

STATE OF OHIO
STATE EMPLOYMENT RELATIONS BOARD

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RELATIONS BOARD

2007 APR -4 A 11: 29

In the Matter of Fact-Finding Between }
Professionals Guild of Ohio }
and } Case No. 06-MED-07-0803
Montgomery County Job and Family Services } Case No. 06-MED-07-0804
Division of Children Services }

On behalf of the Union

Charles W. DeGrove
Katherine Cox
Chauncey Mason
Joseph Atkinson
Eric Kanthak
Kathy Hammond
James Williams
Deborah Wilson-Robinson

On behalf of the Management

Brian M. Wakefield, Esq.
Taft, Stettinius & Hollister LLP
Stephanie Echols
David J. Hess
Darlene Hoskins

Before Richard J. Colvin, Fact-Finder

3332 Ravine Place
Maineville, Ohio 45039-8714
513-770-3218

Introduction

A hearing was convened on both March 14 and 15 2007 in the City of Dayton, Ohio. At the opening of the hearing, the parties stated that they had reached mutual agreement on all open issues other than that of a Successor Clause. They then jointly requested that the Fact-Finder serve in the capacity of Mediator to facilitate their effort to secure a ratified Agreement.

After two days of intense collective bargaining, the parties did reach agreement and the following clause was adopted:

Article 1

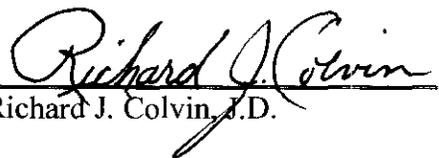
Recognition

“Section 3.

“This Agreement shall be binding upon the successors and assigns of the parties to a change of the organizational structure of the full bargaining-units under Ohio Revised Code 307.98.1. In the event that the Employer decides under Ohio Revised Code 307.98.1 to change the organizational structure of the full bargaining units, the Employer will not interfere with or take a position contrary to Union’s representation status with the State Employment Relations Board (SERB). In addition, the parties agree that they will exercise diligence in complying with Ohio Revised Code 4117 and SERB decisions when addressing determinations over mandatory subjects of bargaining.”

The Agreement was ratified on March 21, 2007 by the bargaining unit and subsequently approved by the Montgomery County Board of County Commissioners: Dan Foley, Deborah A. Lieberman, and Judy Dodge.

April 2, 2007


Richard J. Colvin, J.D.

Richard J. Colvin
Arbitrator

April 2, 2007

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State Employment Relations Board
Edward E. Turner
Administrator, Bureau of Mediation
65 East State Street, 12th Floor
Columbus, Ohio 43215-4213

RE: Case No(s). 06-MED-07-0803 06-MED-07-0804
Professionals Guild of Ohio and Montgomery County Job and
Family Services Division of Children Services

Dear Mr. Turner:

I have enclosed three copies of my Report dated April 2, 2007, concerning the above captioned matter. A copy was served upon the representatives of the parties. by regular mail, since this was not an actual Fact-Finding Report, rather a statement of their initial position and the final conclusion to their collective bargaining process. The Agreement has been ratified by the bargaining unit and approved by the Montgomery Country Board of County Commissioners.

I served as a Mediator, pursuant to the request of the parties.

Very truly yours,

Richard J. Colvin