

RESOLUTION NO. 32-2016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, GRANTING RECOGNITION OF LOCAL 1518 OF THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS AS THE SOLE AND EXCLUSIVE BARGAINING AGENT FOR ALL FIREFIGHTERS EMPLOYED BY THE CITY OF MESQUITE, TEXAS, EXCLUDING THE HEAD OF THE MESQUITE FIRE DEPARTMENT AND EXCLUDING EXEMPT EMPLOYEES OF THE MESQUITE FIRE DEPARTMENT UNDER SECTION 142.108(b) OF THE TEXAS LOCAL GOVERNMENT CODE, AND AUTHORIZING THE CITY OF MESQUITE, TEXAS, TO MEET AND CONFER WITH LOCAL 1518 OF THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS UNDER SUBCHAPTER C OF CHAPTER 142 OF THE TEXAS LOCAL GOVERNMENT CODE WITHOUT CONDUCTING AN ELECTION BY THE VOTERS IN THE CITY UNDER SECTION 142.105 OF THE TEXAS LOCAL GOVERNMENT CODE.

WHEREAS, on June 27, 2016, pursuant to Section 142.103 of the Texas Local Government Code, the City of Mesquite, Texas ("City"), received a Petition Requesting Recognition of Local 1518 of the International Association of Fire Fighters (the "Mesquite Firefighters Association") as the sole and exclusive bargaining agent for all firefighters employed by the City, excluding the head of the Mesquite Fire Department and excluding exempt employees of the Mesquite Fire Department under Section 142.108(b) of the Texas Local Government Code (all firefighters covered by the petition being hereinafter collectively referred to as the "City's Non-Exempt Firefighters"); and

WHEREAS, the City Council desires to recognize the Mesquite Firefighters Association as the sole and exclusive bargaining agent for the City's Non-Exempt Firefighters and desires for the City to proceed with the meet and confer process pursuant to Chapter 142, Subchapter C of the Texas Local Government Code ("Meet and Confer") without conducting an election by the voters in the City; and

WHEREAS, the City Manager is responsible under the City Charter for the efficient administration of all departments of the City and as such the City Council authorizes the City Manager or the City Manager's designee to administer the City's participation in the Meet and Confer process.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

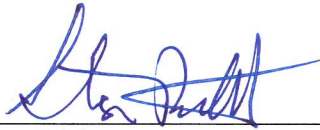
SECTION 1. That the City Council hereby recognizes the Mesquite Firefighters Association as the sole and exclusive bargaining agent for the City's Non-Exempt Firefighters in accordance with and pursuant to Chapter 142, Subchapter C of the Texas Local Government Code.

SECTION 2. That the City Council hereby determines that the City may Meet and Confer with the Mesquite Firefighters Association under Chapter 142, Subchapter C, of the Texas Local Government Code, without conducting an election by the voters in the City under Chapter 142, Subchapter C, Section 142.105 of the Texas Local Government Code.

SECTION 3. That the City will participate in Meet and Confer negotiations with the Mesquite Firefighters Association as the sole and exclusive bargaining agent for the City's Non-Exempt Firefighters in accordance with and pursuant to Chapter 142, Subchapter C of the Texas Local Government Code.

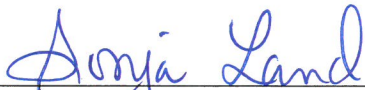
SECTION 4. That the City Manager or the City Manager's designee is authorized to formulate and implement such procedures and to take such actions as the City Manager or the City Manager's designee deems necessary or advisable and in compliance with state law in connection with the City's participation in the Meet and Confer process.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 18th day of July, 2016.



Stan Pickett
Mayor

ATTEST:



Sonja Land
City Secretary

APPROVED:



B.J. Smith
City Attorney