



An Ordinance of the City of Muncie Amending Chapter 35 of the City of Muncie Code of Ordinances Regarding Bargaining with Local #1348, International Association of Firefighters AFL-CIO (CLC) and Bargaining with the Gregg Winters Memorial Fraternal Order of Police Lodge #87

WHEREAS, negotiating with public safety employees is an important function of the City Of Muncie; and

WHEREAS, the current negotiating system was established by Ordinance No. 15-97 adopted in 1997 and has not been amended since that time; and

WHEREAS, prior to the adoption of Ordinance No. 15-97, public safety negotiations were governed by Ordinance No. 4-92 for Firefighters' Local #1348 and Ordinance No. 41-93 for FOP Lodge #87; and

WHEREAS, the prior Ordinance required representation by a member of the Common Council of the City of Muncie on the bargaining team; and

WHEREAS, the current ordinance does not require representation by a member of the Common Council of the City of Muncie on the bargaining team; and

WHEREAS, the current ordinance provides that if no member of the Common Council is appointed to the bargaining team, the Chairman of the Finance Committee is to be updated by the chief spokesman of the bargaining team on the status of negotiations within 48 hours after any negotiation session; and

WHEREAS, the Common Council wishes to be actively involved in negotiating with public safety employees

NOW, THEREFORE BE ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MUNCIE AS FOLLOWS:

Section 1: Section 35.54 is hereby amended in its entirety to read as follows:

- (A) The city, acting through its corporate authorities, shall meet and bargain in good faith with the exclusive representative within fifteen (15) days after receipt of a written request from the exclusive representative for a meeting for collective bargaining purposes. The mayor shall have the responsibility for the overall coordination of the

bargaining team, for all matters including compensation and such other matters as may be within the authority of the city. The mayor shall appoint the members of the city's bargaining team, at least one of whom must be the Chairman of the Finance Committee of the Common Council and at least one of whom must be a member of the Common Council who is of a different political affiliation than the mayor. The mayor will designate a chief spokesman.

- (B) An agreement resulting from negotiations shall be ratified by resolution of the Common Council and the Board of Public Works of the city. The contract shall be signed by the mayor, the Common Council president, finance committee members of the Common Council, president of the Board of Public Works, F.O.P. Lodge No. 87 president and secretary of F.O.P. Lodge No. 87. The Common Council shall appropriate the monies necessary to fund the cost items contained in any contract which it ratifies. Nothing in this subchapter prevents the use of multi-year contracts; however, contracts may not exceed the then remaining term of the mayor, plus one year.

Section 2: Section 35.84 is hereby amended in its entirety to read as follows:

- (A) The city, acting through its corporate authorities, shall meet and bargain in good faith with the exclusive representative within fifteen (15) days after receipt of a written request from the exclusive representative for a meeting for collective bargaining purposes. The mayor shall have the responsibility for the overall coordination of the bargaining team, for all matters including compensation and such other matters as may be within the authority of the city. The mayor shall appoint the members of the city's bargaining team, at least one of whom must be the Chairman of the Finance Committee of the Common Council and at least one of whom must be a member of the Common Council who is of a different political affiliation than the mayor. The mayor will designate a chief spokesman.
- (B) An agreement resulting from negotiations shall be ratified by resolution of the Common Council and the Board of Public Works of the city. The contract shall be signed by the mayor, the Common Council president, finance committee members of the Common Council, president of the Board of Public Works, Local No. 1348 president and secretary of Local No. 1348. The Common Council shall appropriate the monies necessary to fund the cost items contained in any contract which it ratifies. Nothing in this subchapter prevents the use of multi-year contracts; however, contracts may not exceed the then remaining term of the mayor, plus one year.

Section 3: This ordinance shall be in full force and effect from after its passage by the Common Council and its approval by the Mayor of Muncie, Indiana, and such publication as may be required by law.

Passed by the Common Council of the City of Muncie, Indiana on this _____ day of _____, 2024.

	Yeas	Nays	Abstain	Absent
Jeff Green	_____	_____	_____	_____
Nora Powell	_____	_____	_____	_____
Brandon Garrett	_____	_____	_____	_____
Sara Gullion	_____	_____	_____	_____
Jerry Dishman	_____	_____	_____	_____
Harold Mason	_____	_____	_____	_____
Dale Basham	_____	_____	_____	_____
Ro Selvey	_____	_____	_____	_____
William McIntosh, Sr	_____	_____	_____	_____

President, Common Council

Presented by me to the Mayor for his approval, this _____ day of _____, 2024.

Belinda Munson, Muncie City Clerk

The above ordinance is approved/vetoed by me this _____ day of _____, 2024

Dan Ridenour, Mayor of the City of Muncie

ATTEST:

Belinda Munson, Muncie City Clerk

This ordinance is proposed by Council Member:

Nora E Powell

This ordinance is approved in form by legal counsel:

Leim Ridenour