

## **OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION**

### **Resolution Authorizing Execution of the Collective Bargaining Agreements for the Full-time and Part-time Bargaining Units Represented by the Teamsters Local Union 436**

WHEREAS, on March 28, 2002, Teamsters Local Union No. 436, affiliated with the International Brotherhood of Teamsters (“the Union”) was certified by the State Employee Relations Board as the exclusive bargaining representative of the regular, full-time and part-time, non-supervisory field employees in the Commission’s Toll Operations and Maintenance Departments, hereinafter collectively referred to as “Bargaining Unit Employees;” and

WHEREAS, the current Full-time and Part-time Collective Bargaining Agreements between the Commission and the Union expired on December 31, 2013, however, pursuant to Ohio Administrative Code Section 4117-9-02(E), the Agreements shall continue in full force and effect after the expiration date until all dispute settlement procedures are exhausted; and

WHEREAS, the Commission’s General Counsel has reported that negotiations between representatives of the Commission and the Union concerning the wages, hours, terms and conditions of employment for the Bargaining Unit Employees have taken place in accordance with the requirements set forth in Chapter 4117 of the Ohio Revised Code; and

WHEREAS, the Director of Administration/Deputy Executive Director (“DED”) served as the Commission’s Chief Negotiator, leading a Negotiating Team that included Commission staff from the Legal, Engineering and Toll Operations Departments; and

WHEREAS, the Director of Administration/DED has reported that Tentative Agreements have been reached with both the Full-time and the Part-time Bargaining Unit Employees whereby the parties have agreed to certain changes to the current wages, hours, terms and conditions of employment under their respective Agreements; and

WHEREAS, the Director of Administration/DED has reported that a vote on the Tentative Agreements by both Bargaining Units is expected to be concluded by the Union before January 31, 2014, and recommends that the Commission authorize the Executive Director to execute new three-year Collective Bargaining Agreements in the event either or both the Full-time and the Part-time Bargaining Units vote to approve their respective Tentative Agreements by a majority vote of each respective Bargaining Unit; and

WHEREAS, the Executive Director concurs with the recommendation of the Director of Administration/DED that the execution of new three-year Collective Bargaining Agreements with both the Full-time and the Part-time Bargaining Units should be authorized by the Commission; and

WHEREAS, the Commission has duly considered such recommendations.

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby authorizes the Executive Director to execute new Collective Bargaining Agreements with both the Full-time and Part-time Bargaining Units represented by the Teamsters Local Union 436 in the event either or both the Full-time and the Part-time Bargaining Units has voted by a majority to approve their respective Tentative Agreements; and

FURTHER RESOLVED, that the Commission authorizes the Executive Director and the Director of Administration/DED to take any other action necessary to carry out the terms and provisions of the new Collective Bargaining Agreements with the Full-time and Part-time Bargaining Units; and

FURTHER RESOLVED, that in the event that either Bargaining Unit votes by a majority to reject the Tentative Agreement(s), the Commission hereby authorizes the Executive Director to enter into negotiations with firms to provide security and contingent personnel services in anticipation of a possible work stoppage.

**(Resolution No. 1-2014 adopted January 21, 2014)**