

IN THE MATTER OF A PETITION FOR
DETERMINATION OF THE APPROPRIATE
UNIT AND CERTIFICATION AS EXCLUSIVE
REPRESENTATIVE

July 6, 2023

AFSCME Council 65, St. Cloud, Minnesota
- and -
Ely Housing and Redevelopment Authority, Ely, Minnesota

BMS Case No. 23PCE2597

DETERMINATION OF APPROPRIATE UNIT
AND
CERTIFICATION OF EXCLUSIVE REPRESENTATIVE ORDER

INTRODUCTION

On June 1, 2023, the State of Minnesota, Bureau of Mediation Services (Bureau), received a petition filed by AFSCME Council 65, St. Cloud, Minnesota (Union). The petition requested determination of an appropriate unit and certification as exclusive representative for certain employees of the Ely Housing and Redevelopment Authority, Ely, Minnesota (Employer).

AGREEMENTS OF THE PARTIES

Correspondence submitted to the Bureau demonstrated the parties' agreeance to the following:

1. The description of the bargaining unit.
2. The employees included within the bargaining unit.
3. The Bureau should conduct a card check among the eligible employees based upon the list of employees submitted by the Employer.
4. If the Union has submitted the required showing of interest, the Bureau should certify the Union as the exclusive representative for the employees of the Employer falling within the agreed to bargaining unit.

ISSUES

1. Are the agreements of the parties appropriate?
2. Has the Union submitted the required showing of interest, through valid authorization cards substantiating majority support, to warrant certification without the necessity of a mail ballot election?

FINDINGS AND ORDERS

1. The agreements of the parties are appropriate.
2. A card check was conducted by the Bureau and the results of the card check found that the Union has submitted the required showing of interest, through valid authorization cards substantiating majority support, to warrant certification as the exclusive representative for the employees falling within the agreed to bargaining unit.
3. AFSCME Council 65, St. Cloud, Minnesota, is certified as the exclusive representative for all employees falling within the following appropriate unit:

All employees employed by the Ely Housing and Redevelopment Authority, Ely, Minnesota, who are public employees within the meaning of Minn. Stat. 179A.03, subd. 14, excluding supervisory and confidential employees.

4. The Notice of Maintenance of Status Quo issued by the Bureau on June 1, 2023, is hereby vacated.

STATE OF MINNESOTA
Bureau of Mediation Services

JOHNNY J. VILLARREAL
Commissioner

/s/ SHAINA-MARIE STEVENSON
Representation Specialist

cc: Joe Hiller
Jo Musel Parr
Amanda Metsa

POSTING

THE EMPLOYER SHALL MAKE COPIES OF THIS ORDER AND ANY ATTACHMENTS UPON RECEIPT AND POST AT THE WORK LOCATION(S) OF ALL INVOLVED EMPLOYEES FOR NO LESS THAN 14 DAYS.