

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS BOARD

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In the Matter of the Petition of :  
KENOSHA MUNICIPAL EMPLOYEES' : Case X  
ASSOCIATION : No. 10805 ME-242  
: Decision No. 7529-B  
Involving Employes of :  
CITY OF KENOSHA :  
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DIRECTION OF RUN-OFF ELECTION

The Wisconsin Employment Relations Board having conducted an election by secret ballot on August 16, 1966 among certain employes of the City of Kenosha for the purpose of determining what, if any, representation such employes desired for the purposes of conferences and negotiations with the City of Kenosha on questions of wages, hours and conditions of employment; and the choice of Kenosha City Employees, Local 71, AFSCME, AFL-CIO, and Kenosha Municipal Employees' Association, having appeared on the ballot, with the additional opportunity of voting for neither of said organizations; and the result of said election having been certified by the Board on August 24, 1966, resulting in no conclusion, in that of 61 employes eligible to vote, 52 cast ballots, 25 in favor of Kenosha City Employees, Local 71, AFSCME, AFL-CIO, 25 in favor of Kenosha Municipal Employees' Association and 2 in favor of no organization; and Kenosha City Employees, Local 71, AFSCME, AFL-CIO, having on September 9, 1966 timely requested, in writing, the Board to conduct a run-off election among said employes pursuant to Section 111.05 (3m) of the Wisconsin Employment Peace Act, and on the same date Kenosha Municipal Employees' Association, by its officers having filed a notice of disclaimer and having requested that it not be placed on the run-off ballot; and the Board being satisfied that a question of representation still exists among said employes, that such question should be resolved by a run-off election, and that the choice of Kenosha Municipal Employees' Association be eliminated from the ballot in such election;

NOW, THEREFORE, it is

DIRECTED

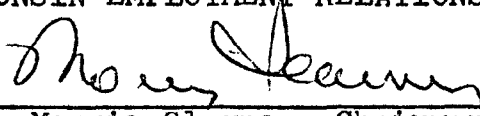
That pursuant to Section 111.05 (3m) Wisconsin Employment Peace Act, a run-off election by secret ballot be conducted under the direction of the Wisconsin Employment Relations Board within thirty (30) days from the date of this Directive among all employes employed by the City of Kenosha in the Department of Finance (including Purchasing Division), Assessing Department, City Planning Division, Police Department, Department of Inspection, Administration and Engineering Divisions


of the Department of Public Works, Department of Health, and the Office Division of the Water Department, excluding supervisory and confidential employees, craft and professional employees, and uniformed police, and also excluding all other employees of the City of Kenosha, who were employed by the Employer on June 10, 1966, except such employees as may prior to the election quit their employment or be discharged for cause, for the purpose of determining whether or not a majority of such employees desire to be represented by Kenosha City Employees, Local 71, AFSCME, AFL-CIO, for the purpose of conferences and negotiations with the City of Kenosha on questions of wages, hours and conditions of employment.

Given under our hands and seal at the City of Madison, Wisconsin, this 13th day of September, 1966.

WISCONSIN EMPLOYMENT RELATIONS BOARD

By

  
Morris Slavney, Chairman

  
Arvid Anderson, Commissioner

  
Zel S. Rice II, Commissioner



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MEMORANDUM ACCOMPANYING DIRECTION OF RUN-OFF ELECTION

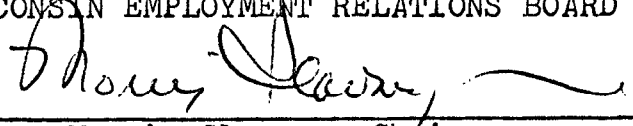
In the original election conducted by the Board among the employes involved herein the results indicated that Kenosha City Employees, Local 71, AFSCME, AFL-CIO, and Kenosha Municipal Employees' Association received an equal number of votes. Of the 61 employes eligible to vote 25 employes cast ballots for Local 71 and 25 cast ballots for the association, while 2 cast ballots against any organization. Section 111.05 (3m) of the Act permits the Board to conduct a run-off election at the request of a party thereto where the election results in no conclusion. A timely request has been made for a run-off election. Normally in such a situation, the Board eliminates the choice which received the least number of ballots in the original election.<sup>1/</sup> In this matter the choice against either organization would have been eliminated.

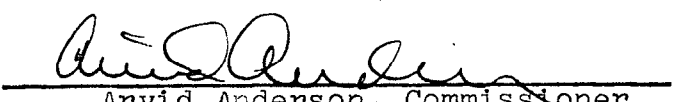
The Association has now disclaimed any claim of representation and has indicated it does not wish to be on the ballot. Therefore, we have removed the name of the Association from the ballot and the employes will be given the opportunity to chose whether or not they desire to be represented by Kenosha City Employees, Local 71, AFSCME, AFL-CIO. The ballot will be prepared to provide a choice between "Yes" and "No".

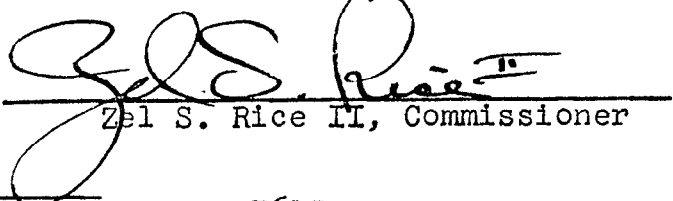
Dated at Madison, Wisconsin, this 13th day of September, 1966.

WISCONSIN EMPLOYMENT RELATIONS BOARD

By

  
Morris Slavney, Chairman

  
Arvid Anderson, Commissioner

  
Zel S. Rice II, Commissioner

1/ Green County Highway Department, Dec. No. 7615