

VERMONT LABOR RELATIONS BOARD

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| AFSCME LOCAL 1201, COUNCIL 93, |) | |
| AFL-CIO |) | |
| |) | |
| and |) | DOCKET NO. 09-08 |
| |) | |
| RUTLAND CITY BOARD OF SCHOOL |) | |
| COMMISSIONERS |) | |

ORDER OF CERTIFICATION

Whereas, AFSCME Local 1201, Council 93, AFL-CIO (“Union”) filed a Petition for Election of Collective Bargaining Representative on April 6, 2009, to add all bus aides of the Rutland City Board of School Commissioners (“Employer”) to the existing bargaining unit of custodians, maintenance workers and bus drivers represented by the Union; and

Whereas, the Employer recognizes the Union as the exclusive bargaining representative of the existing bargaining unit of all employees in the positions of Facility Worker III-Maintenance, Facility Worker II-Maintenance, Facility Worker II-Head Custodian, Facility Worker II-Head Driver, Facility Worker I-Maintenance, Facility Worker I Custodian, and Facility Worker I Driver; and

Whereas, the Employer has agreed to voluntarily recognize the Union as the exclusive bargaining representative of the Bus Aides who work on the regular bus runs and the Tapestry bus runs, and has agreed that the following standards set forth in 21 V.S.A. §1723 have been met: 1) the Union has demonstrated the support of the majority of the Bus Aides it seeks to add to the bargaining unit and represent; 2) no rival employee organization seeks to represent the Bus Aides and the employees in the existing bargaining unit; and 3) it is appropriate to add the Bus Aides to the existing bargaining unit; and

Whereas, the Union agrees that the current collective bargaining agreement covering the existing bargaining unit does not apply to the Bus Aides; and

Whereas, the Union and the Employer agree that they shall enter into negotiations in good faith with respect to the Bus Aides; and

Whereas, the Employer and the Union request that the Labor Relations Board: 1) certify the Union as the exclusive bargaining representative of the employees in the existing bargaining unit, and 2) order that the Bus Aides be added to the existing bargaining unit so that the parties can enter into negotiations in good faith with respect to the Bus Aides:

Therefore, it is ordered: 1) AFSCME Local 1201, Council 93, AFL-CIO is certified as the exclusive bargaining representative of the existing bargaining unit of all employees of the Rutland City Board of School Commissioners in the positions of Facility Worker III-Maintenance, Facility Worker II-Maintenance, Facility Worker II-Head Custodian, Facility Worker II-Head Driver, Facility Worker I-Maintenance, Facility Worker I Custodian, and Facility Worker I Driver; 2) AFSCME Local 1201, Council 93, AFL-CIO, is certified as the exclusive bargaining representative of the Bus Aides who work on the regular bus runs and the Tapestry bus runs, and these employees are added to the existing bargaining unit of employees represented by the Union; and 3) the Rutland City Board of School Commissioners and AFSCME Local 1201, Council 93, AFL-CIO shall enter into negotiations in good faith with respect to the Bus Aides.

Dated this 8th day of February, 2010, at Montpelier, Vermont.

VERMONT LABOR RELATIONS BOARD

Edward R. Zuccaro, Chairperson

Richard W. Park

Leonard J. Berliner

James C. Kiehle

Gary W. Karnedy