

**Borough of Pennington
Ordinance No. 2012- 13**

**AN ORDINANCE AUTHORIZING EXTENSION OF COLLECTIVE
BARGAINING AGREEMENT BETWEEN THE BOROUGH AND THE
INTERNATIONAL BROTHERHOOD OF TEAMSTERS LOCAL NO. 35**

WHEREAS, the Borough of Pennington and the International Brotherhood of Teamsters Local No. 35 are parties to a collective bargaining agreement for the years 2009 and 2010 establishing salaries and other conditions of employment for designated job categories in the Borough of Pennington Department of Public Works (“the 2009-2010 Agreement”);

WHEREAS, the 2009-2010 Agreement expired effective December 31, 2010 but its general terms and conditions remained in effect subject to negotiation of a new agreement;

WHEREAS, the 2009-2010 Agreement did not provide for a wage increase for covered employees after 2010;

WHEREAS, the Borough and Local No. 35 have agreed to extend the 2009-2010 Agreement for two years, for the sole purpose of providing for a general wage increase for covered employees of two percent (2%) of base salary for 2011 (effective January 1, 2011) and a general wage increase of two percent (2%) of base salary for 2012 (effective January 1, 2012);

WHEREAS, the Borough and Local No. 35 have agreed also that the extended agreement shall be subject to such changes regarding health insurance and pensions as are effective for other Borough employees resulting from changes in law and in the Borough Personnel Manual in effect on or after December 31, 2010;

WHEREAS, all other terms and conditions of the 2009-2010 Agreement are unchanged through the life of the extension ending December 31, 2012;

WHEREAS, this extension of the 2009-2010 Agreement is without prejudice to, and shall not be construed as a waiver of, the Borough’s right to negotiate modifications to the general terms and conditions of the Agreement or to exercise its management rights as provided or permitted by law;

WHEREAS, the Borough hereby gives notice that it desires to modify the Agreement and will confirm this desire in writing as provided in Article 29 of the 2009-2010 Agreement, as now extended through December 31, 2012;

WHEREAS, the form of the memorandum to be signed by the parties extending the 2009-2010 Agreement as aforesaid is attached to this Ordinance;

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Pennington, that the 2009-2010 Agreement is extended through December 31, 2012 with the modifications described above.

Introduced: November 19, 2012

Advertised: November 29, 2012

Public Hearing: December 11, 2012

Adopted: December 11, 2012

Published: December 20, 2012

ATTEST:

APPROVED:

Elizabeth Sterling, Borough Clerk

Anthony Persichilli, Mayor