

RESOLUTION 2017-47

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA, APPROVING THE SIDE LETTER AGREEMENT BETWEEN THE CITY AND THE FULLERTON POLICE OFFICERS' ASSOCIATION DATED JUNE 14, 2017.

THE CITY COUNCIL OF THE CITY OF FULLERTON HEREBY RESOLVES AS FOLLOWS:

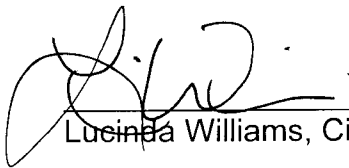
Section 1: The Side Letter Agreement between the City and the Fullerton Police Officers' Association dated June 14, 2017 and attached hereto are approved.

ADOPTED BY THE FULLERTON CITY COUNCIL on June 20, 2017.



Bruce Whitaker
Mayor

ATTEST:



Lucinda Williams, City Clerk

June 20, 2017

Date

SIDE LETTER OF AGREEMENT

City of Fullerton

And

Fullerton Police Officers' Association ("Dispatcher Unit")

The City of Fullerton ("City") and the Fullerton Police Officers' Association ("Dispatcher Unit") ("POA-DU") hereby agree to this Side Letter of Agreement to the Memorandum of Understanding ("MOU") between them that is in effect from July 1, 2015 to June 30, 2019;

WHEREAS, the wages, hours and other terms and conditions of employment of the classifications represented by POA-DU are expressed in the MOU for the period covered; and

WHEREAS, the City and POA-DU are in the process of informally exploring the possibility of amending certain provisions of the MOU by mutual agreement; and

WHEREAS, one of the articles being explored for possible amendment is Article 8, which deals with the base salaries of represented classifications.

NOW THEREFORE, the City and POA-PSU have agreed as follows:

1. Implementation of the two percent (2%) base salary increase that is scheduled to take effect the pay period beginning July 1, 2017 shall be postponed to permit the parties to continue to informally explore amending the MOU. In the event the parties reach a mutual written agreement on or before October 15, 2017, that increase shall occur pursuant to the terms of such agreement. If no mutual agreement is reached by October 15, 2017, the two percent (2%) base salary increase shall be implemented the first pay period after November 1, 2017, however, it shall be retroactive to the pay period beginning July 1, 2017, with all retroactive payments (including, but not limited to payment for overtime worked during the retroactive period) to be made within 30 days.
2. Employees with accrued compensatory time off (CTO) during the last pay period in June 2017 will have their CTO balances cashed out as of June 30, 2017, and the cash out amounts will appear on the employees' July 7, 2017 pay summaries.
3. The informal discussions between the City and FPOA-DU exploring the possibility of amending Article 8 of the MOU are acknowledged by the parties to be informal conversations only. Should the parties be unable to reach agreement on any amendment to the MOU, neither party shall be able to declare

impasse, invoke impasse procedures and the City cannot unilaterally take action to amend the MOU, as to Article 8.

FOR THE CITY OF FULLERTON

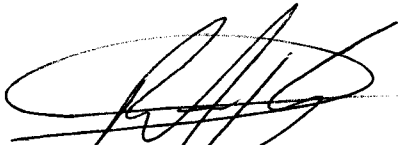


Allan Roeder, Interim City Manager

6/21/17

Date

**FOR THE FULLERTON POLICE OFFICERS'
ASSOCIATION (DISPATCHER UNIT)**



Robert Kirk, President

06-14-17

Date

SIDE LETTER OF AGREEMENT

City of Fullerton

And

Fullerton Police Officers' Association ("Police Safety Unit")

The City of Fullerton ("City") and the Fullerton Police Officers' Association ("Police Safety Unit") ("POA-PSU") hereby agree to this Side Letter of Agreement to the Memorandum of Understanding ("MOU") between them that is in effect from July 1, 2015 to June 30, 2019;

WHEREAS, the wages, hours and other terms and conditions of employment of the classifications represented by POA-PSU are expressed in the MOU for the period covered; and

WHEREAS, the City and POA-PSU are in the process of informally exploring the possibility of amending certain provisions of the MOU by mutual agreement; and

WHEREAS, one of the articles being explored for possible amendment is Article 15, which deals with the base salaries of represented classifications.

NOW THEREFORE, the City and POA-PSU have agreed as follows:

1. Implementation of the two percent (2%) base salary increase that is scheduled to take effect the pay period beginning July 1, 2017 shall be postponed to permit the parties to continue to informally explore amending the MOU. In the event the parties reach a mutual written agreement on or before October 15, 2017, that increase shall occur pursuant to the terms of such agreement. If no mutual agreement is reached by October 15, 2017, the two percent (2%) base salary increase shall be implemented the first pay period after November 1, 2017, however, it shall be retroactive to the pay period beginning July 1, 2017, with all retroactive payments (including, but not limited to payment for overtime worked during the retroactive period) to be made within 30 days.
2. Employees with accrued compensatory time off (CTO) during the last pay period in June 2017 will have their CTO balances cashed out as of June 30, 2017, and the cash out amounts will appear on the employees' July 7, 2017 pay summaries.
3. The informal discussions between the City and FPOA-PSU exploring the possibility of amending Article 15 of the MOU are acknowledged by the parties to be informal conversations only. Should the parties be unable to reach agreement on any amendment to the MOU, neither party shall be able to declare

impasse, invoke impasse procedures and the City cannot unilaterally take action to amend the MOU, as to Article 15.

FOR THE CITY OF FULLERTON




Allan Roeder, Interim City Manager

6/21/17

Date

FOR THE FULLERTON POLICE OFFICERS' ASSOCIATION (PUBLIC SAFETY UNIT)



Robert Kirk, President

06-14-17

Date

City of Fullerton
RESOLUTION CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS
CITY OF FULLERTON)

RESOLUTION NO. 2017-47

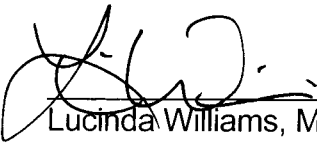
I, Lucinda Williams, City Clerk and ex-officio Clerk of the City Council of the City of Fullerton, California, hereby certify that the whole number of the members of the City Council of the City of Fullerton is five; and that the City Council adopted the above and foregoing Resolution No. 2017-47 at a regular meeting of the City Council held on the June 20, 2017 by the following vote:

COUNCIL MEMBER AYES: Whitaker, Chaffee, Sebourn, Silva

COUNCIL MEMBER NOES: Fitzgerald

COUNCIL MEMBER ABSTAINED: None

COUNCIL MEMBER ABSENT: None



Lucinda Williams, MMC
City Clerk