

DC37 v. City, 10 OCB 49 (BOC 1972) [Decision No. 49-72 (Amend. Cert.)]

OFFICE OF COLLECTIVE BARGAINING
BOARD OF CERTIFICATION

-----X

In the Matter of

DISTRICT COUNCIL 37, AFSCME,
AFL-CIO

DECISION NO. 49-72

-and-

DOCKET NO. RU-324-72

THE CITY OF NEW YORK AND RELATED
PUBLIC EMPLOYERS

-----X

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.¹ This decision is limited only to the request to add, by accretion, the title of Family Assistant (E.E.A.) to certification No.2-68, as amended, presently covering Home Aide, Homemaker and Senior Homemaker.²

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, 48-72, 50-72, 51-72, 52-72, 53-72, 54-72, 55-72, 56-72 and 57-72.)

We find no title of Family Assistant (E.E.A.) -There are, however, employees serving in the title of Family Assistant (E.E.A.-W). It appears to the Board that such employees 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 No.2-68, as amended by Decision No.20-69, be, and the same hereby is further amended to include the title of Family Assistant (E.E.A.-W) and, as amended, such unit shall be cited as "Decision No. 49-72", and shall consist of Family Assistants (E.E.A.-W), Home Aides, Homemakers and Senior Homemakers 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

Decision No. 49-72
Docket No. RU-324-72

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

Family Assistant (E.E.A.-W)	03507
Home Aide	52404
Homemaker	52405
Senior Homemaker	52407