

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:)	
)	
INTERNATIONAL UNION OF OPERATING)	CASE 8880-E-90-1483
ENGINEERS, LOCAL 286)	
)	DECISION 3794-B - PECB
)	
Involving certain employees of:)	CERTIFICATION
)	
FEDERAL WAY WATER AND SEWER)	Representation Election
)	Pursuant to Agreement
)	of Parties

Appearances:

For Petitioner: Lynn Larsen, IUOE, Local 286
For Employer: Julianne O'Bregan, FWWS Human Res. Off.

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:

ALL FULL-TIME AND REGULAR PART-TIME OPERATIONS AND MAINTENANCE EMPLOYEES OF FEDERAL WAY WATER AND SEWER DISTRICT; EXCLUDING ELECTED OFFICIALS, OFFICIALS APPOINTED FOR A FIXED TERM, THE GENERAL MANAGER, CLERICAL EMPLOYEES, TECHNICAL EMPLOYEES, PROFESSIONAL EMPLOYEES, CONFIDENTIAL EMPLOYEES AND SUPERVISORS.

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

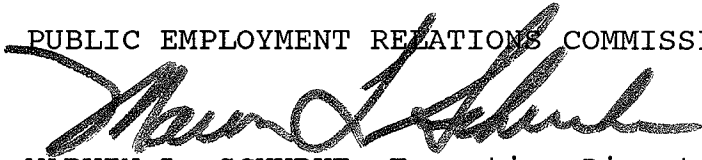
The employees of the above-named employer in the appropriate collective bargaining unit described in finding of fact number 3 have chosen:

NO REPRESENTATION

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 17th day of July, 1991.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



MARVIN L. SCHURKE, Executive Director

STATE OF WASHINGTON
BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

TALLY SHEET

NAME OF EMPLOYER FEDERAL WAY WATER AND SEWER

CASE NUMBER 8880-E-90-1483

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..... 58
- 2. Void Ballots..... 1
- 3. Votes Cast For: INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 286..... 27
- 4. Votes Cast For:
- 5. Votes Cast For:
- 6. Votes Cast For: NO REPRESENTATION..... 27
- 7. Valid Ballots Counted.(total of 3, 4, 5, and 6)..... 54
- 8. Challenged Ballots..... 0
- 9. Valid Ballots Counted plus Challenged Ballots (total of 7 and 8)..... 54
- 10. Number of Valid Ballots Needed to Determine Election..... 28

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

The results of the election appear to be inconclusive.
 conclusive favoring choice on line 6

PUBLIC EMPLOYMENT RELATIONS COMMISSION

DATE ISSUED July 9 / 99

By William D. Long

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 Federal Way Water & Sewer

For IUA # 286

Julianne O'Bregon

[Signature]

Julianne O'Bregon

WYNN LARSEN

For _____

For _____