

GOVERNMENT OF THE DISTRICT OF COLUMBIA
PUBLIC EMPLOYEE RELATIONS BOARD

In the Matter of:

The American Federation of
Government Employees, Local 2725,
co-petitioner,

and

District of Columbia
Department of Housing
and Community Development,
co-petitioner,

and

District of Columbia
Department of Public
and Assisted Housing,
co-petitioner.

PERB Case No. 88-R-05
Opinion No. 180

DECISION AND ORDER

On February 8, 1988 the co-petitioners, the American Federation of Government Employees, Local 2725 (AFGE or Union), the D.C. Department of Housing and Community Development (DHCD) and the D.C. Department of Public and Assisted Housing (DPAH) filed with the Public Employee Relations Board (PERB) a "Joint Petition to Clarify and Amend Certification". The co-petitioners seek to clarify and amend the Union's certification as exclusive collective bargaining representative to reflect the reorganization of the pre-existing department into two separate departments.

The Union is the certified bargaining representative for a unit of approximately nine hundred and eighty (980) employees. The present certification set forth in BLR Case No. 8R013 grants the Union status as the exclusive representative for a unit comprised of "All employees of the Department of Housing and Community Development excluding the security force, management executives, confidential employees, supervisors or any employee engaged in personnel work in other than a purely clerical capacity".

The petition states in pertinent part: "Pursuant to Reorganization Plan Number 1 of 1987, the functions of the former Department of Housing and Community Development were divided into two (2) separate and distinct agencies: The Department of Housing and Community Development and the Department of Public and Assisted Housing". DHCD contains approximately two hundred (200) unit employees, and DPAH contained approximately seven hundred and eighty (780) unit employees. The co-petitioners filed the petition in order to split the existing unit into two units divided along organizational lines. The only other charge is the exclusion of certain employees as required by the Comprehensive Merit Personnel Act of 1978 (CMPA).

Notices were posted for the appropriate ten (10) day period on March 11, 1988. There have been no comments, opposition or requests to intervene received by the Board in response to the Notice.

The Board, having investigated and considered this matter finds that the proposed units effectuates the policy of the Comprehensive Merit Personnel Act of 1978. The Board therefore concludes that the units set forth below are appropriate for collective bargaining.

UNIT:

1. All employees of the Department of Housing and Community Development, excluding the security force, management officials, confidential employees, supervisors, any employee engaged in personnel work in other than a purely clerical capacity or employees engaged in administering the provisions of D.C. Law 1-139.
2. All employees of the Department of Public and Assisted Housing, excluding the security force, management officials, confidential employees, supervisors, any employees engaged in personnel work in other than a purely clerical capacity or employees engaged in administering the provisions of D.C. Law 2-139.

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ORDER

IT IS ORDERED THAT:

The above units are appropriate for Collective Bargaining.
The Joint Petition to Clarify and Amend Certification is granted.

BY ORDER OF THE PUBLIC EMPLOYEE RELATIONS BOARD

April 14, 1988