

LETTER OF AGREEMENT

by and between

MUNICIPALITY OF ANCHORAGE

and the

Anchorage Police Department Employees Association, Inc.

Subject: Leave Donation Program

This Agreement is between the Municipality of Anchorage (Municipality) and the Anchorage Police Department Employees Association, Inc. (APDEA). The Municipality and APDEA are parties to a Collective Bargaining Agreement (CBA).

By AO No. 2011-61(S), the Municipality of Anchorage Assembly adopted the MOA Leave Donation Program effective July 4, 2011, amending Anchorage Municipal Code 3.30.153D. By this Letter of Agreement, the APDEA agrees that with respect to the donation of leave between employees, its members will participate in the MOA Leave Donation Program under the terms set forth in AMC 3.30.153D. The effective date is the first pay period following acceptance by the Assembly.

No other term, article or section of the APDEA CBA is affected by this agreement.


Pursuant to AMC 3.70.130D., 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.

IN WITNESS WHEREOF, this Agreement is entered into freely and voluntarily by the signatures of the parties below.

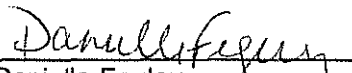
AGREED TO AND SIGNED FOR BY:

For APDEA:



Derek Hsieh
President, APDEA
9/14/2011
Date

For MOA:



Danielle Fegley
Acting Director, Employee Relations
9/15/11
Date