

**Local 375, DC 37, 8 OCB2d 33 (BOC 2015)**

(Rep) (Docket No. AC-1591-14)

**Summary of Decision:** In response to stipulations among the parties, the Board added the titles Administrative Director of Laboratory (Water Quality) (Non-Managerial), Administrative Project Director (HPD) (Non-Managerial), and Administrative Project Manager (Non-Managerial) to Certification No. 26-78. (*Official decision follows.*)

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**OFFICE OF COLLECTIVE BARGAINING  
BOARD OF CERTIFICATION**

**In the Matter of the Certification Proceeding**

*-between-*

**CIVIL SERVICE TECHNICAL GUILD, LOCAL 375,  
DISTRICT COUNCIL 37, AFSCME, AFL-CIO,**

*Petitioner,*

*-and-*

**THE CITY OF NEW YORK,**

*Respondent.*

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**ORDER AMENDING CERTIFICATIONS**

On October 27, 2014, Civil Service Technical Guild, Local 375, District Council 37, AFSCME, AFL-CIO (“Local 375”) filed a petition pursuant to § 1-02(u) of the Rules of the Office of Collective Bargaining (Rules of the City of New York, Title 61, Chapter 1) requesting that employees in managerial level I of the following titles be accreted to Certification No. 26-78, the Engineering and Scientific bargaining unit: Administrative Contract Specialist (Title Code No. 10095), Administrative Director of Laboratory

(Water Quality) (Title Code No. 10055), Administrative Project Director (HPD) (Title Code No. 95566), and Administrative Project Manager (Title Code No. 83008).<sup>1</sup>

No hearing was held at the request of the parties so that they could negotiate a settlement. On November 4, 2015, Local 375 and the City of New York (“City”) signed a stipulation of settlement in which they agreed that, with the exception of employees in certain positions and in certain agencies, employees presently in level I of the Managerial Pay Plan in three of the four titles share a community of interest with Local 375’s Engineering and Scientific bargaining unit.<sup>2</sup> Accordingly, the City agreed to withdraw its objection to Local 375’s representation of these employees. In order to effectuate the provisions of the stipulation, the City established the following new titles and codes, and agreed to recognize Local 375 as the sole and exclusive bargaining representative of employees in these titles: Administrative Director of Laboratory (Water Quality) (Non-Managerial), Administrative Project Director (HPD) (Non-Managerial), and Administrative Project Manager (Non-Managerial). In addition, Local 375 and the City agreed that the positions held by the 34 employees listed on Appendix A should be designated managerial and confidential and to exclude employees from the following agencies: the Office of Labor Relations, the Office of Management and Budget, the

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<sup>1</sup> Although the New York City Housing Authority (“NYCHA”) was also named in the petition as a respondent, it was later determined that none of the employees at issue were employed by NYCHA. Accordingly, NYCHA is not a party to the stipulation at issue here.

<sup>2</sup> Local 375 withdrew its interest in the Administrative Contract Specialist title.

Office of Operations, the Department of Investigation, the Office of Collective Bargaining, the District Attorneys' Offices, and the Office of the Mayor.<sup>3</sup>

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<sup>3</sup> Local 375 and the City further agreed that Local 375 would not file a petition to represent employees in levels II and III of the Managerial Pay Plan in the three titles for a period of three years.

NOW, THEREFORE, pursuant to the powers vested in the Board of Certification by the New York City Collective Bargaining Law (New York City Administrative Code, Title 12, Chapter 3), it is hereby

ORDERED that Certification No. 26-78 (as previously amended) be, and the same hereby is, further amended to add the titles Administrative Director of Laboratory (Water Quality) (Non-Managerial) (Title Code No. 1005B), Administrative Project Director (HPD) (Non-Managerial) (Title Code No. 9556A), and Administrative Project Manager (Non-Managerial) (Title Code No. 8300B), subject to existing contracts, if any.

ORDERED that the positions currently held by employees listed in the attached Appendix A are designated managerial and/or confidential and, therefore, excluded from collective bargaining.

