



**Oklahoma Public Employees Relations Board
Minutes of February 13, 2014
REGULAR MEETING
9:30 a.m.**

**Oklahoma Department of Agriculture Food & Forestry Building
2800 North Lincoln – First Floor Board Room
Oklahoma City, Oklahoma 73105**

Approved July 10, 2014

Pursuant to the legal notice required by the Oklahoma Open Meeting Act, including the posting of notice and agenda required by the terms thereof, the Public Employees Relations Board (PERB) met at the Oklahoma Department of Agriculture Food & Forestry Building, First Floor Board Room, 2800 North Lincoln Boulevard, Oklahoma City, Oklahoma.

Agenda Item I - Call to Order

Chair Robert McCampbell called the meeting to order at 9:45 a.m.

Members present were Chair Robert McCampbell, Greg Buckley, Ms. Wycoff, Ms. Perry and Gary Chilton. Also in attendance were Bryan Neal, AAG and Counsel to the Board, PERB Administrator Debbie Tiehen, Union Representative Steve Hickman and Representative for the City of Coweta, David Weatherford

Agenda Item II – Announcement of Open Meetings Act and Authority

Chair McCampbell confirmed that the Open Meetings Act was followed and the meeting would continue.

Chair McCampbell asked Ms. Tiehen to call the roll.

Ms. Wycoff – yes Mr. Buckley – here Ms. Perry – yes Mr. Chilton – here
Chair McCampbell – yes

Agenda Item III – Approval of Minutes

Mr. Buckley made a motion to approve the minutes of the PERB Meeting held 10-10-2013. Ms. Perry seconded the motion and a vote was taken.

Ms. Wycoff – aye Mr. Buckley – aye Ms. Perry – aye Mr. Chilton – aye
Chair McCampbell – aye

Motion passed, minutes approved.

Agenda Item IV - Public Employees Relations Board Case No. 2013-ULPC-527, International Association of Fire Fighters (IAFF), Local 3483 v. City of Coweta concerning City's Motion for Summary Judgment and any related matters or motions.

The Board called for appearances; Steve Hickman for the Union and David Weatherford for the City.

Before oral argument began, Chair McCampbell announced on record that he had spoken with the parties before the meeting about his involvement as a Representative on an unrelated case, Coats v. Fallin, and that one of the Petitioners was a member of the Professional Fire Fighters of Oklahoma (PFFO). He explained that he had visited the PFFO's website and discovered there was an affiliation between the PFFO and IAFF, but stated that he saw no conflict with proceeding with the case. He then gave the parties a chance to express a differing view.

There was no objection from the City, the Union had some concern.

The Board proceeded to hear oral argument.

After oral argument and questions from the Board, Ms. Wycoff moved to enter into executive session, Mr. Chilton seconded the motion, the motion passed and the vote was:

Ms. Wycoff – aye Mr. Buckley – aye Ms. Perry – aye Mr. Chilton – aye
Chair McCampbell – aye

(Executive Session)

Back into open session by unanimous vote, Ms. Wycoff moved to Deny the City's Motion for Summary Judgment, Ms. Perry seconded the motion and a vote was taken:

Ms. Wycoff – aye Mr. Buckley – aye Ms. Perry – aye Mr. Chilton – aye
Chair McCampbell – aye

Motion passed.

Chair McCampbell noticed that in the IAFF's Response, Mr. Hickman had alleged the City committed an Unfair Labor Practice (ULP) and asked the Board issue a Cease and Desist Order. The Board determined this was a Cross Motion for Summary Judgment by the Union.

Chair McCampbell asked Mr. Hickman if he had a disagreement with considering his plea as a Cross Motion for Summary Judgment.

Mr. Hickman indicated that he had no disagreement.

Chair McCampbell asked Mr. Weatherford if he had any responses or contested facts concerning the Cross Motion for Summary Judgment.

Mr. Weatherford responded that it made sense to treat it as a Cross Motion.

Ms. Wycoff moved to Grant the Union's Cross Motion for Summary Judgment and issue a Cease and Desist Order to the City to no longer require post grievance statements from Union Members, Ms. Perry seconded the motion and a vote was taken:

Ms. Wycoff – aye Mr. Buckley – aye Ms. Perry – aye Mr. Chilton – aye
Chair McCampbell – aye

Motion passed.

Agenda V. - PERB Case No. 2013-ULPC-528, IAFF, Local 176 v. City of Tulsa concerning City's Motion to Dismiss.

Chair McCampbell announced that PERB Case No. 2013-ULPC-528 was Continued on a Joint Motion by the parties.

Agenda VI. – PERB Case No. 2013-DC-12443FF, the Decertification Election of the IAFF, Local 4870 in the City of Lindsay.

Ms. Tiehen reported a majority vote for the Decertification of the IAFF, Local 4870 in the City of Lindsay.

Mr. Buckley moved to Decertify the IAFF, Local 4870, Ms. Perry seconded the motion and a vote was taken:

Ms. Wycoff – aye Mr. Buckley – aye Ms. Perry – aye Mr. Chilton – aye
Chair McCampbell – aye

Chair McCampbell signed the Decertification Certificate of the IAFF, Local 4870.

Agenda Item VII. – Final Adoption of PERB’s Proposed Rules.

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Mr. Buckley moved to adopt PERB’s Proposed Rules as amended, Ms. Wycoff seconded the motion and a vote was taken:

Ms. Wycoff – aye Mr. Buckley – aye Ms. Perry – aye Mr. Chilton – aye
Chair McCampbell – aye

Agenda Item VIII. Administrator’s Report of recent case activity.

Ms. Tiehen reported new filings and added that one case is docketed in May and two in June.

Ms. Wycoff asked Ms. Tiehen why cited cases have not been attached to briefs.

After a brief discussion on parties’ omission to attach cited cases to their briefs outside of Oklahoma Cases, Chair McCampbell directed Ms. Tiehen to write a letter or email reminding all parties to attach these cases.

Agenda Item IX. – Announcement of next PERB Board Meeting.

The Board decided to have the next Regular Board Meeting May 8th, 2014 and cancel the meetings in March and April.

The meeting was adjourned at 11:13 a.m.