

**CITY OF WASILLA
ORDINANCE SERIAL NO. 06-48**

AN ORDINANCE OF THE WASILLA CITY COUNCIL ADOPTING WMC 3.90.085, EMPLOYEE RELATIONS, AND REPEALING THE WASILLA MUNICIPAL CODE SECTION 3.90.080, EMPLOYEE MEETINGS IN ITS ENTIRETY.

* **Section 1. Classification.** This ordinance is of a general and permanent nature and shall become part of the city code.

* **Section 2. Adoption of Section.** WMC 3.90.085, is adopted to read as follows:

A. The City Council herewith waives the exemption previously exercised by the City of Wasilla in 1978 to the applicability of the Public Employees Relations Act (AS 23.40.070) and invoke the jurisdiction of the State Department of Labor in matters relating to the terms and conditions of employment affecting city employees.

B. City employees shall have the right to organize and to be represented by employee organizations for the purpose of collective bargaining with the city concerning the terms and conditions of their employment and for the purpose of resolving grievances arising under collective bargaining agreements.

* **Section 3. Repeal of section.** WMC 3.90.080, Employee Meetings, is repealed in its entirety as follows:

[3.90.080 EMPLOYEE MEETINGS.

Bold and underline added. [CAPS AND BRACKETS, DELETED.]

A. PURPOSE. THE PURPOSE OF THIS SECTION IS TO RECOGNIZE EMPLOYEE ORGANIZATIONS AND TO PROVIDE A MECHANISM FOR CITY EMPLOYEES AND THEIR REPRESENTATIVES TO MEET AND CONFER WITH RESPECT TO TERMS AND CONDITIONS OF EMPLOYMENT AND TO REPLACE THE REQUIREMENTS OF THE PUBLIC EMPLOYMENT RELATIONS ACT THE PROVISIONS OF WHICH THE CITY REJECTED IN RESOLUTION NO. W78-A-1. THE VALIDITY OF THE CITY'S REJECTION OF THE PUBLIC EMPLOYEE'S RELATIONS ACT HAS BEEN CONFIRMED BY THE DECISION OF THE ALASKA LABOR RELATIONS AGENCY IN DECISION AND ORDER NO. 197 DATED NOVEMBER 7, 1995, CASE NO. 95-413 RC.

B. RECOGNIZING EMPLOYEE ORGANIZATIONS.

1. NOT FEWER THAN ONE TIME EACH CALENDAR YEAR, THE COUNCIL, OR ITS DESIGNATED REPRESENTATIVES, SHALL MEET AND CONFER WITH THE EMPLOYEES OF THE CITY, OR THEIR DESIGNATED REPRESENTATIVE(S), WITH RESPECT TO TERMS AND CONDITIONS OF EMPLOYMENT FOR THE CITY. ADDITIONAL MEETINGS MAY BE HELD, IF DESIRABLE OR REQUESTED.

2. THE MEETING SHALL BE HELD AT SUCH TIME AND PLACE AS THE COUNCIL MAY DESIGNATE WITH REASONABLE NOTICE TO ALL EMPLOYEES SO AS TO ENABLE THEM OR THEIR REPRESENTATIVES TO SUBMIT PROPOSED CHANGES IN TERMS AND CONDITIONS OF EMPLOYMENT IN WRITING AND/OR THROUGH PUBLIC TESTIMONY. EMPLOYEE REPRESENTATIVES WILL BE COMPENSATED FOR THESE MEETINGS. IF MEETINGS ARE HELD DURING

Bold and underline added. [CAPS AND BRACKETS, DELETED.]

WORKING HOURS, EMPLOYEE REPRESENTATIVES WILL BE GIVEN ADMINISTRATIVE LEAVE TO ATTEND.

3. THE COUNCIL MAY BY REGULATION ADOPT REASONABLE RULES FOR CONDUCT OF THE MEETINGS AND THE SUBMISSION OF PROPOSED CHANGES IN PERSONNEL POLICIES. ANY EMPLOYEE, AND ANY REPRESENTATIVE OF ANY EMPLOYEE, SHALL BE ENTITLED TO SUBMIT PROPOSED CHANGES AND ADDRESS THE COUNCIL, SUBJECT TO THE COUNCIL'S REGULATIONS.

4. MEETINGS MAY BE HELD ANNUALLY IN THE MONTHS OF MARCH AND NOVEMBER AND SHALL SPECIFICALLY INCLUDE ANY EMPLOYEE PROPOSALS CONCERNING COMPENSATION SO THAT ANY CHANGES MAY BE CONSIDERED FOR INCLUSION IN THE UPCOMING BUDGET.]

* **Section 3. Effective date.** This ordinance shall take effect upon adoption of the Wasilla City Council.

FAILED to be introduced on November 27, 2006.

Bold and underline added. [CAPS AND BRACKETS, DELETED.]



**CITY OF WASILLA
LEGISLATION STAFF REPORT**

**RE: ORDINANCE SERIAL NO. 06-48: REPEALING WASILLA MUNICIPAL CODE
CHAPTER 3.90.080, EMPLOYEE MEETINGS, IN ITS ENTIRETY.**

Agenda of: ^{November 27} ~~October 23~~, 2006
Originator: Mark Ewing

Date: October 9, 2006

Route to:	Department	Signature/Date
	Finance, Risk Management & MIS Director Purchasing	
	Deputy Administrator Planning, Economic Development, Human Resources	
X	City Clerk	<i>Mark Ewing</i> 10/9/06

REVIEWED BY MAYOR DIANNE M. KELLER: _____

FISCAL IMPACT: yes\$ or no Funds Available yes no

Attachments: Ordinance Serial No. 06-48

SUMMARY STATEMENT: The purpose of this code revision is to repeal section 3.90.080 of the Wasilla Municipal Code in its entirety, and to waive the City of Wasilla's exemption to the application of the Public Employees Relations Act (A.S. 23.40.070) and to invoke the jurisdiction of the State Department of Labor in matters relating to the terms and conditions of employment affecting city employees; and setting an effective date.

Community & Economic Development Department

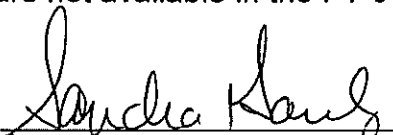
CITY OF WASILLA
INTEROFFICE MEMORANDUM

TO: Mayor Dianne M. Keller
FROM: Sandra Garley, Deputy Administrator
SUBJECT: LEGISLATIVE STAFF REPORT FOR ORDINANCE 06-48
DATE: 11/9/2006

I have not signed off on the Legislative Staff Report for Ordinance Serial No. 06-48 as the Fiscal Impact information is incorrect.

There will be a significant fiscal impact to the City if WMC 3.90.080 is repealed.


Also please note, that the Funds Available information on the Legislative Staff Report should indicate that funds are not available in the FY 07 or FY 08 Budget to cover the additional cost.


Deputy Administrator

11-09-06
Date


Finance/MIS Director

11-09-06
Date

 11/13/06