

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

In the Matter of the Petition of	:	
DISTRICT 9, VOCATIONAL, TECHNICAL & ADULT EDUCATION	:	Case XI
	:	No. 13141 ME-482
Involving Certain Employees of	:	Decision No. 8736-A
DISTRICT 9, VOCATIONAL, TECHNICAL & ADULT EDUCATION	:	
Milwaukee, Wisconsin	:	
	:	

ORDER AMENDING CERTIFICATION OF REPRESENTATIVES

District 9, Vocational, Technical & Adult Education, Milwaukee, Wisconsin, hereinafter referred to as the Petitioner, having petitioned the Wisconsin Employment Relations Commission to determine (1) whether the Petitioner, as the successor to the Milwaukee Board of Vocational and Adult Education, the West Allis Board of Vocational & Adult Education, and the Cudahy Board of Vocational, Technical & Adult Education, is bound by the collective bargaining units, collective bargaining representatives and collective bargaining agreements established or recognized by such predecessor Boards, (2) if the Petitioner is regarded as the legal successor of the three predecessor Boards: (a) should the collective bargaining units as previously defined be consolidated, amended or altered in any manner, (b) are the collective bargaining representatives previously certified or recognized by any of the predecessor Boards entitled to continued recognition by the Petitioner, and if so, for what collective bargaining unit or units, (c) are the employees in any previously existing or redefined unit entitled to an election to determine their wishes as to representation, and (d) do any or all of the existing collective bargaining agreements entered into by the predecessor Boards continue to bind the Petitioner and if so, for what collective bargaining unit or units; and a hearing on such petition having been conducted at Milwaukee, Wisconsin, on October 21, 1969, where interested parties appeared and stipulated to certain matters; and subsequent to said hearing one of the parties, Local 487, District Council 48, AFSCME, AFL-CIO, having filed a motion with respect to the matter, and the Petitioner having indicated that it has no opposition to said motion; and the Commission, having considered the entire record, and being fully advised in the premises;


NOW, THEREFORE, it is


ORDERED

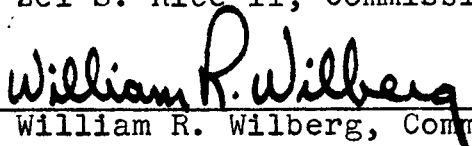
That the Certification of Representatives issued by the Wisconsin Employment Relations Commission on December 2, 1968 in the proceeding identified as Milwaukee Technical College III, Decision No. 8736, be amended to reflect a change in the name of the Municipal Employer involved from "Milwaukee Technical College" to "District 9, Vocational, Technical and Adult Education."

Given under our hands and seal at the
City of Madison, Wisconsin, this 18th day
of December, 1969.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By 
Morris Slavney, Chairman


Zel S. Rice II, Commissioner


William R. Wilberg, Commissioner

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Milwaukee, Wisconsin

No. 8736-A

the parties dated June 17, 1969, such bargaining unit was redefined to exclude the positions of Clerk IV, Administrative Assistant and Secretary, Clerk-Stenographer IV, Machinist-Repairman and Machinist; that the approximate number of employees in said unit total 222, 135 of whom are clerical employees; and that in said relationship said Municipal Employer and said Labor Organization are parties to a collective bargaining agreement which is binding to at least December 31, 1970.

On March 11, 1964 the West Allis Board of Vocational and Adult Education voluntarily recognized the West Allis Education Association, School of Vocational and Adult Education as the collective bargaining representative for the day school teachers in the employ of said Municipal Employer; that in said relationship said Municipal Employer and said Labor Organization executed a collective bargaining agreement presently in effect.

Pursuant to Section 41.155(4), Wisconsin Statutes and pursuant to proper resolution, District 9, Vocational, Technical and Adult Education, Milwaukee, Wisconsin, the Petitioner herein, on July 3, 1969 assumed the control and responsibility for all property, assets, claims, appointments, contracts, applications, rights, duties and liabilities of any nature and kind, including all outstanding existing collective bargaining agreements entered into between three predecessor Boards. As a result, on September 24, 1969 the Petitioner filed the petition, set forth in the Order, with the Commission.

