

District 15, et. Al v. DOC, 2 OCB 60 (BOC 1968) [Decision No. 60-68 (Cert.)]

OFFICE OF COLLECTIVE BARGAINING  
BOARD OF CERTIFICATION

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In the Matter of

DISTRICT 15, INTERNATIONAL ASSOCIATION  
OF MACHINISTS AND AEROSPACE WORKERS

Docket No. RU-55-68

-and-

Decision No. 60-68

NEW YORK CITY DEPARTMENT OF CORRECTION

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DECISION AND CERTIFICATION

District 15, I.A.M.A.W., AFL-CIO, herein called Petitioner, filed its petition herein with the Board of Certification on July 17, 1968.

Upon consideration of its investigation, and after due deliberation, the Board of Certification issues the following decision:

I. Undisputed Matters

It is undisputed, and we find and conclude, that Petitioner is a public employee organization in fact and within the meaning of the New York City Collective Bargaining Law.

II. The Appropriate Unit

Petitioner requests certification as the exclusive bargaining representative of a unit consisting of the Auto Mechanics, Auto Machinists, Machinists, and Electricians (Automobile) in the Department of Correction.

The Labor Department heretofore has found appropriate for purposes of collective bargaining departmental units consisting of various automotive titles (See, e.g., Fire Department, 6 NYCDL No. 4; Department of Public Works, 6 NYCDL No. 8; Department of Parks, 4 NYCDL No. 63; Department of Highways, 8 NYCDL No. 105). The Department of Correction employs only the requested titles of those included in the recognized automotive unit.

Although the City of New York contends that the requested unit should be part of a City-wide automotive trades unit, no public employee organization has petitioned for it, and the City, under the Rules, may not file a petition. Nor do we find merit in the City's contention that Machinists should be severed from this unit. The duties, wage rates, and other terms and conditions of employment of these titles are substantially similar, and the employees are a readily identifiable and homogeneous group of skilled employees with common interests. Accordingly, we find that they constitute a unit appropriate for the purposes of collective bargaining.

### III. Representative Status

Our investigation establishes that a majority of the employees in the appropriate unit have authorized dues checkoff deductions in behalf of Petitioner. Accordingly, we shall issue a certification.

#### CERTIFICATION

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

CERTIFIED, that District 15, I.A.M.A.W., AFL-CIO, has been designated and selected by a majority of the Auto Mechanics, Auto Machinists, Machinists and Electricians (Automobile) employed in the Department of Correction as their representative for the purposes of collective bargaining, and that it is the exclusive representative of all said employees for such purposes.

DATED: New York, N. Y.

October 29, 1968

ARVID ANDERSON  
C h a i r m a n

ERIC SCHMERTZ  
M e m b e r

SAUL WALLEN  
M e m b e r