

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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In the Matter of the Petition of

GENERAL DRIVERS, DAIRY EMPLOYEES AND  
HELPERS LOCAL 579 AFFILIATED WITH  
INTERNATIONAL BROTHERHOOD OF TEAMSTERS,  
CHAUFFEURS, WAREHOUSEMEN AND HELPERS  
OF AMERICA

Involving Certain Employes of  
CITY OF EVANSVILLE  
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Case I  
No. 13216 ME-495  
Decision No. 9334

Appearances:

Mr. Leonard Schoonover, Business Representative, appearing on  
behalf of the Union.

Mr. William H. Bewick, City Attorney, appearing on behalf of the  
Employer.

DIRECTION OF ELECTIONS

General Drivers, Dairy Employees and Helpers Local 579 affiliated with International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, having filed a petition with the Wisconsin Employment Relations Commission to conduct an election pursuant to Section 111.70 of the Wisconsin Statutes among certain employes of the City of Evansville; and a hearing on said petition having been conducted at Evansville, Wisconsin, on November 17, 1969, before Edward B. Krinsky, Hearing Officer; and the Commission having considered the evidence and arguments of the parties, and being satisfied that questions have arisen concerning the appropriate collective bargaining units and concerning representation for certain employes of the Municipal Employer;

NOW, THEREFORE, it is

DIRECTED

That elections by secret ballot be conducted under the direction of the Wisconsin Employment Relations Commission within sixty (60) days from the date of this Direction in the following voting groups for the following stated purposes:

VOTING GROUP NO. 1

All regular full-time employes of the Department of Public Works, excluding supervisors, confidential employes and clerical employes who

were employed by the Municipal Employer on November 21, 1969, except such employees as may prior to said election quit their employment or be discharged for cause for the purpose of determining whether or not said employees desire to constitute themselves a collective bargaining unit separate and apart from all other employees of said Municipal Employer and whether said employees desire to be represented by the Union for the purposes of conferences and negotiations with the above named Municipal Employer on questions of salaries, hours and conditions of employment.

VOTING GROUP NO. 2

All regular full-time employees of the Water and Light Department excluding supervisors, confidential employees and clerical employees who were employed by the Municipal Employer on November 21, 1969, except such employees as may prior to said election quit their employment or be discharged for cause for the purpose of determining whether or not said employees desire to constitute themselves a collective bargaining unit separate and apart from all other employees of said Municipal Employer and whether said employees desire to be represented by the Union for the purposes of conferences and negotiations with the above named Municipal Employer on questions of salaries, hours and conditions of employment.

VOTING GROUP NO. 3


All regular full-time non-uniformed employees of the Public Safety Department excluding supervisors, confidential employees and clerical employees, who were employed by the Municipal Employer on November 21, 1969, except such employees as may prior to said election quit their employment or be discharged for cause for the purpose of determining whether or not said employees desire to constitute themselves a collective bargaining unit separate and apart from all other employees of said Municipal Employer and whether said employees desire to be represented by the Union for the purposes of conferences and negotiations with the above named Municipal Employer on questions of salaries, hours and conditions of employment.

Given under our hands and seal  
at the City of Madison, Wisconsin,  
this 21st day of November, 1969.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By

  
Morris Davney, Chairman

  
Zel S. Rice II, Commissioner

  
William R. Wilberg, Commissioner

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MEMORANDUM ACCOMPANYING DIRECTION OF ELECTIONS

The Petitioner, on October 20, 1969, filed a petition with the Commission requesting to represent the following employes claimed as the appropriate bargaining unit:

"All employees of the Water Department and all employees of the Street and Alley Department, and Police Department Dispatchers, and excluding all office clerical and Supervisors as defined in the National Labor Relations Act."

At the hearing the Municipal Employer indicated that the claimed unit was not appropriate because the employes so described neither constituted all of the employees of the Municipal Employer nor a separate department. The parties agreed that the Union was claiming to represent employes belonging to three of the City's departments, namely the Public Works Department, the Water and Light Department and the Department of Public Safety. The Union agreed to amend its petition to reflect the names of the departments enumerated in the accompanying Direction of Elections. The Municipal Employer submitted an eligibility list, which the Union claimed was correct with the exception that it felt that one name, that of Herbert Blum, had been omitted

from the list. The parties agreed that if Mr. Blum presented himself to vote he would vote by challenged ballot and that a determination of his status could be made subsequently to the election if necessary.

If the employes in any of the particular voting groups involved herein reject a separate unit, then the representation ballots cast by the employes in such voting group or groups will be impounded and not tallied.

Dated at Madison, Wisconsin this 21st day of November, 1969.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By *Morris Slavney*  
Morris Slavney, Chairman  
*Zel S. Rice II*  
Zel S. Rice II, Commissioner  
*William R. Wilberg*  
William R. Wilberg, Commissioner