



State of New Hampshire

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

EMPLOYEES OF THE PUBLIC WORKS DEPARTMENT,
CITY OF CONCORD, NEW HAMPSHIRE

Petitioners

v.

THE AMERICAN FEDERATION OF STATE, COUNTY
AND MUNICIPAL EMPLOYEES, AFL-CIO,
LOCAL 1580, CONCORD, NEW HAMPSHIRE

Respondent

CASE NO. A-0417:7

DECISION NO. 84-71

APPEARANCES

Representing the Public Works Employees:

David Holmes

Representing AFSCME, Local 1580:

Edward L. Edwards, Council Representative

BACKGROUND

Employees of the Public Works Department, City of Concord, New Hampshire filed a petition for decertification on July 2, 1984 stating that a majority of the employees no longer wished to be represented by Local 1580 for the purpose of collective bargaining. The petition was supported by the required number of individual signature cards in accordance with RSA 273-A:10,1.

Representative for AFSCME, Local 1580, filed objections and sought dismissal of the petition on the charge that the petition had been initiated, sponsored and aided by certain management personnel of the City. Further, they stated the petition was defective as it lacked a proper description of the bargaining unit positions, classifications and number of employees in each classification and that the number or percentage of individual signature cards was also omitted from the petition.

Hearing on the petition was held in the Board's office on September 13, 1984 and oral testimony and evidence presented.

FINDINGS OF FACT

-- No evidence was presented by the Respondent on the charge that the petition was in any way initiated, sponsored or aided by certain management personnel of the City.

-- The petition was timely filed after expiration of the agreement.

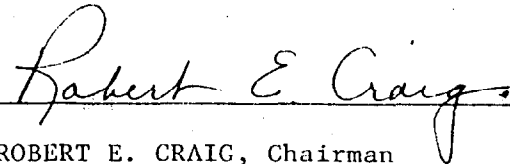
-- PELRB accepted the petition as filed pending verification of the number of employees at the time of filing.

-- Requirement was met on the percentage of individuals signing cards indicating their desire for an election to determine if the majority of employees wished to decertify AFSCME or retain them as their exclusive representative.

DECISION AND ORDER

Having met the burden of proof, the decertification petition filed by the employees of the Public Works Department, City of Concord, is accepted and it is hereby ORDERED that a secret ballot election shall be conducted by this Board to determine whether or not these employees wish to decertify.

A pre-election conference to determine eligible employees, appropriate time and place for the voting will be held Monday, October 15, 1984 at 2:30 p.m. in the Concord Library Auditorium.



ROBERT E. CRAIG, Chairman

Signed this 5th day of October, 1984.

By unanimous vote. Chairman Robert E. Craig presiding. Members Seymour Osman and Russell Verney present and voting. Also present, Executive Director Evelyn C. LeBrun