

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

Bill No. 43-08

Mr. Kevin Kamenetz, Chairman
By Request of County Executive

By the County Council, May 5, 2008

A BILL
ENTITLED

Arbitration Award - Implementation - Holiday Pay

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 authorize certain holiday pay; disallowing certain holiday pay; 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 making funds available to provide that an employee on pay schedule IV of the
4 County Classification and Compensation Plan working on the following holidays shall receive
5 one and one-half times the employee’s regular rate: New Years, Christmas, Thanksgiving, Labor
6 Day, Memorial Day, July 4, and Veterans Day. Payment shall be on the basis of the majority of
7 the shift hours falling within the holiday.

8 SECTION 2. AND BE IT FURTHER ENACTED, that the Police Department shall
9 implement the decision of the arbitrator by disallowing holiday pay as provided under Section 1
10 of this Act for the following holidays: President’s Day and Martin Luther King Day.

11 SECTION 3. AND BE IT FURTHER ENACTED, that this Act shall expire on June 30,
12 2009 without the necessity of further action by the County Council.

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