

THE EMPLOYER SHALL PROMPTLY POST THIS ORDER IN THE MANNER AND LOCATIONS CUSTOMARILY USED FOR THE POSTING OF INFORMATION TO EMPLOYEES. THIS ORDER SHALL REMAIN POSTED FOR 10 DAYS.

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STATE OF IOWA
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:)	
)	
City of Sioux City, Public Employer,)	BU-0542
)	
and)	
)	
AFSCME Local 212 (Mixed), Certified Employee Organization.)	

ORDER OF RECERTIFICATION

Following the filing of an order directing an election, the Public Employment Relations Board (Board) conducted a retention and recertification election pursuant to Iowa Code section 20.15(2). The Board, having subsequently reviewed the file and being fully advised in the premises, finds that a majority of the employees in the bargaining unit voted in favor of retaining and recertifying AFSCME Local 212 (Mixed) as the exclusive bargaining representative of the bargaining unit described below.

No objections to the election were filed as provided for in Iowa Code section 20.15(4) and PERB rule 621–15.4(20), and no postelection challenges were filed pursuant to PERB subrule 621—15.2(4). Therefore, the Board finds that an order of recertification should be issued.

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IT IS THEREFORE ORDERED that AFSCME Local 212 (Mixed) is hereby recertified as the exclusive bargaining representative of the following bargaining unit of employees of City of Sioux City:

INCLUDED: Clerk I, II & III, Clerk Stenographer I, II & III, Transcriber Typist, Stores Clerk, Stores Clerk II, Communications Operator, Fire Communications Dispatcher, Claims Investigator, Property Officer, Museum Technician, Lab Helper, Lab Technician, Planning Technician, Draftsman I & II, Clerk Matron, Relocation Agent I & II, Rehabilitation Loan Officer, Rehabilitation Technician, Duplicating Machine Operator, Key punch Operator, Computer Operator, Computer Programmer I & II, Accounting Clerk, Secretary to Art Center Director, Secretary I (Building Inspection Department) Secretary to Museum Director, Secretary to Transit Manager, Secretary I (Planning Department), Administrative Assistant I (Engineering Department), Administrative Assistant I (Utilities Department), Secretary – Clerk (Utilities Department – Water Billing), Secretary I (Utilities Department – Water Construction). Environmental Health Inspector, Housing Inspector I & II, Engineering Aide I, II & III, Parking Meter Attendant, Building Inspector I & II, Electrical Inspector, Mechanical Inspector I & II, Plumbing Inspector, Sign Inspector I & II, Elevator Operator, Watchman, Cook, Matron, Janitor, Custodian, Auto Service, Parking Attendant, Greenskeeper, Laborer, Maintenance Worker, Auto Equipment Operator I, II & III, Meter Reader, Water Service, Water Meter Reader, Utilityman, Water Plant Operator I & II, Sewer Plant Operator I & II, Maintenance Mechanic I & II, Gardener, Parking Meter Repair I & II, Tree Trimmer I, Auto Mechanic I & II, Maintenance Repair, Airport Maintenance Electrician, Utilities Electrician, Signal Electrician I, Sign Fabricator, Refrigeration Engineer, Maintenance Repair Worker, Parking Meter Repairman II, Labor Foreman I (Traffic Engineering – Sign Shop), and Labor Foreman I (Public Service Department). Airport Worker I, Airport Worker II, Airport Worker III, Airport Office Assistant, Airport Vehicle/Equipment Mechanic, Secretary I. Education Coordinator, Winter Recreation Specialist, Parts Clerk, Compliance Technician, Maintenance Repair Leader, WWTP

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Electrician, Real Estate Officer, Gallery Attendant & Installer, Parking Attendant, Public Relations Assistant, Traffic Technician I, Water Meter Repair Worker, Police Evidence Clerk, Electrician/Instrumentation Technician, Traffic Sign Fabricator, Art Center Registrar/Preparator, Museum Registrar, Traffic Technician II, Maintenance Repair Worker II, Surveyor, Building Inspector

