



STATE OF WASHINGTON
PUBLIC EMPLOYMENT RELATIONS COMMISSION

MICHAEL P. SELLARS, EXECUTIVE DIRECTOR

112 Henry Street NE, Suite 300 • Post Office Box 40919 • Olympia, Washington 98504-0919
(360) 570-7300 • Fax: (360) 570-7334 • E-mail filings: filing@perc.wa.gov • Website: www.perc.wa.gov

MINUTES

January 10, 2012

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
Michael P. Sellars, Executive Director
Majel C. Boudia, Confidential Secretary
Charity Atchison, Appeals Administrator
David E. Gedrose, Compliance Officer

Also present and participating:

David Fine, Lewis County
Emily Whitney, Public Employment Relations Commission
Erin Slone-Gomez, Public Employment Relations Commission
Casey King, Public Employment Relations Commission

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held November 8, 2011, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Michael (Mike) Sellars introduced himself to the audience and informed the Commission of his activities during the past five and one-half weeks. He extended his thanks to Cathy for her service and passion for collective bargaining, and noted he was grateful to have worked with her during the month of December.
2. Recent Outreach activities included:
 - Attending the IAFF holiday reception with Cathy Callahan.



- Meeting with Jim Fotter and Aimee Iverson, representatives from the Washington Education Association, with Cathy Callahan.
3. Mike reported that he is excited to meet with all staff individually this month.
 4. Staff said good-bye to Ken Latsch and Katrina Boedecker on December 15 at a reception held in their honor. Both Ken and Katrina held a significant place with the agency and in collective bargaining.
 5. The Commission and staff said good-bye to Executive Director Cathy Callahan at a public reception on December 13, 2011. The staff said good-bye at a private gathering on December 19, 2011.
 6. The agency's three new employees were in attendance at today's meeting: Emily Whitney, Erin Slone-Gomez, and Casey King. All three are shadowing Labor Relations Adjudicator/Mediators on cases.
 7. Mr. Sellars reported that 52 cases were filed during the month of November and 65 cases were closed. During December, 46 cases were filed and 42 cases were closed. There were 759 cases filed in 2011, with 405 pending at the end of December. This is consistent with the previous year. December case filings included 10 unfair labor practice cases, 18 mediation cases, and 2 representation cases.
 8. The Red List (cases ready for decision more than 90 days) was reviewed. There were six cases on the list, of which one will be issued within a day or so. There was one case on the Yellow List (cases ready for decision 45 to 89 days).
 9. The Commission reviewed an email message from Tim O'Brien, Labor Relations Manager at Spokane County, thanking Steve Irvin for his tremendous efforts in assisting the parties to reach agreements with multiple bargaining units.
 10. The Commission reviewed and unanimously approved the applications of Richard Ahearn and Paul Gordon for the Dispute Resolution Panel.

LEGISLATIVE UPDATE

Mr. Sellars reported there was no action taken to affect the agency during the Special Session.

The regular session of the Legislature convened yesterday, January 9, 2012. Mr. Sellars will present an overview of the agency to the House General Government Appropriations and Oversight Committee on Tuesday, January 17, 2012.

COMPLIANCE DOCKET

Compliance Officer David Gedrose reported on the following cases:

City of Yakima, Case 21562-U-08-5494. Mr. Gedrose asked that this case be held over until the next meeting.

Lewis County, Case 22324-U-09-5692. Mr. Gedrose reviewed the case and acknowledged that compliance has been reached in a timely manner. Following the Compliance Officer's recommendation, the Commission unanimously accepted compliance in the matter. The case will now be closed.

Kitsap County, Case 22907-U-09-5844. Mr. Gedrose reviewed the case and noted it involved a complicated back pay issue. Following the Compliance Officer's recommendation, the Commission unanimously accepted compliance in the matter. The case will now be closed.

Wapato School District, Case 23489-U-10-5988. The case was reviewed. Although compliance was a lengthy process, Mr. Gedrose recommended that the compliance be accepted. The Commission unanimously accepted compliance, and the case will now be closed.

COURT DOCKET

Appeals Administrator Charity Atchison reported on the following cases, and noted that the agency is not taking an active role in any of the cases:

Everett Community College, Case 21765-E-08-3367. A trial motion hearing was scheduled for December 16, 2011.

University of Washington, Case 21681-U-08-5529. We are awaiting a decision in this case.

State – Corrections, Case 22847-U-09-5832. The trial has been rescheduled for March 23, 2012.

Mason County, Cases 22424-U-09-5723. A petition for judicial review was filed in Thurston County Superior Court on November 10, 2011, by Robert D. Sauerlender, on behalf of Mason County Juvenile Court. A notice of intent to withdraw was received on December 27, 2011.

Mason County, Cases 22424-U-09-5723, 22425-U-09-5724, 22426-U-09-5725, and 22427-U-09-5726. A petition for judicial review was filed in Thurston County Superior Court on November 16, 2012, by the employer.

Community Transit, Case 22253-U-09-5678. A petition for judicial review was filed in Thurston County Superior Court on December 20, 2011.

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:


MICHAEL P. SELLARS
Executive Director



STATE OF WASHINGTON

PUBLIC EMPLOYMENT RELATIONS COMMISSION

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MINUTES

February 14, 2012

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
Michael P. Sellars, Executive Director
Majel C. Boudia, Confidential Secretary
Charity Atchison, Appeals Administrator
David E. Gedrose, Compliance Officer

Also present and participating:

Gladys Burbank, Washington Federation of State Employees
Herb Harris, Washington Federation of State Employees
Elyse Maffeo, Public School Employees of Washington
Dario de la Rosa, Public Employment Relations Commission

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held January 10, 2012, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Mike Sellars reported that he has been meeting with staff individually and is now two short of completion.
2. Sally Iverson will officially retire on April 1, 2012.
3. Mike noted that he has two LRAM vacancies with the departure/retirement of Ken Latsch and Katrina Boedecker. He is watching legislative action on the budget to determine when to fill the vacancies. We may begin the process to fill at least one position.



