

LETTER OF AGREEMENT
by and between
MUNICIPALITY OF ANCHORAGE (MUNICIPALITY)
and the
ANCHORAGE POLICE DEPARTMENT EMPLOYEES ASSOCIATION (APDEA)
Subject: TEMPORARY DUTY ASSIGNMENT EXTENSION
APDEA-006

This agreement is between the Municipality of Anchorage (Municipality) and the Anchorage Police Department Employees Association (APDEA). The Municipality and APDEA are parties to a collective bargaining agreement. Article XXI.1.A Temporary Duty Assignment states:

“Unless otherwise agreed by the APDEA and the Municipality, voluntary TDY assignments shall not exceed six months in duration. If such an extension is sought, the Municipality shall formally post the position.”

The purpose of this agreement is to extend the temporary duty assignment (TDA) for Officer Timothy Landeis for the duration of the Joshua Wade homicide case.

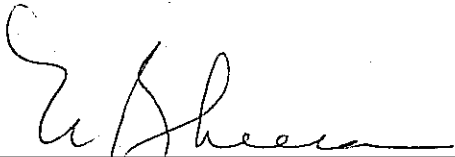
1. Timothy Landeis shall work a 4-11 schedule with an unpaid lunch hour.
2. Timothy Landeis shall receive, beginning December 6th, 2009 and for the length of the assignment, the 7% specialty pay for detectives as specified in Article XV, Section 11, Detectives.
3. Timothy Landeis will be eligible to work overtime as specified in the collective bargaining agreement under Article XXI Temporary Duty Assignment.
4. Nothing in this agreement establishes any precedent for future extended temporary duty assignments.
5. Any disputes concerning the interpretation or application of this extension shall be resolved through the grievance procedure in the collective bargaining agreement between the Municipality and the APDEA.

Pursuant to AMC 3.70.130 D., each and every collective bargaining contract, agreement, modification, written interpretation, or other change, alteration or amendment, no matter how denominated, shall include a summary of requirements and remedial provisions, and the certification under oath or affirmation by each duly authorized representative signing on behalf of a party. The duly authorized representatives, on behalf of the parties to this agreement, hereby affirm and certify as follows:


- A. This agreement complies with Anchorage Municipal Code section 3.70.130.

- B. Section 3.70.130 requires Assembly approval of all modifications and amendments, no matter how denominated.
- C. Absent Assembly approval as required by section 3.70.130, any modification or amendment, no matter how denominated, shall be deemed null and void, and any payments made shall be recoverable by the Municipality.
- D. Absent Assembly approval as required by section 3.70.130, written clarifications and interpretations within the definition of "administrative letter" are invalid.
- E. Section 3.70.010 prohibits the use of administrative letters to vary the explicit terms of a labor agreement.
- F. Intentional actions in violation of section 3.70.130 are subject to fines and penalties under section 1.45.010.
- G. Remedial actions: In the event the provisions of section 3.70.130 are violated by administrative action, any labor agreement, agreement, modification, written interpretation, or other change, alteration or amendment, no matter how denominated, shall be null and void with no force or effect.

Agreed to this 8th day of January 2010.



Nancy Bear Usera
Director, Employee Relations
Municipality of Anchorage

 For

Derek Hsieh
President
APDEA