

BEFORE THE ARBITRATOR

In the Matter of the Petition of

MILWAUKEE DISTRICT COUNCIL 48,
AFSCME, AFL/CIO

Case 564
No. 69439
INT/ARB - 11458
Decision No. 33056

To Initiate Arbitration Between
Said Petitioner and

CITY OF MILWAUKEE
(COMPTROLLER'S OFFICE)

Appearances:

For the Union

Mr. Mark Sweet, Attorney at Law, 2501 E. Capitol Dr,
Milwaukee, WI 53211

Mr. John English, Staff Representative, Milwaukee District
Council 48, 3427 W. St. Paul Ave., Milwaukee, WI 53208

For the City

Mr. Donald Schriefer, Assistant City Attorney,
200 E. Wells St., Milwaukee, WI 53202

Mr. Troy Hamblin, Labor Negotiator,
200 E. Wells St., Milwaukee, WI 53202

The parties selected the undersigned to serve as the arbitrator in the above entitled matter. On July 19, 2010, the WERC issued an order appointing the undersigned to issue a final and binding award pursuant to Section 111.70 (4)(cm)6 of the Municipal Employment Relations Act.

The hearing was begun on September 7, 2010. During a break in the proceedings, the parties conducted settlement discussions which resulted in an agreement. With the consent of the parties the undersigned issues the following

CONSENT AWARD

As of September 7, 2010, employees in the Comptroller's office in the classifications identified in Attachment A of the parties' final offers will be covered under the terms and conditions of the 2007 – 2009 and 2010 - 2011 City/Union labor agreement in lieu of benefits provided by the management benefit plan except as modified below.

1. All previous tentative agreements agreed to by the parties.
2. Duration - March 24, 2009 through December 31, 2011.
3. Wages:

Attachment A from both parties' final offers will be used as the base.

 - A. Effective pay period seven (7) 2009 a 1% across-the-board pay increase will be provided.
 - B. Effective pay period twenty-five (25) 2009 a .25% across-the-board pay increase will be provided.
 - C. Minimum and maximum rates will be adjusted based upon the across-the-board increases.
 - D. Employees who were eligible for a step increase between March 24, 2009 through December 31, 2009 shall get a 3.11 percentage adjustment not to exceed the range maximums.
4. Overtime: Modify Article 21 of the Agreement to allow for straight time overtime/compensatory time for Comptroller's Office employees in the following pay ranges: 577, 578, 579 and 580. Current flex time balances shall be incorporated into a compensatory time bank.

5. Tuition and Textbook Allowance: Adopt the Union proposal contained in their final offer.
6. Seniority for Layoff: Adopt the Union proposal contained in their final offer.
7. Sick Leave: Adopt the Union proposal contained in their final offer.
8. Terminal Leave: New employees hired after September 7, 2010, will be covered under the current provisions of Article 26. Employees hired prior to September 7, 2010, will be able to receive up to 40 days of terminal leave pay upon retirement provided they have the necessary sick leave hours available.
9. Vacation: Adopt the Union proposal contained in their final offer.

Dated at Waunakee, Wisconsin, this 21st day of September, 2010.

By William K. Strycker /s/
William K. Strycker
Arbitrator