

RESOLUTION NO. 040930-82

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

WHEREAS, the citizens of the City of Austin in a duly ordered referendum election adopted the provisions of the Fire and Police Employee Relations Act (FPERA), Chapter 174 of the Texas Local Government Code for firefighters employed by the Austin Fire Department; and

WHEREAS, the City Council has directed the City Manager to proceed with the negotiation process, after legal briefings upon the relevant provisions of the statute and applicable Texas law and the City has indicated its readiness to proceed with the negotiation process; and

WHEREAS, the Fire Chief and City staff have developed a bargaining program and agenda during the preceding months, and have prepared to meet with the Austin Association of Professional Fire Fighters on behalf of the firefighters; and

WHEREAS, the Austin Association of Professional Fire Fighters, Local 975 of the International Association of Professional Fire Fighters, previously was designated as the exclusive bargaining agent for Firefighters under the Meet and Confer provisions of Chapter 143 of the Local Government Code, and it continues to represent a majority of the members off the Austin Fire Department

and is entitled to the designation of exclusive bargaining agent under the FPERA; and

WHEREAS, the City of Austin is currently involved in negotiations with the Austin Association of Professional Fire Fighters, Local 975 of the International Association of Fire Fighters; and City has placed Chapter 174 into effect; and

WHEREAS, the Council finds that it is necessary to formalize, ratify, and confirm certain operative legislative facts and legal conditions; **NOW, THEREFORE,**

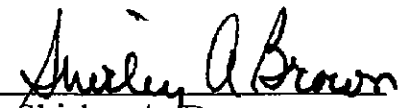
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the Austin Association of Professional Fire Fighters, Local 975 of the International Association of Fire Fighters, is recognized as the exclusive bargaining agent for the members of the Austin Fire Department in accordance with and pursuant to Chapter 174 of the Texas Local Government Code.

The City Council ratifies and confirms that the provisions of Chapter 174 have been placed into effect, and that the City of Austin will engage in Collective Bargaining with the recognized agent as to all terms and conditions of employment which by law are covered by and included as mandatory subjects of negotiations, and that the City and the Association may additionally bargain as to other agreed upon and mutually acceptable subjects as they may agree.

ADOPTED: September 30, 2004

ATTEST:


Shirley A. Brown
City Clerk