4. Jessica Bradley recently received a nice note of thanks from John Mulhern, on behalf of the Inlandboatmen's Union of the Pacific, for her assistance in mediation involving Whatcom County prior to reaching agreement.
5. The Labor and Employment Relations Association Conference will be held April 26 and 27, 2012, at the Washington State Convention Center in Seattle. Unfortunately, this year the conference competes with the Association of Washington Cities Labor Relations Institute and the Washington Council of School Attorneys Conference. In the future we will endeavor to avoid conflicts with other conferences.
6. Recent Outreach activities included:
 - Meeting with representatives from the Association of Washington Cities to discuss agency issues and the interest arbitration legislation introduced last year. Mike was pleased to report there was a good line of communication in this meeting.
 - Attending the IAFF reception.
7. The Executive Director reported that 62 cases were filed during the month of January, which was on par with January of last year. The bulk of the filings were mediation and unfair labor practice cases, as well as eight representation cases. No trends were noted. Mike's concern is that while the number of case openings is relatively similar to January 2011, we have less staff now than we did then.
8. The Red List (cases ready for decision more than 90 days) was reviewed. There were three cases on the list, of which all were new cases. There were three cases on the Yellow List (cases ready for decision 45 to 89 days). At least one of these cases is in the final stage of editing.
9. The Commission reviewed and unanimously approved the application of Kenneth Latsch for the Dispute Resolution Panel.

RULES ADOPTION

Rules Coordinator Dario de la Rosa introduced the rulemaking process. At the July 12, 2011 meeting, the Commission adopted emergency rules to implement 2ESSB 5742, which transferred jurisdiction of Chapter 47.64 RCW from the Marine Employees' Commission to the Public Employment Relations Commission. The emergency rules made the provision of Title 391 WAC applicable to cases decided under Chapter 47.64 WAC, and repealed the Marine Employees' Commission rules of procedure, Title 316 WAC. The Emergency Rules expire after 180 days.

The Commission considered a similar rules package that would permanently adopt the amendments to Title 391 WAC that were proposed in July 2011. No public comments have been received. Following review of Title 16 WAC amendments, Commissioner Bradburn moved that Title 316 WAC be permanently repealed. The motion was seconded and carried.

Following a review of the amendments to Title 391 WAC, Commissioner Bradburn moved that the amendments to Chapters 391-08, 391-25, 391-35, 391-45, 391-55, 391-65, and 391-95 WAC be adopted to implement SB 5742 be permanently adopted. The motion was seconded and carried.

LEGISLATIVE UPDATE

Mr. Sellars, Charity Atchison, and Dario de la Rosa have been tracking the following legislation:

Senate Bill 6486 Creates collective bargaining for postdoctoral researchers at the University of Washington and Washington State University. This bill has passed out of the Senate.

House Bill 2230 Transfers employees of the Department of Health to the Office of Administrative Hearings, and removes the exemption of the Administrative Law Judges as well as moving them to civil service.

House Bill 2379/Senate Bill 6490 Limits the percentage of exempt employees at Consolidated Technology Services to no more than 25%. This bill has passed out of the House.

House Bill 2711 Modifies collective bargaining provisions relating to a state unit of Language Access Providers who provide spoken language interpreter services for DSHS, Medicaid enrollees, or Labor and Industries appointments.

COMPLIANCE DOCKET

Compliance Officer David Gedrose reported on the following cases:

Central Washington University, Case 21781-U-08-5559. Mr. Gedrose reported that posting of the notice and reading of the notice have been completed. The union has not indicated any compliance issues. Following the Compliance Officer's recommendation, the Commission unanimously accepted compliance in the matter. The case will now be closed.

King County, Cases 14108-U-11-6168 and 24110-U-11-6170. Mr. Gedrose reviewed the cases and noted they block a representation case. Both parties have completed their compliance requirements. Neither party has notified Mr. Gedrose of any remaining issues. Following the Compliance Officer's recommendation, the Commission unanimously accepted compliance in the matter. The cases will now be closed.

City of Yakima, Case 21562-U-08-5494. Mr. Gedrose reviewed the case at length. Compliance has been pending since the Commission's decision was issued last spring. Following the Compliance Officer's recommendation, the Commission unanimously accepted compliance in the matter. The case will now be closed.

COURT DOCKET

Appeals Administrator Charity Atchison reported on the following cases, and noted that the agency is not taking an active role in any of the cases:

University of Washington, Case 21681-U-08-5529. We are awaiting a decision in this case.

Mason County, Case 22424-U-09-5723. A petition for judicial review was filed in Thurston County Superior Court on November 10, 2011, by Robert D. Sauerlender, on behalf of Mason County Juvenile Court. A general notice of intent to withdraw was received on December 27, 2011.

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.

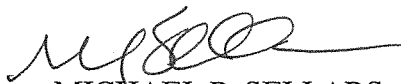
PUBLIC EMPLOYMENT RELATIONS COMMISSION


MARILYN GLENN SAYAN, Chairperson


PAMELA G. BRADBURN, Commissioner


THOMAS W. McLANE, Commissioner

ATTEST:


MICHAEL P. SELLARS
Executive Director



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MINUTES

March 13, 2012

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
Michael P. Sellars, Executive Director
Majel C. Boudia, Confidential Secretary
Charity Atchison, Appeals Administrator

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held February 14, 2012, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Mike Sellars reported on monthly statistics. We opened 91 cases, including 28 mediation cases, 14 unit clarification cases, and 14 unfair labor practice cases. The Department of Enterprise Services filed the unit clarification cases following the merger of multiple agencies. Thirty-five cases have been filed so far in March. To date, 580 cases have been filed in the Fiscal Year, as compared to 750 cases during the previous Fiscal Year.
2. Mike reported that the Labor Relations Adjudicator/Mediators are feeling the effects of the increased workload. LRAMs are very busy. He has reminded them to be judicious with their time. The three new LRAMs are now beginning to carry their own caseload.
3. Mike extended his thanks to Claire Nickleberry for rearranging her schedule to take an Interest Based Bargaining with Bates Technical College. The request came in on March 5 with the training ready to be conducted on March 15.
4. We will open the LRAM recruitment soon. Mike recently conducted three informational interviews. He also conducted an Outreach presentation for a state human resources group where he announced the agency will be hiring.



