

Resolution No. 2023-XXX N.C.S. of the City of Petaluma, California

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PETALUMA RATIFYING THE SIDE LETTER AGREEMENT REACHED BY THE DULY AUTHORIZED REPRESENTATIVES OF THE CITY OF PETALUMA AND THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, UNITS 1, 2, AND 3

WHEREAS, the City of Petaluma and the American Federation of State, County and Municipal Employees (AFSCME), Units 1, 2, and 3, through their duly authorized representatives, have concluded their mutual obligation to meet and confer in good faith with respect to Section 6.1 – “Me Too” in the existing Memoranda of Understanding (MOU), effective July 1, 2020 through June 30, 2024, in accordance with the Meyers- Miliars-Brown Act and the City's Employer-Employee Relations, Rules and Regulations (Resolution No. 55412 N.C.S.); and

WHEREAS, the duly authorized representatives of the City and AFSCME have reached Tentative Agreement and executed this Side Letter Agreement (SLA), attached as Exhibit A, and recommend its approval by the City Council; and

WHEREAS, the City Manager, pursuant to Section 28 of the Charter of the City of Petaluma, and as the City's Municipal Employees' Relations Officer (Resolution No. 5375 N.C.S.), is required and empowered to make a recommendation to the City Council on matters related to good faith bargaining and employees' compensation; and

WHEREAS, the City Manager has reviewed and concurs with said SLA for AFSCME Units 1, 2, and 3, and does recommend that the City Council ratify said SLA; and

WHEREAS, the proposed action is exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15378(b)(4), in that, approving this action does not meet CEQA's definition of a “project,” because the action does not have the potential for resulting either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment, and because this is a personnel-related action that constitutes organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Petaluma as follows:

1. Declares the above recitals to be true and correct and are incorporated into this resolution as findings of the City Council.
2. Finds that the proposed action is exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15378(b)(4), in that, approving this action does not meet CEQA's definition of a “project,” because the action does not have the potential for resulting either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment, and because this is a personnel-related action that constitutes organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.
3. Ratifies the Side Letter Agreement, between the City of Petaluma and the American Federation of State, County and Municipal Employees, Units 1, 2, and 3, attached to and incorporated as Exhibit A.

Under the power and authority conferred upon this Council by the Charter of said City.

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| REFERENCE: | I hereby certify the foregoing Resolution was introduced and adopted by the Council of the City of Petaluma at a Regular meeting on the 18 th day of September 2023, by the following vote: | Approved as to form: |
| | | <hr/> City Attorney |
| AYES: | | |
| NOES: | | |
| ABSENT: | | |
| ABSTAIN: | | |
| ATTEST: | <hr/> City Clerk | <hr/> Mayor |