

RESOLUTION NO. 09-200

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADOPTING THE AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN MENDOCINO COUNTY AND THE MENDOCINO COUNTY DEPUTY SHERIFFS ASSOCIATION

WHEREAS, the Myers-Milias Brown Act requires that units of local governments meet and confer with employee representatives for the purpose of developing wage and fringe agreements; and

WHEREAS, representatives of the Board of Supervisors of the County of Mendocino have met and conferred with representatives of the Mendocino County Deputy Sheriffs Association; and

WHEREAS, these representatives have met and conferred in good faith and have agreed upon interim measures for implementation of a program of Mandatory-Time-Off for the term of July 1, 2009 through and including April 1, 2010; and

WHEREAS, the agreement reached between the parties amends the current Memorandum of Understanding in accordance with the terms and conditions outlined in Attachment "A" (Tentative Side Letter of Agreement); and

WHEREAS, the terms as agreed upon for Mandatory-Time-Off Interim Measures will not have a negative impact on the funding status of the Mendocino County Employees Retirement System as required by Government Code Section 23026;

WHEREAS, the Board of Supervisors of Mendocino County finds this agreement to be proper and suitable;

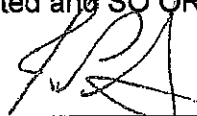
NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors formally approves the amendment to the Memorandum of Understanding, signed by representatives of the Board of Supervisors and by representatives of the Mendocino County Deputy Sheriffs Association.

The foregoing Resolution introduced by Supervisor McCowen, seconded by Supervisor Brown, and carried this 1st day of September, 2009, by the following vote:

AYES: Supervisors Brown, McCowen, Smith, Colfax, and Pinches
NOES: None
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: KRISTI FURMAN
Clerk of the Board



JOHN PINCHES, Chair
Mendocino County Board of Supervisors

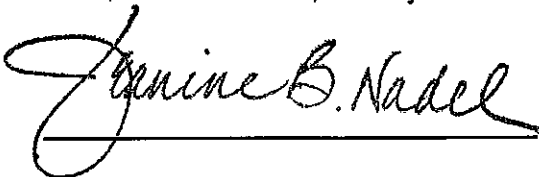


DEPUTY

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:
JEANINE B. NADEL, County Counsel

BY: KRISTI FURMAN
Clerk of the Board



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ATTACHMENT A

COUNTY OF MENDOCINO
and
MENDOCINO COUNTY
DEPUTY SHERIFFS ASSOCIATION

TENTATIVE SIDE LETTER OF AGREEMENT
September 1, 2009

**RE: Mandatory Time Off/Equivalency Reductions to Address
Projected County General Fund Shortfall for FY 2009-2010**

With the approval of the FY 2009-10 Recommended Budget, the County has a projected General Fund shortfall of \$1.4 Million, pending further adjustments once State Budget impacts are known. The Board has therefore established a target of \$1.7 Million in County General Fund expenditure reductions/savings to be achieved by implementing a program of Mandatory Time Off (MTO)/equivalency with all bargaining units. To meet this target, the County is establishing a program of 15 MTO days/equivalency per employee for each bargaining unit for the Fiscal Year 2009-10.

The Association has proposed and the Board has accepted a partial contribution from DSA for the time period from July 1, 2009 through April 1, 2010, the expiration of the bargaining unit's MOU, with the condition that when the County approves the Final Budget for FY 2009-10, the parties will meet to assess whether it is possible to reduce the targeted amount of reductions in conformance with the adopted FY 2009-10 Final Budget.

This Side Letter identifies terms and conditions for the agreements reached between the parties to address the implementation of General Fund expenditure reduction measures. The Side Letter of Agreement to the DSA MOU shall be for July 1, 2009 – April 1, 2010, with the terms and conditions outlined below:

A. Contract Extension

The current DSA MOU expires April 1, 2010.

B. Covered Employees

All employees in the bargaining unit will participate in the General Fund expenditure reduction program.

C. Unit Pro-Rata Contribution Target Toward Projected 2009-10 General Fund Shortfall

For Fiscal Year 2009-10, the target dollar amount equivalent to the value of 15 MTO days per person in the bargaining unit is calculated at \$324,630, when each MTO day has a value of \$21,642 for the DSA Unit as a whole.

