

VERMONT LABOR RELATIONS BOARD

VERMONT AFSCME COUNCIL)	
93, LOCAL 1201, AFL-CIO)	
)	
and)	DOCKET NO. 96-15
)	
TOWN OF WEST RUTLAND)	
)	

ORDER OF NONCERTIFICATION

On March 25, 1996, Vermont AFSCME Council 93, Local 1201, AFL-CIO ("Union") filed a Petition for Election of Collective Bargaining Representative to represent for exclusive bargaining purposes all Town employees, excluding the Highway Superintendent, employed by the Town of West Rutland ("Employer").

On April 11, 1996, the Employer raised questions of unit determination, contending that the Administrative Bookkeeper/Secretary and Chief Operator of the Waste Water Treatment Plant are confidential and supervisory employees, respectively, and, thus, should be excluded from the proposed bargaining unit. The Employer later withdrew its objections and agreed to the conducting of a consent election. On May 21, 1996, the Union and the Employer agreed to redefine the bargaining unit to consist of the Road Foreman, Drivers, Chief Operator of the Waste Water Treatment Plant, Assistant Chief Operator of the Waste Water Treatment Plant, and Secretary/Bookkeeper employed by the Town of West Rutland.

On June 4, 1996, Linda McIntire, Legal Assistant/Election Officer for the Vermont Labor Relations Board, conducted an election in the Town Hall conference room, West Rutland, Vermont. Select Board Chair Nicola Notte observed for the

Employer; AFSCME Coordinator George Lovell observed for the Union. All six eligible employees voted. Employees were asked if they wished to be represented for exclusive bargaining purposes by Vermont AFSCME Council 93, Local 1201, AFL-CIO. The results of the election were:

Yes 2

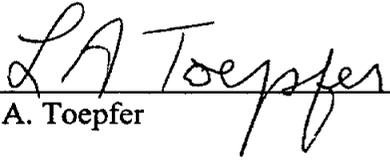
No 3

Spoiled Ballot 1

As a result of this election, it is hereby ORDERED that Vermont AFSCME Council 93, Local 1201, AFL-CIO is NOT CERTIFIED as the exclusive bargaining representative of the Road Foreman, Drivers, Chief Operator of the Waste Water Treatment Plant, Assistant Chief Operator of the Waste Water Treatment Plant, and Secretary/Bookkeeper employed by the Town of West Rutland.

Dated this 19th day of June, 1996, at Montpelier, Vermont.

VERMONT LABOR RELATIONS BOARD



Louis A. Toepfer



Leslie G. Seaver



Richard W. Park