

BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

Case LIII
No. 20735 ME-1354
Decision No. 15075

DIRECTION OF ELECTION

"All broadcast technicians, engineers I, engineers II, television remote production crew, cinematographers and set designers; excluding all employees covered under other bargaining agreements, clerical employees, guards and supervisors."

No. 15075

NOW THEREFORE, it is

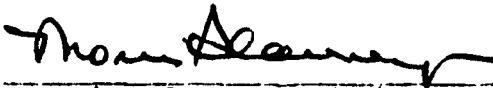
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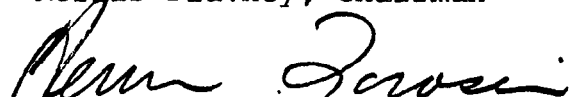
That an election by secret ballot shall be conducted under the direction of the Wisconsin Employment Relations Commission within sixty (60) days from the date of this direction in the collective bargaining unit consisting of all broadcast technicians, engineers I, engineers II, television remote crewmen, cinematographers and set designers in the employ of Milwaukee Area Board of Vocational, Technical & Adult Education, but excluding all employees covered under other bargaining agreements, clerical employees, guards and supervisors, who were employed on December 1, 1976, except such employees who may quit their employment or are discharged for cause prior to the election, for the purpose of determining whether such employees desire to be represented by Radio & Television Broadcast Engineers, Local Union No. 715 - IBEW, AFL-CIO/CLC 1/ for the purposes of collective bargaining with Milwaukee Area Board of Vocational, Technical & Adult Education.

Given under our hands and seal at the
City of Madison, Wisconsin this 1st
day of December, 1976.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Slavney, Chairman


Herman Torosian, Commissioner


Charles D. Hoornstra, Commissioner

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- 1/ Intervenor apparently does not wish to appear on the ballot in an election in respect to the unit described in this direction. If the intervenor does wish to appear on the ballot, it should notify the commission, the petitioner and the employer within ten days from the date of this direction.

MEMORANDUM ACCOMPANYING DIRECTION OF ELECTION

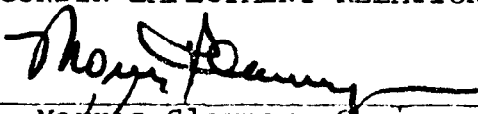
The commission has rejected intervenor's proposed unit on the grounds it would constitute an undue fragmentation and is not justified by record evidence showing a sufficiently distinctive community of interests. See sec. 111.70(4)(d)2a of the Municipal Employer Relations Act, secs. 111.70-111.77, Stats. In an earlier proceeding the commission rejected intervenor's request for an election in a unit consisting solely of the television remote production crew on the same basis. 2/

In support of their stipulated claim that the unit described in the amended petition is appropriate, the petitioner and the employer stipulated to certain uncontradicted facts concerning the employer's organizational structure and mode of operation. Specifically, they stipulated that the employer employs about 1200 full-time and 1300 part-time employees on four main campuses and 24 geographically scattered evening centers serving about 70,000 students. The unit described in the amended petition consists of approximately half of the 60 or so technical employees currently not covered by collective bargaining agreements. 3/ All those within the instant unit are employed in the employer's television division. All of the unorganized technical employees not included in the instant unit are outside the employer's television division, are separately managed and do not share a common supervision with those within the instant unit, are hired by persons other than those responsible for hiring individuals within the instant unit, and, for the most part, are data processing technicians whose work places are geographically separated from the work locations of the employees within the instant unit. On the basis of the stipulation by the petitioner and the employer as to the appropriate unit and the uncontroverted facts stipulated in support thereof, the commission has concluded that the employees in the proposed bargaining unit share a sufficiently distinct community of interests to constitute an appropriate bargaining unit. Accordingly, the commission has directed an election within said unit.

Dated at Madison, Wisconsin this 1st day of December, 1976.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By


Morris Slavney, Chairman


Herman Torosian, Commissioner


Charles D. Hoornstra, Commissioner

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- 2/ Milwaukee Area Technical College District, (11755) (4/73).
- 3/ Local 587, AFSCME, AFL-CIO, represents a bargaining unit of the employer's employees in technical classifications. Notice of the hearing on the instant petition was mailed to Local 587 along with a copy of the petition on September 15, 1976. Local 587 made no appearance.