

RESOLUTION 2019-061

PASSED: MARCH 25, 2019

**AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF DEKALB  
AND THE DEKALB INTERNATIONAL ASSOCIATION OF  
FIREFIGHTERS, LOCAL 1236 AFL-CIO.**

**WHEREAS**, the City of DeKalb is a home-rule municipality with the power and authority conferred thereupon by virtue of the Illinois Constitution and Illinois Municipal Code; and

**WHEREAS**, as a home rule unit of local government, the City may exercise any power and perform any function pertaining to its government except as limited by Article VII, Section 6; and

**WHEREAS**, the City seeks to authorize an agreement between the City of DeKalb and the DeKalb International Association of Firefighters, Local 1236 AFL-CIO ("IAFF");

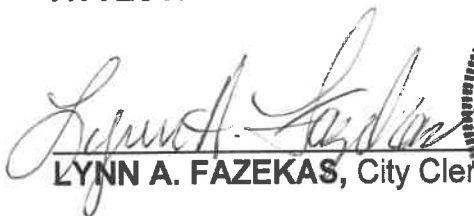
**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF DEKALB, ILLINOIS:**

**SECTION 1:** The City of DeKalb does hereby approve of the Agreement attached hereto as Exhibit A and authorizes and directs that it be executed by the City Manager substantially in the format as attached, subject to such minor revisions as he shall deem advisable.

**SECTION 2:** That the City Clerk of the City of DeKalb, Illinois be authorized and directed to attest the Mayor's Signature and shall be effective thereupon, following execution as outlined in the preceding section.

**PASSED BY THE CITY COUNCIL** of the City of DeKalb, Illinois, at a Regular meeting thereof held on the 25<sup>th</sup> day of March 2019 and approved by me as Mayor on the same day. Passed by an 8-0 roll call vote. Aye: Jacobson, Finucane, Stupegia, Fagan, Noreiko, Verbic, Faivre, Smith. Nay: None.

**ATTEST:**

  
LYNN A. FAZEKAS, City Clerk



  
JERRY SMITH, Mayor

EXHIBIT A

GRIEVANCE SETTLEMENT AGREEMENT BETWEEN  
INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 1236  
AND THE CITY OF DEKALB

This Settlement Agreement is hereby made and entered into by and between the International Association of Fire Fighters Local 1236 (hereinafter Union), and the City of DeKalb (hereinafter Employer).

This document is the settlement agreement language for the Deputy Chief/Battalion of Training grievance filed by Local 1236 on 2-12-19 ("Grievance").

IT IS MUTUALLY UNDERSTOOD AND AGREED BY AND BETWEEN THE PARTIES THAT:

1. Upon the execution of this document by both parties, the Union then shall withdraw the Grievance with each side to bear its own attorney's fees and associated arbitration costs, if any. The terms and conditions of this settlement agreement are fully enforceable and grievable pursuant to the CBA between the parties.
2. The parties agree that for this grievance the following shall take place:
  - a. The City shall fill the temporarily vacant Deputy Chief of Training position on July 1 of 2019. That position shall be filled pursuant to the procedures contained within Appendix "L" of the CBA between the parties.
  - b. The City may postpone 7g work for commercial building inspections ("CBI"). When and if the CBI returns, bargaining unit members shall continue the work through the 7g agreement in the CBA.
  - c. The City agrees to no layoffs for the remainder of the CBA between the parties, which is up to, and including, the ratification by both parties of the successor agreement to the current CBA expiring December 31, 2020.
  - d. Local 1236 and the Employer both understand the importance and safety implications of a fully staffed Fire Department. However, due to the Employer's fiscal concerns, Local 1236 and the City of DeKalb understand that there are currently two (2) open FF/PM positions with the City of DeKalb and that a third FF/PM position may become open this fiscal year due to retirement. The Employer's position is that it is presently necessary for these positions to remain unfilled due to budgetary concerns. The Employer will review the City's fiscal concerns on a quarterly basis with the Local 1236 executive board to keep the board up to date on financial trends that may make it possible to fill these firefighter positions.

IT IS HEREBY AGREED:

  
\_\_\_\_\_  
Noah Millard, President  
Local 1236

3-5-19  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Bill Nicklas, City Manager  
City of DeKalb

3-5-19  
\_\_\_\_\_  
Date