EXCLUDED: City Manager, Assistant City Manager, Technology Agent, Administrative Assistant I & II to the City Manager, Secretary I & II (City Manager's Office), Clerk I (City Manager's Office), Airport Director, Administrative Secretary II, Director of Operations, Administrative Manager, Administrative Assistant-Accounting, Administrative Assistant II, Art Center Director, Auditorium Manager, Auditorium Technical Director, City Clerk, Secretarial Pool Secretary II, Personnel Director, Human Resources Director, Equal Opportunity Officer, Communications and Public Engagement Specialist, Administrative Assistant I, Secretary I (Personnel Department), Human Resources Specialist, Clerk Steno III (Personnel Department), City Engineer, Assistant City Engineer, Health Director, Housing Inspector III, Director of Nursing, Building Inspection Director, Building Inspection Supervisor, Attorney II, Library Director, Museum Director, The Personal Secretary to the following Department Heads: Airport, Auditorium, Building Inspection, City Clerk, Engineering, Finance, Fire, Health, Human Rights, Parks and Recreation, Planning, Police, Public Service, Traffic Engineering, Urban Renewal, Utilities, Planning Director, Senior Planner, Traffic Engineer, Sr. Traffic Design Engineer, Utilities Director, Water Office Manager, Water Plant Superintendent, Sewage Plant Superintendent, General Foreman II, Water Meter Repair Foreman, Transit Director, Human Rights Director, Finance Director, City Treasurer, Data Processing Supervisor, Purchasing Agent, Budget and Research Analyst, Foreman Duplicating Serv., Public Service Director, Sewer Superintendent, Street Superintendent, Assistant Public Service Director, Auto Equipment Superintendent, Sanitation Superintendent, General Foreman I, Automotive Shop Foreman, Director of Parks and Recreation, Golf Pro, Recreation Director, Director of Community Development, Director of Urban Renewal, Relocation Director, Relocation Supervisor, Rehabilitation Supervisor, Assistant Housing Adm., Planner II, Labor Foreman II

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(Utilities Department), Labor Foreman II (Public Service Department - Sewer Division), Labor Foreman II (Traffic Engineering Department - Sign Shop), Labor Foreman I (Traffic Engineering), Labor Foreman II (Public Service Department - Street Division), Labor Foreman II (Parks and Recreation Department), Labor Foreman II (Traffic Engineering Department), Maintenance Carpenter Foreman, Cemetery Sexton, Signal Electrician II (Traffic Engineering Department), Maintenance Mechanic III (Utilities Department), Bacteriologist II (Health Department), Chief Land Surveyor (Engineering Department), Civil Engineer II & III (Engineering Department), Assistant Art Center Director, and all other persons excluded by Iowa Code section 20.4. Any other classification that is included in other City bargaining units.

DATED at Des Moines, Iowa, this 9th day of November 2020.

PUBLIC EMPLOYMENT RELATIONS BOARD

By:  _____

Erik M. Helland, Board Member

STATE OF IOWA
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF: CITY OF SIOUX CITY, Public Employer, and AFSCME/IOWA COUNCIL 61, Certified Employee Organization/ Petitioner.)	CASE NO. 102274
<hr/>		
IN THE MATTER OF: CITY OF SIOUX CITY, Public Employer, and AFFILIATED SIOUX CITY MUNICIPAL EMPLOYEES UNION, LOCAL NO. 212, AFSCME, AFL-CIO, Certified Employee Organization/ Petitioner.)	CASE NO. 102275

AMENDMENT OF BARGAINING UNIT AND CERTIFICATION

Upon two petitions for amendment of bargaining units duly filed pursuant to Iowa Code section 20.13 and PERB rule 621—4.6(20), the parties filed with the Board stipulations of the amended bargaining units as proposed, which were tentatively approved by the Board. The petitions sought to amend the airport employees out of their current bargaining unit, represented by AFSCME/Iowa Council 61, and to amend the “mixed” bargaining unit of employees represented by Affiliated Sioux City Municipal Employees Union, Local No. 212, AFSCME, AFL-CIO (AFSCME Local 212) to include the airport employees. Therefore, the airport employees would be merged into the “mixed” bargaining unit represented by AFSCME Local 212 for purposes of collective

bargaining. A public notice of the Board's proposed decision to amend the bargaining units in accordance with the parties' stipulations was posted in conformance with PERB's rules and no objections to the proposed decision were filed.

