

WEST DEPTFORD TOWNSHIP

RESOLUTION 2016- 54

RESOLUTION OF THE TOWNSHIP OF WEST DEPTFORD
AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE CONTRACT WITH
THE PUBLIC WORKS COMMITTEE REGARDING THE
2014-2016 COLLECTIVE BARGAINING AGREEMENT

Whereas, West Deptford Township (the "Township") and the Public Works Committee (the "Union") entered into a collective bargaining agreement for the years 2014, 2015 and 2016, dated October 9, 2014 (the "Contract"); and

Whereas, Article V, Section 4 of the Contract allegedly contains a typographical error in its discussion the timing of Step increases for Jason Mullins, which was never corrected by the Union or Township before execution of the Contract; and

Whereas, said Article V, Section 4 of the Contract provides, in relevant part, that "Truck Driver Jason Mullins will advance to Step 3 on 6/31/2014"; and

Whereas, the Union contends that Article V, Section 4 of the Contract was intended to provide, in relevant part, that "Truck Driver Jason Mullins will advance to Step 4 on July 1, 2014 and to Step 5 on July 1, 2015"; and

Whereas, on July 3, 2014 Brandon Umba, Administrator and Robin Sarlo, Treasurer executed a Payroll Status Change Notice for Jason Mullins advancing him from Step 2 to Step 3 effective July 1, 2014; and

Whereas, on October 29, 2014 Brandon Umba, Administrator and Robin Sarlo, Treasurer executed a Payroll Status Change Notice for Jason Mullins advancing him from Step 3 to Step 4 effective retroactively to July 1, 2014 without amending the Contract; and

Whereas, the Township and the Union have conducted negotiations with respect to Article V, Section 4 of the Contract; and

Whereas, the Township and Union have reached a tentative agreement as to the amendment of the Contract;

Now Therefore Be It Resolved that the Township Committee of West Deptford hereby authorize the Mayor and Acting Municipal Clerk to execute an amendment to the Contract in the form attached hereto (the "Amendment") subject to the ratification of the Amendment by the Union.

ADOPTED at the regular Meeting of the Township Committee of the Township of West Deptford held on February 3, 2016.

TOWNSHIP OF WEST DEPTFORD

By:

Denice DiCarlo
DENICE DICARLO, Mayor

ATTEST:

Lee Ann DeHart
Lee Ann DeHart, Acting Municipal Clerk

AMENDMENT TO CONTRACT
BY AND BETWEEN WEST DEPTFORD TOWNSHIP
AND PUBLIC WORKS COMMITTEE, DATED OCTOBER 9, 2014

Whereas, West Deptford Township (the "Township") and the Public Works Committee (the "Union") entered into a collective bargaining agreement for the years 2014, 2015 and 2016, dated October 9, 2014 (the "Contract"); and

Whereas, the Union alleged that Article V, Section 4 of the Contract contained a typographical error in its discussion of the timing of Step increase for Jason Mullins; and

Whereas, the Township and the Union both freely desired to amend the Contract in certain respects to address the Union's allegations; and

Whereas, the Township and the Union have negotiated the issues between them;

Now therefore, in consideration for the advancement of Jason Mullins from Step 3 to Step 4 effective retroactively to July 1, 2014 and amendment of Article V, Section 4 of the Contract as set forth herein retroactive to July 1, 2014, the Township and the Union hereby agree to amend the Contract as follows:

1. Article V, Section 4 of the Contract shall be amended to provide as follows:

Employees entitled to an annual step increase will receive the increase in the following manner:

A. January 1st if their anniversary date falls between January 1st and June 31st.

B. July 1st if their anniversary date falls between July 1st and December 31st.

Step increases will cease once an employee has reached Step 7. Laborer Kevin Harvey will advance to Step 5 on 1/1/15. Truck Driver Jason Mullins will advance to Step 4 on 7/1/14 and Step 5 on 7/1/15. Truck Driver Phil Zimm Jr. will advance to Step 5 on 1/1/15. Laborers Bryan Weber and Sean Page will advance to Step 2 on 1/1/15.

2. Article VIII of the Contract shall be amended to include a new Section 15, which shall provide as follows:

Any language to the contrary contained in this Article notwithstanding, Employees hired into the Public Works Bargaining Unit on or after January 1, 2016 and who are serving in an initial probationary period or any extended probationary period will accrue but not be able to utilize Vacation Time or Personal Time during their probationary period. Furthermore Employees hired into the Public Works Bargaining Unit on or after January 1, 2016 and who are serving on an initial probationary period or any extended probationary period will be required to provide a doctor's note and verification of illness for any sick time used during this period. A maximum of three days of sick leave is available for

use during the initial probationary period or any extended probationary period. The accrual and use of vacation time and personal time will only commence following the employee completing their probationary period and becoming a regular employee.

West Deptford Township
Public Works Negotiating Committee


Mark Boucher


Bob Henning


Dave Ligameri

2/24/16
Date

West Deptford
Township Committee


Denice DiCarlo, Mayor


Lee Ann DeHart,
Acting Municipal Clerk

2/3/16
Date