5. Mike has completed his meetings with each staff member, and noted there are common themes to address. He is also working on expectations for the supervisors.
6. Executive Director Outreach to Clientele:
 - Port of Seattle
 - Met with John Okamoto, Washington Education Association, on March 15.
 - Attended the International Brotherhood of Teamsters' Catholic Seaman's Club luncheon also on March 15.
7. At the February 17, 2012 meeting of the Marine Employees' Commission, Mike presented revised monthly case statistics which now include a breakdown for the MEC cases. Our staff has been assigned to process all MEC cases, including settlement of unfair labor practice cases, and arbitration cases where a staff member has been requested. The MEC Commissioners asked Mike to draft a letter to all clientele involved in Washington State Ferries cases indicating that the Commissioners retain the authority to act as the arbitration panel. This letter will also be posted on the agency website.
8. OFM Labor Relations Office Director Diane Leigh notified Mike that the Labor Relations Office has begun mediation of state contracts, and provided him with a list of these contracts. Of the 29 contracts, 17 are eligible for interest arbitration.
9. Recent decisions were reviewed as posted on the agency website.
10. The Commission reviewed and unanimously approved the applications of Katrina Boedecker and J. Martin Smith for the Dispute Resolution Panel.

LEGISLATIVE UPDATE

Mr. Sellars, Charity Atchison, and Dario de la Rosa have been tracking the following legislation. Governor Gregoire ordered the Legislature to return to Olympia for a special session on March 12, 2012.

Senate Bill 6486 Creates collective bargaining for postdoctoral researchers at the University of Washington and Washington State University. This bill is still alive.

House Bill 2379/Senate Bill 6490 Limits the percentage of exempt employees at Consolidated Technology Services to no more than 25%. This bill has passed out of the House.

Budget: The House passed a budget in February that has few changes from the Governor's budget. Although there is an additional cut to the general fund, the agency has more authority over higher education employees. This budget also includes funding to cover MEC costs that were passed on to PERC.

COMPLIANCE DOCKET

There were no cases to report at this meeting.

COURT DOCKET

Appeals Administrator Charity Atchison reported on the following cases, and noted that the agency is not taking an active role in any of the cases:

Washington State Ferries (MEBA), Decision 563 – MEC. We are awaiting a ruling in this case.

Toppenish School District, Case 22083-C-08-1388. The Order Dismissing Petition for Review with Prejudice was issued February 27, 2012. The Court affirmed the Commission's decision.

State – Corrections, Case 22847-U-09-5832. Trial has been rescheduled for March 23, 2012.

University of Washington, Case 21681-U-08-5529. We are awaiting a decision in this case.

Mason County, Case 22424-U-09-5723. A petition for judicial review was filed in Thurston County Superior Court on November 10, 2011, by Robert D. Sauerlender, on behalf of Mason County Juvenile Court. A general notice of intent to withdraw was received on December 27, 2011. It is now evident that this is not a withdrawal of the appeal.

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:

MICHAEL P. SELLARS
Executive Director



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PUBLIC EMPLOYMENT RELATIONS COMMISSION

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MINUTES

April 10, 2012

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, Executive Session only by telephone
Michael P. Sellars, Executive Director
Majel C. Boudia, Confidential Secretary
Charity Atchison, Appeals Administrator

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held March 13, 2012, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Mike Sellars reported on monthly statistics. We opened 88 cases in March and 91 in February. This is more than last year, and 40 more than the 48 cases that were closed in March. Mike compared the case aging statistics for March to those of February. He emphasized that these are the statistics he wants to reduce. He thanked the Commission for issuing 10 decisions this year as compared to 6 in the previous year. So far, 14 Examiner decisions have been issued as compared to 8 decisions last year.
2. The Red List (cases ready for decision more than 90 days) was reviewed; there have been no cases on the Red List for two weeks. There are three cases on the Yellow List (cases ready for decision 45 to 89 days).
3. The LRAM I recruitment will remain open until the position is filled. Twenty-six applications have been received in the past 3 weeks.
4. The Labor and Employment Relations Association Conference will be held in Seattle on April 26 and 27, 2012. Mike extended an invitation to the Commission and the audience.
5. We are waiting for the budget to be approved. Multiple budgets have been released, but all provide similar funding for this agency. The budget released last week provided:



- \$25,000 for the election for post-doctoral candidates at the University of Washington and Washington State University.
 - Funding in the Transportation budget for buyout of the Marine Employees' Commission lease in the Evergreen Plaza Building in Olympia.
6. Executive Director Sellars reported that Outreach during March included a meeting with John Okamoto, Executive Director of the Washington Education Association; attending an International Brotherhood of Teamsters' benefit at the Catholic Seaman's Club on March 15th; and observing mediation at the City of Tumwater with Mediator Claire Nickleberry. Mike noted his appreciation that Claire extended the invitation to him. This mediation has not been completed.

LEGISLATIVE UPDATE

Mr. Sellars, Charity Atchison, and Dario de la Rosa have been tracking the following legislation.

