

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:

WASHINGTON STATE COUNCIL OF  
COUNTY AND CITY EMPLOYEES

Involving certain employees of:

CITY OF TACOMA

CASE 23050-E-10-3531

DECISION 10741 - PECB

INTERIM CERTIFICATION  
Representation Election  
by Agreement of Parties

*Bill Keenan*, Director of Organizing, for the petitioner.

*Cheryl Comer*, Deputy City Attorney, for the employer.

FINDINGS OF FACT

1. The Washington State Council of County and City Employees (WSCCCE) filed a petition for investigation of a question concerning representation with the Public Employment Relations Commission for the Business Analyst I, II, III in the Information Technology Department of the City of Tacoma. 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. The existing bargaining unit represented by WSCCCE is described as:

All full-time and regular part-time employees of the City of Tacoma in the following classifications: Application Development Systems Analyst, Computer Operator Senior, Computer Support Assistant, Computer Support Technician, Computer Systems Programmer, Data Analyst, Database Analyst, GIS Analyst, RES 35289 Project Software Engineer, Converter Inventory Technician, Fleet Services Parts Technician, Purchasing Analyst, Purchasing Assistant, Vehicle Parts Assistant, Warehouse Technician, Warehouse Technician Senior, Graphic Arts Specialist, Photographer, and Reprographic Equipment Operator, excluding 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 whether they wished to be represented by WSCCCE in its existing bargaining unit. A secret ballot election has been conducted by Commission staff and 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.
5. The existing bargaining unit represented by WSCCCE shall be modified to include the Business Analyst I, II, III in the Information Technology Department for a bargaining unit described as:

All Full-Time and regular part-time employees of the City of Tacoma in the following classifications: Application Development Systems Analyst, Computer Operator Senior, Computer Support Assistant, Computer Support Technician, Computer Systems Programmer, Data Analyst, Database Analyst, GIS Analyst, Res 35289 Project Software Engineer, Converter Inventory Technician, Fleet Services Parts Technician, Purchasing Analyst, Purchasing Assistant, Vehicle Parts Assistant, Warehouse Technician, Warehouse Technician Senior, Graphic Arts Specialist, Photographer, And Reprographic Equipment Operator and Business Analyst I, II III in the Information Technology Department, excluding supervisors, confidential employees and all other employees.

#### CONCLUSION OF LAW

1. The unit described in paragraph 5 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 Business Analyst I, II, III in the Information Technology Department of the City of Tacoma have chosen:

WASHINGTON STATE COUNCIL OF COUNTY AND CITY EMPLOYEES

as their 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 April , 2010.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



CATHLEEN CALLAHAN, Executive Director



PUBLIC EMPLOYMENT RELATIONS COMMISSION

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TALLY OF ELECTION BALLOTS

Instructions: Other side of this form (Page 2)

Applicable Rules: WAC 391-25-550

CASE NUMBER 23050 E - 10 - 3531 EMPLOYER City of Tacoma

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:

- 1. APPROXIMATE NUMBER OF ELIGIBLE VOTERS 26
2. VOID BALLOTS 0
3. VOTES CAST FOR WSCCCE 14
4. VOTES CAST FOR
5. VOTES CAST FOR
6. VOTES CAST FOR NO REPRESENTATION 7
7. VALID BALLOTS COUNTED (Total of lines 3 through 6) 21
8. CHALLENGED BALLOTS CAST 2
9. VALID BALLOTS COUNTED PLUS CHALLENGED BALLOTS (Total of lines 7 and 8) 23
10. NUMBER OF VALID BALLOTS NEEDED TO DETERMINE ELECTION 12
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 APR 14, 2010 BY Sally Iverson

ACKNOWLEDGMENT OF OBSERVERS

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

For the Employer Michael J. Brub Title Labor Negotiator Date 4/14/2010
For organization listed on Line 3
For organization listed on Line 4
For organization listed on Line 5
For decertification petitioner