

RESOLUTION NO. 2013 - 23



**A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF SUNNYSIDE, WASHINGTON, APPROVING  
MEMORANDUM OF UNDERSTANDING WITH  
SUNNYSIDE POLICE GUILD**

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

**WHEREAS**, the parties have negotiated a Memorandum of Understanding regarding giving up their Physical Fitness Incentive for the year 2013 to assist with the 2013 budget to maintain their current level of positions through 2013; 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, a copy of which is attached hereto as Exhibit "A" and incorporated herein by this reference, by and between the City of Sunnyside and Sunnyside Police Guild, is hereby approved; and the Interim City Manager is hereby authorized to execute such Memorandum of Understanding 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.

**PASSED** this 25<sup>th</sup> day of March, 2013.

  
\_\_\_\_\_  
JAMES A. RESTUCCI, MAYOR

**ATTEST:**

  
\_\_\_\_\_  
DELILAH SAENZ, CMC, CITY CLERK

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
KERR LAW GROUP, LLP  
Attorneys for the City of Sunnyside

**MEMORANDUM OF UNDERSTANDING**

**By and Between**

**THE CITY OF SUNNYSIDE**

**And the**

**SUNNYSIDE POLICE OFFICERS GUILD**

The City of Sunnyside (hereinafter "the City") and the Sunnyside Police Officers Guild (hereinafter "the Guild") in exchange for the mutual promises contained herein agree as follows:

1. The collective bargaining agreement between the City and the Guild shall be extended through December 31, 2013;
2. Provided that the physical fitness incentive contained in the current collective bargaining agreement shall be held in abeyance for the duration of the calendar year 2013. Absent an agreement to the contrary, the physical fitness incentive shall be reinstated on January 1<sup>st</sup>, 2014;
3. The City agrees that no bargaining unit members shall be laid off during the calendar year 2013. The City agrees that there shall be no reduction in staffing levels or the number of bargaining unit positions during calendar year 2013; and
4. The parties agree that they shall commence negotiation for a successor collective bargaining agreement no later than July 1<sup>st</sup>, 2013.

Dated this \_\_\_\_\_ Day of January, 2013

\_\_\_\_\_  
For the Guild

\_\_\_\_\_  
For the City

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

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