A representative certification election was subsequently conducted among the airport employees and a majority of the valid votes were cast in favor of their representation by AFSCME Local 212. Accordingly, the Board finds that an order amending the bargaining units should be entered.

IT IS THEREFORE ORDERED that the bargaining unit of airport employees of the City of Sioux City, initially described in PERB Case Nos. 281 & 447, with subsequent changes reflected in Case Nos. 4053 and 102261, and the certification of AFSCME/Iowa Council 61 are amended to remove the airport employees from the bargaining unit so that they can be merged into the "mixed" bargaining unit of employees represented by AFSCME Local 212. In effect, this amendment leaves a bargaining unit that no longer has any employees.

IT IS FURTHER ORDERED that the "mixed" bargaining unit of employees of the City of Sioux City, initially described in PERB Case Nos. 281 & 447 and the certification of AFSCME Local 212 are amended to read as follows:

INCLUDED: Clerk I, II & III, Clerk Stenographer I, II & III, Transcriber Typist, Stores Clerk, Stores Clerk II, Communications Operator, Fire Communications Dispatcher, Claims Investigator, Property Officer, Museum Technician, Lab Helper, Lab Technician, Planning Technician, Draftsman I & II, Clerk Matron, Relocation Agent I & II, Rehabilitation Loan Officer, Rehabilitation

Technician, Duplicating Machine Operator, Key punch Operator, Computer Operator, Computer Programmer I & II, Accounting Clerk, Secretary to Art Center Director, Secretary I (Building Inspection Department) Secretary to Museum Director, Secretary to Transit Manager, Secretary I (Planning Department), Administrative Assistant I (Engineering Department), Administrative Assistant I (Utilities Department), Secretary - Clerk (Utilities Department - Water Billing), Secretary I (Utilities Department - Water Construction).

Environmental Health Inspector, Housing Inspector I & II, Engineering Aide I, II & III, Parking Meter Attendant, Building Inspector I & II, Electrical Inspector, Mechanical Inspector I & II, Plumbing Inspector, Sign Inspector I & II, Elevator Operator, Watchman, Cook, Matron, Janitor, Custodian, Auto Service, Parking Attendant, Greenskeeper, Laborer, Maintenance Worker, Auto Equipment Operator I, II & III, Meter Reader, Water Service, Water Meter Reader, Utilityman, Water Plant Operator I & II, Sewer Plant Operator I & II, Maintenance Mechanic I & II, Gardener, Parking Meter Repair I & II, Tree Trimmer I, Auto Mechanic I & II, Maintenance Repair, Airport Maintenance Electrician, Utilities Electrician, Signal Electrician I, Sign Fabricator, Refrigeration Engineer, Maintenance Repair Worker, Parking Meter Repairman II, Labor Foreman I (Traffic Engineering - Sign Shop), and Labor Foreman I (Public Service Department).

Airport Worker I, Airport Worker II, Airport Worker III, Airport Office Assistant, Airport Vehicle/Equipment Mechanic, Secretary I.

