

**RESOLUTION 2009-23**

**ORIGINAL**

**A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF SUNNYSIDE, WASHINGTON, APPROVING  
AGREEMENT WITH SUNNYSIDE POLICE OFFICERS GUILD  
FOR EXTENSION OF COLLECTIVE BARGAINING  
AGREEMENT FOR YEAR 2009  
(Police Officers Unit)**

**WHEREAS**, the City of Sunnyside and Sunnyside Police Officers Guild have previously entered into collective bargaining agreements regarding the Police Officers bargaining unit; and

**WHEREAS**, the current collective bargaining agreement between the parties expires December 31, 2008, and the parties have negotiated a Memorandum of Understanding extending the terms, provisions and conditions thereof for one year, commencing January 1, 2009 through December 31, 2009; and

**WHEREAS**, the terms and conditions of such Memorandum of Understanding include modifications of certain terms and designation of compensation to be paid to bargaining unit members; and

**WHEREAS**, the City Council finds and determines that approval of such memorandum of Understanding is in the best interests of residents of the City of Sunnyside and will promote the general health, safety and welfare,

**NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON**, as follows:

**SECTION 1.** That the Memorandum of Understanding by and between the City of Sunnyside and Sunnyside Police Officers Guild, regarding the Police Officers bargaining unit of the City of Sunnyside, a copy of which memorandum of Understanding is attached hereto and incorporated herein by this reference as Exhibit "A," is hereby approved; and the City Manager is hereby authorized to execute and administer such agreement for and on behalf of the City of Sunnyside.

**SECTION 2.** This Resolution shall be effective upon passage, approval and signatures hereon in accordance with law, and the provisions of the Memorandum of Understanding approved pursuant to section I above shall be effective as and from January 1, 2009 in accordance with its terms.

PASSED this 23rd day of March, 2009.

  
\_\_\_\_\_  
PABLO GARCIA, MAYOR

ATTEST:

  
\_\_\_\_\_  
DEBORAH A. ESTRADA, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
MARK A. KUNKLER, CITY ATTORNEY

**COLLECTIVE BARGAINING AGREEMENT**  
**By and Between**  
**CITY OF SUNNYSIDE**  
**and**  
**SUNNYSIDE POLICE OFFICERS GUILD – PATROL OFFICERS**

**MEMORANDUM OF UNDERSTANDING**  
**January 1, 2009 – December 31, 2009**

Employer, CITY OF SUNNYSIDE, and Union, SUNNYSIDE POLICE OFFICERS GUILD – Patrol Officers, enter into this Memorandum of Understanding for extension of the terms of the 2006-2008 collective bargaining agreement for a one-year term, subject to the terms and conditions below.

1. The 2006-2008 collective bargaining agreement between the parties shall remain in full force and effect through December 31, 2009, except as specifically set forth below. It is the intention of the parties to "roll over" the current collective bargaining agreement for one (1) year with the following changes.

2. The wages existing as of December 31, 2008 contained in Article 14 and in Appendix "A" of the current collective bargaining agreement shall be increased by five (5%) percent effective January 1, 2009.

3. Effective January 1, 2009, Article 11.7 of the current collective bargaining agreement providing for "vacation buy back" shall be eliminated, and the practice of "vacation buy back" as described in Article 11.7 of the current agreement shall cease.

It is the understanding of the Employer and Union that the "call out" provisions of Section 13.5 of the Collective Bargaining Agreement applies to any call out occurring during any employee's scheduled vacation. Also, if the call out requires an employee to work during a listed holiday, the provisions of Section 13.7 will apply in due course.

4. Clothing Allowance. Section 12.2 of the collective bargaining agreement is amended effective January 1, 2009 to read as follows:

12.2 Clothing Allowance. Commencing January 1, 2009, and each January thereafter, each plain clothes officer will receive a clothing allowance of \$750.00. Said allowance shall be paid and included in the employee's January 15 paycheck, subject to all normal and required withholdings. In the event a plain clothes officer is reassigned during the ensuing year, the allowance is subject to repayment on a prorated monthly basis in the amount equal to the number of months remaining in the year after the officer is reassigned.

EXHIBIT "A"

5. In the event a vacancy in the bargaining unit occurs as the result of a voluntary termination of employment or for a disciplinary termination of employment, the City agrees to fill the vacancy as expeditiously as possible.

6. The parties agree and understand that this Memorandum of Understanding is the tentative agreement of the parties, subject to approval by the City Council on behalf of Employer, and by the bargaining unit members on behalf of the Union.

EMPLOYER CITY OF SUNNYSIDE

SUNNYSIDE POLICE OFFICERS  
GUILD – Patrol Officers

By: \_\_\_\_\_  
Eric C. Swansen  
City Manager

By: \_\_\_\_\_  
John Chumley, President

Date: \_\_\_\_\_

Date: \_\_\_\_\_

ATTEST:

By: \_\_\_\_\_  
Deborah A. Estrada  
City Clerk

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Mark A. Kunkler  
City Attorney