

Salem Public Administrators' Association and Town of Salem, Decision No. 2009-171 (Case No. G-0019-3).

Background: The union filed a modification petition seeking to add certain positions to the existing bargaining unit. The town objected claiming that the subject positions were properly excluded in the previous modification proceedings and that the positions were supervisory and confidential.

Decision: The PELRB denied the petition because there was insufficient evidence that there had been a change in circumstances since the most recent proceedings or that the current composition of the unit was incorrect to a degree warranting modification. The PELRB found that the union's evidence of the town's failure to make progress on individual agreements with the subject employees to the union's satisfaction was not sufficient to show a change in circumstance which would justify the modification of the existing bargaining unit.

Disclaimer: This summary is intended to provide a brief description of the issues in this case and the outcome. The summary is not a substitute for the decision, should not be relied upon in place of the decision, and should not be cited as controlling or relevant authority in PELRB proceedings or other proceedings.