Town of Acton

Special Town Meeting Warrant

Monday, June 14, 2010

The Special Town Meeting will convene at 7:00 PM in the
Acton-Boxborough Regional High School Auditorium
36 Charter Road

Meeting Notice

Special Town Meeting
Monday, June 14, 2010
7:00 PM
Acton-Boxborough Regional High School Auditorium
36 Charter Road

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Town of Acton
Commonwealth of Massachusetts, ss.

To either of the Constables of the Town of Acton, Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the legal voters of said Town of Acton, qualified to vote at Town Meetings for the transaction of town affairs, to meet at the Acton-Boxborough Regional High School Auditorium in said Acton on **Monday, June 14, 2010 at 7:00 PM**, then and there to act on the following articles:

ARTICLE 1 **FUND COLLECTIVE BARGAINING AGREEMENT**
(Majority vote) **FIREFIGHTERS, FY09-FY10**

To see if the Town will vote to transfer and appropriate from free cash the sum of $86,337 to fund the cost items contained in the Collective Bargaining Agreement between the Town and the Acton Permanent Firefighters, Local #1904, International Association of Firefighters, AFL-CIO for FY09-FY10 as filed with the Town Clerk, or take any other action relative thereto.

SUMMARY

This article asks Town Meeting to fund cost items contained in the collective bargaining agreement with the Acton Permanent Firefighters, Local #1904, International Association of Firefighters, AFL-CIO for FY09-FY10, under the provisions of Massachusetts General Law, Chapter 150E, Section 7. When a tentative agreement is reached with a union, the Town brings a funding request for the financial elements of the agreement to Town Meeting for approval within thirty (30) days.

This agreement was reached through mediation provided by the Joint Labor Management Committee (JLMC) of the Commonwealth. The purpose of the Joint Labor-Management Committee is to encourage the parties to collective bargaining disputes involving municipalities and their police officers and firefighters to agree directly on the terms of such agreements or on a procedure to resolve these disputes. In difficult cases, the Committee may, in addition to mediation and conciliation, also utilize fact-finding, limited arbitration, or other methods of dispute resolution using outside neutrals or members of the Committee. The Committee makes every effort to achieve voluntary settlements and to encourage a constructive long-term relationship between the parties. In fulfilling it's mission, the Committee relies on the unique tripartite membership drawn from the leadership of statewide police and firefighter organizations, municipal management and public neutrals. In a significant sense, the JLMC belongs to the statewide organizations of firefighters, police and municipal management, to assist in the resolution of their disputes. The committee cannot be viewed by these organizations and their members as a distant government bureaucracy. The neutral parties provide proper balance in the public interest.

If the funding is approved, the Town is obligated to fund the contract. If the funding request is rejected by Town Meeting, the parties must return to the bargaining table for further negotiations.

Direct inquiries to: Steven L. Ledoux, Town Manager: manager@acton-ma.gov / (978) 264-9612

Selectman assigned: Lauren S. Rosenzweig: bos@acton-ma.gov / (978) 264-9611

Recommendations: **Board of Selectmen** **Finance Committee**

ARTICLE 2 **FUND FY11 INCREMENTAL COSTS OF COLLECTIVE**
(Majority vote) **BARGAINING AGREEMENT – FIREFIGHTERS, FY11-FY13**

To see if the Town will vote to transfer and appropriate from free cash the sum of $114,406.14 to fund the fiscal year 2011 cost items contained in the Collective Bargaining Agreement between the Town and the Acton Permanent Firefighters, Local #1904, International Association of Firefighters, AFL-CIO for FY11-FY13 as filed with the Town Clerk, or take any other action relative thereto.

SUMMARY

This article asks Town Meeting to fund cost items contained in the first year of a collective bargaining agreement with the firefighter's union for FY11-FY13, under the provisions of Massachusetts General Law, Chapter 150E, Section 7. When a tentative agreement is reached with a union, the Town will bring a funding request for the financial elements of the agreement to Town Meeting for approval within thirty (30) days.

This agreement was reached through mediation provided by the Joint Labor Management Committee (JLMC) of the Commonwealth. The purpose of the Joint Labor-Management Committee is to encourage the parties to collective bargaining disputes involving municipalities and their police officers and fire fighters to agree directly on the terms of such agreements or on a procedure to resolve these disputes. In difficult cases the Committee may, in addition to mediation and conciliation also utilize fact-finding, limited arbitration, or other methods of dispute resolution using outside neutrals or members of the Committee. The Committee makes every effort to achieve voluntary settlements and to encourage a constructive long-term relationship between the parties. In fulfilling it's mission the Committee relies on the unique tripartite membership drawn from the leadership of statewide police and fire fighter organizations, municipal management and public neutrals. In a significant sense, the JLMC belongs to the statewide organizations of firefighters, police and municipal management, to assist in the resolution of their disputes. The committee cannot be viewed by these organizations and their members as a distant government bureaucracy. The neutral parties provide proper balance in the public interest.

