

CITY OF ELMHURST

RESOLUTION NO. R-23-2010

**A RESOLUTION APPROVING A SIDE LETTER AGREEMENT  
BETWEEN THE CITY OF ELMHURST AND  
THE INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 150**

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NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Elmhurst, DuPage and Cook Counties, Illinois, that that certain side letter agreement between the City of Elmhurst and the International Union of Operating Engineers, Local 150, a copy of which is attached hereto as Exhibit "A," is hereby approved.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized and directed to execute said side letter agreement.

This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

ADOPTED this 23<sup>rd</sup> day of May, 2010, pursuant to a roll call vote as follows:

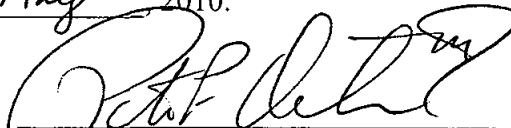
AYES: 11

NAYS: 0

ABSENT: 3

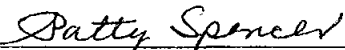
ABSTENTION: \_\_\_\_\_

APPROVED by me this 23<sup>rd</sup> day of May, 2010.



Peter P. DiCianni III, Mayor of the City of Elmhurst, DuPage and Cook Counties, Illinois

ATTESTED and filed in my office,  
this 23<sup>rd</sup> day of May, 2010.



Patty Spencer, Clerk of the City of Elmhurst,  
DuPage and Cook Counties, Illinois

Copies To All  
Elected Officials

4-29-10

3. The City hereby rescinds its notices of lay-off for the five (5) bargaining unit Forestry Division members.

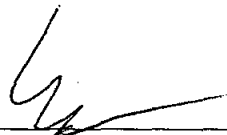
4. The City represents that, as of the execution of this Side Letter Agreement, it has no present intention to lay-off bargaining unit members during the remainder of this fiscal year. Both parties, however, recognize that economic conditions and the City's funding sources are currently in flux, and in the event that the financial situation worsens this fiscal year, the City may have to consider additional cost-cutting measures, including possibly lay-offs, in order to further reduce costs. In light of the Union's concessions this fiscal year to save jobs, however, the City shall not lay-off any bargaining unit employee this fiscal year, unless it seeks comparable cost reductions from its unrepresented and represented employees.

5. The parties hereto have executed this Side Letter Agreement this 6 day of May, 2010.

CITY OF ELMHURST

INTERNATIONAL UNION OF  
OPERATING ENGINEERS, LOCAL 150

By:  \_\_\_\_\_

By:  \_\_\_\_\_

**SIDE LETTER AGREEMENT BETWEEN  
THE CITY OF ELMHURST AND IUOE LOCAL 150**

WHEREAS, the City of Elmhurst ("City") and International Union of Operating Engineers, Local 150 ("Union"), have entered into a collective bargaining agreement for certain employees in the Department of Public Works, which collective bargaining agreement expires on April 30, 2011 ("Agreement"); and

WHEREAS, pursuant to said Agreement, the City had issued notices of lay-off to five (5) bargaining unit Forestry Division arborists, effective May 1, 2010; and

WHEREAS, the City and the Union have agreed to modify certain provisions of the Agreement, in consideration of the mutual promises contained herein, as follows:

1. Section 7.1 of the Agreement is hereby amended by changing the effective date of the wage schedule which follows the title, "Effective May 1, 2010," to "Effective April 30, 2011," thereby deferring the wage increases scheduled to take effect on May 1, 2010 until April 30, 2011.

2. Section 13.1 of the Agreement is hereby amended to provide that the City's contribution to the Union's Plan for payment of insurance premiums, effective January 1, 2011, shall be as follows:

Single Coverage:	\$600.00 per month
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Family Coverage:	\$1,450.00 per month.
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The City and the Union agree that such rate of contribution by the City shall remain in effect through December 31, 2011 or until such time as those rates are modified by a new collective bargaining agreement or by mutual written agreement



STATE OF ILLINOIS )  
 ) SS  
COUNTIES OF DUPAGE & COOK )

I, PATTY SPENCER, HEREBY CERTIFY that I am the duly elected, qualified and acting City Clerk of the City of Elmhurst, DuPage and Cook Counties, Illinois, a municipal corporation, an the keeper of its seal and records.

I HEREBY FURTHER CERTIFY that the attached document is a true and correct copy of Resolution No. R-23-2010 entitled A Resolution Approving a Side Letter Agreement Between the City of Elmhurst and the International Union of Operating Engineers, Local 150 now on file in my office at 209 North York Road, Elmhurst, Illinois.

I HEREBY FURTHER CERTIFY that said Resolution was passed by the City Council of said City of Elmhurst on the 3<sup>rd</sup> day of May, 2010 and that the vote of said City Council on the question of passage of said Resolution was taken by yeas and nays and fully recorded in the minutes of the proceedings of said City Council, and the result of said vote so taken was as follows:

Yeas: 11                      Nays: 0

I FURTHER CERTIFY that the original, of which the attached is a true copy, is entrusted to my care for safekeeping, and that I am the true and lawful keeper of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City of Elmhurst aforesaid, at said City, in the County and State aforesaid, this 12<sup>th</sup> day of May, 2010.



Patty Spencer  
Patty Spencer, City Clerk