

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Case XV
No. 16309 MIA-26
Decision No. 11584

ORDER INITIATING FINAL AND BINDING ARBITRATION
AND ORDER TO PRODUCE WRITTEN OFFERS

Teamsters Union Local No. 695 having on December 12, 1972, filed a petition with the Wisconsin Employment Relations Commission requesting that the Commission initiate compulsory final and binding arbitration pursuant to Section 111.77(3)(b) of the Municipal Employment Relations Act, for the purpose of resolving an impasse arising in collective bargaining between the Petitioner and Jefferson County on matters affecting the wages, hours and conditions of employment of law enforcement personnel in the employ of said Municipal Employer; and mediation having previously been conducted on December 6, 1972, by Howard S. Bellman, a member of the Commission's staff; 1/ and the Commission being fully advised in the premises and being satisfied that an impasse has been reached between Teamsters Union Local No. 695, and Jefferson County in their negotiations on matters affecting wages, hours and conditions of employment of law enforcement personnel in the employ of said Municipal Employer;

NOW, THEREFORE, it is

ORDERED

1. That compulsory final and binding arbitration be initiated for the purpose of resolving an impasse arising in collective bargaining between Teamsters Union Local No. 695 and Jefferson County on matters affecting the wages, hours and conditions of employment of law enforcement personnel in the employ of said Municipal Employer.

2. That Teamsters Union Local No. 695, file, in written form, its final offer as of December 12, 1972, on the issues remaining in said negotiations with Jefferson County, with the Wisconsin Employment Relations Commission on or before February 16, 1973, and at the same time serve a copy thereof on Jefferson County.

3. That Jefferson County file, in written form, its final offer as of December 12, 1972, on the issues remaining in said negotiations

1/ During mediation the parties stipulated that it would not be necessary to conduct a separate investigation upon the instant petition.

with Teamsters Union Local No. 695, with the Wisconsin Employment Relations Commission on or before February 16, 1973, and at the same time serve a copy thereof on the Teamsters Union Local No. 695.

4. That the parties each select a single arbitrator, or a board of arbitration, within ten (10) days after the issuance of this Order in a manner mutually agreed upon by the parties, to resolve said impasse; and that the parties notify the Commission within fifteen (15) days of the issuance of this Order as to whether they have selected an arbitrator or a board of arbitration, as the case may be.

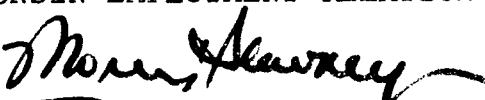
5. That if the parties select one or more arbitrators said parties should then notify the Commission as to the identity of said arbitrator or arbitrators in order that the Commission may issue an order officially appointing said individual or individuals as the arbitrator or board of arbitration to conduct a compulsory arbitration proceeding and make a final and binding resolution of the dispute involved.

6. That if the parties have not selected an arbitrator or board of arbitration the Commission shall then order each party to select one arbitrator, and if these two arbitrators cannot in five (5) days select a neutral arbitrator, the Commission must be notified of same within eight (8) days of the issuance of the supplemental order; that thereupon the Commission shall issue a further supplemental order, and therein submit a panel of five (5) neutral arbitrators, from which the parties shall, within three (3) days of the receipt thereof, alternately strike four of the members of said panel; that thereupon the parties or either of them, shall notify the Commission in writing as to the neutral arbitrator so selected, and the Commission shall then issue an order appointing same neutral arbitrator as chairman of the board of arbitration, and at the same time, shall serve copies thereof on the parties and the neutral arbitrator, and also at the same time serve a copy of the certification of the results of the investigation upon said neutral arbitrator.

Given under our hands and seal at the
City of Madison, Wisconsin, this 2nd
day of February, 1973.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Brayney, Chairman


Zel S. Rice II, Commissioner

JEFFERSON COUNTY, XV, Decision No. 11584

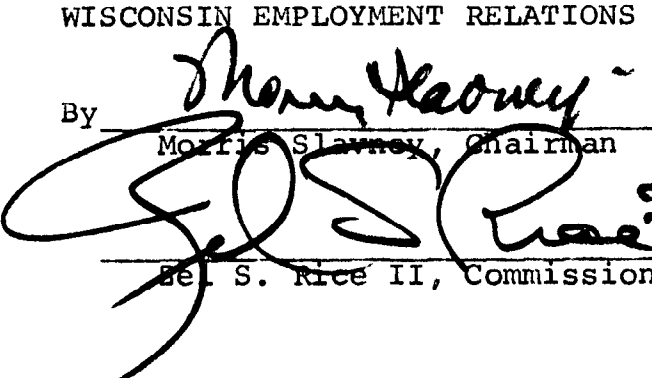
MEMORANDUM ACCOMPANYING
ORDER INITIATING FINAL AND BINDING ARBITRATION
AND ORDER TO PRODUCE WRITTEN OFFERS

At the investigation conducted in the instant matter the County took the position that arbitration should not be ordered because the Union has failed to file the 30 day notice provided at Section 111.77(2). The Union admits that it has not done so. Determination of this issue has been withheld pending the Commission's decision in City of Eau Claire (Dec. No. 11573). That decision issued on January 31, 1973 and this Order is in accordance therewith.

Dated at Madison, Wisconsin, this 2nd day of February, 1973.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Slawney, Chairman


Sel S. Rice II, Commissioner