

Ass. of Build. Inspec. V. City, 4 OCB 34 (BOC 1969) [Decision No. 34-69 (Cert.)]

OFFICE OF COLLECTIVE BARGAINING
BOARD OF CERTIFICATION

-----X

In the Matter of

DECISION NO. 34-69

ASSOCIATION OF BUILDING INSPECTORS

DOCKET NO. RU-63-68

-and-

THE CITY OF NEW YORK AND RELATED
PUBLIC EMPLOYERS

-----X

DECISION AND CERTIFICATION

The petition herein seeks certification as the collective bargaining representative of employees in various Rule X titles serving in positions equated to various Rule XI titles in the Building and Construction Inspection Occupational Group and the Public Health and Safety Occupational Group, at the levels of supervising inspector and principal inspector. The City has interposed no objection to the requested unit.

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

I. Undisputed Matters

It was 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 presently is the City-wide representative of a supervisory unit (5 N.Y.C.D.L. No. 53) consisting of Supervising Housing Inspectors and Principal Housing Inspectors. Four somewhat related titles have been certificated to other unions. The remaining supervising and principal titles engaged in supervision of the inspection of various aspects of construction work have not been certificated to any organization. Thus they constitute an appropriate residual unit.

Accordingly we find that the following employees constitute a unit appropriate for the purposes of collective bargaining, in fact and within the meaning of The New York City Collective Bargaining Law:

Supervising Boiler Inspectors (Rule XI)
and Inspectors of Boilers, Grade 4 (Rule X)
equated thereto;

Supervising Elevator Inspectors (Rule XI)
and Inspectors of Elevators Grade 4 (Rule X)
equated thereto;

Supervising Plumbing Inspectors (Rule XI)
and Inspectors of Plumbing, Grade 4 (Rule X)
equated thereto;

Supervising Construction Inspectors (Rule XI),
and Inspectors of Carpentry and Masonry, Grade 4
(Rule X) and Inspectors of Construction, Grade 4
(Rule X) equated thereto;

Principal Construction Inspectors (Rule XI),
and Inspectors of Carpentry and Masonry, Grade 4
(Rule X) and Inspectors of Construction, Grade 4
(Rule X) equated thereto;

Supervising Heating and Ventilation Inspectors
(Rule XI) and Inspectors of Heating and
Ventilation, Grade 4 (Rule X) equated thereto;

Supervising Hoists and Rigging Inspectors
(Rule XI);

Supervising Housing Inspectors (Rule XI) and
Inspectors of Housing, Grade 4 (Rule X)
equated thereto;

Principal Housing Inspectors (Rule XI)
and Inspectors of Housing, Grade 4
(Rule X) equated thereto.

III. Representative Status

Our investigation discloses that a majority of the employees in the appropriate unit have authorized dues check-off in behalf of Petitioner. We find and conclude that Petitioner has been designated and selected by a majority of the employees in the appropriate unit as their representative for the purposes of collective bargaining.

DECISION NO. 34-69
DOCKET NO. RU-63-68

4.

CERTIFICATION

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

CERTIFIED, that Association of Building Inspectors, is the exclusive representative for the purposes of collective bargaining of all employees in the Appropriate Unit described above, employed by the City of New York and related public employers under the jurisdiction of the Office of Collective Bargaining.

DATED: New York, N.Y.

June 16, 1969

ARVID ANDERSON
CHAIRMAN

ERIC J. SCHMERTZ
MEMBER