House Bill 2830 Collective bargaining for Language Access Providers is still pending. This legislation involves bargaining rights for interpreters at the Department of Labor and Industries and the Department of Social and Health Services. This legislation does not include an interpreter for legal proceedings or the Medicaid Administrative Match Program.

Senate Bill 6486 Collective bargaining for postdoctoral researchers at the University of Washington and Washington State University. This bill was signed with a partial veto.

Senate Bill 6095 Rewrites the rules with gender neutral language.

COMPLIANCE DOCKET

Compliance Officer David Gedrose reported on the following cases:

University of Washington, Case 22340-U-09-5695. Mr. Gedrose informed the Commission that this case will be held over until the May meeting.

Seattle School District, Case 23073-U-10-5874. Mr. Gedrose reviewed the case and noted that the parties were diligent in providing information to complete the compliance process. He recommended that compliance be accepted. The Commission unanimously accepted compliance. The case will now be closed.

City of Spokane, Case 23584-U-10-6009. Mr. Gedrose reviewed the case and noted that the parties were diligent in providing information to complete the compliance process. He recommended that compliance be accepted. The Commission unanimously accepted compliance. The case will now be closed.

Washington State Ferries, Case 24113-U-11-6171. Mr. Gedrose reviewed the case. This is the first unfair labor practice decision involving the Washington State Ferries since jurisdiction was transferred to this agency on July 1, 2011. The employer no longer answers to the Transportation Commission. The Compliance Officer noted that the parties were diligent in providing information to complete the compliance process. Secretary Hammond read the notice

at a cabinet meeting. Mr. Gedrose recommended that compliance be accepted. The Commission unanimously accepted compliance. The case will now be closed.

COURT DOCKET

Appeals Administrator Charity Atchison reported on the following cases, and noted that the agency is not taking an active role in any of the cases:

Toppenish School District, Case 22083-C-08-1388. The Order Dismissing Petition for Review with Prejudice was issued February 27, 2012. The Court affirmed the Commission's decision. No further appeal has been filed.

Community Transit, Case 22253-U-09-5678. The trial is scheduled for June 15, 2012, in Thurston County Superior Court.

The updated Court Docket will be put on the agency website following this meeting.

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:


MICHAEL P. SELLARS
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MINUTES

May 15, 2012

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 201, Kirkland, Washington. Those present and participating:

Marilyn Glenn Sayan, Chairperson
Pamela G. Bradburn, Commissioner
Thomas W. McLane, Commissioner
Michael P. Sellars, Executive Director
Majel C. Boudia, Confidential Secretary
Charity Atchison, Appeals Administrator
David I. Gedrose, Compliance Officer, by telephone

Also present and participating.

Gladys Burbank, Washington Federation of State Employees
Herb Harris, Washington Federation of State Employees

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held April 10, 2012, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Mike Sellars reviewed the monthly statistics in their new format. The new document was created by Legal Secretary Robbie Duffield. There were 52 cases opened during the month of April. The last two months have been way above the five year average. Seventy-eight cases were closed in April. We should see a spike in new cases in July.

OFM Labor Relations Division Director Diane Leigh has notified Mike of contracts due to be mediated involving interest arbitration eligible employees. There are 17 agreements.

One of the interest arbitration eligible negotiations, the Washington State Patrol asked about the possibility of pre-assigning a mediator prior to the filing of a mediation request so that a meeting can be scheduled. Steve Irvin has been assigned.



Of the 78 cases closed in April, the average number of days those cases were open was 202 days. Mike reported that many agencies monitor this kind of statistic. The Administrative Procedure Act (APA) requires the agency to make decisions within 90 days. We have improved. We have a balancing act of increased caseload and decreased staff.

Other data has been retrieved but is not ready to be presented. Robbie is currently working on statistics for the settlement of mediation cases and measuring effectiveness. The Commission gave Robbie kudos for his work on these measures.

2. The Red List (cases ready for decision more than 90 days) was reviewed; two cases were issued yesterday. One case was on the Red list for 10 – 14 days; another appeared for a few days. There were five cases on the Yellow List (cases ready for decision 45 to 89 days).
3. Mike reviewed a note from Port of Seattle Labor Relations Manager Kim Ramsey acknowledging the professional manner in which Commission staff handled a recent representation case. There was a delay in this case where staff worked to ensure that one voter who was out of the country was guaranteed the right to vote.
4. Outreach:
 - Mike gave a presentation in April to the Education Service District at Mount Vernon. Although there were only six attendees, there was a good discussion.
 - Mike intends to meet again soon with the Washington Education Association regarding expectation and the upcoming teacher mediation season.
 - Mike attended a meeting at the Port of Seattle which included representatives from all unions. A new strategic plan was introduced. He noted this meeting was a good example of outreach; there was good dialogue, as well as being encouraging and transparent.
5. Recruitment: We have received 42 applications for the Labor Relations Adjudicator/Mediator 1 position. Fourteen candidates are currently being tested. The recruitment will remain open until the position is filled. We are on target to hire this summer.
6. Dianne Ramerman has been hired to fill in for Appeals Administrator Charity Atchison while she is on maternity leave. Diane will work part-time beginning June 1st, and full-time beginning July 1st. She will attend the June Commission meeting.
7. Internal News:
 - IT will be moving to the State email network in June.
 - We will also move to on-line leave applications in July.
 - A celebration of Administrative Professionals Day was held May 10th. Staff provided lunch, flowers, and a gift certificate to the Olympia Farmers Market to our seven professional staff members. Mike thanked Diane Tucker and Kristi Aravena for coordinating the event.

