



STATE OF WASHINGTON

PUBLIC EMPLOYMENT RELATIONS COMMISSION

CATHLEEN CALLAHAN, EXECUTIVE DIRECTOR

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MINUTES

May 11, 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, 9757 Juanita Drive NE, Suite 300, Kirkland, 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, via telephone

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held April 13, 2010, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Cathy Callahan reported that there were 54 cases filed during the month of April, as compared to 70 filed during April 2009. There were 51 cases closed. As of April 30, 2010, there were 356 open cases.
2. The Red List (cases ready for decision more than 90 days), and Yellow List (cases ready for decision 45 to 89 days) were reviewed. Ms. Callahan noted that several of the cases on the lists will be issued within days.
3. Staffing has changed with the retirement of Sally Carpenter at the end of March and the sudden unanticipated resignation of Terry Wilson in April. We are now in a position to recruit two Labor Relations Adjudicator/Mediators (LRAMs). One position will be an LRAM 1 (in training for LRAM 2 located in Olympia or Kirkland) and the second will be an LRAM 2 (in training for LRAM 3 located in Kirkland) to replace Field Services Manager Walter Stuteville who will retire at the end of the year. We have requested an exemption from the hiring freeze from the Office of Financial Management.



4. Business Manager John Shepherd's last day with the agency will be Friday, May 14, 2010. Ms. Callahan noted that John has been a tremendous asset to the agency, and he will be missed.
5. Diane Tucker, Administrative Services Manager, and Kathy Palladino, our fiscal analyst, will be working with Small Agency Accounting Services.
6. The Labor and Employment Relations Association (LERA) Conference held in April was a success. Ms. Callahan thanked Christy Yoshitomi, Guy Coss, and Lisa Hartrich for their year-round work as LERA conference committee members. She also thanked staff members Joye Rolfer, Robbie Duffield, and Mitch Nelson for their assistance preparing for and working at the conference.
7. Executive Director Callahan had previously asked Dario de La Rosa to send a save-the-date e-mail message to the Rules Focus Group. The focus group will work on rules for legislation adopted during the recent legislative session and other rules that need clarification. The meetings are scheduled for June 11 and June 22, 2010.
8. The Commission reviewed an e-mail message sent to Ms. Callahan from Washington Education Association representative Michael Boyer thanking Karyl Elinski for her assistance in reaching a multiple-year settlement with the parties at Chewelah School District.

COMPLIANCE DOCKET

Compliance Officer David Gedrose reported on the following cases:

State – Washington State Patrol, Case 21538-U-08-5487. The employer has complied with the posting requirements and Mr. Gedrose recommended that compliance be accepted in the matter. The Commission reviewed the documents before unanimously accepting compliance. The case will now be closed.

Seattle School District, Case 22548-U-09-5764. Compliance with the order in this case involved training and creation of a new e-mail policy/protocol. Mr. Gedrose reported that the posting requirement has been fulfilled, and that he and Ms. Callahan conducted training in April that was required by the order. About 24 school district managers who handle information requests attended the training. The minutes have been provided by the employer, and the union is not contesting the new policy. Attorney fees were paid in this case. Executive Director Callahan complimented Mr. Gedrose on the training he developed in this matter. The Commission unanimously accepted compliance, and the case will now be closed.

COURT DOCKET

Appeals Administrator Dario de la Rosa reported on the following cases:

Pierce County, Case 22692-U-09-5799. Mr. de la Rosa reported that the Pierce County Superior Court ruled against the agency. The Commissioners were provided copies of the judge's order.

Following review of the Court decision, the Commission announced that the agency will not appeal the ruling.

Office of the Governor, Case 22171-U-09-5654. The employer has not filed an appeal of the Thurston County Superior Court's decision affirming the Commission's decision that the Governor committed an unfair labor practice. This case will be removed from the list of active court cases.

City of Seattle (IBEW Local 77), Case 20776-U-06-5289 and Case 20894-U-07-5328. These cases were appealed to King County Superior Court. The Court affirmed the majority's decision in October 2009. There has been no subsequent appeal. The case will now be closed.

Mr. de la Rosa noted that the decision in *City of Mukilteo*, Case 19391-U-05-4923, should be issued soon.

All other cases remain pending in their respective courts.

ADJOURNMENT

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

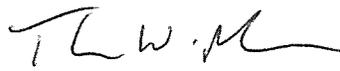
COMMISSION DOCKET

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