Education Coordinator, Winter Recreation Specialist, Parts Clerk, Compliance Technician, Maintenance Repair Leader, WWTP Electrician, Real Estate Officer, Gallery Attendant & Installer, Parking Attendant, Public Relations Assistant, Traffic Technician I, Water Meter Repair Worker, Police Evidence Clerk, Electrician/Instrumentation Technician, Traffic Sign Fabricator, Art Center Registrar/Preparator, Museum Registrar, Traffic Technician II, Maintenance Repair Worker II, Surveyor, Building Inspector

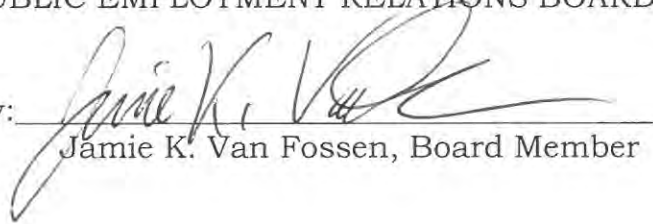
EXCLUDED: City Manager, Assistant City Manager, Technology Agent, Administrative Assistant I & II to the City Manager, Secretary I & II (City Manager's Office), Clerk I (City Manager's Office), Airport Director, Administrative Secretary II, Director of Operations, Administrative Manager, Administrative Assistant-Accounting, Administrative Assistant II, Art Center Director, Auditorium Manager, Auditorium Technical Director, City Clerk, Secretarial Pool Secretary II, Personnel Director, Human Resources Director, Equal Opportunity Officer, Communications and Public Engagement Specialist, Administrative Assistant I, Secretary I (Personnel Department), Human Resources Specialist, Clerk Steno III (Personnel Department), City Engineer, Assistant City Engineer, Health Director, Housing Inspector III, Director of Nursing, Building Inspection Director, Building Inspection Supervisor, Attorney II, Library Director, Museum Director, The Personal Secretary to the following Department Heads: Airport, Auditorium, Building Inspection, City Clerk, Engineering, Finance, Fire, Health, Human Rights, Parks and Recreation, Planning, Police, Public Service, Traffic Engineering, Urban Renewal, Utilities, Planning Director, Senior Planner, Traffic Engineer, Sr. Traffic Design Engineer, Utilities Director, Water Office Manager, Water Plant Superintendent, Sewage Plant Superintendent, General Foreman II, Water Meter Repair Foreman, Transit Director, Human Rights Director, Finance Director, City Treasurer, Data Processing Supervisor, Purchasing Agent, Budget and Research Analyst, Foreman Duplicating Serv., Public Service Director, Sewer Superintendent, Street Superintendent, Assistant Public Service Director, Auto Equipment Superintendent, Sanitation Superintendent, General Foreman I, Automotive Shop Foreman, Director of Parks and Recreation, Golf Pro, Recreation Director, Director of Community Development, Director of Urban Renewal, Relocation Director, Relocation Supervisor, Rehabilitation Supervisor, Assistant Housing Adm., Planner II, Labor Foreman II (Utilities Department), Labor Foreman II (Public Service Department - Sewer Division), Labor Foreman II (Traffic Engineering Department - Sign Shop), Labor Foreman I (Traffic Engineering), Labor Foreman II (Public Service Department - Street Division), Labor Foreman II (Parks and Recreation Department), Labor Foreman II (Traffic Engineering Department), Maintenance

Carpenter Foreman, Cemetery Sexton, Signal Electrician II (Traffic Engineering Department), Maintenance Mechanic III (Utilities Department), Bacteriologist II (Health Department), Chief Land Surveyor (Engineering Department), Civil Engineer II & III (Engineering Department), Assistant Art Center Director, and all other persons excluded by Iowa Code section 20.4. Any other classification that is included in other City bargaining units.

DATED at Des Moines, Iowa, this 21st day of February, 2019.

PUBLIC EMPLOYMENT RELATIONS BOARD

By:

A handwritten signature in black ink, appearing to read "Jamie K. Van Fossen", written over a horizontal line.

Jamie K. Van Fossen, Board Member

Electronically filed.

