



**Township Council**  
1 Municipal Plaza  
Bloomfield, NJ 07003

**Louise M. Palagano**  
*Municipal Clerk*

<http://www.bloomfieldtwpnj.com>

Meeting: 05/07/18 07:00 PM

**2018 RESOLUTION APPROVAL**

**RESOLUTION: RECOGNIZING LOCAL 68 AS THE BARGAINING REPRESENTATIVE FOR BLOOMFIELD WHITE COLLAR/CLERICAL AND HEALTH DEPARTMENT EMPLOYEES**

14-1  
**WHEREAS**, the Township of Bloomfield Essex County, New Jersey (hereinafter referred to as "the Township"), and OPEIU Local 32 White Collar/Clerical and Health Department Employees ("OPEIU"), are parties to a collective bargaining agreement, which expired on December 31, 2017 (the "CBA"), covering all full time employees in the White Collar/Clerical and Health Department Employees of the Township within the meaning of the New Jersey Employer-Employee Relations Act, N.J.S.A. 34:12A-1.1, et. seq. ("the bargaining unit"); and

**WHEREAS**, OPEIU has informed the Township that it intends to disclaim interest in representing the bargaining unit; and

**WHEREAS**, a majority of the employees in the bargaining unit have authorized the International Union of Operating Engineers Local 68 ("Local 68") to represent them in collective bargaining with the Township in place and instead of OPEIU; and

**WHEREAS**, Local 68 has agreed to assume the terms of the CBA and the Township has agreed to continue to maintain the terms and conditions of the CBA pending the negotiation with Local 68 of a successor agreement.

**NOW THEREFORE BE IT RESOLVED**, the Mayor and Township Council recognizes Local 68 as the sole and exclusive bargaining representative of the bargaining unit and acknowledges its obligation to bargain with Local 68 in good faith as provided in the New Jersey Employer- Employee Relations Act.

BE IT FURTHER RESOLVED, the Mayor and Township Council agrees to continue to maintain the terms and conditions of the CBA and the status quo pending negotiation of a successor agreement with Local 68 covering the maintenance bargaining unit N.J.S.A. 34:12A-1.1, et. seq.

\*...\*...\*

Approved as to form and procedure on basis of facts set forth.

*[Handwritten Signature]*

Director of Law-Township Attorney

I do hereby certify that the funding will be legally appropriated per the above information for the purpose specified in the attached contract. Furthermore, it has been represented to me that the contracts have been processed in accordance with the applicable provisions of New Jersey Local Public Contract Law and the Code of the Township of Bloomfield.

Chief Financial Officer

I hereby certify that the above resolution was duly adopted by the Mayor and Council of the Township of Bloomfield at a meeting of said Township Council held on May 07, 2018.

*[Handwritten Signature]*

Municipal Clerk of the Township of Bloomfield

*[Handwritten Signature]*

Mayor of the Township of Bloomfield

✓ Vote Record - Resolution						
		Yes/Aye	No/Nay	Abstain	Absent	
<input type="checkbox"/> Adopt	Jenny Mundell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Deny	Nicholas Joanow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Withdrawn	Sarah Cruz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Table	Wartyna Davis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Not Discussed	Ted Gamble	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> First Reading	Richard Rockwell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Table with no Vote	Michael J. Venezia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<input type="checkbox"/> Approve						
<input type="checkbox"/> Veto by Mayor						
<input type="checkbox"/> Discussion						
<input type="checkbox"/> Defeated						
<input type="checkbox"/> Discussion No Vote						

## MEMORANDUM OF AGREEMENT

This Memorandum of Agreement is by and between the **Township of Bloomfield Essex County, New Jersey** (hereinafter referred to as "the Township"), **OPEIU Local 32 White-Collar/Clerical and Health Department Employees** ("OPEIU"), and the **International Union of Operating Engineers, Local 68 ("Local 68")** ("Agreement").

**WHEREAS**, The Township and OPEIU are parties to a collective bargaining agreement which expired on December 31, 2017 (the "CBA") covering all full time employees in the White-Collar/Clerical and Health Department Employees unit of the Township of Bloomfield within the meaning of the New Jersey Employer- Employee Relations Act, N.J.S.A. 34:12A-1.1, et. seq. ("the White Collar/Clerical & Health Department Employees unit"); and

**WHEREAS**, OPEIU has informed the Township that it intends to disclaim interest in representing the White-Collar/Clerical and Health Department Employees bargaining unit; and

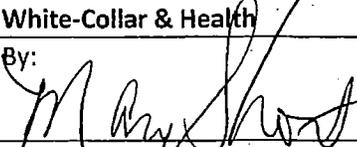
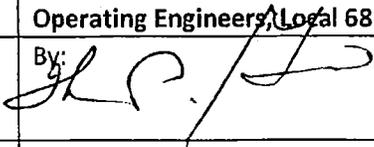
**WHEREAS**, a majority of the employees in the White-Collar/Clerical and Health Department bargaining unit have authorized Local 68 to represent them in collective bargaining with the Township in place and instead of OPEIU; and

**WHEREAS**, Local 68 has agreed to assume the terms of the CBA and the Township has agreed to continue to maintain the terms and conditions of the CBA pending the negotiation with Local 68 of a successor agreement.

**Now, Therefore,** it is agreed as follows:

1. Effective upon execution of this Agreement, OPEIU disclaims interest in representing the White-Collar/Clerical and Health Department Employees bargaining unit at the Township.
2. Effective upon execution of this Agreement, the Township recognizes Local 68 as the sole and exclusive bargaining representative of the White-Collar/Clerical and Health Department Employees bargaining unit and acknowledges its obligation to bargain with Local 68 in good faith as provided in the New Jersey Employer-Employee Relations Act, N.J.S.A. 34:12A-1.1, et. seq.
3. Notwithstanding the disclaimer of interest by OPEIU, the Township agrees to continue to maintain the terms and conditions of the CBA and the status quo pending negotiation of a successor agreement with Local 68 covering the White-Collar/Clerical and Health Department Employees bargaining unit.

**AGREED AND ACCEPTED**

<b>The Township of Bloomfield Essex County, New Jersey</b>	<b>OPEIU Local 32 Bloomfield White-Collar &amp; Health</b>	<b>International Union of Operating Engineers, Local 68</b>
By:	By: 	By: 
Date:	Date: 5-1-18	Date: 5-1-18

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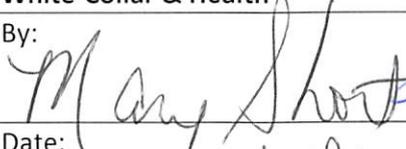
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1. Effective upon execution of this Agreement, OPEIU disclaims interest in representing the White-Collar/Clerical and Health Department Employees bargaining unit at the Township.
2. Effective upon execution of this Agreement, the Township recognizes Local 68 as the sole and exclusive bargaining representative of the White-Collar/Clerical and Health Department Employees bargaining unit and acknowledges its obligation to bargain with Local 68 in good faith as provided in the New Jersey Employer-Employee Relations Act, N.J.S.A. 34:12A-1.1, et. seq.
3. Notwithstanding the disclaimer of interest by OPEIU, the Township agrees to continue to maintain the terms and conditions of the CBA and the status quo pending negotiation of a successor agreement with Local 68 covering the White-Collar/Clerical and Health Department Employees bargaining unit.

AGREED AND ACCEPTED

The Township of Bloomfield Essex County, New Jersey	OPEIU Local 32 Bloomfield White-Collar & Health	International Union of Operating Engineers, Local 68
By: 	By: 	By: 
Date: 5/7/18	Date: 5-1-18	Date: 5-1-18