



STATE OF WASHINGTON
PUBLIC EMPLOYMENT RELATIONS COMMISSION

CATHLEEN CALLAHAN, EXECUTIVE DIRECTOR

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MINUTES

March 9, 2010

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

Marilyn Glenn Sayan, Chairperson
Pamela G. Bradburn, Commissioner
Thomas W. McLane, Commissioner
Cathleen Callahan, Executive Director
Majel C. Boudia, Confidential Secretary
Dario de la Rosa, Appeals Administrator
David I. Gedrose, Compliance Officer

Also present and participating:

Herb Harris, Washington Federation of State Employees
Dolly Garcia, Washington Public Employees Association

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held February 9, 2010, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Cathleen Callahan announced that Research Analyst Pam Cooke has departed and the monthly statistics have a different format. There were 66 cases filed during the month of February, and 68 cases were closed. There are currently 372 cases open, which is consistent with previous months. Staff members are very busy.
2. Labor Relations Adjudicator/Mediator (LRAM) Sally Carpenter will retire at the end of March. She will not be replaced. At Sally's request, there will be no farewell party.



3. The Red List (cases ready for decision more than 90 days), and Yellow List (cases ready for decision 45 to 89 days) were reviewed. Three of the four cases on the Red List should issue soon.
4. Ms. Callahan reported on the budget. The agency is still expecting to suffer a \$1.2 million budget reduction. We are saving where we can, and focusing on keeping the LRAM positions fully staffed.
5. Ms. Callahan also reported that some equipment maintenance contracts will not be renewed in June. This includes fax machines and printers that aren't absolutely necessary. Equipment on which we can't afford maintenance agreements will serve as back-up equipment.
6. Collective Bargaining Training 101 has been developed. The agency has received requests from clientele for this training. Clientele should check the agency website for the announcement and scheduling of this training.
7. Outreach is being conducted. All scheduled events were previously reported.
8. Executive Director Callahan announced that Kathy Palladino will stay on with the agency in her position as accountant. Business Manager John Shepherd will leave this spring.

LEGISLATIVE REPORT

Proposed legislation was reviewed by the Executive Director. She thanked Dario de la Rosa for keeping the chart updated.

- HB 1560 - Modifies collective bargaining to employees of institutions of higher education. This bill appears to be ready to sign.
- SB 5046 - Places symphony orchestras that receive gross revenues in excess of \$300,000, but less than the \$1,000,000 standard to fall under the NLRB's jurisdiction, operas, performing arts theaters, and other entertainment-based organizations under PERC jurisdiction. The bill has been delivered to the Governor for signature.
- SB 6726 - Gives collective bargaining rights to language interpreters whose work is derived from various DSHS programs.
- HB 6382 - Restricts hiring, travel, personal services contracts, equipment purchases over \$5000, and freezes salaries.
- SB 6503 - Specifies certain dates that state employees would be furloughed. This bill is still alive.
- SB 6696 - Regarding education reform, this bill would require low achieving school districts to develop an action plan to address performance problems and bargain collectively with collective bargaining representatives. PERC would mediate the plan (indeterminate costs). If mediation is

- SB 6381 - unsuccessful, PERC would certify the case and refer it to court for a decision within 30 days.
- Regarding the Department of Transportation supplemental transportation appropriations, the Joint Transportation Committee shall conduct a review, by December 15, 2010, to compare the processing time of grievances and hearings at the Public Employment Relations Commission (PERC) and the Marine Employees Commission (MEC). The review must also investigate whether PERC has the necessary expertise to administer grievances and hearings currently administered by the MEC.

COMPLIANCE DOCKET

Compliance Officer David Gedrose reported on the following cases:

Edmonds Community College, Case 22084-U-08-5624. Mr. Gedrose reported that he has received a copy of the minutes and the parties have completed the compliance process. Following review, the Commission unanimously accepted compliance. The case will now be closed.

Workforce Central, Case 21845-U-08-5567. Mr. Gedrose reported that the compliance process has been completed. Following review, the Commission unanimously accepted compliance. The case will now be closed. Mr. Gedrose noted that multiple staff members were involved in this case, and that the parties were very professional in their exchanges of information. Ms. Callahan thanked Mr. Gedrose for his assistance with the parties in reaching compliance in this matter.

COURT DOCKET

Appeals Administrator Dario de la Rosa reported that there are no new filings.

Executive Director Callahan and Mr. de la Rosa recently met with Assistant Attorney General Spencer Daniels regarding the appeal of *Pierce County*, Case 22691-U-09-5799. The hearing is scheduled for mid-May.

As of this date, Thurston County Superior Court has not issued its decision in *State – Office of the Governor*, Case 22171-U-09-5654 or *State – Office of the Governor*, Case 22289-U-09-5685.

OTHER BUSINESS

Dolly Garcia attended the meeting. She announced that she has retired from her position with the state and, as of March 1, is now the Organizational Plans Manager for the Washington Public Employees Association.

There was no other business to come before the Commission.

ADJOURNMENT

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

COMMISSION DOCKET

Following adjournment, the Commission went into Executive Session to deliberate pending decisions on appeal.

PUBLIC EMPLOYMENT RELATIONS COMMISSION


MARILYN GLENN SAYAN, Chairperson


PAMELA G. BRADBURN, Commissioner


THOMAS W. McLANE, Commissioner

ATTEST:


CATHLEEN CALLAHAN
Executive Director