All interested parties were given notice and the following organizations, in addition to the Petitioner, made appearances at the hearing: District Council 48, AFSCME, AFL-CIO, and its affiliated Locals 587, 742 and 80; Local 212, American Federation of Teachers, AFL-CIO; Milwaukee Technical College Education Association and West Allis Vocational Teachers Association.

During the course of the hearing the Petitioner and Counsel for the Wisconsin Education Association and its affiliates, the Milwaukee Technical College Education Association and the West Allis Vocational Teachers Association, ^{stipulated} with respect to teachers presently in the Petitioner's employ, namely those teachers formerly employed by Milwaukee Technical College, West Allis Board of Vocational and Adult Education, and Cudahy Board of Vocational, Technical and Adult Education, will become a single collective bargaining unit; that all economic benefits accruing to teachers in the employ of the latter two Boards shall continue in effect until the end of 1969; that effective January 1, 1970 all of the economic benefits under the agreement covering teachers in the employ of the Milwaukee Technical College will be

extended to the teachers employed at West Allis and Cudahy, except that no teacher employed at West Allis or Cudahy shall suffer any reduction of economic benefits as a result of said change; that the Milwaukee Vocational Teachers Union, Local 212, American Federation of Teachers, AFL-CIO will be the collective bargaining representative for the teachers employed by the Petitioner at Milwaukee, West Allis and Cudahy; and further that, should the Wisconsin Education Association or an affiliated local thereof file, between March 16, 1970 and prior to May 15, 1970, a petition for a representation election among the teachers in the employ of the Petitioner, no objection will be raised as to the timely filing of said petition.

Subsequent to the hearing, and on November 3, 1969, Local 587, District Council 48, AFSCME, AFL-CIO, moved to amend the certification previously issued by the Commission on December 2, 1968, by striking out "Milwaukee Technical College" and substituting therefor "District 9, Vocational, Technical and Adult Education." Local 587 alleged the following facts in support of its motion:

1. The number of employees in the former unit represented by Local 587 is 222.
2. For some time Local 80, District Council 48, AFSCME, AFL-CIO, has informally represented nine employees of the West Allis Board of Vocational and Adult Education holding clerical, custodian and maintenance positions similar to those in the unit represented by Local 587.
3. For some time Local 742, District Council 48, AFSCME, AFL-CIO, has informally represented employees of the Cudahy Board of Vocational, Technical and Adult Education holding positions similar to those in the unit represented by Local 587, with the exception that clerical employees have not been informally represented by Local 742. The approximate number of employees of said Board was three, all of whom are union members and two of whom are clerical employees.
4. As a result of the merger of the three Boards to become District 9, Vocational, Technical and Adult Education, Local 80 and Local 742 have, in accordance with the procedures set forth in the applicable constitutions of the American Federation of State, County and Municipal Employees, AFL-CIO, ceded their jurisdiction over employees formerly employed by the said West Allis and Cudahy Boards to Local 587.

On November 14, 1969, Counsel for the Petitioner in writing advised the Commission that it did not object to said motion.

In view of the fact that a stipulation was entered into during the course of the hearing with respect to the teachers in the employ of the Petitioner, resolving matters covered in the petition with respect to teachers, there is no need for the Commission to issue any order with respect thereto.

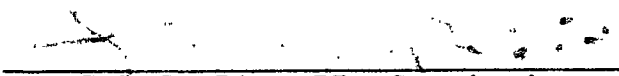
Since the Petitioner has raised no objection to the motion of Local 587, District Council 48, AFSCME, AFL-CIO, to amend its original certification to reflect the change in the name of the Municipal Employer involved, the Commission has issued an order amending the original certification of representatives to reflect such change.

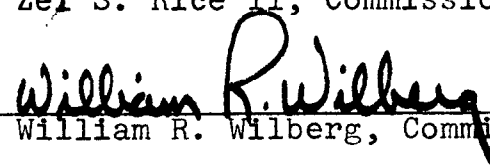
Dated at Madison, Wisconsin, this 18th day of December, 1969.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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