STATE OF IOWA
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:

CITY OF SIOUX CITY,
PUBLIC EMPLOYER

AND

AFFILIATED SIOUX CITY MUNICIPAL
EMPLOYEES UNION, LOCAL NO. 212,
AFSCME, AFL-CIO,
PETITIONER

CASE NOS. 281 & 447

ORDER OF CERTIFICATION

Now on this 28th day of December, 1976, the Board being advised that an election was conducted pursuant to Order of the Board, and that Affiliated Sioux City Municipal Employees Union, Local No. 212, AFSCME, AFL-CIO, an employee organization, received an affirmative vote of the majority of employees in the bargaining unit, and the Board having further found that the employee organization has fully complied with all regulations of the Act and the rules and regulations thereunder,

IT IS HEREBY ORDERED BY THE BOARD that Affiliated Sioux City Municipal Employees Union, Local No. 212, AFSCME, AFL-CIO, should be, and hereby is, designated and certified by this Board to be the exclusive bargaining representative for the employees of the City of Sioux City, a public employer, in the following bargaining unit:

INCLUDED: See Attachment.

EXCLUDED: See Attachment.

DONE by the Public Employment Relations Board.



JOHN R. LOIHL, BOARD MEMBER

UNIT #1

INCLUDED: Environmental Health Inspector, Housing Inspector I & II, Engineering Aide I, II & III, Parking Meter Attendant, Building Inspector I & II, Electrical Inspector, Mechanical Inspector I & II, Plumbing Inspector, Sign Inspector I & II, Elevator Operator, Watchman, Cook, Matron, Janitor, Custodian, Auto Service, Parking Attendant, Greenskeeper, Laborer, Maintenance Man, Auto Equipment Operator I, II & III, Meter Reader, Water Service, Water Meter Reader, Utilityman, Water Plant Operator I & II, Sewer Plant Operator I & II, Maintenance Mechanic I & II, Gardener, Parking Meter Repair I & II, Tree Trimmer I, Auto Mechanic I & II, Maintenance Repair, Airport Maintenance Electrician, Utilities Electrician, Signal Electrician I, Sign Fabricator, Refrigeration Engineer, Maintenance Repairman, Parking Meter Repairman II, Labor Foreman I (Traffic Engineering - Sign Shop), and Labor Foreman I (Public Service Department).

EXCLUDED: City Manager, Assistant City Manager, Technology Agent, Administrative Assistant to the City Manager I & II, Secretary I & II (City Manager's Office), Clerk I (City Manager's Office), Airport Director, Administrative Assistant II, Art Center Director, Auditorium Manager, Auditorium Technical Director, City Clerk, Secretarial Pool Secretary II, Personnel Director, Equal Opportunity Officer, Administrative Assistant I, Secretary I (Personnel Department), Clerk Steno III (Personnel Department); City Engineer, Assistant City Engineer, Health Director, Housing Inspector III, Director of Nursing, Building Inspection Director, Building Inspection Supervisor, City Attorney, Secretary II (Legal Department), Assistant City Attorney II, Library Director, Museum Director, The Personal Secretary to the following Department Heads: Airport, Auditorium, Building Inspection, City Clerk, Engineering, Finance, Fire, Health, Human Rights, Parks and Recreation, Planning, Police, Public Service, Traffic Engineering, Urban Renewal, Utilities. Planning Director, Senior Planner, Traffic Engineer, Sr. Traffic Design Engineer, Utilities Director, Water Office Manager, Water Plant Superintendent, Sewage Plant Superintendent, General Foreman II, Water Meter Repair Foreman, Transit Director, Human Rights Director, Finance Director, City Treasurer, Data Processing Supervisor, Purchasing Agent, Budget and Research Analyst, Foreman Duplicating Serv., Public Service Director, Sewer Superintendent, Street Superintendent, Assistant Public Service Director, Auto Equipment Superintendent, Sanitation Superintendent, General Foreman I, Automotive Shop Foreman, Director of Parks and Recreation, Golf Pro, Recreation Director, Director of Community Development, Director of Urban Renewal, Relocation Director, Relocation Supervisor, Rehabilitation Supervisor, Assistant Housing Adm., Planner II, Labor Foreman II (Utilities Department), Labor Foreman II (Public Service Department - Sewer Division), Labor Foreman II (Traffic Engineering Department - Sign Shop), Labor Foreman I (Traffic Engineering), Labor Foreman II (Public Service Department - Street Division), Labor Foreman II (Parks and Recreation Department), Labor Foreman II (Traffic Engineering Department), Maintenance Carpenter Foreman, Cemetery Sexton, Signal Electrician II (Traffic Engineering Department), Maintenance Mechanic III (Utilities Department), Bacteriologist II (Health Department), Chief Land Surveyor (Engineering Department), Civil Engineer II & III (Engineering Department), Assistant Art Center Director, and all other persons excluded by Section 4 of the Act.

