

STATE OF IOWA
BEFORE THE PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF:)	
SHELDON COMMUNITY SCHOOL DISTRICT,)	
Public Employer,)	
)	CASE NO. 102370
and)	
)	ORDER OF CERTIFICATION
SHELDON EDUCATION ASSOCIATION,)	
Employee Organization/Petitioner.)	

Upon a petition duly filed in accordance with Iowa Code section 20.14 and PERB rule, a representative certification election was conducted herein under the direction and supervision of the Board. The Board, having subsequently reviewed the file and being fully advised in the premises, finds that a majority of the eligible voters cast a vote in favor of the affected bargaining unit's representation by the Sheldon Education Association, that no objections to the election were filed as provided for in Iowa Code section 20.15(4), and that the employee organization has complied with the relevant requirements of Iowa Code section 20.25.

IT IS THEREFORE ORDERED that the Sheldon Education Association is hereby designated and certified as the exclusive bargaining representative of the following bargaining unit of employees of the Sheldon Community School District:

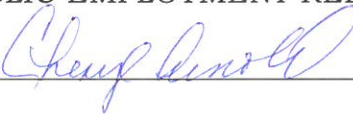
INCLUDED: All full-time and regular part-time professional personnel including: classroom teacher, guidance counselor, librarian, school nurse, departmentalized teachers, educable mentally retarded teacher, Title I special reading teacher, vocational agriculture, vocational homemaking teacher, trainable mentally retarded teacher, multi-categorical resource teacher.

EXCLUDED: Superintendent, assistant superintendent, director of elementary education, principals, assistant principals, activities director, teacher aides, teacher associates, substitute teachers, intern teachers, non-certified personnel, all other employees of the District, supervisory and confidential as defined by the Act, and all other persons excluded by section 4 of the Act.

DATED at Des Moines, Iowa, this 26th day of November, 2019.

PUBLIC EMPLOYMENT RELATIONS BOARD

By: _____



Cheryl K. Arnold, Chairperson

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

BU-0533

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:

SHELDON COMMUNITY SCHOOL
DISTRICT,
Public Employer,

and

SHELDON EDUCATION ASSOCIATION,
Certified Employee Organization.

BU-0533

REVOCATION OF CERTIFICATION

BE IT REMEMBERED that the Public Employment Relations Board (PERB
or Board) previously certified Sheldon Education Association as the exclusive
bargaining representative for the following bargaining unit of Sheldon
Community School District employees described in PERB Case No. 621:

INCLUDED: All full-time and regular part-time professional
personnel including: classroom teacher, guidance
counselor, librarian, school nurse, departmentalized
teachers, educable mentally retarded teacher, Title I
special reading teacher, vocational agriculture,
vocational homemaking teacher, trainable mentally
retarded teacher, multi-categorical resource teacher.

EXCLUDED: Superintendent, assistant superintendent, director of
elementary education, principals, assistant principals,
activities director, teacher aides, teacher associates,
substitute teachers, intern teachers, non-certified
personnel, all other employees of the District,
supervisory and confidential as defined by the Act, and
all other persons excluded by section 4 of the Act.

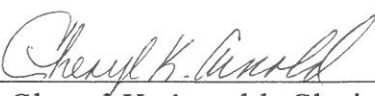
Iowa Code section 20.15(2) requires the agency to conduct a retention and recertification election for certified employee organizations that are parties to expiring collective bargaining agreements with public employers. The election must be conducted prior to the expiration of the agreement. Iowa Code section 20.6(7) and PERB rules provide that each certified employee organization is responsible for the advance payment of fees to cover the cost of such elections. Iowa Code section 20.25 further provides that PERB may revoke the certifications of employee organizations that fail to comply with Iowa Code chapter 20.

The collective bargaining agreement between the parties is due to expire June 30, 2020. PERB filed a Notice of Intent to Conduct a Retention and Recertification Election on August 26, 2019. Pursuant to PERB rule, the certified employee organization was required to pay the applicable fee by September 16, 2019. PERB records indicate that the certified employee organization has failed to pay the applicable election fee pursuant to PERB subrules 621—15.1(1) and 15.5(5).

IT IS THEREFORE ORDERED that the certification of Sheldon Education Association as the exclusive bargaining representative for the bargaining unit of Sheldon Community School District employees is hereby REVOKED pursuant to Iowa Code section 20.25(6).

