

STATE OF WASHINGTON

BEFORE THE PUBLIC EMPLOYMENT RELATIONS COMMISSION

In the matter of the petition of:

MUKILTEO POLICE GUILD

Involving certain employees of:

CITY OF MUKILTEO

CASE 128939-E-17

DECISION 12756 - PECB

INTERIM CERTIFICATION
Representation Election
by Agreement of Parties

Anthony Falso, President, for the petitioner, Mukilteo Police Guild.

Daniel A. Swedlow, Attorney at Law, Summit Law Group PLLC, for the employer,
City of Mukilteo.

David W. Ballew, Attorney at Law, Reid, McCarthy, Ballew & Leahy, L.L.P., for
the intervenor, Teamsters Local 763.

FINDINGS OF FACT

1. The Mukilteo Police Guild filed with the Public Employment Relations Commission a petition concerning representation of employees of the City of Mukilteo. The petition was timely filed and accompanied by a showing of interest administratively determined by the Commission to be sufficient.
2. Teamsters Local 763 is the incumbent labor organization that represented the petitioned-for employees and was granted status as intervenor in these proceedings.
3. Following an investigation conference, the Commission proceeded with a determination of the question concerning representation, and issues concerning the eligibility of certain employees for inclusion in the bargaining unit were reserved for subsequent determination.
4. These representation proceedings were conducted under the supervision of the Commission in the bargaining unit described as:

All full-time and regular part-time non-uniformed law enforcement support personnel employed by the City of Mukilteo police department, excluding supervisors, confidential employees, casual employees, and all other employees of the employer.

5. All proceedings were conducted 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; 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 Finding of Fact 4 is an appropriate unit for the purpose of collective bargaining within the meaning of RCW 41.56.060.
2. All conditions precedent to issuance of an interim certification have been met.

CERTIFICATION

1. The employees of the City of Mukilteo in the appropriate bargaining unit described in Finding of Fact 4 have chosen the

MUKILTEO POLICE GUILD

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 Finding of Fact 3.

ISSUED at Olympia, Washington, this 1st day of August, 2017.

PUBLIC EMPLOYMENT RELATIONS COMMISSION



MICHAEL P. SELLARS, Executive Director



TALLY OF ELECTION

PUBLIC EMPLOYMENT RELATIONS COMMISSION

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Case Number 128939-E-17 Employer City of Mukilteo

The Public Employment Relations Commission has conducted an election of ballots cast and certifies the results as follows:

1. Number of Eligible Voters		<u>5</u>
2. Void Ballots		<u>0</u>
3. Votes Cast for	<u>Mukilteo Police Guild</u>	<u>5</u>
4. Votes Cast for	<u>Teamsters Local 763</u>	<u>0</u>
5. Votes Cast for	<u></u>	<u></u>
6. Votes Cast for	<u>NO REPRESENTATION</u>	<u>0</u>
7. Valid Ballots Counted (Total of Lines 3-6)		<u>5</u>
8. Challenged Ballots Cast		<u>2</u>
9. Total Ballots Cast (Total of Lines 7-8)		<u>7</u>
10. Number of Valid Ballots Needed to Determine Election		<u>4</u>

11. Eligibility Challenges: Affect the results of the election
 Do not affect the outcome of the election
12. The results are: Undetermined, requiring a run-off election
 In favor of line 3 listed above

Date Issued: July 21, 2017 By: 

Acknowledgement of Observers

The undersigned acted as authorized observers for the parties and acknowledge service of a copy of this tally. Those not present will be mailed a copy.

For Employer	<u></u>	Title	<u></u>	Date	<u></u>
For Line 3	<u></u>	Title	<u></u>	Date	<u></u>
For Line 4	<u></u>	Title	<u></u>	Date	<u></u>
For Line 5	<u></u>	Title	<u></u>	Date	<u></u>
For Decertification	<u></u>	Title	<u></u>	Date	<u></u>



PUBLIC EMPLOYMENT RELATIONS COMMISSION

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MARILYN GLENN SAYAN, CHAIRPERSON
MARK E. BRENNAN, COMMISSIONER
MARK R. BUSTO, COMMISSIONER
MIKE SELLARS, EXECUTIVE DIRECTOR

RECORD OF SERVICE - ISSUED 08/01/2017

DECISION 12756 - PECB has been mailed by the Public Employment Relations Commission to the parties and their representatives listed below:



BY: VANESSA SMITH

CASE NUMBER: 128939-E-17

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PARTY 3: TEAMSTERS LOCAL 763

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