

STATE OF IOWA
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:)	
)	
CITY OF LAKE VIEW,)	
Public Employer/Petitioner,)	
)	CASE NO. 102730
and)	
)	
AFSCME IOWA COUNCIL 61,)	
Certified Employee Organization.)	

AMENDMENT OF BARGAINING UNIT

Upon a petition of amendment of a bargaining unit duly filed pursuant to Iowa Code section 20.13 and PERB rule 621-4.6, the parties filed with the Board a stipulation of bargaining unit as amended, which was tentatively approved by the Board. A public notice of the Board's proposed decision to amend the bargaining unit in accordance with the parties' stipulation was posted in conformance with PERB's rules, and no objections to the proposed decision were filed.

IT IS THEREFORE ORDERED that the bargaining unit of employees of the City of Lake View, initially determined in Case No. 4307, and the certification of AFSCME Iowa Council 61, is amended to read as follows:

- INCLUDED: All full time and regular part time city employees of the City of Lake View, Iowa, including the Police, Public Works and Electrical Utility departments.
- EXCLUDED: Chief of Police, Assistant Police Chief, Public Works Director, Electric Department Superintendent, Assistant Utilities Superintendent, Camp Crescent Manager, the Mayor, City Administrator, City Clerk, Assistant City Clerk and all other excluded by Iowa Code section 20.4.

DATED at Des Moines, Iowa, this 14th day of October, 2022.

PUBLIC EMPLOYMENT RELATIONS BOARD

By: 
Erik M. Helland, Member

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.

IF THE EMPLOYER CUSTOMARILY DISTRIBUTES INFORMATION TO EMPLOYEES BY ADDITIONAL MEANS, SUCH AS BY E-MAIL OR HARD COPY, THE EMPLOYER SHALL PROMPTLY DISTRIBUTE THIS ORDER TO THE AFFECTED EMPLOYEES THROUGH THOSE MEANS AS WELL.

STATE OF IOWA
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:)	
)	
City of Lake View,)	
Public Employer,)	BU-0807
)	
and)	
)	
AFSCME Iowa Council 61 (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 Iowa Council 61 (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.

IT IS THEREFORE ORDERED that AFSCME Iowa Council 61 (Mixed) is hereby recertified as the exclusive bargaining representative of the following bargaining unit of employees of City of Lake View:

INCLUDED: All full time and regular part time city employees of the City of Lake View, Iowa, including the Police, Public Works and Electrical Utility departments.

EXCLUDED: Chief of Police, Public Works Director, Electric Department Superintendent, Camp Crescent Manager, the Mayor, City Clerk, Assistant City Clerk and all other excluded by the Act.

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

PUBLIC EMPLOYMENT RELATIONS BOARD

By:  _____

Erik M. Helland, Board Member

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

IF THE EMPLOYER CUSTOMARILY DISTRIBUTES INFORMATION TO EMPLOYEES BY ADDITIONAL MEANS, SUCH AS BY E-MAIL OR HARD COPY, THE EMPLOYER SHALL PROMPTLY DISTRIBUTE THIS ORDER TO THE AFFECTED EMPLOYEES THROUGH THOSE MEANS AS WELL.

STATE OF IOWA
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:)	
)	
City of Lake View,)	
Public Employer,)	BU-0807
)	
and)	
)	
AFSCME Iowa Council 61 (Mixed),)	
Certified Employee Organization.)	

ORDER OF RECERTIFICATION

The Public Employment Relations Board filed a Notice of Intent to Conduct a Retention and Recertification Election on August 22, 2017 in which it directed the Employer to e-mail a voter eligibility list to the agency within seven days. The voter eligibility list was due on August 29, and PERB received that list from the Employer on August 30. The Employer failed to e-mail that list in a timely manner pursuant to PERB rules 5.2(2), 5.6(2), and 5.6(4). Being so advised, the Board finds that pursuant to PERB subrule 5.6(4)(b), AFSCME Iowa Council 61 (Mixed) should continue as the exclusive bargaining representative for the bargaining unit described below and an order of recertification should be issued.

IT IS THEREFORE ORDERED that AFSCME Iowa Council 61 (Mixed) is hereby recertified as the exclusive bargaining representative of the following bargaining unit of employees of the City of Lake View:

INCLUDED: All full time and regular part time city employees of the City of Lake View, Iowa, including the Police, Public Works and Electrical Utility departments.

EXCLUDED: Chief of Police, Public Works Director, Electric Department Superintendent, Camp Crescent Manager, the Mayor, City Clerk, Assistant City Clerk and all other excluded by the Act.

DATED this 11th day of September, 2017.

PUBLIC EMPLOYMENT RELATIONS BOARD

By: 

Michael G. Cormack, Chair

STATE OF IOWA

BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

FILED
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PUBLIC EMPLOYMENT
RELATIONS BOARD

CITY OF LAKE VIEW,)
Public Employer,)
and)
AFSCME/IOWA COUNCIL 61,)
Petitioner.)

CASE NO. 4307

ORDER OF CERTIFICATION

The Public Employment Relations Board [Board or PERB] has been advised that an election was conducted pursuant to Order of the Board; that a majority of the ballots were cast for AFSCME/Iowa Council 61, an employee organization; that no objections to the election have been filed, and that said employee organization has complied with all requirements of the Public Employment Relations Act, Chapter 20, Iowa Code (1989) and the Rules thereunder:

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 the City of Lake View, a public employer, in the following bargaining unit:

INCLUDED: All full time and regular part time city employees of the City of Lake View, Iowa, including the Police, Public Works and Electrical Utility departments.

EXCLUDED: Chief of Police, Public Works Director, Electric Department Superintendent, Camp Crescent Manager, the Mayor, City Clerk, Assistant City Clerk and all other excluded by the Act.

DATED at Des Moines, Iowa this 22nd day of January, 1991.

PUBLIC EMPLOYMENT RELATIONS BOARD


RICHARD R. RAMSEY, CHAIRMAN

cc: Mayor Holdcroft
Dan Homan
D.R. Franck