

STATE OF R.I. ISLAND
BEFORE THE STATE LABOR RELATIONS BOARD

In the MATTER of :
: CITY OF CENTRAL FALLS Employer :
: - and - : CASE NO. EE-3262
: COUNCIL 94, AFSCME, AFL-CIO :
: Petitioner :

D E C I S I O N

- and -

O R D E R

The above matter came on to be heard on a request by Council 94 to merge the employees in bargaining units EE-1711 and EE-1897. After informal conferences could not resolve the matter, a Formal, Stenographic Hearing was held on May 30, 1980. The petitioner, hereinafter referred to as the Union, presented evidence indicating that the majority of employees in the respective bargaining units clearly had indicated their intention to merge with one another. There was also evidence indicating that such a merger would merge employees of the same employer and that such a merger would also combine employees with a community of interest.

Counsel for the City of Central Falls cross-examined, at length and questioned the substance of Union Exhibit #1, which exhibit tended to show what had occurred at a general membership meeting of February 5, 1980, wherein a vote was taken to merge the two units. Other than that, the employer produced no documentary evidence nor testimonial evidence to show cause why the two units should not be merged.

This Board feels that the Union proved, by a fair preponderance of the credible evidence, that there is a sufficient showing of interest between the two bargaining units, along with a showing of a community of interest among the employees involved to warrant

this Board in ordering that such a merger between the two units take place.

Wherefore, on the basis of the foregoing, this Board makes the following Findings of Fact.

FINDINGS OF FACT

1. The City of Central Falls is a municipal corporation, duly organized under the Constitution and the General Laws of Rhode Island, with its place of business at the Central Falls City Hall, 580 Broad Street, Central Falls, Rhode Island.
2. Council 94, AFSCME, AFL-CIO is a labor organization which exists and is constituted for the purpose, in whole or in part, of collective bargaining and of dealing with employers concerning grievances or other mutual aid or protection.
3. The merger of EE-1711 and EE-1897 combines employees of the same employer.
4. That the merger of EE-1711 and EE-1897 combines employees, which employees are represented by the same collective bargaining organization.
5. The employees involved have a community of interest with each other.
6. Such a merger removes the need for duplicity of negotiations with the employer.
7. Such a merger clearly reflects the objectives contained in Rhode Island General Laws 28-7-12 and 28-7-14.
8. That the new unit which is now known as Certification No. EE-3262, is an appropriate unit for the purposes of collective bargaining.
9. That, from the date of this Order, the heretofore separate units shall be one unit as petitioned for and shall now be known as Certification No. EE-3262.
10. That the employer has not demonstrated, by any credible

evidence, a valid reason against such a merger.

11. That the combining of the two units into one larger unit does not disrupt the collective bargaining process between the employer and the union.

12. That the Board finds as a fact that the combining of the two units into one larger unit is in the best interest of the employees concerned.

CONCLUSIONS OF LAW

That the bargaining units previously known as EE-1711 and EE-1897 are merged into one unit, which unit is an appropriate unit for the purposes of collective bargaining, which shall be known as Certification No. EE-3262

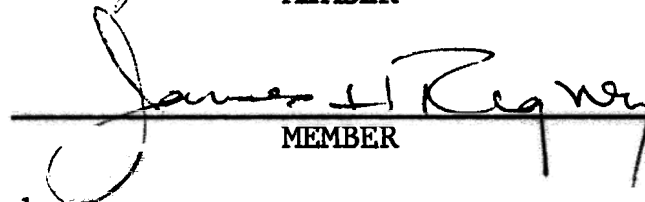
ORDER

The Board herein Orders the merger of EE-1711 and EE-1897 into one unit known as Certification No. EE-3262, effective immediately, for the purposes of collective bargaining.

RHODE ISLAND STATE LABOR RELATIONS BOARD

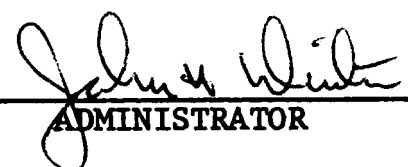

CHAIRMAN


MEMBER


MEMBER

Entered as Order
of the Rhode Island
State Labor Relations
Board

DATED: June 11, 1980

BY: 
ADMINISTRATOR

STATE OF RHODE ISLAND
BEFORE STATE LABOR RELATIONS BOARD

In the MATTER of
CITY OF CENTRAL FALLS

Employer

- and -

: CASE NO. EE-1711

RHODE ISLAND PUBLIC EMPLOYEES
COUNCIL 70 AFSCME AFL-CIO

Petitioner :

