

PUBLIC EMPLOYEES RELATIONS BOARD

STATE OF OKLAHOMA

Case # 00113

This matter came on for hearing on the 4th day of June, 1986. The Complainant, Local 2788, International Association of Fire Fighters, of Henryetta, Oklahoma appeared by and through Tom Riddle, Labor Consultant, and certain elected officials; the Respondent, City of Henryetta, appeared by and through its counsel of record, Mr. James Lindsey, and certain elected city officials. The PERB heard the testimony of witnesses and the argument of representatives for the parties. The parties have also submitted recommended Findings of Fact and Conclusions of Law, which have been reviewed by the PERB. Based on all of the above, the PERB, at a regularly scheduled meeting on July 22, 1986, finds and rules as follows:

FINDINGS OF FACT

1. That the Respondent's answer to the Complainant's formal request to begin negotiations for the fiscal year 1986-87 was tendered outside the statutorily mandated response period.
2. That negotiations between the parties were commenced on June 3, 1986.
3. That the parties have a history of proceeding informally in the exercise of their rights and responsibilities under 11 O.S. 1981, SS 51-101 et seq. and that more attention should be given to compliance in fact with statutory duties.
4. That there is no evidence indicating a failure to bargain in good faith or indicating that the parties will be unable to reach agreement on a collective bargaining agreement as a result of the Respondent's tardy answer to Complainant's formal request for negotiations.

CONCLUSIONS OF LAW

The Respondent's, City of Henryetta, response to the Complainant's formal request to begin the negotiations is technically violative, by two days, of 11 O.S. 1981, SS 51-105.

Signed at Oklahoma City, Oklahoma

on the 22nd Day of July, 1986

On Behalf of
Public Employees Relations Board

Donald L. Copelin /mc
Donald L. Copelin, Acting Chairman