

STATE OF WASHINGTON
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:

LA CENTER POLICE OFFICERS
ASSOCIATION

Involving certain employees of:

CITY OF LA CENTER

CASE 22949-E-10-3523

DECISION 10713 - PECB

INTERIM CERTIFICATION

Representation Election
By Agreement of Parties

Robert Scott, Association President, appeared on behalf of the petitioner.

Daniel Kearns, Attorney at Law, appeared on behalf of the employer.

Rick Wilson, Union Representative, appeared on behalf of the intervenor, Office and Professional Employees International Union, Local 11.

FINDINGS OF FACT

1. The above-named petitioner filed with the Public Employment Relations Commission a petition for investigation of a question concerning representation of employees of the above-named employer. The petition was timely filed and was accompanied by a showing of interest which was administratively determined by the Commission to be sufficient.
2. Following an investigation conference, the Commission proceeded with determination of the question concerning representation, and issues framed concerning the eligibility of certain employees for inclusion in the bargaining unit were reserved for subsequent determination.
3. These representation proceedings were conducted by the Commission in the bargaining unit described as:

ALL FULL-TIME AND REGULAR PART-TIME EMPLOYEES OF
THE CITY OF LA CENTER, EXCLUDING UNIFORMED
EMPLOYEES, SUPERVISORS, CONFIDENTIAL EMPLOYEES AND
ALL OTHER EMPLOYEES.

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 selection of a bargaining

representative, if any; a tally of the results was previously furnished to the parties and is attached hereto; the reserved eligibility issues do not affect the outcome of the question concerning representation; and no meritorious objections have been filed with respect to these proceedings.

CONCLUSIONS OF LAW

1. The unit described in paragraph 3 of the foregoing Findings of Fact is an appropriate unit for the purposes of collective bargaining within the meaning of RCW 41.56.060.
2. All conditions precedent to issuance of an interim certification have been met.

NOW, THEREFORE, it is

CERTIFIED

1. The employees of the above-named employer in the appropriate bargaining unit described in paragraph 3 of the foregoing Findings of Fact have chosen:

LA CENTER POLICE OFFICERS ASSOCIATION

as their exclusive bargaining representative for the purpose of collective bargaining with their employer.

2. The above-captioned matter is remanded for further proceedings on the eligibility issues reserved as described in paragraph 2 of the foregoing Findings of Fact.

Issued at Olympia, Washington, this 22nd day of March, 2010.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



CATHLEEN CALLAHAN, Executive Director



PUBLIC EMPLOYMENT RELATIONS COMMISSION

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DO NOT WRITE IN THIS SPACE

TALLY OF ELECTION BALLOTS

Instructions: Other side of this form (Page 2)

Applicable Rules: WAC 391-25-550

CASE NUMBER 22949-E-10-3523 EMPLOYER City of La Center

The Public Employment Relations Commission has tabulated the ballots cast in the election conducted in this case, and certifies that the results of the election are as follows:

Table with 2 columns: Description and Count. Rows include: APPROXIMATE NUMBER OF ELIGIBLE VOTERS (18), VOID BALLOTS (0), VOTES CAST FOR La Center Police Officers Assn (11), VOTES CAST FOR OPEIU, Local 11 (2), VOTES CAST FOR NO REPRESENTATION (0), VALID BALLOTS COUNTED (13), CHALLENGED BALLOTS CAST (4), VALID BALLOTS COUNTED PLUS CHALLENGED BALLOTS (17), NUMBER OF VALID BALLOTS NEEDED TO DETERMINE ELECTION (10).

- 11. CHALLENGED BALLOTS (check one): [] - ARE SUFFICIENT IN NUMBER TO AFFECT THE RESULTS OF THE ELECTION. [X] - DO NOT AFFECT THE OUTCOME OF THE ELECTION.
12. THE RESULTS OF THE ELECTION APPEAR TO BE (check one): [] - INCONCLUSIVE, SO THAT A RUNOFF ELECTION WILL BE NECESSARY. [X] - CONCLUSIVE, FAVORING THE CHOICE LISTED ON LINE 3 ABOVE.

PUBLIC EMPLOYMENT RELATIONS COMMISSION

DATE ISSUED Mar 12, 2010 BY Sally Peterson

ACKNOWLEDGMENT OF OBSERVERS

The undersigned acted as authorized observers for the parties, and acknowledge service of a copy of this tally of ballots.

Table for observer acknowledgment with columns: For the Employer/Organization, Title, and Date. Rows for Employer, Line 3, Line 4, Line 5, and decertification petitioner.