

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS BOARD

Case VIII
No. 10725 DR-2
Decision No. 7405

DECLARATORY RULING

Zel S. Rice II, Commissioner

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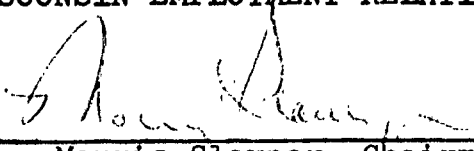
The collective bargaining agreement presently existing between the parties, covers wages, hours and conditions of employment of "employees of the Street, Sanitation and Maintenance Division of the Department of Public Works". The job classification and compensation schedule attached to the agreement does not include any provisions for the Bridgetenders. Such classification is not specifically listed among the exclusions to the bargaining unit. The wages and conditions of employment of the Bridgetenders were not discussed during negotiations through the inadvertance on the part of the negotiators, and the Union was not aware of the oversight with regard thereto until the consummation of the collective bargaining agreement. Of the six employees presently occupying this classification, five are members of the Union. Since the Bridgetenders are employed in the Maintenance Division, and


since they were not specifically excluded from the bargaining unit, it is our opinion that they are within the bargaining unit, and that the Union represents said employes as part of the recognized appropriate unit, for the purposes of collective bargaining.

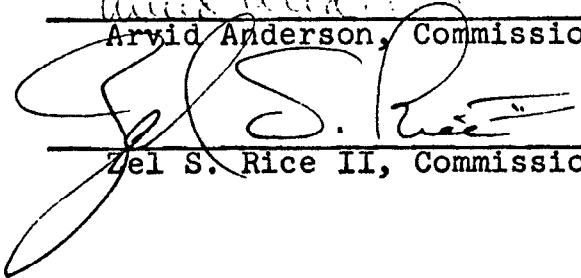
Dated at Madison, Wisconsin, this 8th day of March, 1966.

WISCONSIN EMPLOYMENT RELATIONS BOARD

By


Morris Slavney, Chairman


Arvid Anderson, Commissioner


Zel S. Rice II, Commissioner