

10100. RESOLUTION 09-69 - COLLECTIVE BARGAINING AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND DISTRICT NO. 1 - PCD, MARINE ENGINEERS' BENEFICIAL ASSOCIATION, AFL-CIO, FOR CERTAIN MARINE EMPLOYEES AT THE CAPE MAY LEWES FERRY

WHEREAS, The Delaware River and Bay Authority (the "Authority") owns and operates the Cape May-Lewes Ferry system between Cape May, New Jersey and Lewes, Delaware; and

WHEREAS, certain Marine employees at the Cape May-Lewes Ferry voluntarily designated District No. 1 - PCD, Marine Engineers' Beneficial Association, AFL-CIO ("MEBA") to represent them in an election on March 29, 2001; and

WHEREAS, the Authority and MEBA negotiated and executed a Collective Bargaining Agreement (the "Agreement") which expired on June 30, 2007; and

WHEREAS, the purpose of the Agreement was to promote and maintain a harmonious relationship between the Authority and its employees; and

WHEREAS, the Authority and MEBA have negotiated a new collective bargaining agreement and desire to execute such agreement ("New Agreement"); and

WHEREAS, the MEBA filed a Civil Action, Marine Engineers Beneficial Association AFL-CIO vs. DRBA in the US District Court for the District of New Jersey while negotiations were ongoing;

WHEREAS, the Personnel Committee has reviewed the terms of the New Agreement and has recommended approval thereof by the Commissioners; and

WHEREAS, the provisions of this New Agreement shall be retroactive to July 1, 2007, and expire on June 30, 2012; and

WHEREAS, the Authority desires to approve the New Agreement; and

WHEREAS, MEBA in consideration of executing the New Agreement will dismiss the Civil Action by signing and executing a Stipulation of Dismissal with Prejudice; and

NOW, THEREFORE, BE IT RESOLVED, that, with the advice of Counsel, the Chairperson, Vice Chairperson, and Executive Director are hereby authorized and directed to execute such New Agreement.

A motion to approve Resolution 09-69 was made by Commissioner Favre, seconded by Commissioner Downes, and approved by a roll call vote of 11-0.