

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

In the Matter of the Petition of

LOCAL 1749, WISCONSIN COUNCIL OF
COUNTY AND MUNICIPAL EMPLOYEES,
AFSCME, AFL-CIO

Involving Employees of

SHEBOYGAN COUNTY (COURTHOUSE)

Case VIII
No. 11690 ME-334
Decision No. 8256

Appearances:

Mr. Alexander Hopp, Corporation Counsel, for the Municipal Employer.
Mr. Arthur R. Wells, Representative, for the Petitioner.

DIRECTION OF ELECTIONS

Local 1749, Wisconsin Council of County and Municipal Employees, AFSCME, AFL-CIO, having petitioned the Wisconsin Employment Relations Commission to conduct an election among certain employees of Sheboygan County for the purpose of determining what, if any, representation such employees desire for the purposes of collective bargaining; and hearing on such petition having been conducted at Sheboygan, Wisconsin, on October 27, 1967, before Byron Yaffe, Hearing Officer; and during the course of the hearing questions having arisen concerning the appropriate collective bargaining units, and the parties having entered into a stipulation with reference thereto; and the Commission having considered the evidence and being satisfied that questions have arisen concerning the appropriate collective bargaining unit or units and concerning representation of certain employees of said Municipal Employer;

NOW, THEREFORE, it is

DIRECTED

That elections by secret ballot shall be conducted under the direction of the Wisconsin Employment Relations Commission within thirty (30) days from the date of this directive in the following separate voting groups:

VOTING GROUP NO. 1

All regular full-time and regular part-time clerical employees employed in the Sheboygan County Public Welfare Department, excluding elected public officials, professional employees, supervisors and all other employees, who were employed by the Municipal Employer on October 27, 1967, 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 the eligible employees therein desire to constitute themselves a separate collective bargaining unit, and whether a majority of employees voting desire to be represented by Local 1749, Wisconsin Council of County and Municipal Employees, AFSCME, AFL-CIO, for the purposes of conferences and negotiations with Sheboygan County on questions of wages, hours and conditions of employment.

VOTING GROUP NO. 2

All regular full-time and regular part-time personnel employed in the Courthouse by Sheboygan County, Wisconsin, excluding elected public officials and all employees in the Institutions and Highway and Sheriff's Departments, Guidance Center, professional employees, and supervisors (and conditionally excluding clerical employees employed in the Welfare Department), who were employed by the Municipal Employer on October 27, 1967, except such employees as may prior to the election quit their employment or be discharged for cause, to determine whether a majority of the employees voting desire to be represented by Local 1749, Wisconsin Council of County and Municipal Employees, AFSCME, AFL-CIO, for the purposes of conferences and negotiations with Sheboygan County on questions of wages, hours and conditions of employment.


IT IS FURTHER DIRECTED that, should the conduct of the unit determination election in Voting Group No. 1 not result in the establishment of a separate collective bargaining unit, then the collective bargaining unit shall consist of all regular full-time and regular part-time personnel employed in the Courthouse by Sheboygan County, Wisconsin (including clerical employees employed in the Public Welfare Department), but excluding elected public officials, and all employees

in the Institutions and Highway and Sheriff's Departments, Guidance Center, professional employes, and supervisors; and that the results of the balloting in both voting groups with respect to representation shall be combined and tallied by the Commission for the purpose of determining whether a majority of such employes in the overall unit desire to be represented by Local 1749, Wisconsin Council of County and Municipal Employees, AFSCME, AFL-CIO, for the purposes of conferences and negotiations with Sheboygan County, Wisconsin, on questions of wages, hours and conditions of employment.

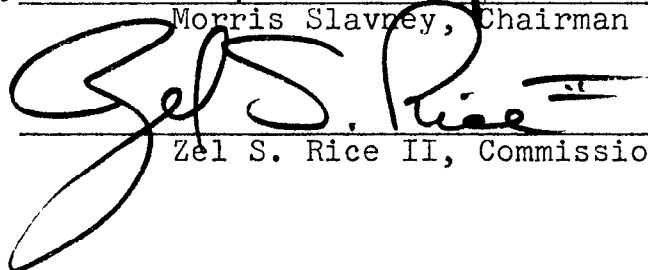
Given under our hands and seal at the City of Madison, Wisconsin, this 31st day of October, 1967.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By



Morris Slavney, Chairman



Zel S. Rice II, Commissioner

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MEMORANDUM ACCOMPANYING DIRECTION OF ELECTIONS

The Union originally petitioned for an election which would include those eligible employees in Voting Groups Nos. 1 and 2 in one single collective bargaining unit. During the course of the hearing, the Municipal Employer requested that the clerical employees in the Public Welfare Department be given an opportunity to determine for themselves whether they desire to constitute a separate collective bargaining unit. The provisions of the Wisconsin Employment Peace Act permit employees in a separate department or division to constitute themselves a separate unit. The Municipal Employer and the Union stipulated that the clerical employees in the Public Welfare Department be given an opportunity to determine for themselves whether they desire to constitute a separate unit. Therefore, in our Direction issued today, we have given said clerical employees that opportunity, as well as the opportunity to vote on their representative.

If the clerical employees vote to constitute themselves a separate unit, they shall be so considered, and their ballots with regard to representation will be tallied separately and apart from the representation ballots cast by the employees voting in Group No. 2.

In the event said clerical employees do not vote to establish a separate unit, then their ballots with respect to representation will be combined with the representation ballots cast by those in the residual overall unit.

The results of the balloting in each voting group will be reflected in separate tally sheets. If the clerical employees reject the separate

unit, the Commission, in the absence of circumstances preventing same, will issue a final tally sheet with respect to the overall unit.

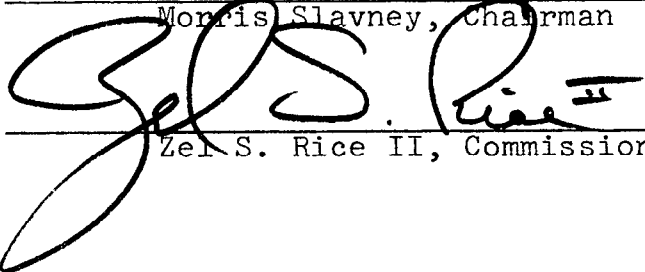
Dated at Madison, Wisconsin, this 31st day of October, 1967.

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Morris Slavney, Chairman



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