

STATE OF WISCONSIN

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

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In the Matter of the Petition of  
TEAMSTERS UNION LOCAL NO. 695  
Involving Certain Employees of  
TOWN OF MADISON  
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Case IV  
No. 19000 ME-1178  
Decision No. 13640

DIRECTION OF ELECTION

The above-named Union having petitioned the Wisconsin Employment Relations Commission to conduct an election among certain employees of the above-named Municipal Employer pursuant to Section 111.70(4)(d) of the Municipal Employment Relations Act; and a hearing on such petition having been conducted at Madison, Wisconsin, on May 9, 1975, Kay Hutchison, Hearing Officer, having been present; and during the conduct of such hearing the parties having stipulated to the conduct of an election;

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 of the date to this Directive in the collective bargaining unit consisting of all regular employees of the Town of Madison, including public works employees and clerical employees, but excluding employees with the power of arrest, the fire chief, assistant fire chiefs and supervisory employees 1/, who were employed by the Municipal Employer on May 9, 1975, except such employees as may prior to the election quit their employment or be discharged for cause, for the purpose of determining whether the required number of such employees desire to be represented for the purposes of collective bargaining by Teamsters Union Local No. 695.

Given under our hands and seal at the  
City of Madison, Wisconsin this 14th  
day of May, 1975.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Thomas Slavney  
Morris Slavney, Chairman

Howard S. Bellman  
Howard S. Bellman, Commissioner

Herman Torosian  
Herman Torosian, Commissioner

1/ During the course of the hearing, the parties stipulated that the ballot of Robert C. Wilson, Highway Department foreman, should it be cast, will be challenged by the Commission's agent.

MEMORANDUM ACCOMPANYING DIRECTION OF ELECTION

During the course of the hearing, an issue arose with regard to the supervisory status of the position of Highway Department foreman, presently occupied by Robert C. Wilson. The parties agreed that should Wilson appear at the polls his ballot will be challenged by the Commission's agent. In the event that Wilson's ballot is determinative of the election outcome, the Commission shall subsequently rule upon the supervisory status of the foreman. Furthermore, should the employees select the Petitioner as their collective bargaining representative without a determination of Wilson's ballot, the Commission, upon the request of either of the parties determine whether the position of Highway Department foreman should be included in or excluded from the collective bargaining unit.

Dated at Madison, Wisconsin, this 14th day of May, 1975.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Morris Slavney  
Morris Slavney, Chairman

Howard S. Bellman  
Howard S. Bellman, Commissioner

Herman Torosian  
Herman Torosian, Commissioner