

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND  
Legislative Session 2008, Legislative Day No. 2

Bill No. 41-08

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Mr. Kevin Kamenetz, Chairman  
By Request of County Executive

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By the County Council, May 5, 2008

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A BILL  
ENTITLED

Arbitration Award - Implementation - Exclusive Representative President and Employees  
FOR the purpose of implementing an award granted in binding arbitration between the County  
Administration and the exclusive representative of the bargaining unit for police  
personnel on pay schedule IV of the County Classification and Compensation Plan;  
requiring the Police Department to allow an additional employee a full time leave of  
absence to work full-time for the benefit of members of the bargaining unit; deducting  
certain regular leave from certain employees; providing for termination of this Act; and  
generally relating to the Fiscal Year 2009 Current Expense Budget.

WHEREAS, Article 4, Title 5, Subtitle 5 of the Baltimore County Code, 2003  
(hereinafter “the Code”) requires the exclusive representative of the bargaining unit for police  
personnel on pay schedule IV of the County Classification and Compensation Plan and the  
County Administration to submit certain disputes about subject areas of bargaining to binding  
arbitration under certain circumstances; and

WHEREAS, certain subject areas of bargaining related to the formation of the Current

Expense Budget for Fiscal Year 2009 were submitted to binding arbitration as required by the Code; and

WHEREAS, Section 4-5-505(f)(1)(iii)2. of the Code requires the arbitrator to “[a]dopt[] all of the final positions of either the County Administration or the exclusive representative”; and

WHEREAS, the arbitrator issued an opinion and award in which he adopted all of the final positions of the exclusive representative of police personnel; and

WHEREAS, Section 4-5-505(h)(3) of the Code provides “[i]n accordance with Article VII of the Charter, the County Executive shall submit to the County Council in a timely manner the provisions of the memorandum of understanding that require an appropriation of funds or the enactment of legislation”; now, therefore

1           SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL OF BALTIMORE  
2 COUNTY, MARYLAND, that the Police Department shall implement the decision of the  
3 arbitrator by providing that the President of the exclusive representative of the bargaining unit  
4 for employees on pay schedule IV of the County Classification and Compensation Plan and two  
5 (2) additional appointees of the bargaining unit shall be granted a full time leave of absence from  
6 their duties for the Police Department, mandated in-service training excepted. The President and  
7 two appointees shall remain on the payroll of the Police Department for the purpose of  
8 performing full time duties on behalf of the exclusive representative. During the leave time, the  
9 President and two appointees shall continue to accumulate seniority and shall receive benefits as  
10 if they were fully on duty, including, but not limited to, pension accruals and fringe benefits.

11           SECTION 2. AND BE IT FURTHER ENACTED, that members of the bargaining unit  
12 for employees on pay schedule IV of the County Classification and Compensation Plan shall  
13 have two hours of regular leave deducted in order to offset the cost of the additional position

1 required under Section 1 of this Act.

2 SECTION 3. AND BE IT FURTHER ENACTED, that this Act shall expire on June 30,  
3 2009 without the necessity of further action by the County Council.

4 SECTION 4. AND BE IT FURTHER ENACTED, that this Act, having been passed by  
5 the affirmative vote of five members of the County Council, shall take effect on July 1, 2008.