

GOVERNMENT OF THE DISTRICT OF COLUMBIA
PUBLIC EMPLOYEE RELATIONS BOARD

In the Matter of:)	
International Brotherhood of Teamsters,)	
Chauffers, Warehousemen and Helpers of)	
America, Local 639,)	
)	
Petitioner,)	
)	
and)	PERB Case No. 87-R-08
)	Opinion No. 171
)	(As Amended 1/29/88)
District of Columbia)	
Board of Education,)	
)	
Agency.)	

DECISION AND ORDER

On June 24, 1987, the International Brotherhood of Teamsters, Chauffers, Warehousemen and Helpers of America (Teamsters), Local 639 filed a "Recognition Petition" with the District of Columbia Public Employee Relations Board (Board) seeking the exclusive right to represent employees located at the Penn Center and employed by the District of Columbia Board of Education (DCBE). On June 26, 1987, the Teamsters filed an "Amendment to the Recognition Petition" requesting that certain positions be excluded from the proposed unit. The following unit is proposed by the Teamsters in accordance with the original and amended petitions:

"Carpenter Leaders, Cement Finishers, Electricians, and Electrician Leaders, Electronic Workers and Electronic Worker Leaders, General Maintenance Repairmen and General Maintenance Repair Leaders, General Equipment Repairmen, General Maintenance Workers, Locksmith Leaders, Maintenance Workers and Maintenance Worker Helpers, Masons, Painters Painter Helpers and Painter Leaders and Plasterers, Plumber Leaders, Pipefitters, Sheet Metal Mechanics, Welders, Welder Workers and Welder Leaders, Asbestos Workers and Roofers, who work at the Penn Center. Excluded from the unit shall be management officials, supervisors, confidential employees, employees engaged in personnel work other than a purely clerical capacity, and employees engaged in administering the provisions of Title 17 of the Comprehensive Merit Personnel Act of 1978, and any other individuals required to be excluded by statute.

The Petition was properly accompanied by a showing of interest setting the requirements of Section 101.2 of the Interim Rules of the Board.

Notices concerning the Petition were posted on July 6, 1987. There were no objections or requests to intervene in response to the Notice. Pursuant to Board Rule 101.4, DCBE filed comments in response to the Petition, wherein it stated that although it does not oppose the Petition, the proposed unit should more appropriately be included in an existing unit represented by a different local of the Petitioner. DCBE subsequently withdrew its request for the consolidation of these units.

After concluding its investigation and reviewing the entire record, the Board determines that the following unit set forth hereinbelow is the appropriate unit for collective bargaining and accordingly, an election is authorized to determine the will of the eligible employees at the District of Columbia Board of Education:

"All general maintenance repair workers, general maintenance repair leaders, roofers/sheet metal mechanics, carpenter leaders, cement finishers, maintenance workers helpers, masons, painters, painter helpers and leaders, plasterer leaders and plasterers, plumber leaders, pipefitters, sheet metal mechanics, welders, welder workers and leaders, electronic workers and leaders, locksmith leaders, window shade mechanics, pest controllers and leaders, gardener leaders, general equipment repair workers, excluding all management officials, supervisors, confidential employees, employees engaged in personnel work in other than purely clerical capacities, and employees engaged in administering the provisions of Title XVII of the Comprehensive Merit Personnel Act of 1978."

O R D E R

IT IS ORDERED THAT:

An election is authorized pursuant to Section 102 of the Interim Rules of the Board to determine whether these employees wish to be represented by the Teamsters or not, for purposes of collective bargaining.

BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD
January 29, 1988

1/ DCBE also noted that the electricians and electrician leaders are already included in an existing unit (PERB Case No. 85-R-09, Certification No. 36) and therefore cannot be a part of this proceeding. The correct titles for the following positions were provided by DCBE: general maintenance workers and roofers/sheet metal mechanics.

✓ DCBE noted, and the Teamsters did not object, that several employees of the identical or similar job classifications are not located at the Penn Center but should properly be included in the proposed unit.

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PUBLIC EMPLOYEE RELATIONS BOARD

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The Petition was properly accompanied by a showing of interest meeting the requirements of Section 101.2 of the Interim Rules of the Board.

Notices concerning the Petition were posted on July 6, 1987. There were no objections or requests to intervene in response to the Notice. Pursuant to Board Rule 101.4, DCBE filed comments in response to the Petition, wherein it stated that although it does not oppose the Petition, the proposed unit should more appropriately be included in an existing unit represented by a different local of the Petitioner. ^{1/} DCBE subsequently withdrew its request for the consolidation of these units.

After concluding its investigation and reviewing the entire record, the Board determines that the following unit set forth hereinbelow is the appropriate unit for collective bargaining and accordingly, an election is authorized to determine the will of the eligible employees at the District of Columbia Board of Education:

"All general maintenance repair workers, roofers/sheet metal mechanics, carpenter leaders, cement finishers, maintenance workers helpers, masons, painters, painter helpers and leaders, plasterer leaders and plasterers, plumber leaders, pipefitters, sheet metal mechanics, welders, welder workers and leaders, electronic workers and leaders, locksmith leaders, window shade mechanics, pest controllers and leaders, gardener leaders, motor vehicle operators, general equipment repair workers, excluding all management officials, supervisors, confidential employees, employees engaged in personnel work in other than purely clerical capacities, and employees engaged in administering the provisions of Title XVII of the Comprehensive Merit Personnel Act of 1978." ^{2/}

O R D E R

IT IS ORDERED THAT:

An election is authorized pursuant to Section 102 of the Interim Rules of the Board to determine whether these employees wish to be represented by the Teamsters or not, for purposes of collective bargaining.

BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD
October 23, 1987

^{1/} DCBE also noted that the electricians and electrician leaders are already included in an existing unit (PERB Case No. 85-R-09, Certification No. 36) and therefore cannot be a part of this proceeding. The correct titles for the following positions were provided by DCBE: general maintenance workers and roofers/sheet metal mechanics.

^{2/} DCBE noted, and the Teamsters did not object, that several employees of the identical or similar job classifications are not located at the Penn Center but should properly be included in the proposed unit.