Dated: November 10, 2015  
New York, New York

SUSAN J. PANEPENTO  
CHAIR

CAROL A. WITTENBERG  
MEMBER

ALAN R. VIANI  
MEMBER



**OFFICE OF COLLECTIVE BARGAINING**

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PAMELA S. SILVERBLATT

DEPUTY CHAIRS  
MONU SINGH  
STEVEN E. STAR

LABOR MEMBERS  
CHARLES G. MOERDLER

**NOTICE OF AMENDED CERTIFICATION**

This notice acknowledges that the Board of Certification has issued an Order Amending Certification as follows:

**DATE:** November 10, 2015      **DOCKET # :** AC-1591-14

**DECISION:**      **8 OCB2d 33 (BOC 2015)**

**EMPLOYER:**      City of New York, represented by the Office of Labor Relations  
40 Rector Street, 4<sup>th</sup> Floor  
New York, NY 10006

**AMENDMENT:**      Certification No. 26-78 has been amended as follows:

**Added:**      **Administrative Director of Laboratory (Water Quality) (Non-Managerial)**  
(Title Code No. 1005B)

**Administrative Project Director (HPD) (Non-Managerial)**  
(Title Code No. 9556A)

**Administrative Project Manager (Non-Managerial)**  
(Title Code No. 8300B)

**Certified/Recognized Bargaining Representative:**

Civil Service Technical Guild, Local 375,  
District Council 37, AFSCME, AFL-CIO  
125 Barclay Street  
New York, NY 10007



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**NOTICE OF DESIGNATION**

This notice is to acknowledge that the Board of Certification has issued a Decision and Order designating positions managerial and/or confidential as follows:

**DATE:** November 10, 2015      **DOCKET # :** AC-1591-14

**DECISION:**      **8 OCB2d 33 (BOC 2015)**

**EMPLOYER:**      City of New York, represented by the Office of Labor Relations  
40 Rector Street, 4<sup>th</sup> Floor  
New York, NY 10006

**CERTIFIED/RECOGNIZED BARGAINING REPRESENTATIVE:**

Civil Service Technical Guild, Local 375,  
District Council 37, AFSCME, AFL-CIO  
125 Barclay Street  
New York, NY 10007

**DESIGNATION:**      The positions currently held by employees listed in attached Appendix A are designated managerial and/or confidential and, therefore, excluded from collective bargaining.

**APPENDIX A**

| <b>TITLE</b>                       | <b>NAME</b>        | <b>AGENCY NAME</b> | <b>DESIGNATION</b>          |
|------------------------------------|--------------------|--------------------|-----------------------------|
| 83008-Admin. Project Manager Lvl 1 | Kenan Liang        | OOC                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Maria Ibrahim      | DCAS               | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Awymarie Riollano  | DCAS               | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Shaminder Chawla   | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Kevin Heinle       | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Maria Petkanas     | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | James Aird         | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | James Porter       | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | William Richardson | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | John Johnston      | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Michael Meyer      | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Paul Lenz          | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Jason Friedman     | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Gregory Hanchrow   | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Alicia West        | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Joseph Christo     | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Edgar Lopez        | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Nicolas Iarussi    | DEP                | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1 | Bruce Ehrich       | DEP                | Managerial and Confidential |

|   |                    |      |                             |
|---|--------------------|------|-----------------------------|
| 83008-Admin. Project Manager Lvl 1        | Daniel Scarnecchia | DEP  | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Peter Kontogiannis | DEP  | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Anthony Vaccaro    | DEP  | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Lee Boyes          | DFTA | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Mark Smith         | FDNY | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Trushant Shah      | FDNY | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | David Mitchell     | FDNY | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Mikhail Altshiler  | FDNY | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Leo Subbarao       | FDNY | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Theresa Woods      | FDNY | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Kevin Lovejoy      | FDNY | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Lyudmila Kulik     | FDNY | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Fawad Rashid       | NYPD | Managerial and Confidential |
| 83008-Admin. Project Manager Lvl 1        | Denise Lue Lueong  | NYPD | Managerial and Confidential |
| 95566-Admin. Project Director (HPD) Lvl 1 | Brian Cheigh       | HPD  | Managerial and Confidential |