8. The Association of Labor Relations Agencies (ALRA) Conference was discussed. The conference will be held July 28 – 31, in Montreal. Mike reported that monies are available for a few agency representatives to attend, especially since there is talk that PERC may host the conference in the near future. Commissioner Bradburn and Commissioner McLane declined the invitation. Because the Commission needs to approve out-of-country travel, Commissioner Bradburn made a motion that Chairperson Marilyn Glenn Sayan and Executive Director Mike Sellars attend the 2012 ALRA Conference in Montreal. Commissioner McLane seconded the motion. The motion carried.
9. Mike reported that OFM Labor Relations Director Diane Leigh is retiring at the end of May. Rich Hall has been appointed as Acting Director. The Labor Relations Division (LRD) will now have two teams: (1) Interest arbitration and (2) Mediation.

LEGISLATIVE UPDATE

There was no legislative update, although the following information was provided:

- The budget for this agency was consistent throughout the session.
- House Bill 2830 Clarifying the collective bargaining rights of Language Access Providers died.
- Senate Bill 6486 Collective bargaining for postdoctoral researchers at the University of Washington and Washington State University was signed into law with a partial veto.
- Senate Bill 5895 Regarding certificated employee evaluations was signed into law.
- House Bill 2396 Clarifying the number of employees in certain classification within the consolidated technology services agency died.

COMPLIANCE DOCKET

Compliance Officer David Gedrose reported on the following cases:

City of Vancouver, Case 23733-U-11-6052. Mr. Gedrose reported that this case will be moved to the June meeting.

University of Washington, Case 22340-U-09-5695. Mr. Gedrose reviewed the case, the compliance requirements, and recommended that compliance be accepted. The Commission unanimously accepted compliance. The case will now be closed.

COURT DOCKET

Appeals Administrator Charity Atchison reported on the following cases:

Washington State Ferries (Marine Engineers Beneficial Association), Decision 563 – MEC. The MEC will not take an active role in this case.

University of Washington, Case 21681-U-08-5529. The union has appealed this case to the Court of Appeals. Briefs are due to complete the file by June 25, 2012.

State – Corrections, Case 22847-U-09-5832. Trial was completed on May 11. We are waiting for the decision.

Mason County, Cases 22423-U-09-5722, 22424-U-09-5723, 22425-U-09-5724, 22426-U-09-5725, and 22427-U-09-5726. Trial has been rescheduled for July 6, 2012.

University of Washington, Case 22273-U-09-5681. The employer appealed to King County Superior Court on April 16, 2012.

King County (John J. Diehl, Jr.), Case 24299-U-11-6225. Mr. Diehl appealed to King County Superior Court on April 23, 2012.

City of Vancouver, Case 22840-U-12-5829. The employer appealed to Clark County Superior Court on May 8, 2012.

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:



MICHAEL P. SELLARS
Executive Director



STATE OF WASHINGTON

PUBLIC EMPLOYMENT RELATIONS COMMISSION

MICHAEL P. SELLARS, EXECUTIVE DIRECTOR

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MINUTES

June 19, 2012

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
Michael P. Sellars, Executive Director
Diane Tucker, Administrative Services Manager
Charity Atchison, Appeals Administrator
Dianne Ramerman, Appeals Administrator
David I. Gedrose, Compliance Officer

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held May 15, 2012, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Mike Sellars welcomed Dianne Ramerman. Dianne was hired on June 1, and will be in the Appeals Administrator position while Charity Atchison is on maternity leave. The Commission also welcomed Dianne.
2. In May, there were 79 cases opened and 95 closed. So far, in June, 68 cases have been opened.



3. Robbie Duffield continues his work on statistics. He is working with Mike to develop measures for mediation cases using data we currently have. Mike hopes to share these measures with the staff and then present them to the commission next month. The commission expressed appreciation for Robbie's work on the statistics and the professional looking document he prepared.
4. The Red List (cases ready for decision more than 90 days) was reviewed. There are 4 cases on the red list.
5. Mike gave kudos to Karyl Elinski for her work with the Lakehaven PUD. Mike received an email from her team leader expressing how she expertly worked through the issues in this very complex case.
6. Mike gave kudos to Dario de la Rosa for his work with Mason Transit. Mike received a phone call last week from one of the parties expressing their gratitude for Dario's responsiveness to the needs of the case.
7. Recruitment: So far, we have received 62 applications for the Labor Relations Adjudicator/Mediator 1 position. Twenty candidates have been tested and 10 are scheduled to interview. The goal is on track to hire in July.
8. Employee Survey: The 2011 statewide employee survey indicates that the agency's lowest scores were given to the subject of receiving meaningful performance evaluations. The management team has revised the PDP form. Because we are half way through 2012, the first PDP cycle using the new forms, will be July 1, 2012 – October 31, 2013. Subsequent years will be on a one-year cycle, beginning November 1 – October 31. Mike will share the agency results of the 2011 employee survey with the Commission.
9. On July 1, PERC will begin using the online leave request tool. Joye Rolfer is our leave and attendance processor. The new system should free up a good amount of Joye's time, allowing her to work on other things. Supervisors will have more responsibility to monitor staff leave balances with the new electronic leave request system.
10. Chair, Marilyn Glenn Sayan, thanked Mike for the positive changes he is making to the agency.
11. Funding was provided at the last legislative session to buy-out the remaining portion of lease for the office space formerly occupied by the Marine Employees Commission. We are currently working with DES to finalize the buy-out.

12. Mike reported that we are making progress on the project of moving our email to the state service. This move will improve our security and bring consistency with the state. Once we move to the state system more frequent password changes will be required. A records management system called the Vault, will store our electronic data according to a records schedule. The system is expected to save the agency money in the long term as it will eliminate the need to add servers.
13. The commission reviewed an application from Elizabeth Westman requesting to be included on the panel of arbitrators. The application was accepted and will be included in the panel.
14. Outreach: Mike met with Jim Fotter, Washington Education Association. They discussed the upcoming teacher mediation season and the importance of early communication with PERC.

COMPLIANCE DOCKET

Compliance Officer David Gedrose reported on the following cases:

Washington State Patrol, Case 23332-U-10-5943 and 23364-U-10-5949. Mr. Gedrose reviewed the case, the compliance requirements, and recommended the compliance be accepted. The Commission unanimously accepted.