If the funding for the first year is approved, the Town is obligated to fund the remaining years of the contract. If the funding request is rejected by Town Meeting, the parties must return to the bargaining table for further negotiations.

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Recommendations: **Board of Selectmen** **Finance Committee**

ARTICLE 3 **FUND COLLECTIVE BARGAINING AGREEMENT**
(Majority vote) **POLICE PATROL OFFICERS**

To see if the Town will vote to raise and appropriate, transfer and/or appropriate from available funds a sum of money necessary to fund the cost items contained in Collective Bargaining Agreement(s) between the Town and its police patrol officers union as filed with the Town Clerk, or take any other action relative thereto.

SUMMARY

This article would ask Town Meeting to fund cost items contained in the first year of a collective bargaining agreement with Town police patrol officers union, under the provisions of Massachusetts General Law, Chapter 150E, Section 7. When a tentative agreement is reached with a union, the Town will bring a funding request for the financial elements of the agreement to Town Meeting within 30 days for approval.

This agreement was reached through mediation provided by the Joint Labor Management Committee (JLMC) of the Commonwealth. The purpose of the Joint Labor-Management Committee is to encourage the parties to collective bargaining disputes involving municipalities and their police officers and fire fighters to agree directly on the terms of such agreements or on a procedure to resolve these disputes. In difficult cases the Committee may, in addition to mediation and conciliation also utilize fact-finding, limited arbitration, or other methods of dispute resolution using outside neutrals or members of the Committee. The Committee makes every effort to achieve voluntary settlements and to encourage a constructive long-term relationship between the parties. In fulfilling its mission the Committee relies on the unique tripartite membership drawn from the leadership of statewide police and fire fighter organizations, municipal management and public neutrals. In a significant sense, the JLMC belongs to the statewide organizations of firefighters, police and municipal management, to assist in the resolution of their disputes. The committee cannot be viewed by these organizations and their members as a distant government bureaucracy. The neutral parties provide proper balance in the public interest.

If the funding is approved for any past fiscal years and FY 11, the Town is obligated to fund the remaining years of the contract. If the funding request is rejected by Town Meeting, the parties must return to the bargaining table for further negotiations.

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Recommendations:	**Board of Selectmen**	**Finance Committee**
	Deferred	**Deferred**

ARTICLE 4 **FUND COLLECTIVE BARGAINING AGREEMENT**
(Majority vote) **HIGHWAY/MUNICIPAL PROPERTIES PERSONNEL**

To see if the Town will vote to raise and appropriate, transfer and/or appropriate from available funds a sum of money necessary to fund the cost items contained in Collective Bargaining Agreement(s) between the Town and its Highway & Municipal Properties personnel union as filed with the Town Clerk, or take any other action relative thereto.

SUMMARY

This article would ask Town Meeting to fund cost items contained in the a collective bargaining agreement for any past fiscal years and FY11 with the Highway and Municipal Properties personnel union, under the provisions of Massachusetts General Law, Chapter 150E, Section 7. When a tentative agreement is reached with a union, the Town will bring a funding request for the financial elements of the agreement to the Town Meeting within 30 days for approval. If the funding is approved for any past fiscal years and FY11, the Town is obligated to fund the remaining years of the contract. If the funding request is rejected by Town Meeting, the parties must return to the bargaining table for further negotiations.

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Recommendations:	**Board of Selectmen**	**Finance Committee**
	Deferred	**Deferred**

And you are directed to serve this Warrant by posting attested copies thereof fourteen days at least before the time of said meeting, in not less than six public places in Town, to be designated by the Board of Selectmen.

Hereof fail not, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at or before the time of said meeting.

Given under our hands at Acton this twenty-eighth day of May, 2010.

Lauren S. Rosenzweig, Chair
Mike Gowing, Vice-Chair
Terra Friedrichs, Clerk
Pamela Harting-Barrat
Janet K. Adachi

Board of Selectmen

A true copy, Attest:

Constable of Acton

Town of Acton
472 Main Street
Acton, MA 01720

BULK RATE
U.S. POSTAGE PAID
PERMIT #67
ACTON, MA 01720

POSTAL PATRON
ACTON, MA 01720