

VERMONT LABOR RELATIONS BOARD

MILTON HIGHWAY DEPARTMENT	)	
EMPLOYEES	)	
	)	DOCKET NO. 86-25
and	)	
	)	
LOCAL 2413, AMERICAN FEDERATION	)	
OF STATE, COUNTY AND MUNICIPAL	)	
EMPLOYEES, AFL-CIO	)	
	)	
and	)	
	)	
TOWN OF MILTON	)	

ORDER

On April 11, 1986, Howard Beaupre, Sr. ("Petitioner") filed a petition with the Vermont Labor Relations Board alleging that the currently-certified bargaining agent, Local 2413 of the American Federation of State, County and Municipal Employees, AFL-CIO ("Union") was no longer supported by at least 51 percent of employees in a bargaining unit consisting of employees of the Town of Milton Highway Department ("Employer"). The petition was supported by decertification cards signed by not less than 30 percent of the employees in the proposed unit. The Union was certified as bargaining representative of "all employees of the Town of Milton Highway Department, excluding the Road Supervisor" on September 16, 1982, as the result of a September 8, 1982, election conducted by the Board (#82-42, AFSCME and Town of Milton).

The parties agreed the composition of the bargaining unit was the same as when the Union was certified in 1982. There is a collective bargaining agreement in effect between the Union and Employer which

expires June 30, 1986. The Board considered the decertification petition timely filed since it was filed within the period 90 to 60 days prior to the agreement's expiration date. The Board informed the parties that if AFSCME was decertified as bargaining representative as a result of the election, the decertification would be effective upon the expiration of the current bargaining agreement on June 30, 1986.

Timothy Noonan, Board Executive Director, conducted a decertification election on May 27, 1986, in the office in the Milton Highway Department garage. Town Manager V. Michael Duffy observed the election for the Town. Howard Beaupre, the Petitioner, also observed the election. The Union had no observer. The results of the election were:

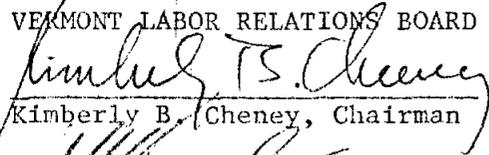
Local 2413, American Federation of State, County and Municipal Employees, AFL-CIO	1
No Union	5

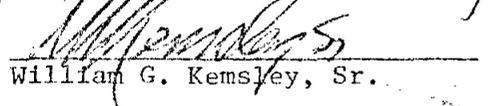
As a result of the election, it is hereby ORDERED:

Local 2413, American Federation of State, County and Municipal Employees, AFL-CIO is DECERTIFIED as the collective bargaining representative of all employees of the Town of Milton Highway Department, excluding the Road Supervisor, effective upon expiration of the collective bargaining agreement between the Union and the Employer on June 30, 1986.

Dated this 11<sup>th</sup> day of June, 1986, at Montpelier, Vermont.

VERMONT LABOR RELATIONS BOARD

  
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Kimberly B. Cheney, Chairman

  
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William G. Kemsley, Sr.