

Introduced by Presiding Officer, on request of the County Executive and Legislator Cooper

RESOLUTION NO. 352 -2011, AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT WITH THE SUFFOLK COUNTY ASSOCIATION OF MUNICIPAL EMPLOYEES BARGAINING UNITS NO. 2 AND NO. 6 COVERING THE TERMS AND CONDITIONS OF EMPLOYMENT FOR THE PERIOD JANUARY 1, 2009 THROUGH DECEMBER 31, 2012

WHEREAS, the County Executive, the Director of Labor Relations, and the President of the Suffolk County Association of Municipal Employees have reached an agreement covering the terms and conditions of employment for the period January 1, 2009 through December 31, 2012, subject to the approval, to the extent necessary, by the Suffolk County Legislature; and

WHEREAS, such agreement has been set down in a stipulation of agreement, a copy of which has been filed with the Clerk of the Suffolk County Legislature; and

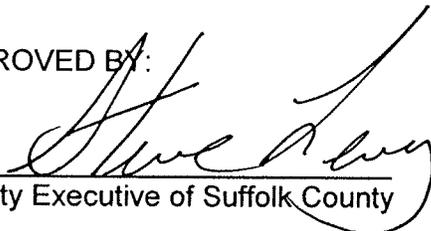
WHEREAS, such agreement has been ratified by the Suffolk County Association of Municipal Employees; and

WHEREAS, sufficient funds are included in the 2011 Operating Budget to cover the 2009, 2010 and 2011 portion of the labor contract between the County of Suffolk and the Association of Municipal Employees; now, therefore be it

1st RESOLVED, that the County Executive be and is hereby authorized to execute an agreement with the Suffolk County Association of Municipal Employees Bargaining Units No. 2 and No. 6 in accordance with the stipulation of agreement dated March 2, 2011, a copy of which is on file with the Clerk of the Suffolk County Legislature, covering the terms and conditions of employment for the period January 1, 2009 through December 31, 2012.

DATED: **MAY 10 2011**

APPROVED BY:


County Executive of Suffolk County

Date: **MAY 13, 2011**

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY



This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on
May 10,2011 *and that the same is a true and correct transcript of said resolution and of the whole thereof.*

In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

Tim Laube

Clerk of the Legislature

Intro. Res. 1384

Res. No. 352

May 10, 2011

Motion:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					/
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
6	Sarah S. ANKER					
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
14	Wayne R. HORSLEY					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	Jon COOPER					
5	Vivian VILORIA-FISHER, D.P.O.					
8	William J. LINDSAY, P.O.					
	Totals	17	—	—	—	1

MOTION
<input checked="" type="checkbox"/> Approve
Table: _____
Send To Committee
Table Subject To Call
Lay On The Table
Discharge
Take Out of Order
Reconsider
Waive Rule _____
Override Veto
Close
Recess
APPROVED <input checked="" type="checkbox"/> FAILED _____
No Motion _____ No Second _____

RESOLUTION DECLARED
ADOPTED
NOT ADOPTED

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call _____ Voice Vote

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3/2/11

**STIPULATION OF AGREEMENT
BETWEEN
THE COUNTY OF SUFFOLK
AND
SUFFOLK COUNTY ASSOCIATION OF MUNICIPAL EMPLOYEES
BARGAINING UNITS NO. 2 AND 6**

Stipulation of Agreement made and entered into this 2nd day of March 2011 by and between the County of Suffolk ("the County") and the Suffolk County Association of Municipal Employees ("AME").

