

VERMONT LABOR RELATIONS BOARD

GREEN MOUNTAIN-NEA (ESP UNIT)/)
VERMONT-NEA/NEA)
)
and)
)
JERICHO ELEMENTARY SCHOOL)
BOARD)

DOCKET NO. 04-33

ORDER OF CERTIFICATION

On August 17, 2004, the Green Mountain-NEA (ESP Unit)/Vermont-NEA/NEA (“Association”) filed a Petition for Election of Collective Bargaining Representative seeking to represent all paraeducators, secretaries, computer consultants, computer coordinators and custodians employed by the Jericho Elementary School Board (“Employer”). On September 2, 2004, the Employer filed a response to the petition, raising unit determination questions. The parties informally resolved issues in dispute except the bargaining unit status of the Secretary to the Jericho Elementary School Principal. The Employer contended that the secretary should be excluded from the bargaining unit as a confidential and/or supervisory employee.

Subsequent to conducting a hearing on this issue, the Labor Relations Board issued Findings of Fact, Opinion and Order on December 16, 2004. The Board concluded that the secretary to the Jericho Elementary School principal is not a confidential or supervisory employee and is eligible to be included in the bargaining unit. The Board ordered that a representation election be conducted among all paraeducators, secretaries, computer consultants, computer coordinators and custodians employed by the Employer to determine whether they wish to be represented by the Association. 27 VLRB 265.

On January 19, 2005, Labor Relations Board Clerk Janet Burrus conducted an election in the conference room at Jericho Elementary School. Employees were asked if they wished to be represented for exclusive bargaining purposes by the Green Mountain-NEA (ESP Unit)/Vermont-NEA/NEA. There were no observers present for the election. Nine of twelve eligible employees voted. The results of the election were:

Yes 6

No 3

As a result of this election, it is ordered that the Green Mountain-NEA (ESP Unit)/Vermont-NEA/NEA is certified as the exclusive bargaining representative of all paraeducators, secretaries, computer consultants, computer coordinators and custodians employed by the Jericho Elementary School Board.

Dated this 7th day of February, 2005, at Montpelier, Vermont.

VERMONT LABOR RELATIONS BOARD

By: /s/ Edward R. Zuccaro
Edward R. Zuccaro, Chairperson