

DC37 v. City, 10 OCB 48 (BOC 1972) [Decision No. 48-72 (Amend. Cert.)]

OFFICE OF COLLECTIVE BARGAINING  
BOARD OF CERTIFICATION

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In the Matter of

DISTRICT COUNCIL 37, AFSCME,  
AFL-CIO

DECISION NO. 48-72

DOCKET NO. RU-324-72

-and-

THE CITY OF NEW YORK AND RELATED  
PUBLIC EMPLOYERS

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DECISION AND ORDER AMENDING  
CERTIFICATION

On June 6, 1972, District Council 37, AFSCME, AFL-CIO filed a petition requesting amendment of various of its certifications by adding thereto employees in 35 Emergency Employment Act titles<sup>1</sup> including, among others, mental Compliance Aide (E.E.A.) and Environmental Compliance Agent (E.E.A.). This decision is limited to only the aforementioned titles and the related title of Environmental Compliance Aide (E.E.A.-6).<sup>2</sup>

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Employees in Emergency Employment Act titles are employees who, under a federally funded program pursuant to the "Emergency Employment Act of 1971", qualify for jobs in the public service. (See In the Matter of District Council 37, AFSCME, AFL-CIO, etc., Decision No.9-72.)

The Union's request for accretion of the 35 various titles to various certifications bears the above case number. However, by various separate decisions employees were either accreted to, or, based on check-off, included in certifications covering employees sharing a community of interest with the added employees. (See Decisions Nos. 42-72, 47-72, 49-72, 50-72, 51-72, 52-72, 53-72, 54-72, 55-72, 56-72 and 57-72.)

The parties hereto have agreed, and it appears to the satisfaction of the Board, that the subsequently created titles of Environmental Compliance Aide (E.E.A.) and Environmental Compliance Agent (E.E.A.) should be added, by accretion, to Certification CWR-6/67 presently covering Air Pollution Inspectors and Senior Air Pollution Inspectors. It also appears to the Board that employees in the title of Environmental Compliance Aide (E.E.A.-6) share a community of interest with employees in the aforementioned titles and should be included by accretion in the same unit covered by the certification held by the Union and which, as amended herein, we find is appropriate.

NOW, THEREFORE, pursuant to the powers vested in the Board of Certification by the New York City Collective Bargaining Law, it is hereby

ORDERED, that Certification CWR-6/67 be, and the same hereby is, amended to include the titles of Environmental Compliance Aide (E.E.A.), Environmental Compliance Aide (E.E.A.-6) and Environmental Compliance Agent (E.E.A.), and, as amended, such unit shall consist of Environmental Compliance Aides (E.E.A.), Environmental Compliance Aides (E.E.A.-6), Environmental Compliance Agents (E.E.A.), Air Pollution Inspectors and Senior Air Pollution Inspectors

employed by the City of New York and related public employers  
subject to the jurisdiction of the Board of Certification, and  
subject to existing contracts, if any.

DATED: New York, N.Y.  
September 15, 1972

Arvid Anderson  
CHAIRMAN

Walter L. Eisenberg  
MEMBER

Eric J. Schmertz  
MEMBER

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The titles and title code numbers of the employees  
affected by this decision are as follows:

Environmental Compliance Aide (E.E.A.)	03455
Environmental Compliance Aide (E.E.A.-6)	03483
Environmental Compliance Agent (E.E.A.)	03363
Air pollution inspector	31315
Senior Air Pollution Inspector	31335