

ORDINANCE NO. 06-81 AC CMS

AN ORDINANCE APPROVING AN AMENDMENT TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF OBERLIN AND THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL #39, AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the attached "Letter of Agreement" authorizing an amendment to the Collective Bargaining Agreement between the City of Oberlin, Ohio, and the International Brotherhood of Electrical Workers, Local #39, is hereby approved, and the City Manager is hereby authorized and directed to execute same on behalf of the City.

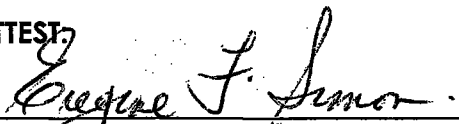
SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

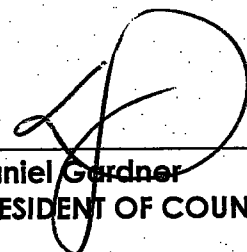
SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the citizens of the City of Oberlin, or to provide for the usual daily operations of a municipal department, to wit:

"to authorize a Collective Bargaining Agreement amendment as soon as possible in order to ensure the orderly and efficient operation of the municipality", and shall take effect at the earliest date allowed by law.

PASSED: 1st Reading – October 2, 2006 (E)
2nd Reading –
3rd Reading –

ATTEST:


Eugene F. Simon, CMC
CLERK OF COUNCIL


Daniel Gardner
PRESIDENT OF COUNCIL

POSTED: October 3, 2006

EFFECTIVE DATE: October 3, 2006
a:/ORD06-81.IBEWAmendment

LETTER OF AGREEMENT

The City of Oberlin (hereinafter the "City"), and the International Brotherhood of Electrical Workers, Local #39, (hereinafter the "Union"), mutually agree to revise Article 33 (Uniform/work related clothing allowance) of the current Collective Bargaining Agreement between the parties as follows:

Article 33 Uniform/Work-Related Clothing Allowance

Section 33.1. Full-time employees of the City, exclusive of those employees who are deemed by the City to be clerical and/or administrative in nature, will be eligible for a work-related clothing allowance of six-hundred and fifty dollars (\$650), unless the City provides uniforms in which case the work related clothing allowance will be three-hundred twenty five (\$325) per year to be received on or before November 1 of each year. The allowances referenced above shall include the annual purchase of City approved safety shoes.

Section 33.2. The City shall determine on a departmental basis the type(s) of uniforms and/or work related clothing and employees shall be required to conform to the City's determination. If uniforms are provided, employees must wear those uniforms and at all times during working hours be in full uniform.

Section 33.3. During all working hours employees shall present a neat appearance to the satisfaction of their respective Department Head and/or his designee.

Dated this day of August 31st, 2006.

For the Union:

Charles S. Confagna
Ken Am...
Dave Payne

For the City:

Robert J. Smith
Joseph E. Semeriz



OBERLIN MUNICIPAL LIGHT AND POWER SYSTEM ♦ 289 SOUTH PROFESSOR STREET ♦ OBERLIN, OHIO 44074

Phone (440)775-7260

Fax (440)775-1546

MEMORANDUM

To: Rob DiSpirito, City Manager
Re: IBEW Contract - Article 33
From: Steve Dupee, Electric Director
Date: August 9, 2006

A handwritten signature in black ink, appearing to read "SD", is placed over the "From" line of the memorandum.

While preparing a new uniform policy for power plant employees, I discovered an oversight in the new labor/management agreement. Article 33 (Uniform/Work-Related Clothing Allowance) did not change from the previous contract. That language stated that employees would receive \$225.00 clothing allowance in the first year of the contract (2003) and \$325.00 in the second (2004) and third (2005) years. What this means is that in 2006, employees would have to revert back to \$225.00 which isn't reasonable.

I have spoke to Jeff Baumann and we both agree it was our intention to maintain \$325.00 over the next three (3) years under the new contract. In fact, electric employees have received \$325.00 rather than \$225.00 in 2006. I spoke to Joe Lencewicz about the oversight. He has advise that changing the language in the contract would require City Council approval.

At your convenience, I would like the three of us to discuss our options for maintaining the clothing allowance at \$325.00.

Thanks Rob.

/sd

cc: Jeff Baumann, Public Works Director