King Fire District 36 (IAFF Local 2950), Case 24046-U-11-6150. Mr. Gedrose reviewed the case, the compliance requirements, and recommended the compliance be accepted. The Commission unanimously accepted.

City of Vancouver, Case 23733-U-11-6052. Mr. Gedrose reviewed the case, the compliance requirements, and commended the compliance be accepted. The Commission unanimously accepted.

David reported having three additional compliance cases. Marilyn commended David on his work in lowering the number of cases in compliance.

COURT DOCKET

Appeals Administrator Charity Atchison reported on the court docket.

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:


MICHAEL P. SELLARS
Executive Director



STATE OF WASHINGTON

PUBLIC EMPLOYMENT RELATIONS COMMISSION

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MINUTES

July 10, 2012

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
Michael P. Sellars, Executive Director
Diane M. Tucker, Administrative Services Manager
Dianne Ramerman, Appeals Administrator

Also present and participating:

Herb Harris, Washington Federation of State Employees

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held June 19, 2012, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Mike Sellars reviewed agency statistics for June and noted that there has been a significant increase in the amount ULP cases filed this month.
2. The Red List (cases ready for decision more than 90 days) consists of the same 4 cases as last month.
3. Recruitment update: The interview panel is currently conducting final interviews and will be making their selection in July.
4. Outreach: Mike is scheduled to meet with Rick Hall, Labor Relations Division.
5. Commissioner Bradburn expressed appreciation for the document listing recent decisions issued, and commented on the easy to read format.



6. Mike reported that the agency went live with the online leave request tool on July 1, as scheduled. It has been a smooth transition with positive feedback from staff.

COMPLIANCE DOCKET

There were no compliance cases to report on.

COURT DOCKET

Appeals Administrator Dianne Ramerman reported on pending Court cases.

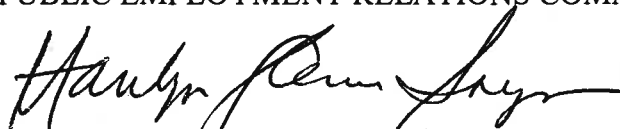
ADJOURNMENT

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:


MICHAEL P. SELLARS
Executive Director



STATE OF WASHINGTON

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MINUTES

August 14, 2012

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
Michael P. Sellars, Executive Director
Majel C. Boudia, Confidential Secretary
Dianne Ramerman, Appeals Administrator

Also present and participating.

Herb Harris, Washington Federation of State Employees

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held July 10, 2012, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Mike Sellars reviewed the monthly statistics for July: 69 cases were filed. This is below the five year average, but is still a considerable number of cases. Commissioner Bradburn commented that she was glad the case filing types were broad.

It is interest arbitration season for state employees, and a number of contract mediations have also been requested. Interest arbitration for marine employees is new to the agency this year. The parties pre-select an arbitrator and set dates months prior to negotiations. The process is different than the other statutes covered by agency jurisdiction because the parties can waive mediation.

Forty cases were closed during the month of July.

2. Recruitment
Mike reported that three new LRAMs have been hired:



- Dianne Ramerman, who is currently filling the Appeals Administrator position while Charity Atchison is on maternity leave, will transition into a Labor Relations Adjudicator/Mediator position when Charity returns in October.
- Matt Greer will begin on September 10. He comes to us from the Wisconsin Public Employment Relations Commission.
- Page Garcia will begin on September 5. She is currently a staff representative for the Washington Public Employees Association.

Mike is excited to have them all as staff and is glad Dianne has returned to the agency. Two of the hires fill vacancies left by Kenneth Latsch and Katrina Boedecker, and the other fills Joel Greene's position when he was promoted to Field Services Manager.

3. Chairperson Marilyn Glenn Sayan and Executive Director Mike Sellars recently attended the Association of Labor Relations Agencies Conference held in Montreal, Canada. Mike reported that it was a good opportunity to network with other labor relations agencies.
4. Outreach
 - Mike recently met with Rick Hall, the new director of the Office of Financial Management's Labor Relations Division. They had a lengthy conversation about bargaining.
 - Mike will meet with Washington State Council of County and City Employees leadership on Thursday, August 16, 2012. He will meet with Chris Dugovich and Pat Thompson at their office in Everett.
 - Mike has been trying to reach Jim Fotter at the Washington Education Association to discuss teacher mediations. The one district that was being watched has reached agreement on their contract.
5. Steve Irvin and Jessica Bradley have spent much of their time lately mediating with several different employers and unions in Yakima.
6. Mike reported that expectations for the Personnel Development Plan (PDP) are being done. He will finish this month.
7. One arbitration case this month requested a panel of staff arbitrators.
8. Mike extended kudos to Lisa Hartrich for issuing her interest arbitration award one day before the mandatory date. The case involved ferry staffing levels at the Department of Transportation Ferries Division where the parties agreed to arbitration with an expedited transcript, but needed a decision by August 8th.
9. The Red List (cases ready for decision more than 90 days) is longer than Mike wants, but one case will issue today, one is being worked on, and one involved a nine-day hearing. There were four cases on the Yellow List (cases ready for decision 45 to 89 days).
10. Dispute Resolution Panel

The Commission reviewed and unanimously approved the application of Kenneth Pedersen to the Dispute Resolution Panel.

COMPLIANCE DOCKET

There were no cases to report on the Compliance Docket.

COURT DOCKET

Appeals Administrator Dianne Ramerman reviewed the pending cases for the Commission.

Mason County, Cases 22424-U-09-5723, 22425-U-09-5724, 22426-U-09-5725, and 22427-U-09-5726. There are two separate appeals/causes in Thurston County Superior Court involving these cases. We have received a copy of the proposed orders affirming the Commission in these cases.

