

STATE OF CONNECTICUT
LABOR DEPARTMENT

CONNECTICUT STATE BOARD OF LABOR RELATIONS

In the matter of	:	
TOWN OF SEYMOUR	:	Case No. ME-1541
- and -	:	Decision No. 737
COUNCIL 4, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO	:	Decided February 6, 1967

A P P E A R A N C E S:

For the Municipal Employer: Ernest H. Culverwell, First Selectman
Bennett Upson, Selectman
William J. Cousins, Town Attorney

For the Petitioner: William Czuckrey, Executive Director

DECISION

and

CERTIFICATION OF REPRESENTATIVE

Statement of the Case

On December 28, 1966, Council 4, American Federation of State, County and Municipal Employees, AFL-CIO, hereinafter called the Petitioner, filed with the Connecticut State Board of Labor Relations, hereinafter called the Board, a petition alleging that a question or controversy had arisen concerning the representation of all non-supervisory employees of the Seymour Highway Department, including garage mechanics and Town Hall custodial workers, excluding temporary and seasonal employees, of the Town of Seymour, hereinafter called the Municipal Employer. The petition requested the Board to investigate such controversy and certify to the parties the name of the representative that has been designated or selected by said employees for collective bargaining purposes, pursuant to Section 7-471 of the Municipal Employee Relations Act, hereinafter called the Act.

On January 16, 1967, a conference arranged by the Agent of the Board was held in Seymour, Connecticut. In addition to Daniel J. Gallagher, acting for the Agent, the above-named persons appeared and participated in the conference.

At the conference the parties approved, and on January 23, 1967, executed, a written agreement which, in part, provided that:

A question had arisen concerning representation of employees of the Municipal Employer within the meaning of Section 7-471 of the Act;

The public hearing on the issues raised by the petition be dispensed with;

All non-supervisory employees of the Seymour Highway Department including garage mechanics and Town Hall custodial workers, excluding temporary and seasonal employees, constitute a unit appropriate for the purposes of collective bargaining with respect to wages, hours and other conditions of employment within the meaning of Section 7-471 of the Act, and the Board may so find;

All employees within said appropriate unit who were in the employ of the Municipal Employer on December 28, 1966, and who are employed at the time of the election shall be eligible to vote in the election agreed upon;

An election by secret ballot be conducted under the supervision of the Board, at a time and place to be fixed by it, among the eligible employees within the said appropriate unit; and

If a majority of the eligible employees voting in said election shall indicate their desire to be represented by the Petitioner for the purposes of collective bargaining, the Board may certify that the Petitioner has been duly designated and is the exclusive representative of all the employees within said appropriate unit for the purposes of collective bargaining, within the meaning of Section 7-471 of the Act.

Pursuant to the agreement of the parties, an election by secret ballot was conducted under the supervision of the Board on January 30, 1967, in Seymour, Connecticut. The result of the election was as follows:

Number of ballots cast	12
Number of votes IN FAVOR of representation	9
Number of votes NOT IN FAVOR of representation	3

Copies of Report upon Secret Ballot were served on the parties at the close of the election. No exceptions have been filed to the Report.

Since the parties have agreed that the unit is appropriate, the Board's action herein is not to be taken as a precedent as to what unit it would find appropriate in the absence of such an agreement. The Board does, however, find that the unit agreed upon is not inconsistent with the purposes of the Act.

CERTIFICATION OF REPRESENTATIVE

By virtue of and pursuant to the power vested in the Connecticut State Board of Labor Relations by Section 7-471 of the Municipal Employee Relations Act, it is hereby

CERTIFIED that Council 4, American Federation of State, County and Municipal Employees, AFL-CIO, has been designated as the representative for the purposes of collective bargaining by the majority of all non-supervisory employees of the Seymour Highway Department including garage mechanics and Town Hall custodial workers, excluding temporary and seasonal employees of the Town of Seymour, and that said Petitioner is the exclusive representative of all said employees for the purposes of collective bargaining with respect to wages, hours and other conditions of employment.

CONNECTICUT STATE BOARD OF LABOR RELATIONS

By

Heming James, Jr.
Chairman

Jonathan M. Caffery
Member

TO:

Ernest H. Culverwell, First Selectman
Town of Seymour
1 First Street
Seymour, Connecticut

Certified 4/18/57
(RRR)

William J. Cousins, Esq.
129 Church Street
New Haven, Connecticut

Council 4, American Federation of State,
County and Municipal Employees, AFL-CIO
22 Church Street, New Haven

Certified (RRR) 4/18/53