition filed March 16, 2023 the Union informed the City of Anthony 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 17, 2023 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 March 23, 2023 the Employer provided a copy of a unit employee list. That list shows that there were 10 employees in the unit thereby confirming the preliminary finding of sufficiency.
4. The City posted Notice of the Petition as requested and no party sought to intervene as of the deadline.
5. On March 27, 2023, the Executive Director compared the authorization cards submitted by the Union and determined that 10 valid authorization cards were submitted from a total of 10 eligible employees. Therefore, a majority of the employees in the unit are in favor of representation by the Union. Accordingly, the undersigned hereby certifies that the Union is certified as the exclusive bargaining representative for the unit described above subject to review by the PELRB at its May 2, 2023 meeting.

ISSUED in Albuquerque, New Mexico on this 27th day of March, 2023 by:

PUBLIC EMPLOYEE LABOR RELATIONS BOARD


Thomas J. Griego, Executive Director

