



STATE OF WASHINGTON
PUBLIC EMPLOYMENT RELATIONS COMMISSION

CATHLEEN CALLAHAN, Executive Director

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MINUTES

November 14, 2006

The regular meeting of the Public Employment Relations Commission was held at 10:00 a.m. in the Hearing Room at the Commission's Olympia office, 112 Henry Street NE, Suite 300, Olympia, Washington. Those present and participating were:

Marilyn Glenn Sayan, Chairperson
Pamela G. Bradburn, Commissioner
Douglas G. Mooney, Commissioner
Cathleen Callahan, Executive Director
Majel C. Boudia, Confidential Secretary
Dario de la Rosa, Assistant to the Commission
Mark S. Downing, Compliance Officer

Also present and participating:

John Dryer, OFM Labor Relations Office
John Thompson, IUOE, Local 286
Terry Roberts, IUOE, Local 286
Chris Elwell, Building and Construction Trades Council
Stephen Buckley, Building and Construction Trades Council
Don Means, Seattle Housing Authority

Chairperson Sayan introduced the Commission and staff to the audience.

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held on September 12, 2006, were approved as submitted at this meeting.

MOTION FOR TEMPORARY RELIEF

Seattle Housing Authority, Case 20683-U-06-5270. Unfair Labor Practice Manager Mark Downing introduced the representatives involved in the motion for temporary relief, and reviewed the case. Chairperson Sayan noted that the motion was filed on October 4, 2006, and the Commission has reviewed the matter. Comments were



received from Terry Roberts, on behalf of the International Union of Operating Engineers, Local 286; Stephen Buckley, on behalf of the Seattle/King County Building and Construction Trades Council; and Don Means, on behalf of the Seattle Housing Authority. Rebuttal comments were also received. Following a short caucus, Commissioner Pamela Bradburn moved to deny the motion for temporary relief filed by IUOE, Local 286, in large part because Local 286 had failed to establish irreparable harm. The motion was seconded, and passed unanimously. Chairperson Sayan announced that an order will be issued to the parties. Mr. Buckley thanked the Commission for allowing him to participate via telephone.

REPORT OF THE EXECUTIVE DIRECTOR

Chairperson Sayan welcomed Executive Director Cathleen Callahan to the Commission. Ms. Callahan thanked the Commission for hiring her, and added that the management team and staff have been gracious in welcoming her to the agency.

1. There were 72 cases filed during the month of October.
2. There were 69 cases closed in October.
3. There were 531 cases pending at the end of the month.
4. Ms. Callahan reviewed the Red List (cases ready for decision more than 90 days). There were nine cases on the list, although the data will be adjusted and three cases will be removed.
5. Ms. Callahan reviewed the Yellow List (cases ready for decision 45 to 89 days). There were six cases on the list.
6. The Executive Director reviewed an article from *The Olympian* dated today, indicating the state child care workers have reached an agreement. Their agreement includes a 10 percent increase over the next two years. The first contract for this group of employees was due November 15, 2006. The OFM Labor Relations Office negotiates for this group of workers. Their next contract is due October 1, 2008. This agreement was reached through interest arbitration.
7. The Commission reviewed a list of meeting dates for 2007. All meetings will be held on the second Tuesday of each month. The June 12 and October 9 meetings in 2007 will be held in the Kirkland office. The December 2006 meeting will be cancelled.
8. Staff member Carlos Carrion was recently selected to participate in the American Bar Association Labor and Employment Law Section Government Fellowship Program. The Commission reviewed information on the program. His term ends in August

2009. The Commission conveyed how proud they are of him being selected.

9. The Commission reviewed an e-mail from Phil Knowles thanking Starr Knutson for her exceptional assistance in mediation with the parties in King County Fire District 4.
10. The Commission reviewed a letter from Roger Brantner, Chairman, Board of Fire Commissioners, Douglas County Fire District 2, thanking Emily Martin for her assistance in mediation.
11. The Commission reviewed a dictated telephone message from Rod Younker, thanking David Gedrose for his assistance in mediation involving the Metropolitan Parks District of Tacoma.

COMPLIANCE DOCKET

Compliance Officer Mark S. Downing reported on the listed cases:

Yakima County, Case 19234-U-05-4887. Mr. Downing reviewed the case for the Commissioners. The employer filed a stipulation regarding compliance with the order on October 20, 2006. The parties reached tentative agreement on a new collective bargaining agreement, and the union ratified the agreement prior to issuance of the decision. However, the agency was not notified of this fact. Mr. Downing noted there appears to be substantial compliance in the matter. The Commission unanimously accepted compliance in the matter. The case will now be closed.

Energy Northwest, Case 19483-U-05-4944. This case will be held over until the January 2007 meeting.

University of Washington, Cases 17946-U-03-4627 and 18021-U-03-4633. These cases will be held over until the January 2007 meeting.

COURT DOCKET

Mr. de la Rosa reported that there were no new cases to report.

State - Ecology, Case 19318-E-03-4530. Mr. de la Rosa confirmed that Judge McPhee dismissed the WFSE petition for judicial review, and he provided the Commission with an unsigned copy of that order.

University of Washington, Case 20331-D-06-125. Mr. de la Rosa reviewed the declaratory order and noted that the Commission, at its September meeting, authorized Spencer Daniels to defend the agency's order. The university has voluntarily withdrawn its petition. However, we have not seen the paperwork confirming that fact.

Columbia Basin College (Washington Public Employees Association), Cases 18916-U-04-4812 and 18917-U-04-4813. Mr. de la Rosa noted that the Commission authorized Spencer Daniels to defend the agency's order at its September meeting. The administrative record has been filed.

Western Washington University (Washington Public Employees Association), Case 19017-U-04-4843. Mr. de la Rosa noted that the Commission authorized Spencer Daniels to defend the agency's order at its September meeting. The administrative record has been filed.

OTHER BUSINESS

John Dryer indicated that negotiations with the Washington State Ferries are complete.

COMMISSION DOCKET

The Commission docket was reviewed in detail, and the status of each case was discussed.

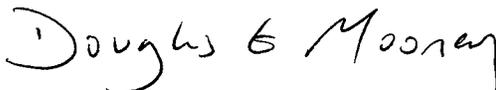
ADJOURNMENT

There being nothing further to come before the Commission, the meeting was then adjourned.

PUBLIC EMPLOYMENT RELATIONS COMMISSION


MARILYN GLENN SAYAN, Chairperson


PAMELA G. BRADBURN, Commissioner


DOUGLAS G. MOONEY, Commissioner

ATTEST:

CATHLEEN CALLAHAN
Executive Director