

RESOLUTION NO. RES-2018-016

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA RESCINDING THE MEMORANDUM OF UNDERSTANDING WITH UNIT 5 - SANTA ROSA POLICE OFFICERS ASSOCIATION ADOPTED BY THE CITY COUNCIL ON JULY 11, 2017 THROUGH RESOLUTION NUMBER RES-2017-127 AND ADOPTING A MEMORANDUM OF UNDERSTANDING FOR AND ON BEHALF OF THE EMPLOYEES IN THE CITY OF SANTA ROSA'S UNIT 5 – POLICE OFFICERS REPRESENTED BY THE SANTA ROSA POLICE OFFICERS ASSOCIATION EFFECTIVE JULY 11, 2017 FOR THE TERM OF JULY 1, 2017 THROUGH JUNE 30, 2019

WHEREAS, Chapter 2-36 of the Santa Rosa City Code and the Rules and Regulations pertaining to Employer-Employee Relations adopted thereunder, establishes procedures and a reasonable period of time for the meet and confer process to take place between the City's management representatives and representatives of recognized employee organizations, all in accordance with the provisions of the Meyers-Milias-Brown Act and applicable laws; and

WHEREAS, the City through its management representatives, has met and conferred in good faith with the Santa Rosa Police Officers Association, the recognized representative of the City's Unit 5 – Police Officers, and during this period in which the meet and confer process took place, the representatives of each have freely exchanged information, opinions, and proposals on matters regarding wages, hours and other terms and conditions of employment for employees in the City's Unit 5 – Police Officers; and

WHEREAS, the Council has fully considered the information, opinions and recommendations made by the Union during the meet and confer process on behalf of the employees in the City's Unit 5 – Police Officers; and

WHEREAS, the representatives of both the City and the Union have reached agreement on matters within the scope of representation and jointly prepared a written Memorandum of Understanding to be presented to the Council for determination; and

WHEREAS, the Council adopted the Memorandum of Understanding between the City of Santa Rosa and the Santa Rosa Police Officers Association through resolution number RES-2017-127 on July 11, 2017; and

WHEREAS, the Memorandum of Understanding document that was attached to the resolution on July 11, 2017 missed several changes that were agreed to by the Union and the City; and

WHEREAS, the City's representatives have recommended that the Council rescind the erroneous MOU adopted on July 11, 2017 and adopt the correct Unit 5 - Santa Rosa Police Officers Association Memorandum of Understanding, effective July 11, 2017, for the period of July 1, 2017 through June 30, 2019.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa hereby rescinds Resolution number RES-2017-127.

BE IT FURTHER RESOLVED that the Council adopts the Memorandum of Understanding between the City of Santa Rosa and the Santa Rosa Police Officers Association for and on behalf of the employees in the City's Unit 5 – Police Officers, effective July 11, 2017, in substantially the same form as Exhibit “A” hereto, subject to approval as to form by the City Attorney.

BE IT FURTHER RESOLVED that the Council authorizes and directs the Mayor to execute the Memorandum of Understanding.

BE IT FURTHER RESOLVED that the Council authorizes and directs the City Manager or designee to implement and administer the Memorandum of Understanding and execute any supplements, modifications or amendments to the Memorandum of Understanding that are operational and not financial in nature, which may be necessary from time to time to implement its terms, subject to approval as to form by the City Attorney.

IN COUNCIL DULY PASSED this 6th day of February, 2018.

AYES: (7) Mayor Coursey, Vice Mayor Rogers, Council Members Combs, Olivares, Sawyer, Schwedhelm, Tibbetts

NOES: (0)

ABSENT: (0)

ABSTAIN: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM:

City Attorney

Exhibit A – Memorandum of Understanding between City of Santa Rosa and Santa Rosa Police Officers Association, Unit 5