DATED at Des Moines, Iowa, this 24th day of September, 2019.

PUBLIC EMPLOYMENT RELATIONS BOARD

By: 
Cheryl K. Arnold, Chairperson

Original filed EDMS

No objections to the election were filed as provided for in Iowa Code section 20.15(4) and PERB rule 621—5.4, and no postelection challenges were filed pursuant to PERB subrule 621—5.2(1)(b)(2) and PERB rule 621—5.6(8). Therefore, the Board finds that an order of recertification should be issued.

IT IS THEREFORE ORDERED that Sheldon Education Association is hereby recertified as the exclusive bargaining representative of the following bargaining unit of employees of Sheldon Community School District:

INCLUDED: All full-time and regular part-time professional personnel including: classroom teacher, guidance counselor, librarian, school nurse, departmentalized teachers, educable mentally retarded teacher, Title I special reading teacher, vocational agriculture, vocational homemaking teacher, trainable mentally retarded teacher, multi-categorical resource teacher.

EXCLUDED: Superintendent, assistant superintendent, director of elementary education, principals, assistant principals, activities director, teacher aides, teacher associates, substitute teachers, intern teachers, non-certified personnel, all other employees of the District, supervisory and confidential as defined by the Act, and all other persons excluded by section 4 of the Act.

DATED at Des Moines, Iowa, this 13th day of November, 2018.

PUBLIC EMPLOYMENT RELATIONS BOARD

By: 

Jamie Van Fossen, Interim Chair

PERB
BU-0533

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:

Sheldon Community School District,
Public Employer,

and

Sheldon Education Association,
Certified Employee Organization.

BU-0533

ORDER OF RECERTIFICATION

Following the filing of an order directing an election, a retention and recertification election pursuant to Iowa Code section 20.15(2) was conducted under the supervision of the Board. 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 Sheldon Education Association as the exclusive bargaining representative of the bargaining unit described below.

No objections to the election having been filed as provided for in Iowa Code section 20.15(4) and PERB rule 621–5.4, the Board finds that an order of recertification should be issued.

IT IS THEREFORE ORDERED that Sheldon Education Association is hereby recertified as the exclusive bargaining representative of the following bargaining unit of employees of Sheldon Community School District:

INCLUDED: All full-time and regular part-time professional personnel including: classroom teacher, guidance counselor, librarian, school nurse, departmentalized teachers, educable mentally retarded teacher, Title I special reading teacher, vocational agriculture, vocational homemaking teacher, trainable mentally retarded teacher, multi-categorical resource teacher.

EXCLUDED: Superintendent, assistant superintendent, director of elementary education, principals, assistant principals, activities director, teacher aides, teacher associates, substitute teachers, intern teachers, non-certified personnel, all other employees of the District, supervisory and confidential as defined by the Act, and all other persons excluded by section 4 of the Act.

DATED at Des Moines, Iowa, this 7th day of November, 2017.

PUBLIC EMPLOYMENT RELATIONS BOARD

By: Michael G. Cormack

Michael G. Cormack, Chair

STATE OF IOWA
PUBLIC EMPLOYMENT RELATIONS BOARD

IN THE MATTER OF-

SHELDON COMMUNITY SCHOOL DISTRICT,
PUBLIC EMPLOYER

AND

SHELDON EDUCATION ASSOCIATION,
PETITIONER

CASE NO 621

ORDER OF CERTIFICATION

NOW on this 3rd day of May, 1976, the Board being advised that an election was conducted pursuant to Order of the Board, and that Sheldon Education Association, 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 Sheldon Education Association, should be, and hereby is, designated and certified by this Board to be the exclusive bargaining representative for the employees of Sheldon Community School District, a public employer, in the following bargaining unit

INCLUDED: All full-time and regular part-time professional personnel including. classroom teacher, guidance counselor, librarian, school nurse, departmentalized teacher, educable mentally retarded teacher, Title I special reading teacher, vocational agriculture, vocational homemaking teacher, trainable mentally retarded teacher, multi-categorical resource teacher.

EXCLUDED Superintendent, assistant superintendent, director of elementary education, principals, assistant principals, activities director, teacher aides, teacher associates, substitute teachers, intern teachers, non-certified personnel, all other employees of the District, supervisory and confidential as defined by the Act, and all other persons excluded by Section 4 of the Act

DONE by the Public Employment Relations Board


JOHN R. LOEHL, MEMBER