

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:

WEST RICHLAND POLICE OFFICERS
ASSOCIATION

Involving certain employees of:

CITY OF WEST RICHLAND

CASE 23089-E-10-3541

DECISION 10885 - PECB

CERTIFICATION
Representation Election
by Agreement of Parties

Garrettson Gallagher Fenrich and Makler, by *Mark Makler*, Attorney at Law, for the petitioner.

Menke Jackson Beyer Ehlis Harper by *Anthony Menker*, for the employer.

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. The organization(s) listed above as intervenors (if applicable) timely moved for intervention in the proceedings, and each motion for intervention was supported by a showing of interest which was administratively determined by the Commission to be sufficient.
3. These representation proceedings were conducted by the Commission in the bargaining unit described as:

ALL FULL-TIME AND REGULAR PART-TIME NON-UNIFORMED
EMPLOYEES OF THE CITY OF WEST RICHLAND, EXCLUDING
SUPERVISORS, CONFIDENTIAL EMPLOYEES AND UNIFORMED
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 their bargaining representative, if any; a tally of the results previously furnished to the parties is attached hereto; and no meritorious objections have been filed with respect to these proceedings.

CONCLUSION OF LAW

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.

All conditions precedent to a certification have been met.

NOW, THEREFORE, it is

CERTIFIED

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

NO REPRESENTATION

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

Issued at Olympia, Washington, this 14th day of October, 2010.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



CATHLEEN CALLAHAN, Executive Director



PUBLIC EMPLOYMENT RELATIONS COMMISSION

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Amended TALLY OF ELECTION BALLOTS

Instructions: Other side of this form (Page 2)

Applicable Rules: WAC 391-25-550

CASE NUMBER 33089-E-10-3541 EMPLOYER City of West Richland

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 (2), VOID BALLOTS (0), VOTES CAST FOR West Richland Police OFFICERS ASSN (1), VOTES CAST FOR NO REPRESENTATION (1), VALID BALLOTS COUNTED (Total of lines 3 through 6) (2), CHALLENGED BALLOTS CAST (0), VALID BALLOTS COUNTED PLUS CHALLENGED BALLOTS (Total of lines 7 and 8) (2), NUMBER OF VALID BALLOTS NEEDED TO DETERMINE ELECTION (2).

- 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 6, ABOVE. See wac 391-25-5302

PUBLIC EMPLOYMENT RELATIONS COMMISSION

DATE ISSUED Oct 4, 2010 BY Sally Werson

ACKNOWLEDGMENT OF OBSERVERS

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

Table with 3 columns: Name/Role, Title, Date. Rows for: Employer, organization listed on Line 3, organization listed on Line 4, organization listed on Line 5, decertification petitioner.



PUBLIC EMPLOYMENT RELATIONS COMMISSION

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OLYMPIA, WASHINGTON 98504-0919

MARILYN GLENN SAYAN, CHAIRPERSON
PAMELA G. BRADBURN, COMMISSIONER
THOMAS W. McLANE, COMMISSIONER
CATHLEEN CALLAHAN, EXECUTIVE DIRECTOR

RECORD OF SERVICE - ISSUED 10/14/2010

The attached document identified as: **DECISION 10885 - PECB** has been served by the Public Employment Relations Commission by deposit in the United States mail, on the date issued indicated above, postage prepaid, addressed to the parties and their representatives listed in the docket records of the Commission as indicated below:

PUBLIC EMPLOYMENT RELATIONS COMMISSION

Sally Iverson
BY:/S/ SALLY IVERSON

CASE NUMBER:	23089-E-10-03541	FILED:	03/08/2010	FILED BY:	PARTY 2
DISPUTE:	QCR UNORGANIZED				
BAR UNIT:	NON UNIFORMED				
DETAILS:	-				
COMMENTS:					
EMPLOYER:	CITY OF WEST RICHLAND				
ATTN:	DONNA NOSKI 3801 W VAN GIESEN ST WEST RICHLAND, WA 99353 Ph1: 509-967-3431				
REP BY:	ANTHONY MENKE MENKE JACKSON BEYER EHLIS HARPER 807 N 39TH AVE YAKIMA, WA 98902-6389 Ph1: 509-575-0313 Ph2: 509-969-7105				
PARTY 2:	WEST RICHLAND POLICE OFF ASSN				
ATTN:	TERRY BOEHLER 3805 W VANGIESEN WEST RICHLAND, WA 99353 Ph1: 509-967-3425				
REP BY:	MARK MAKLER GARRETTSON GALLAGHER FENRICH & MAKLER 3220 NW 185TH AVE STE 100 PORTLAND, OR 97229 Ph1: 503-718-7672				