

BEFORE THE PUBLIC EMPLOYEE RELATIONS BOARD
OF THE STATE OF KANSAS

Riley County Fraternal Order)
of Police (F.O.P.) Lodge #17,)
Petitioner,)
)
v.) Case No(s): 75-UDC-4-1996
)
Riley County Police Department,)
Respondent.)
_____)

ORDER
(Summary Proceeding Pursuant to K.S.A. 77-537)

ON the 13th day of February, 1996, a Unit Determination Order was entered in the above-captioned case establishing a bargaining unit comprised of the following classification:

INCLUDE: Police Officer
Police Sergeant
Corrections Officer
Corrections Sergeant Records Clerk
Dispatchers
Technicians
Secretaries
Parking Control
Cook
Custodian

EXCLUDE: Director
Assistant Director
Captains
Lieutenants
Executive Secretary
Administrative Services Secretary

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Finance Technician
Manager of Computers
All managerial, confidential, supervisory and other employees not specifically included above.

It has been brought to the attention of the Public Employee Relations Board that the positions of Corrections Sergeant Records Clerk, Dispatchers, Technicians, Secretaries, Parking Control, Cook and Custodian are not "uniform police employees", as required by K.S.A. 1995 Supp. 75-4327(f).

K.S.A. 1995 Supp. 75-4327 (f) states in part:

"A recognized employee organization shall not include...(2) uniform police employees and public property security guards with any other public employees, but such employees may form their own separate homogenous units;..."

Since the established bargaining unit is contrary to Kansas law, the following positions are hereby removed:

Corrections Sergeant Records Clerk
Dispatchers
Technicians
Secretaries
Parking Control
Cook
Custodian

THEREFORE, the Board finds that the bargaining unit for the Riley County Police Department, case number 75-UDC-4-1996, shall henceforth be composed of the following classifications:

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INCLUDE: Police Officer
Police Sergeant
Corrections Officer

EXCLUDE: Corrections Sergeant Records Clerk
Dispatchers
Technicians
Secretaries
Parking Control
Cook Custodian
Director
Assistant Director
Captains
Lieutenants
Executive Secretary
Administrative Services Secretary
Finance Technician
Manager of Computers
All managerial, confidential, supervisory and other employees not specifically included above.

IT IS SO ORDERED this 5th day of August, 1996.



George M. Wolf, Executive Director
Public Employee Relations Board
1430 SW Topeka Blvd., Third Flr.
Topeka, KS 66612-1853
(913) 368-6224

RIGHT TO REQUEST HEARING

This is a summary proceeding pursuant to K.S.A. 77-537. A party may request a hearing on the order by filing a request with the presiding officer within fifteen (15) days of service of the Order setting forth the issues to be determined at the hearing.

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Failure to request a hearing will result in the Order becoming effective upon expiration of the time for requesting a hearing.

CERTIFICATE OF MAILING


I, Sharon L. Tunstall, Office Specialist for the Public Employee Relations Board, of the Kansas Department of Human Resources, hereby certify that on the 5th day of August, 1996, a true and correct copy of the above and foregoing Order was deposited in the U. S. Mail, first class, postage prepaid, addressed to:

Rod Cook, President
Riley County FOP Lodge #17
P. O. Box 362
Manhattan, KS 66502

Richard Kellogg, Representative
Riley County FOP Lodge #17
5616 W. 104th Ave.
Riley, KS 66531

James M. Kaup, Attorney
Riley County Police Department
c/o LOGAN RILEY CARSON & KAUP, L.C.
700 Jackson Street, Jayhawk Tower Bldg.
Roof Garden Suite
Topeka, KS 66603

Alvan D. Johnson, Director
Riley County Police Department
600 Colorado
Manhattan, KS 66502


Sharon L. Tunstall