State – Language Access Providers, Case 23334-E-10-3570, is a new appeal filed in King County Superior Court. Trial is scheduled for February 25, 2013.

ADJOURNMENT

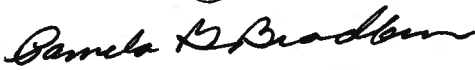
There being nothing further to come before the Commission, the public meeting was adjourned.

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:


MICHAEL P. SELLARS
Executive Director



STATE OF WASHINGTON

PUBLIC EMPLOYMENT RELATIONS COMMISSION

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MINUTES

September 11, 2012

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 201, Kirkland, Washington.

Those present and participating:

Marilyn Glenn Sayan, Chairperson
Pamela G. Bradburn, Commissioner
Thomas W. McLane, Commissioner
Michael P. Sellars, Executive Director
Majel C. Boudia, Confidential Secretary
Dianne Ramerman, Appeals Administrator
David I. Gedrose, Compliance Officer (via telephone)

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held August 14, 2012, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Mike Sellars reported on hiring.
 - Dianne Ramerman will transition to a full-time Labor Relations Adjudicator/Mediator position when Charity Atchison returns to work (from maternity leave) in October or November.
 - Paige Garcia joined the staff on September 5th and Matt Greer joined the staff on September 10th. Both attended the LRAM meeting yesterday.
2. Case filings continue to be high: August filings (91) were considerably higher than July (69). August closures (73) were also considerably higher than July (40).

There were four Commission decisions and five Executive Director decisions issued in August.



3. Mike reported he began working through multiple requests for interest arbitration filed by most unions involving the Department of Transportation – Ferries Division. The new process is a work in progress.

Mike reported that in many of the unfair labor practice cases filed in marine cases, the parties have regularly requested a Settlement Mediator. Mike also reported that the Marine Division Commissioners issued their first decision on September 4, 2012, since becoming a division of PERC.

4. During August, staff worked through labor issues involving school districts and the Washington Education (WEA). The Burlington Edison School District requested mediation on August 30th. Jamie Siegel was assigned a mediator. She met with the parties on Friday, and a deal was reached on Tuesday, September 4th. The union complimented Jamie on her mediation skills.
5. Mike indicated he will work with the WEA to receive better information on bargaining units: Is your contract expiring? Where are you in negotiations? The PERC mission is to minimize problems to prevent labor strife. Commissioner Bradburn noticed a nice increase in settlement cases.
6. Mike reported that Jessica Bradley has been working with Pacific County dispatchers and jailers in mediation. Although a strike vote was taken in August, she met last week and Sunday, and reached a settlement on Sunday night. Mike extended kudos to Jessica.
7. The agency budget for 2013-15 was submitted to OFM yesterday.
8. The Red List (cases ready for decision more than 90 days) is longer than Mike wants, although decisions in three of these cases should be issued this week or very soon. There were three cases on the Yellow List (cases ready for decision 45 to 89 days).
9. Mike reported that Emily Whitney, Erin Slone-Gomez, and Casey King are all carrying their own caseload. He also reported that Casey recently married, and staff honored the couple at an event yesterday.
10. There was no Legislative Report.
11. Dispute Resolution Panel
The Commission reviewed and unanimously approved the application of Jeff Minckler to the Dispute Resolution Panel.

COMPLIANCE DOCKET

Compliance Officer David Gedrose reviewed the Compliance Docket:

City of Vancouver, Case 24198-U-11-6198. Mr. Gedrose reviewed the case and the posting requirement in detail. Although the parties were ordered to process grievances, they confirmed

there were no grievances to process. All employees were made whole. Following final review, the Commission unanimously accepted compliance. The case will now be closed.

Clark County, Case 24074-U-11-6157. Mr. Gedrose reviewed the case. The Commission unanimously accepted compliance. The case will now be closed.

COURT DOCKET

Appeals Administrator Dianne Ramerman reviewed the pending cases for 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 cases before the Commission.

PUBLIC EMPLOYMENT RELATIONS COMMISSION


MARILYN GLENN SAYAN, Chairperson


PAMELA G. BRADBURN, Commissioner


THOMAS W. McLANE, Commissioner

ATTEST:


MICHAEL P. SELLARS
Executive Director



STATE OF WASHINGTON

PUBLIC EMPLOYMENT RELATIONS COMMISSION

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MINUTES

October 9, 2012

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
Michael P. Sellars, Executive Director
Majel C. Boudia, Confidential Secretary
Dianne Ramerman, Appeals Administrator

Also present and participating:

Herb Harris, Washington Federation of State Employees
Page Garcia, Labor Relations Adjudicator/Mediator
Matt Greer, Labor Relations Adjudicator/Mediator

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held September 11, 2012, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Mike Sellars reported that Dianne Ramerman will transition to a full-time Labor Relations Adjudicator/Mediator (LRAM) position as Charity Atchison transitions back to work as Appeals Administrator this month. Dianne has been observing cases assigned to other LRAMs as well. Chairperson Sayan thanked Dianne Ramerman for returning to the agency to assist the Commission while Charity was on maternity leave and to help maintain momentum.
2. Our newest LRAMs, Page Garcia and Matt Greer, attended the meeting and were introduced to the Commission and Mr. Harris. Mike reported that Page and Matt are observing other LRAMs in the field. All LRAMs are happy the agency is now fully staffed.



In September, Mike attended the Washington Association of Public Employer Labor Relations Association (WAPELRA) Conference in Chelan. Mike received feedback from our clientele, of which most was complimentary.

