

L.246, SEIU v. City, Related Public Employers, 48 OCB 4 (BOC 1991) [4-91 (Cert.)]

OFFICE OF COLLECTIVE BARGAINING  
BOARD OF CERTIFICATION

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In the Matter of

LOCAL 246, SERVICE EMPLOYEES  
INTERNATIONAL UNION

DECISION NO. 4-91

-and-

DOCKET NO. RU-1076-90

THE CITY OF NEW YORK and  
RELATED PUBLIC EMPLOYERS

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DECISION AND ORDER CONSOLIDATING  
CERTIFICATIONS

On October 17, 1990, Local 246, Service Employees International Union, AFL-CIO, filed its petition herein, requesting the consolidation of the following certifications:

Certification No. 7-70 (as amended)

Sheet Metal Worker  
Supervisor-Sheet Metal Worker.

Certification No. 54-70 (as amended)

Various automobile machinists, mechanics,  
and related titles.

Notice of this petition was published in The City Record on October 29, 1990, and notices were posted on the bulletin boards of the agencies which the affected employees serve.

No objections or interventions have been filed. The City's Office of Labor Relations, by letter dated February 5, 1991 states that it "will not contest" Local 246's petition to consolidate the certifications.

Our investigation shows that such a consolidated unit would be appropriate for collective bargaining purposes (and that a

majority of the employees in the combined unit have authorized dues check-off in behalf of Local 246, S.E.I.U.). Moreover, the history of bargaining for these certificates indicates that all positions have been bargained for together by Local 246, S.E.I.U. and are covered by a single agreement between the City and Local 246.

We find no reason not to combine the two certificates in a single unit where there has been no objection and a de facto single unit has existed for at least two contract periods since July 1, 1984.

ORDER

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. 7-70 (as amended) and Certification No. 54-70 (as amended) be, and the same hereby are, combined and consolidated so as to constitute one bargaining unit (to be cited by the present Decision Number), consisting of the titles set forth in the Appendix to this order; and it is hereby

CERTIFIED that Local 246, Service Employees International Union, AFL-CIO, is the exclusive representative for the purposes of collective bargaining of all employees in the consolidated unit, subject to existing contracts, if any.

DATED: New York, N.Y.  
February 21, 1991

MALCOLM D. MacDONALD  
CHAIRMAN

GEORGE NICOLAU  
MEMBER

DANIEL G. COLLINS  
MEMBER

APPENDIX

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

Auto Body Worker	92501
Auto Machinist	92505
Auto Mechanic	92510
Auto Mechanic (Diesel)	92511
Automotive Service Worker	92508
Battery Repairer	91704
Carriage Upholster	90706
Electrician (Automobile)	91719
General Mechanic	90715
Machinist	92610
Machinist's Helper	92611
Oil Burner Specialist	91237
Rubber Tire Repairer	90736
Senior Automotive Service Worker	92509
Sheet Metal Worker	92340
Supervisor, Sheet Metal Worker	92343