

STATE OF WISCONSIN
BEFORE THE WISCONSIN EMPLOYMENT RELATIONS BOARD

In the Matter of the Petition of	:	
	:	
MILWAUKEE DISTRICT COUNCIL 48,	:	
AMERICAN FEDERATION OF STATE, COUNTY	:	
AND MUNICIPAL EMPLOYEES, AFL-CIO	:	Case III
	:	No. 8597 ME-7
Involving Employees of	:	Decision No. 6246
	:	
CITY OF MILWAUKEE, Employed	:	
in the ELECTION COMMISSION	:	
	:	

DIRECTION OF ELECTION

Milwaukee District Council 48, American Federation of State, County and Municipal Employees, AFL-CIO, having petitioned the Wisconsin Employment Relations Board to conduct an election, pursuant to Section 111.70 of the Wisconsin Statutes, among certain employees of the City of Milwaukee employed in the Election Commission, and a hearing on said petition having been conducted at Milwaukee, Wisconsin on May 7 and 11, 1962, at the City Hall, Milwaukee, Wisconsin, the full Board being present; and the Board, having considered the evidence and arguments of the parties and being satisfied that a question has arisen concerning representation for said employees of the Municipal Employer;

NOW, THEREFORE, it is

DIRECTED

That an election by secret ballot shall be conducted under the direction of the Wisconsin Employment Relations Board within ninety (90) days from the date of this Directive among all regular employees employed by the City of Milwaukee in the Election Commission, excluding confidential and supervisory employees and executives who were employed by the City of Milwaukee on February 1, 1963, except such employees as may prior to the election quit their employment or be discharged for cause, for the purpose of determining whether a majority of such employees desire to be represented by Milwaukee District Council 48, American Federation of State, County and Municipal Employees, AFL-CIO, and its Local No. 428.

Given under our hands and seal at the City of Madison, Wisconsin, this 28th day of February, 1963.

WISCONSIN EMPLOYMENT RELATIONS BOARD

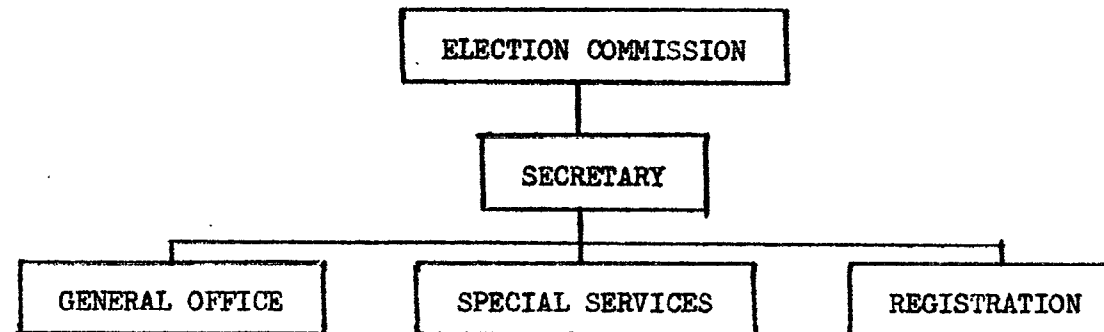
By Morris Slavney /s/
Morris Slavney, Chairman

J. E. Fitzgibbon /s/
J. E. Fitzgibbon, Commissioner

Arvid Anderson /s/
Arvid Anderson, Commissioner

Milwaukee District Council 48 petitioned the Board to conduct a separate election among certain employees employed by the City of Milwaukee in the Election Commission. This request was contained in the petition filed by said labor organization, which petition also related to other employees of the Municipal Employer. The Election Commission is a separate department of the Municipal Employer. None of the parties raised an issue concerning the appropriateness of a collective bargaining unit consisting of only employees in the Election Commission. If a majority of the employees indicate a desire to be represented by Milwaukee District Council 48 and its Local No. 428, employees will have been considered to establish themselves as a separate collective bargaining unit.

The organization of the Election Commission is as follows:



Eligibles

The Election Commission employs eight (8) regular employees. Two hundred thirty-three (233) persons are employed for approximately 18 days in each budget period as Clerk I's. Eleven hundred forty-six (1146) persons are employed as Ballot Clerks for approximately 16 days in each year during which elections are conducted. Seventeen hundred nineteen (1719) persons are also employed as Election Inspectors for approximately 16 days in each year during which elections are conducted. The persons holding the positions of Clerk I, Ballot Clerk, and Election Inspector are not eligible to vote since they are temporary employees.

The parties stipulated that two (2) of the positions are supervisory and therefore are to be excluded from the eligibles. Three (3) additional positions are in issue as to supervisory status. They are the individuals occupying the Clerk Steno. IV, and Clerk IV positions in the General Office, Special Services, and Registration. Two of the incumbents regularly supervise one employee each. The other regular supervises no employees. Their supervisory function is primarily performed with respect to the temporary employees employed during election years for at the most 18 days. We find that the supervisory function of the three positions are insufficient to exclude them from the eligibles.

The excluded positions and incumbents thereof are as follows:

ELECTION COMMISSION

(s) Secretary, Board of Election Commrs. (O'Malley)
(s) Admin. Asst. II (Sanfelippo)

Voting Groups and Units

Milwaukee District Council 48 and its Local No. 428 desire to include all eligible employees in the Election Commission. The following classifications of employees are eligible in an Election Commission unit:

GENERAL OFFICE

Clerk Steno. IV, II

SPECIAL SERVICES

Clerk IV
Dup. Equip. Op. II

REGISTRATION

Clerk IV
City Laborer (Reg./Seas.)

Dated at Madison, Wisconsin this 28th day of February, 1963.

WISCONSIN EMPLOYMENT RELATIONS BOARD

By Morris Slavney /s/
Morris Slavney, Chairman

J. E. Fitzgibbon /s/
J. E. Fitzgibbon, Commissioner

Arvid Anderson /s/
Arvid Anderson, Commissioner

(s) Indicates positions agreed to be supervisory.