

RESOLUTION NO. 21-149

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, TO ADOPT THE TENTATIVE AGREEMENT THAT IMPLEMENTS THE SETTLEMENT AGREEMENT FOR NEW SALARY SCHEDULES BETWEEN THE CITY OF CARSON AND THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES UNION (AFSCME), LOCAL 809, REPRESENTING THE UNCLASSIFIED PART-TIME EMPLOYEES BARGAINING UNIT RETROACTIVELY FOR THE PERIOD OF JANUARY 1, 2020 THROUGH DECEMBER 31, 2022.

WHEREAS, the City of Carson ("City") has and continues to recognize the American Federation of State, County and Municipal Employees Union, Council 36, Local 809 ("AFSCME Local 809") as the sole exclusive bargaining agent for those City employees designated as being in the "Unclassified Part-Time" employees bargaining unit for all matters concerning wages, hours and working conditions; and

WHEREAS, the most current Memorandum of Understanding (MOU) between the City and AFSCME Local 809 for the "Unclassified Part-Time" employees bargaining unit expired on June 30, 2017; and

WHEREAS, the City labor relations representatives and AFSCME, Local 809 representatives have successfully met and conferred to negotiate a successor MOU between the parties pursuant to both the Meyers-Milias-Brown Act (MMBA) (Government Code Sections 3500-3511) and the City's Employer-Employee Relation Resolution No. 85-107, and have jointly prepared and executed the attached Settlement Agreement between the City and AFSCME Local 809, for the "Unclassified Part-Time" employees bargaining unit implementing retroactive salary schedules for the period January 1, 2020 through and including December 30, 2022, subject to City Council approval and adoption; and

WHEREAS, MMBA Section 3505.1 provides that: "If a tentative agreement is reached by the authorized representatives of the public agency and a recognized employee organization, the governing body shall vote to accept or reject the tentative agreement within 30 days of the date it is first considered at a duly noticed public meeting. If the governing body adopts the tentative agreement, the parties shall jointly prepare a written memorandum of understanding;" and

WHEREAS, the City labor relations representatives and AFSCME Local 809 representatives have agreed to prepare and execute a Tentative Agreement between the City and AFSCME Local 809 for the "Unclassified Part-Time" employees bargaining unit implementing the Settlement Agreement for the new salary schedules retroactively for the period January 1, 2020 through and including December 31, 2022. The most current Memorandum of Understanding (MOU) expired between the City and AFSCME Local 809 for the "Unclassified Part-Time" employees bargaining unit expired June 30, 2017; and

WHEREAS, once approved and adopted by a governing body of a local agency, the Settlement Agreement becomes a binding agreement between the employee organization and the local agency; and

WHEREAS, the City Council now desires to adopt a Tentative Agreement implementing the Settlement Agreement for the “Unclassified Part-Time” employees bargaining unit for the new salary schedules retroactively for the period January 1, 2020 through December 31, 2022.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, HEREBY FINDS, DETERMINES AND RESOLVES AS FOLLOWS:

Section 1. The foregoing recitals are true and correct and are incorporated by reference herein.

Section 2. The City Council approves the adoption of the Tentative Agreement that implements the attached Settlement Agreement for the “Unclassified Part-Time” employees bargaining unit for the new salary schedule retroactive to January 1, 2020 attached hereto as Exhibit A; for the new salary schedule retroactive to January 1, 2021, and the new salary schedule prospectively from January 1, 2022 through December 31, 2022 attached hereto as Exhibit B and authorizes the City Manager to execute the same.

Section 3. The Deputy City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original resolutions.

Section 4. This resolution shall be effective immediately upon its passage and adoption.

Section 5. All parties are to jointly prepare a Tentative Agreement for the successor memorandum of understanding and return to City Council for approval and adoption.

PASSED, APPROVED and ADOPTED this 3rd day of November, 2021.

MAYOR LULA DAVIS-HOLMES

ATTEST:

DEPUTY CITY CLERK JOY SIMARAGO

APPROVED AS TO FORM:

CITY ATTORNEY SUNNY SOLTANI

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Joy Simarago, Deputy City Clerk of the City of Carson, California, do hereby certify that the whole number of members is four; that the foregoing resolution, being Resolution No. 21-000 was duly and regularly adopted by said City at a regular meeting duly and regularly held on the 3rd day of November 2021, and that the same was passed and adopted by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

By: _____
Deputy City Clerk