

Side Letter of Agreement

City of Brawley
And
Teamsters, Chauffeurs, Warehouseman, and Helpers Local Union No. 542

(March 5, 2015)

Pursuant to the provisions of the Meyers-Milius-Brown Act ("MMBA"), this Side Letter of Agreement is entered into on March 5, 2015, between the City of Brawley ("City") and the Teamsters, Chauffeurs, Warehouseman, and Helpers Local Union No. 542 ("Teamsters, Local 542") ("Side Letter Agreement") as an amendment to the Memorandum of Understanding effective July 1, 2012 through June 30, 2016, as amended by the Tentative Agreement dated March 19, 2013 ("MOU"). Teamsters, Local 542 and the City are collectively referred to herein as the "parties." It is understood and agreed that the specific provisions contained in this Side Letter Agreement shall supersede any previous agreements, whether oral and written, regarding the matters contained herein. Except as provided herein, all wages, hours and other terms and conditions of employment presently enjoyed by Teamsters, Local 542 in the MOU shall remain in full force and effect.

The City and Teamsters, Local 542 have met and conferred in good faith concerning the terms and conditions of this Side Letter Agreement and its implementation and agree that the following language amends Section 45.9 (Appeal Procedure) of Article 45 – Grievance Procedures of this MOU as follows:

A. Duties and Powers of the Brawley Employee Relations Commission.

2) e) Adopt additional procedural rules necessary to the operation of the Commission and hearings, that are not inconsistent with this Article.

C. Officers of the Commission. Following the establishment of the Commission, and thereafter at the first meeting in July of each year, the Commission shall elect one member to act as Chairperson and one member to act as Vice Chairperson.

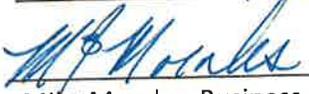
L. Legal Advisor to the Commission. A legal advisor to the Commission shall be mutually selected by the City and Teamsters, Local 542 from a list of potential legal advisors provided by the City and Teamsters. The City and Teamsters, Chauffeurs, Warehouseman, and Helpers Local Union No. 542 will share equally for the fees of the legal advisor. The legal advisor will have experience with public sector employment law, and with the conduct of administrative proceedings. The legal advisor is responsible for advising the Commission on matters of law as they relate generally to the conduct of Commission meetings, which may include, but is not limited to, providing advice on evidentiary issues, procedural questions, and general matters of law.

Teamsters, Chauffeurs, Warehouseman, and
Helpers Local Union No. 542

City of Brawley

Date: MARCH 13, 2015

Date: 3.13.2015

By: 
Mike Morales, Business Agent

By: 
Rosanna Bayon Moore, City Manager