STATE OF IOWA
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:)	
)	
SIOUX GATEWAY AIRPORT AUTHORITY,)	
predecessor to)	
CITY OF SIOUX CITY)	
Public Employer,)	CASE NO. 102261
)	
and)	
)	
AFSCME/IOWA COUNCIL 61,)	
Certified Employee Organization.)	

AMENDMENT OF CERTIFICATION

The Public Employment Relations Board filed an agency-initiated petition seeking to amend the certification of AFSCME/Iowa Council 61 to correct the error in the public employer's name to the "City of Sioux City."

AFSCME/Iowa Council 61 is the certified representative of the bargaining unit of airport employees. The bargaining unit was originally described in PERB Case Nos. 281 and 447. The unit description, employee organization, and the name of the public employer, were all amended in Case No. 4053.

The current description of the unit, as contained in Case No. 4053 provides:

INCLUDED: Maintenance worker, Maintenance Repair Worker, Custodian I, Secretary I, Laborer, Automotive Mechanic II[.]

EXCLUDED: Executive Director, Administrative Secretary II, Director of Operations, Administrative Manager, Administrative Assistant-Accounting and all other employees excluded by Section 4 of the Act.

The composition of the bargaining unit remains unchanged.

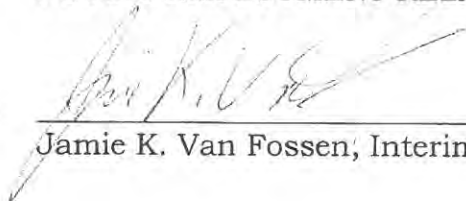
A public notice of PERB's proposed decision to grant the requested amendment was issued and posted in accordance with PERB subrule 621—4.8(5). No objections to the proposed decision were filed within the specified time.

IT IS THEREFORE ORDERED that the certification of AFSCME/Iowa Council 61 as the exclusive bargaining representative for the airport employees is hereby amended to reflect the correct name of the public employer, which is the "City of Sioux City."

DATED at Des Moines, Iowa, this 14th day of November, 2018.

PUBLIC EMPLOYMENT RELATIONS BOARD

By:



Jamie K. Van Fossen, Interim Chair

STATE OF IOWA

BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

FILED
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PUBLIC EMPLOYMENT
RELATIONS BOARD

SIOUX GATEWAY AIRPORT AUTHORITY,)
)
Public Employer,)
)
and)
)
AFSCME/IOWA COUNCIL 61,)
)
Certified Employee)
Organization.)

CASE NO. 4053

AMENDMENT OF CERTIFICATION

BE IT REMEMBERED that on the 28th day of August, 1989, a petition for amendment of certification was duly filed with the Public Employment Relations Board pursuant to section 14 of the Public Employment Relations Act and rule 4.8 of the Board's rules. Such petition sought an amendment of AFSCME's certification to reflect its representation of employees formerly within the AFSCME-represented City of Sioux City bargaining unit whose employer had changed by virtue of the creation of a new public employer, the Sioux Gateway Airport Authority. The parties have waived hearing, entered into and filed a stipulation as to the appropriate composition of the Sioux Gateway Airport Authority bargaining unit and agreed upon AFSCME's status as bargaining representative of that unit. A Public Notice of Proposed Decision granting the requested amendment having been issued and posted in accordance with PERB rule, no objections to such Proposed Decision having been received within the time for such filing as specified therein, and the Board having no objections;

