#### STATE OF WISCONSIN

## BEFORE THE WISCONSIN EMPLOYMENT RELATIONS COMMISSION

	:	
In the Matter of the Petition of	:	
	:	
UNION GROVE MUNICIPAL EMPLOYEES '	:	
ASSOCIATION	:	
	:	Case I
Involving Certain Employes of	:	No. 21591 ME-1430
	:	Decision No. 15599
VILLAGE OF UNION GROVE	:	
	:	

#### Appearances:

Mr. James D. McDonald, Attorney at Law, appearing on behalf of the Petitioner.

Mr. Harrison W. Nichols, Attorney at Law, appearing on behalf of the Municipal Employer.

# DIRECTION OF ELECTION

Union Grove Municipal Employees' Association, hereinafter referred to as Petitioner, having, on April 22, 1977, filed a petition with the Wisconsin Employment Relations Commission requesting the Commission to conduct an election, pursuant to Section 111.70(4)(d) of the Municipal Employment Relations Act, among certain employes of the Village of Union Grove, to determine whether said employes desire to be represented by said Petitioner for the purposes of collective bargaining; and a hearing on such petition having been held at Union Grove, Wisconsin, on May 11, 1977, Duane McCrary, Examiner, being present; and the Commission having considered the evidence and being fully advised in the premises, and being satisfied that a question has arisen concerning representation of certain employes of said Municipal Employer;

NOW, THEREFORE, it is

DIRECTED

That an election by secret ballot shall be conducted under the direction of the Wisconsin Employment Relations Commission within thirty (30) days from the date of this Directive in the collective bargaining unit consisting of all blue collar employes employed in the Department of Public Works in the Village of Union Grove but excluding all other employes, confidential employes, managerial and supervisory personnel, who were employed by the Village of Union Grove on June 21, 1977, except such employes as may prior to the election quit their employment or be discharged for cause, for the purpose of determining whether said employes desire to be represented by the Union Grove Municipal Employees' Association for the purposes of collective bargaining with the Village of Union Grove.

> Given under our hands and seal at the City of Madison, Wisconsin this 21st day of June, 1977.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION

By Slavney Morris h**lir**man crinez Herman Torpsian, Commissioner Charles Hoornstra, Commissioner D.

No. 15599

## VILLAGE OF UNION GROVE, I, Decision No. 15599

### MEMORANDUM ACCOMPANYING DIRECTION OF ELECTION

Pursuant to Section 111.70(4)(d) of the Municipal Employment Relations Act, Union Grove Municipal Employees' Association petitioned the Wisconsin Employment Relations Commission to conduct a representation election in a unit consisting of "employes charged with street and road maintenance, trash collection, sewage plant maintenance, water system and water works installation, repair and maintenance", in the employ of the Village of Union Grove. Hearing in the matter was held on May 11, 1977. Petitioner stated that the four employes in the alleged bargaining unit wish to form their own individual autonomous association for collective bargaining purposes. The Village informed the Examiner that it would not stipulate to an election and stated that there has been no request for collective bargaining by the Petitioner.

In the unit involved herein are the only "blue collar" employes employed by the Village. Such unit is not repugnant to the Municipal Employment Relations Act and therefore is considered appropriate for the purposes of an election. All other employes, including "white collar", professional, confidential, managerial and supervisory personnel, as well as law enforcement personnel are excluded from the unit.

The Commission notes that Mr. Duane Peterson, a member of the bargaining unit petitioned for by the Petitioner named herein, filed a complaint on May 25, 1977 which alleges that the termination of his employment by the Municipal Employer is an attempt to discourage membership in the Petitioner in violation of the Municipal Employment Relations Act. The Commission was advised by Petitioner by letter dated June 6, 1977 that it waives its right to file objections to the possible effects that the alleged prohibited practice complaint may have on the outcome of the representation election. Hence, the Commission will proceed to direct an election in this matter at this time.

Dated at Madison, Wisconsin this Alet day of June, 1977.

WISCONSIN EMPLOYMENT RELATIONS COMMISSION Morriş Chairman we Herman Torosian, Commissioner Charles D. Hoornstra, Commissioner