

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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In the Matter of the Petition of
WISCONSIN COUNCIL OF COUNTY AND
MUNICIPAL EMPLOYEES, AFSCME, AFL-
CIO
Involving Certain Employees of
VILLAGE OF NIAGARA
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: Case II
: No. 17329 ME-1000
: Decision No. 12449
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Appearances:

Mr. James W. Miller, Staff Representative, WCCME, AFSCME, AFL-CIO,
appearing on behalf of the Petitioner.
Mr. David J. Herrick, Attorney at Law, appearing on behalf of the
Village of Niagara.

DIRECTION OF ELECTION

Petition having been filed with the Wisconsin Employment Relations Commission by Wisconsin Council of County and Municipal Employees, AFSCME, AFL-CIO, requesting that a representation election be conducted among the Village Crew in the employ of the Village of Niagara for the purpose of determining what, if any, representation such employees desire for the purpose of collective bargaining pursuant to the Municipal Employment Relations Act; and hearing on such petition having been conducted at Niagara, Wisconsin on November 20, 1973, Sherwood Malamud, Hearing Officer, being present, and the Commission being satisfied that a question of representation has arisen among the employees involved;

NOW, THEREFORE, it is

DIRECTED

That an election by secret ballot be conducted under the direction of the Wisconsin Employment Relations Commission within thirty (30) days of the date of this Direction among all employees in the Village Crew in the employ of the Village of Niagara, Wisconsin, excluding supervisors, who were employed by said Municipal Employer on November 20, 1973, 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 such employees desire to be represented for the purpose of collective bargaining by the Wisconsin Council of County and Municipal Employees, AFSCME, AFL-CIO.

Given under our hands and seal at the
City of Madison, Wisconsin this *30th*
day of January, 1974.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By *Morris Slavney*
Morris Slavney, Chairman

Howard S. Bellman
Howard S. Bellman, Commissioner

MEMORANDUM ACCOMPANYING DIRECTION OF ELECTION

The petition of the Union described this unit as "all employes employed in the Street Department in the Village of Niagara." During the course of the hearing, the Union amended that description to read "all employes of the Employer employed in the Village Crew."

The salaries of three individuals employed on the Village Crew are funded by a federal public employment program which will terminate in the near future. Said employes are employed full-time and receive the same pay and perform the same work as other members of the bargaining unit. The Employer has stipulated to the inclusion of these employes in the unit, and the Commission finds no basis for not accepting this stipulation.

Dated at Madison, Wisconsin this 30th day of January, 1974.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By

Morris Slavney
Morris Slavney, Chairman

Howard S. Bellman

Howard S. Bellman, Commissioner