ORDER

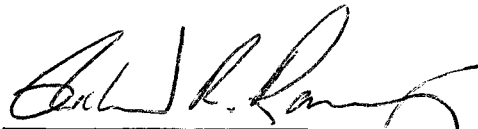
IT IS HEREBY ORDERED that AFSCME/Iowa Council 61 should be, and hereby is, designated and certified by this Board to be the exclusive bargaining representative for employees of Sioux Gateway Airport Authority, a public employer, in the following bargaining unit:

INCLUDED: Maintenance Worker, Maintenance Repair Worker, Custodian I, Secretary I, Laborer, Automotive Mechanic II

EXCLUDED: Executive Director, Administrative Secretary II, Director of Operations, Administrative Manager, Administrative Assistant-Accounting and all other employees excluded by Section 4 of the Act.

DONE by the Public Employment Relations Board this 27th day of October, 1989.

PUBLIC EMPLOYMENT RELATIONS BOARD



RICHARD R. RAMSEY, CHAIRMAN

cc: Randall S. Curtis
Danny J. Homan

AUG 07 1976 -4 30 PM

PUBLIC EMPLOYMENT RELATIONS BOARD

STATE OF IOWA
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:

CITY OF SIOUX CITY, IOWA,
PUBLIC EMPLOYER/PETITIONER
CASE NO. 281

AND

CIVIL SERVICE EMPLOYEES ASSOCIATION OF
THE CITY OF SIOUX CITY,
PETITIONER
CASE NO. 281

CASE NOS. 281 & 447

AND

AMERICAN FEDERATION OF STATE, COUNTY
AND MUNICIPAL EMPLOYEES, AFL-CIO,
PETITIONER
CASE NO. 447

RECOMMENDED DECISION AND ORDER

James A. McClimon, Hearing Officer. Upon petitions^{1/} duly filed under Sections 13 and 14 of the Public Employment Relations Act (hereinafter referred to as the Act), a hearing was held before me on November 18, 19, 20, 21 and December 2, 3 and 4, 1975. Appearing on behalf of the Employer was James L. Abshier, City Attorney. Appearing on behalf of the Civil Service Employees Association of the City of Sioux City (hereinafter referred to as the Association), was William A. Shuminsky, Attorney at Law; and appearing on behalf of the American Federation of State, County and Municipal Employees, AFL-CIO (hereinafter referred

1/ At hearing the Association, in reference to its petition, and the Employer, regarding its Unit Determination Petition in Case No. 281, moved to amend their respective petitions to include two separate bargaining units for city employees; namely, a field services and operations unit and a professional, technical and clerical unit. Additionally, AFSCME moved to amend its petition to read "field services and operations" in lieu of "blue collar". Consistent with the decision below, the motions are granted.

authority to effectively recommend the hiring and promotion of employees, the maintenance mechanic III is clearly a supervisor as defined by Section 4.2 of the Public Employment Relations Act.

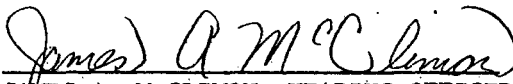
The Appropriate Units

The parties herein seek to establish two units: a professional, technical and clerical unit; and a field services and operations unit. At hearing, however, the parties did not present any evidence regarding the professional or non-professional status of the positions in the former unit. Section 13.4 of the Act requires that a majority of both the professional and non-professional employees must agree to be placed in the same unit. Therefore, I am required to describe the professional, technical and clerical unit in terms of professional and non-professional positions. To that end I issue the following

ORDER

The parties in the above entitled matter are hereby ordered to submit to the undersigned within 20 days a stipulation stating the professional or non-professional status of the positions in the proposed professional, technical and clerical unit. If the parties are unable to agree to a stipulation I will define the field services and operations unit, order an election therein, and set a date for a hearing to determine the professional status of the positions in question.

DATED at Des Moines, Iowa this 7th day of August, 1976.


JAMES A. McCLIMON, HEARING OFFICER