

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:)
JAMES ORTH) CASE 8870-E-90-1481
Involving certain employees of:) DECISION 3718 - PECB
CITY OF SUNNYSIDE) CERTIFICATION
Representation Election
Pursuant to Agreement
of Parties

Appearances:

For Petitioner: James Orth, pro se.
For Employer: Leo S. Fancey, City Manager and Daniel
B. Heid, City Attorney.
For Intervenor: Gaylond D. Morris, Representative,
Office and Professional Employees
International Union, Local 11.
For Intervenor: Mark L. Rogstad, Representative,
Teamsters Union, Local 524.

FINDINGS OF FACT

1. The above-named petitioner timely filed with the Public Employment Relations Commission a petition for investigation of a question concerning representation of employees of the above-named employer; said petition was accompanied by a showing of interest which was administratively determined by the Commission to be sufficient; and the employer declined voluntarily to extend recognition to the petitioner as the exclusive bargaining representative of its employees.

2. The organization(s) listed above as intervenors timely moved for intervention in the captioned proceedings; and said motion for intervention was in each case supported by a showing of interest which as administratively determined by the Commission to be sufficient.

3. These representation proceedings were conducted by the Commission in the bargaining unit described as:

AL FULL-TIME AND REGULAR PART-TIME EMPLOYEES OF THE CITY OF SUNNYSIDE POLICE DEPARTMENT; EXCLUDING SUPERVISORS, CONFIDENTIAL EMPLOYEES, POLICE RESERVE EMPLOYEE, AND ALL OTHER EMPLOYEES OF THE CITY.

4. All proceedings were conducted under the supervision of the Commission in a manner designed to afford the affected employees a free choice in the election of their bargaining representative, if any; a tally of the results was previously furnished to the parties and is attached hereto; and no meritorious objections have been filed with respect to these proceedings.

CONCLUSION OF LAW

The unit described in finding of fact number 3 is an appropriate unit for the purposes of collective bargaining within the meaning of RCW 41.56.060; and all conditions precedent to a certification have been met.

NOW, THEREFORE, it is


CERTIFIED

The employees of the above-named employer in the appropriate collective bargaining unit described in finding of fact number 3 have chosen:

TEAMSTERS UNION, LOCAL 524

as their representative for the purposes of collective bargaining with their employer with respect to wages, hours and conditions of employment.

ISSUED at Olympia, Washington, this 13th day of February, 1991.

PUBLIC EMPLOYMENT RELATIONS COMMISSION

MARVIN L. SCHURKE, Executive Director

Dec 3718-PECB

STATE OF WASHINGTON
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

TALLY SHEET

NAME OF EMPLOYER CITY OF SUNNYSIDE CASE NUMBER 8870-E-90-1481

PART 1 - CROSS-CHECK OF RECORDS

The undersigned agent of the Public Employment Relations Commission certifies that he/she has conducted a cross-check of records in the above case, and that the results were as follows:

Number of Employees in Bargaining Unit.....
Number of Employee Records Examined.....
Number of Employee Records Counted as Valid Evidence of Representation...

PART 2 - SECRET BALLOT ELECTION

The undersigned agent of the Public Employment Relations Commission certifies that the results of the tabulation of ballots cast in the election held in the above case, and concluded on the date indicated below, were as follows:

- 1. Approximate number of eligible voters..... 17
- 2. Void Ballots..... —
- 3. Votes Cast For: OPEIU, LOCAL 11 ... 0
- 4. Votes Cast For: TEAMSTERS UNION, LOCAL 524 ... 6
- 5. Votes Cast For: _____ ...
- 6. Votes Cast For: NO REPRESENTATION..... 0
- 7. Valid Ballots Counted.(total of 3, 4, 5, and 6)..... 6
- 8. Challenged Ballots..... 0
- 9. Valid Ballots Counted plus Challenged Ballots (total of 7 and 8)..... 6
- 10. Number of Valid Ballots Needed to Determine Election..... 9

Challenges are are not sufficient in number to affect the results of the election.

The results of the election appear to be inconclusive. conclusive favoring choice on line _____

PUBLIC EMPLOYMENT RELATIONS COMMISSION

DATE ISSUED January 22 1991

By Kenneth J. Fitch

The undersigned acted as authorized observers in the counting and tabulating of ballots indicated above. We hereby certify that the counting and tabulating 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.

For OPEIU Local # 11
Wayne Shetter

For _____

For _____

For _____

STATE OF WASHINGTON
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

TALLY SHEET

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- 1. Approximate number of eligible voters..... 17
- 2. Void Ballots.....
- 3. Votes Cast For: OPEIU, LOCAL 11 ... 0
- 4. Votes Cast For: TEAMSTERS UNION, LOCAL 524 ... 15
- 5. Votes Cast For: 0
- 6. Votes Cast For: NO REPRESENTATION..... 0
- 7. Valid Ballots Counted.(total of 3, 4, 5, and 6)..... 15
- 8. Challenged Ballots..... 2
- 9. Valid Ballots Counted plus Challenged Ballots (total of 7 and 8)..... 17
- 10. Number of Valid Ballots Needed to Determine Election..... 9

Challenges are sufficient in number to affect the results of the election.
 are not sufficient in number to affect the results of the election.
The results of the election appear to be inconclusive.
 conclusive favoring choice on line 4

DATE ISSUED Feb 5, 1991 PUBLIC EMPLOYMENT RELATIONS COMMISSION
By Walter H. Shelville

The undersigned acted as authorized observers in the counting and tabulating of ballots indicated above. We hereby certify that the counting and tabulating 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.

For OPEIU #11 For _____
G. D. Morris

For Sunnyside Police Dept. For _____
James W. R. R.