



STATE OF NEW HAMPSHIRE  
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

AMERICAN FEDERATION OF STATE, COUNTY :  
AND MUNICIPAL EMPLOYEES, AFL-CIO, :  
LOCAL NO. 1801, PUBLIC WORKS DEPT. :

Petitioner :

and :

TOWN OF DERRY, NEW HAMPSHIRE :

Respondent :

CASE NO. A-0413:7

DECISION NO. 80047

APPEARANCES

Representing the Petitioner, Local 1801, AFSCME:

James C. Anderson, President AFSCME  
Charles Buzzell, Local 1801  
Thomas Staniec, Local 1801

Representing the Respondent, Town of Derry:

Donald B. Young, Town Manager  
Rodney Bartlett, Public Works Director

DECISION

This matter came on for hearing before the Board on September 18, 1980, on a Modification Petition filed by Local 1801 of AFSCME, AFL-CIO, with reference to the Department of Public Works in the town of Derry, New Hampshire.

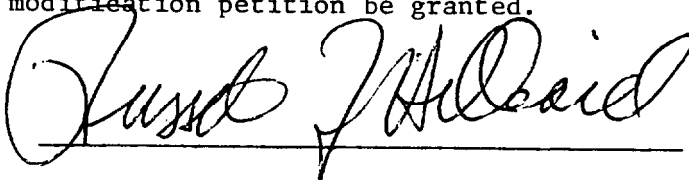
The modification petition requested that the original bargaining unit be modified to include the following positions:

- (a) Laboratory Technicians
- (b) All working foremen of the Public Works Dept.
- (c) Chief Mechanic
- (d) Parks Division head

The town of Derry objected to the modification petition on the grounds that negotiations were recently concluded, that the petition represented an attempt by AFSCME to expand the unit during the duration of the existing contract, and that an election would be required to institute these changes.

Based on the evidence presented at the hearing, the hearing officers find that the modification petition should be granted inasmuch as all the factors set forth in RSA 273-A:8, 1 were found to exist in this matter.

IT IS HEREBY ORDERED that the modification petition be granted.

A handwritten signature in dark ink, appearing to read "Russell F. Hilliard", is written over a horizontal line.

RUSSELL F. HILLIARD, Hearing Officer

Signed this 11th day of December, 1980

Hearing officer Hilliard presided. Also present, members Mayhew, Osman and Executive Director LeBrun.