3. Association of labor Relations Agencies (ALRA): Mike reported that Chairperson Marilyn Glenn Sayan was invited to attend the fall meeting of the ALRA Executive Board. Our agency has been asked to host the 2014 conference. Commissioners Bradburn and McLane approved Chairperson Sayan's travel to Washington, DC to meet with other ALRA past presidents.
4. Mike was pleased to announce that the Interagency Committee of State Employed Women (ICSEW) presented their Visionary Award to Jessica Bradley at the committee's July 2012 transition meeting. The Commissioners extended their congratulations to Jessica for receiving this honor.
5. Case filings for September slowed down. There were 58 cases opened during the month, which was below the five year average. Bargaining of state contracts is at its peak in September, plus 18 bargaining units eligible for interest arbitration must have their contracts negotiated and/or complete the interest arbitration process prior to October 1st of each year. We will continue to track the spread.
6. Sixty-eight cases were closed in September. The average number of days a case is open is 186.9.
7. There were two cases on the Red List (cases ready for decision more than 90 days). There were six cases on the Yellow List (cases ready for decision 45 – 89 days). Mike is watching these cases to avoid them moving to the Red List.
8. The Commission discussed meeting dates for 2013. The Commission will continue this discussion at the November meeting.
9. Mike reported that he has received all interest arbitration awards involving the Department of Transportation, Ferry Division, and they are available for review on the agency website. We have not yet received the awards involving the two Washington State Patrol cases (WSPTA and WSPLA) or the Individual Providers (home care providers).

COMPLIANCE DOCKET

There were no cases to report.

COURT DOCKET

Appeals Administrator Dianne Ramerman reviewed the pending cases for the Commission. Several cases may be resolved in settlement discussions.

Mason County, Cases 22423-U-09-5722, 22424-U-09-5723, 22425-U-09-5724, 22426-U-09-5725, and 22427-U-09-5726. Ms. Ramerman reported that the judge (Judge Sutton) has signed orders in both causes affirming the Commission on August 2, 2012.

Everett Community College, Case 23327-U-10-5942. The employer appealed to Snohomish County Superior Court on October 3, 2012.

City of Vancouver, Case 22840-U-90-5829. The employer has filed a motion for discretionary review.

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 cases before the Commission.

PUBLIC EMPLOYMENT RELATIONS COMMISSION


MARILYN GLENN SAYAN, Chairperson



PAMELA G. BRADBURN, Commissioner


THOMAS W. McLANE, Commissioner

ATTEST:


MICHAEL P. SELLARS
Executive Director



STATE OF WASHINGTON

PUBLIC EMPLOYMENT RELATIONS COMMISSION

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MINUTES

November 13, 2012

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
Michael P. Sellars, Executive Director
Majel C. Boudia, Confidential Secretary
Charity Atchison, Appeals Administrator
Dianne Ramerman, Appeals Administrator

MINUTES OF PREVIOUS MEETING

The minutes of the meeting held October 9, 2012, were adopted as presented.

REPORT OF THE EXECUTIVE DIRECTOR

1. Executive Director Mike Sellars reported that case filings dropped off considerably in September, but the filings were up again in October. There were 89 cases filed in October, including 30 contract mediation cases. The case statistics were reviewed. A new box on this sheet reports the median and mode for average days open for cases closed and cases still open.
2. The Commission reviewed the list of decisions issued during the month of October and the number of days it took to process each case.
3. The Red List (cases ready for decision more than 90 days) and Yellow List (cases ready for decision 45 – 89 days) were reviewed. There were 6 cases on the Red List. Mike said the agency is trying to get 80% of the decisions issued within 90 days. Some of the Red List cases stem from multiple day hearings.



4. Outreach: Mike recently met with the League of Education Voters in Seattle regarding the basics of bargaining.
5. Marine Division: We are in the process of scheduling meetings with each of the ferry unions. We hope to have this completed by the end of the year.
6. Legislature: We will reach out to schedule meetings with the Legislature and committees as we get closer to January.

COMPLIANCE DOCKET

Compliance Officer David I. Gedrose reported on the following cases:

State – Corrections, Case 23325-U-10-5941. The Compliance Officer reviewed the case. All compliance requirements have been met and Mr. Gedrose recommended acceptance of compliance. The Commission unanimously accepted compliance. The case will now be closed.

Washington State University, Case 24174-U-11-6189. Mr. Gedrose reviewed the case. All compliance requirements have been met, and Mr. Gedrose recommended acceptance of compliance. The Commission unanimously accepted compliance. The case will now be closed. Commissioner McLane recused himself from this case.

COURT DOCKET

Appeals Administrator Charity Atchison reviewed the pending cases for the Commission and offered updated information where available.

Mason County, Cases 22423-U-09-5722, 22424-U-09-5723, 22425-U-09-5724, 22426-U-09-5725, and 22427-U-09-5726. These cases have been moved to the Compliance Docket.

Community Transit, Case 22100-U-08-5632. Supplemental briefs are due November 20, 2012.

Yakima County, Case 21632-U-08-5519. Oral argument is scheduled for November 27, 2012.

University of Washington, Case 22273-U-09-5681. Trial briefs were filed October 22, 2012. Trial is scheduled for December 7, 2012.

King County, Case 24299-U-11-6225. Trial has been moved to November 11, 2013.

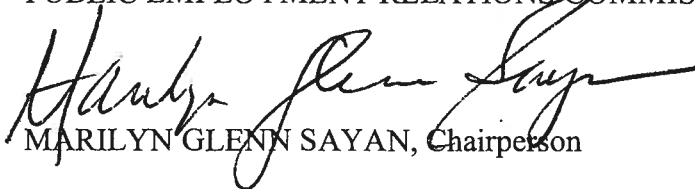
ADJOURNMENT


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 cases before the Commission.

PUBLIC EMPLOYMENT RELATIONS COMMISSION


MARILYN GLENN SAYAN, Chairperson


PAMELA G. BRADBURN, Commissioner


THOMAS W. McLANE, Commissioner

ATTEST:


MICHAEL P. SELLARS
Executive Director