1. As is required by law, this Agreement cannot and does not alter or otherwise address the terms and conditions of employment of those bargaining unit members affected by PERB Case No. C-6026 (CSEA/Suffolk County Community College Decertification/Certification Petition).
2. The provisions of the 2004-2008 Collective Bargaining Agreement shall continue except as modified by this Agreement.
3. Term of Agreement (Section 20, last paragraph). Four years, effective January 1, 2009 through December 31, 2012.
4. Wages (Section 5). Effective January 1, 2011, each step of the 2008 salary schedule shall be increased by 2%. Effective January 1, 2012, each step of the 2011 salary schedule shall be increased by 2%.
5. Longevity (Section 5.1). Effective January 1, 2011, each step of the 2008 longevity schedule shall be increased by \$25. Effective January 1, 2012, each step of the 2011 longevity schedule shall be increased by \$25.
6. Benefit Fund (Section 7.3). Effective January 1, 2011, the rate of contribution shall be increased by \$25 per member. Effective December 31, 2012, the rate of contribution shall be increased by an additional \$50 per member.
7. Cancer Pool (Section 8.6(C)). Effective upon the complete ratification and approval of this Agreement, employees may donate unused accrued sick leave at any time except during the year immediately prior to their separation from service. Any time donated during this one year period shall be retroactively deducted from the pool. For every two sick days or the hourly equivalent donated, the pool will be credited with one day or the hourly equivalent.

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8. Personnel Files (Section 16(E)). Effective upon the complete ratification and approval of this Agreement, add at the end of this section, "The answer must be submitted within 10 calendar days from the date when the material is placed in the file."
9. Personnel Files (Section 16(F)). Effective upon the complete ratification and approval of this Agreement, this section shall be deleted.
10. Job Evaluations (Sections 17(FF) and (GG)). Effective upon the complete ratification and approval of this Agreement, delete "Effective June 29, 2005."
11. Hazardous Duty Pay (Section 17(N)). Effective upon the complete ratification and approval of this Agreement, this section shall be deleted.
12. Sick Leave Management Program. A joint labor management committee, which shall be comprised of three members appointed by the Director of Labor Relations and three members appointed by the AME President, shall be established to study and recommend alternate terms for "sick leave abuser" and "chronic sick leave abuser." It is understood that criteria and other matters that are not terms and conditions of employment shall not be subject to these negotiations. The results of these negotiations are subject to bilateral, written agreement by the AME and the Director of Labor Relations, but not impasse procedures including fact finding. In addition, disputes regarding this section shall not be subject to Section 13 of the Collective Bargaining Agreement (the grievance and arbitration procedure) or any other third party review.
13. Ratification and Approval. The ratification and approval of this Agreement is made contingent upon the approval of the final sale of the John J. Foley Skilled Nursing Facility at the special meeting of the Legislature on March 3, 2011. Unless and until this contingency is satisfied, and in order to fully effectuate the intent of this provision, all of the terms and conditions set forth in this Agreement shall be held in abeyance. When and if the contingency is satisfied, then the terms and conditions of this Agreement shall be retroactively or prospectively implemented in accordance with their effective dates as described in this Agreement. In the event that the contingency cannot be satisfied, then all of the terms and conditions of this Agreement shall become null and void and as though the parties had never entered into, ratified and approved this Agreement, and the parties shall revert to their respective rights pursuant to applicable law, including the Taylor Law.
14. The provisions of this Agreement are subject to ratification by the AME membership, ratification by the County Executive and, for those provisions requiring the appropriation of funds, the approval of the County Legislature.

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Dated: March 2, 2011

AGREED TO BY THE AME

AGREED TO BY THE COUNTY

Cheryl A. Felice
Cheryl A. Felice, President
Chief Negotiator

Jeffrey L. Tempera
Jeffrey L. Tempera, Director
Office of Labor Relations

AME NEGOTIATING TEAM

Cheryl Amuso

[Signature]

[Signature]

Robert W. Beck

Kevin A. Villa

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

NEGOTIATING TEAM ALTERNATES

M. R. [Signature]

[Signature]

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3/2/11

EXECUTIVE BOARD

Mark S. Cogh

Maria Nancy Rivere

Brian P Kelly

Michael J. Finland

Dorothy N. Keay

