

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:)
WASHINGTON STATE COUNCIL OF)
COUNTY AND CITY EMPLOYEES) CASE 10881-E-94-1797
Involving certain employees of:)
CITY OF MEDICAL LAKE) DECISION 4804 - PECB
DIRECTION OF ELECTION
_____)

Randy Withrow, Staff Representative, appeared on behalf of the union.

Thomas F. Kingen, Attorney at Law, appeared on behalf of the employer.

On January 12, 1994, the Washington State Council of County and City Employees filed a petition to represent certain employees of the City of Medical Lake. Commission staff member Walter M. Stuteville conducted a prehearing conference, by telephone conference call, on July 5, 1994. The parties stipulated to the following matters:

1. The Public Employment Relations Commission has jurisdiction in this matter under Chapter 41.56 RCW.
2. The petitioner is qualified to serve as a representative within the meaning of the Act.
3. No incumbent exclusive bargaining representative or other organization is known to claim to represent the employees involved.
4. A question concerning representation exists.
5. The petition in this matter was timely filed.
6. No blocking charges have been filed which would delay the processing of this petition.
7. An appropriate bargaining unit is described as:
All full-time and regular part-time employees of the City of Medical Lake, excluding elected officials, confidential

employees, supervisors, casual employees, the city administrator, and the city attorney.

The parties were not able to stipulate the list of employees eligible to vote or the type of election to be conducted.

Because there were only three positions at issue, the parties were informed that the dispute concerning their bargaining unit status could be handled by supplemental proceedings. Thus, to expedite the election process, a hearing on the disputed positions would be delayed until after the conduct of the election or cross-check.¹ No substantial objection to that process was raised by either party.

The union requested a delay in the proceedings to meet further with the members of the potential bargaining unit. The employer representative and the Election Officer agreed. To date, several weeks later, the Election Officer has had no responses to several attempts to contact the union to continue processing the petition. Therefore, an election is being directed to move the case along.²

DIRECTION OF ELECTION

An election by mail ballot shall be conducted under the direction of the Public Employment Relations Commission in the appropriate bargaining unit described as:

¹ City of Redmond, Decision 1367-A (PECB, 1982).

² A list of employees eligible to vote in this matter is attached to this order. Included on the list are the three positions whose eligibility is challenged by the employer. The ballot materials will be mailed to each employee on the eligibility list from the Olympia office of the Public Employment Relations Commission on **August 17, 1994**, and shall be returned to the same office by **September 6, 1994**, when the votes will be tallied.

Including all full-time and regular part-time employees of the City of Medical Lake, excluding supervisors, confidential employees elected officials, casual employees, the city administrator, and the city attorney

to determine whether a majority of the employees in that bargaining unit wish to have the Washington State Council of County and City Employees represent them for the purposes of collective bargaining.

ISSUED at Olympia, Washington, this 11th day of August, 1994.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



MARVIN L. SCHURKE, Executive Director

This order may be appealed by filing objections with the Commission pursuant to WAC 391-25-590.

ELIGIBILITY LIST, CITY OF MEDICAL LAKE

Douglas Palmer	- Building Inspector
William Ahlf	- Maintenance Person
Emil E. Engle	- Maintenance Person
Jerry D. Jones	- Maintenance Person
Brian H. Thomas	- Maintenance Person
John Steven Cooper	- Maintenance Person
Martin W. Lawrence	- Police Officer
Donald Smith	- Police Officer
Ralph Stearns	- Police Officer
Larry Took	- Police Officer
Dane Gilman	- Police Officer
Linda Stein	- Police Administrative Assistant
John Dolan	- Animal Control

POSITIONS CHALLENGED BY THE EMPLOYER

Daniel Dorshort	- Maintenance Supervisor
Donald State	- Police Chief
James Sjothun	- Police Sergeant