



STATE OF WASHINGTON
PUBLIC EMPLOYMENT RELATIONS COMMISSION

CATHLEEN CALLAHAN, EXECUTIVE DIRECTOR

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MINUTES

August 10, 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/UFCW Local 365

MINUTES OF PREVIOUS MEETING

The Commission welcomed Pamela Bradburn back to the meeting following recent surgery.

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

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Callahan reported that 90 cases were filed in July. This was the highest number of monthly filings since Ms. Callahan arrived, except when the Washington Federation of State Employees filed a large number of cases regarding part-time employees. Of the 90 cases, there were 27 unfair labor practices, 12 representation, 11 mediation, 11 settlement, 7 interest arbitration, 4 unit clarification, 6 IBB training, 1 staff arbitration, and 4 dispute resolution panel requests. The teacher mediation season is quiet thus far. There were 52 cases closed during the month of July. As of July 31, 2010, there were 383 open cases. Settlement cases are helping to reduce the number of cases going to hearing.



2. There are three cases on the Red List (cases ready for decision more than 90 days). All three are near completion. There are five cases on the Yellow List (cases ready for decision 45 to 89 days). One of these decisions is ready to issue.
3. The Commission reviewed the list of recent decisions issued by the agency.
4. Ms. Callahan reported on kudos from Washington Education Association representative Mike Boyer to Joel Greene for his assistance in mediation at Republic School District, and to Lisa Hartrich for her assistance in mediation at Riverside School District.
5. Ms. Callahan reported kudos from employer representative Michelle Castanedo for Robin Romeo's mediation skills related to an unfair labor practice settlement conference involving the Employment Security Department and the Washington Federation of State Employees.
6. The Executive Director updated the Commission on office space issues:
 - The building manager of the Kirkland office has asked us to reduce PERC's office space in order to increase the landlord's space. We have agreed to this plan, and we will retain 60% of our current office space. The reduction in space will reduce the cost of the lease.
 - The Olympia office reception area will be remodeled to address a safety concern. This project will be completed by November.
7. Ms. Callahan thanked David Gedrose for filling in for her while she was on vacation.

COMPLIANCE DOCKET

Compliance Officer David Gedrose reported on the following case:

State – Office of the Governor, Case 22171-U-09-5654. This case involved the Washington State Patrol. Posting of the notice has been completed. In compliance with the amended order issued in Thurston County Superior Court, the Governor sent a request to the Legislature for “funds necessary to implement the wage and wage related matters decided through interest arbitration.” Mr. Gedrose recommended that compliance be accepted in the matter. The Commission reviewed the documents and unanimously accepted compliance. The case will now be closed.

City of Seattle, Case 20776-U-06-5289 and 20894-U-07-5328. A King County Superior Court judge affirmed the Commission's decision, although compliance remained pending while the case was being processed in Court. Posting of the notice has been completed and the notice was read at the August 9, 2010 meeting of the Seattle City Council. Mr. Gedrose reported the union has no concerns regarding the tender of compliance, and he recommended acceptance of compliance in this matter. Following review of the documents, the Commission unanimously accepted compliance. The case will now be closed.

COURT DOCKET

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

City of Mukilteo, Case 19391-U-05-4923. Two months ago, Mr. de la Rosa reported that an unpublished decision in Division I of the Court of Appeals rendered the appeal moot. The union has filed a motion for reconsideration. Mr. de la Rosa will monitor the status of this case.

King County, Cases 22175-U-09-5658, 22176-U-09-5659, and 22177-U-09-5660. Mr. de la Rosa reported that a petition for judicial review has been filed in Thurston County Superior Court.

OTHER BUSINESS

Following conclusion of the regular meeting, Chairperson Sayan asked the audience for their comments. Washington Public Employees Association representative Dolly Garcia complimented Jessica Bradley for her assistance as a settlement mediator involving the union and Wenatchee Valley College. Ms. Garcia added that Ms. Bradley was a positive influence during settlement negotiations.

Executive Director Callahan informed the audience that the ballot count for the election involving the Language Access Providers (interpreters) will be held on September 17, 2010. Approximately 1750 ballots have been mailed.

The last rules meeting will be held August 24, 2010. Final comments will be received at that time. Formal rules adoption will be held at the regular September Commission meeting which may be moved to the Olympia office due to construction in the Kirkland office.

ADJOURNMENT

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

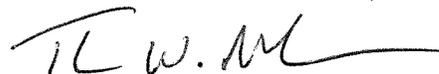
COMMISSION DOCKET

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