CERTIFICATION OF REPRESENTATIVES

Pursuant to a Consent Election by and between the City of Central Falls (all employees employed by the Department of Public Works including custodians in the City Hall and Police Department, excluding Supervisors and professional employees employed in the Division of Engineering in the Department of Public Works) and the Rhode Island Public Employees Council 70 AFSCME AFL-CIO, the Rhode Island State Labor Relations Board held an election on June 5, 1967, by Comparison of Signatures of: All employees employed by the Department of Public Works including custodians in the City Hall and Police Department, excluding Supervisors and professional employees employed in the Division of Engineering in the Department of Public Works.

On the basis of the Comparison of Signatures of said employees as aforesaid, the Rhode Island Public Employees Council 70 AFSCME AFL-CIO, has been designated by a majority of said employees of the City of Central Falls (all employees employed by the Department of Public Works including custodians in the City Hall and Police Department, excluding Supervisors and professional employees employed in the Division of Engineering in the Department of Public Works), as their bargaining representative.

The Rhode Island State Labor Relations Board by virtue of and pursuant to the powers vested in said Board by Section 28-7-16, of the General Laws of Rhode Island, 1956, entitled State Labor Relations Act, it is hereby:

CERTIFIED, that the Rhode Island Public Employees Council 70 AFSCME AFL-CIO has been designated and selected by a majority of: All employees employed by the Department of Public Works including custodians in the City Hall and Police Department, excluding Supervisors and professional employees employed in the Division of Engineering in the Department of Public Works of the City of Central Falls, as their sole representative for the purpose of collective bargaining and that pursuant to the provisions of Section 28-7-16 of the Act, Rhode Island Public Employees Council 70 AFSCME AFL-CIO is the exclusive bargaining representative of said employees for the purposes of collective bargaining with respect to rates of pay, hours of employment and other conditions of employment.

RHODE ISLAND STATE LABOR RELATIONS BOARD

Harry T. Bell
CHAIRMAN

Armond E. Ruiz
MEMBER

Samuel J. Goffman
MEMBER

DATED: June 12, 1967
Providence, R. I.
TO: City of Central Falls

STATE OF RHODE ISLAND
BEFORE STATE LABOR RELATIONS BOARD

		x	
		x	
	In the MATTER of	x	
		x	
City of Central Falls	Employer	x	
		x	
- and -		x	CASE NO. EE- 1897
		x	
		x	
American Federation State County Municipal Employees, Council 70, AFL-CIO	Petitioner	x	
		x	

CERTIFICATION OF REPRESENTATIVES

Pursuant to a Consent Election by and between **City of Central Falls and American Federation State County Municipal Employees, Council 70, AFL-CIO**
the Rhode Island State Labor Relations Board held an election on **June 10, 1970**
by secret ballot of **all clerks and custodians employed by the City of Central Falls excluding the Mayor's secretary, clerks and custodians working for the Central Falls School Department**

On the basis of the election of said employees as aforesaid, the **American Federation State County Municipal Employees, Council 70, AFL-CIO**
has been designated by a majority of said employees of **City of Central Falls**
as their bargaining representative.

The Rhode Island State Labor Relations Board by virtue of and pursuant to the powers vested in said Board by 28-7-16, General Laws of Rhode Island, 1956, it is hereby:
American Federation State County Municipal Employees Council 70, AFL-CIO
CERTIFIED, that the **Council 70, AFL-CIO**
has been designated and selected by a majority of the **clerks and custodians employed by the City of Central Falls excluding the Mayor's secretary, clerks and custodians working for the Central Falls School Department**

as their sole representative for the purpose of collective bargaining and that pursuant to the provisions of 28-7-16, (1) of the Act, the **American Federation State County Municipal Employees, Council 70, AFL-CIO**
is the exclusive bargaining representative of said employees for the purposes of collective bargaining with respect to rates of pay, hours of employment and other conditions of employment.

RHODE ISLAND STATE LABOR RELATIONS BOARD

CHAIRMAN
Samuel C. Agard
MEMBER
Armand E. Reutz
MEMBER

Dated: Providence, R. I.
June 16, 1970

TO: **Luc LaBrosse, City Solicitor**
Warren Olson, Acting Director, AFSCME, Co. 70, AFL-CIO