STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

In the Matter of the Petition of LAKESIDE STATE GRADED SCHOOL DISTRICT NO. 7, TOWN OF DELAFIELD Involving Certain Employes of LAKESIDE STATE GRADED SCHOOL DISTRICT NO. 7, TOWN OF DELAFIELD	 : : : : : : : : : : : : :	Case I No. 16635 ME-905 Decision No. 11803
	•	

Appearances:

Y

- Mr. Rudolph Poweleit, Clerk, Lakeside State Graded School District No. 7, Town of Delafield, appearing on behalf of the Municipal Employer.
- Mr. Dennis M. Dolezar, Lakeside School Teachers Association, appearing on behalf of the Association.
- Mr. Jack Mercier, Wisconsin Education Association, appearing on behalf of the Association.
- Mr. J. Christopher Moore, Arrowhead District Council, appearing on behalf of the Association.

DIRECTION OF ELECTION

Lakeside State Graded School District No. 7, Town of Delafield having petitioned the Wisconsin Employment Relations Commission to conduct an election pursuant to Section 111.70 of the Wisconsin Statutes among certain of its employes; and hearing on such petition having been conducted on April 23, 1973, by Stanley H. Michelstetter II, a member of the Commission's staff, during the course of which Lakeside School Teachers Association having been permitted to intervene in the proceeding on its claim that it represented the employes involved; and the Commission having considered the evidence and position of the parties, and being satisfied that a question has arisen concerning representation for certain employes of Lakeside State Graded School District No. 7, Town of Delafield;

NOW, THEREFORE, it is

DIRECTED

That an election by secret ballot shall be conducted under the direction of the Wisconsin Employment Relations Commission within sixty (60) days from the date of this Directive in the collective bargaining unit consisting of all regular full-time and regular parttime certificated teaching personnel (including certificated librarian) employed by, or on leave from, Lakeside State Graded School District No. 7, Town of Delafield, excluding supervisory, managerial, confidential, and all other employes (including non-certificated librarian, custodial, clerical and maintenance personnel, teacher aides, substitute teachers and service specialists such as hired through title programs, C.E.S.A. and Arrowhead high schools), who were employed by the Municipal Employer

No. 11802

on April 30, 1973, except such employes as may prior to the election quit their employment or be discharged for cause, for the purpose of determining whether a majority of such employes desire to be represented by Lakeside School Teachers Association, for the purposes of collective bargaining with the above named Municipal Employer on questions of wages, hours and conditions of employment.

> Given under our hands and seal at the City of Madison, Wisconsin, this 30th day of April, 1973.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

lon By Chairman vney, Mor .1 Rice II, Commissioner s. 61 . L Commissioner Kerkman, Β. Jos.

۶

LAKESIDE STATE GRADED SCHOOL DISTRICT NO. 7, TOWN OF DELAFIELD, I, Decision No. 11802

MEMORANDUM ACCOMPANYING DIRECTION OF ELECTION

During the course of the hearing representatives of the Municipal Employer and the Association agreed to the description of the appropriate unit as set forth in the Direction of Election. It should be noted that some teacher aide positions are presently being filled by certificated teachers. Said certificated teachers who are occupying teacher aide positions are not included in the bargaining unit since they are being excluded as teacher aides.

With respect to the employes on leave of absence, the parties stipulated that Edward Sparks, who is presently on an educational leave of absence, and who has accepted a teaching position for the 1973-1974 school year, is eligible to vote. Such eligibility does not conflict with past Commission practice.

There is an issue as to whether Charolette Price is eligible to vote. Price's employment as a teacher is about to terminate. Her individual teaching contract for the 1973-1974 school year has not been renewed, solely because there is no position available for her. Price appeared at the hearing and indicated a desire to continue employment and further indicated that litigation is pending with respect to the non-renewal of her individual teaching contract. Since there is an issue with regard to the employment status of Charolette Price, should she present herself to vote, her ballot will be challenged by the Commission's agent conducting the balloting. 1/

Dated at Madison, Wisconsin, this 30th day of April, 1973.

By Cha han nev commissioner RIC Kerkman, Commissioner Jos. Β.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Joint School District No. 1, City of Ashland (7090-A), 5/65; Joint School District No. 10, City of Appleton (7151), 5/65.