

L.306, et. Al v. City, 28 OCB 13 (BOC 1981) [13-81 (Cert.)]

OFFICE OF COLLECTIVE BARGAINING
BOARD OF CERTIFICATION

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In the Matter of

MOVING PICTURE MACHINE OPERATORS
UNION, LOCAL 306, I.A.T.S.E.,
AFL-CIO

DECISION NO. 13-81

-and-

DOCKET NOS. RU-801-81
RU-805-81

NATIONAL ASSOCIATION OF BROADCAST
EMPLOYEES AND TECHNICIANS, LOCAL 15,
AFL-CIO

-and-

THE CITY OF NEW YORK AND RELATED
PUBLIC EMPLOYERS

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DECISION AND ORDER

On February 5, 1981, Local 306, IATSE (herein IATSE), filed its petition (RU-801-81) herein, seeking to add the new title of Video Project Director to Certification No. 63-75, presently covering employees in the titles of Motion Picture Operator, Audio-Visual Aid Technician, and Senior Audio-Visual Aid Technician (herein Sr. AVAT). On March 23, 1981, National Association of Broadcast Employees and Technicians, Local 15 (hereinafter NABET), filed its petition (RU-805-81) herein, seeking certification as exclusive collective bargaining representative of a separate unit of Video Project Directors.

The Office of Municipal Labor Relations, on behalf of the City of New York and the Offices of the District Attorneys in the City of New York, opposes NABET's petition on the ground that

it seeks "the creation of an additional bargaining unit composed of less than a dozen employees." (Petitioners allege that there are four or five employees in the requested title, while the Board's investigation shows only one or two, with a probable increase to four in the foreseeable future.) The City also points out that IATSE's petition "would result in the accretion of this title to an already existing and appropriate bargaining unit."

The objection to the NABET petition raised by the City is both valid and significant. Moreover, the new title of Video Project Director is classified in the same Occupational Group as all three titles in Certification No. 63-75, is in a direct line of promotion from Sr. AVAT and performs similar duties at a higher level. In fact, the authorization cards submitted by NABET in support of its petition were all, with one exception, signed by Sr. AVAT's.

Accordingly, all the requirements for accretion having been satisfied, we shall grant IATSE's petition and deny NABET's.

O R D E R

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 the petition filed by NABET in RU-805-81 be, and the same hereby is denied; and it is further

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3.

ORDERED that Certification No. 63-75 be, and the same hereby is amended to include the title of Video Project Director, subject to existing contracts, if any.

DATED: New York, New York
May 14, 1981

ARVID ANDERSON
CHAIRMAN

WALTER L. EISENBERG
MEMBER

DANIEL G. COLLINS
MEMBER

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

Video Project Director	90639
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