

VERMONT LABOR RELATIONS BOARD

PACE INTERNATIONAL )  
UNION )

and )

TOWN OF PITTSFORD )

DOCKET NO. 00-62

ORDER OF CERTIFICATION

On September 12, 2000, PACE International Union ("Union") filed a Petition for Election of Collective Bargaining Representative to represent the highway workers and the highway department foreman, the water department superintendent, the recreation director, the town constable, the assistant clerk/treasurer, the assistant to the town manager, and the assistant to listers employed by the Town of Pittsford ("Town").

On September 29, 2000, the Town filed a response to the petition. The Town objected to the inclusion of the highway department foreman, recreation director and town constable in the proposed bargaining unit on the grounds that they are supervisory employees. The Town objected to the inclusion of the assistant to the town manager on the basis that she is a confidential employee. The Town subsequently withdrew its objection to the inclusion of the assistant to the town manager in the bargaining unit, and the Union agreed to the exclusion of the highway department foreman from the bargaining unit as a supervisory employee.

The Board held a hearing on whether the recreation director and constable are supervisory employees on November 30, 2000, in the Board hearing room in Montpelier before Labor Relations Board Members Richard Park, Acting Chairperson; John Zampieri and Edward Zuccaro. The Board issued Findings of Fact, Opinion and Order on December 22, 2000. 23 VLRB 347. Therein, the Board determined that the recreation

director and constable are supervisory employees, and thus are ineligible to be included in a bargaining unit represented by the Union.

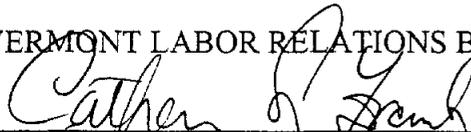
On January 16, 2001, Labor Relations Board Executive Director Timothy Noonan conducted an election in the Mary Craham Conference Room in Pittsford Municipal Offices. Kathleen Bixby observed for the Union. The Town had no observer during balloting; Town Manager James O’Gorman observed the counting of ballots. All seven eligible employees voted. Employees were asked if they wished to be represented for exclusive bargaining purposes by PACE International Union. The results of the election were:

Yes	7
No	0

As a result of this election, it is hereby ordered that PACE International Union is certified as the exclusive bargaining representative of the water department superintendent, the assistant clerk/treasurer, the assistant to the town manager, the assistant to listers, and the highway workers (excluding the highway department foreman) employed by the Town of Pittsford.

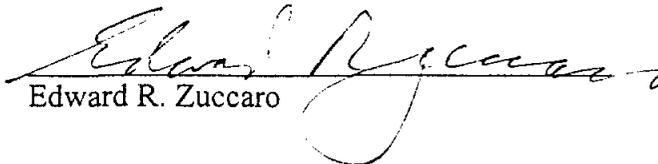
Dated this 31st day of January, 2001, at Montpelier, Vermont.

VERMONT LABOR RELATIONS BOARD

  
Catherine L. Frank, Chairperson

  
Carroll P. Comstock

  
Richard W. Park

  
Edward R. Zuccaro