

**TOWNSHIP OF MONTVILLE**

**RESOLUTION 2023 - 404**

**RESOLUTION AUTHORIZING THE EXECUTION OF A SIDEBAR AGREEMENT BETWEEN THE TOWNSHIP OF MONTVILLE AND THE MONTVILLE TOWNSHIP PBA LOCAL 140**

**WHEREAS**, the Township of Montville ("Township") and PBA Local 140 ("Union") are signatories to a Collective Negotiations Agreement ("Agreement") for the period of January 1, 2021 through December 31, 2025; and

**WHEREAS**, the Township and the Union have negotiated and agreed to a sidebar agreement which is attached hereto as Exhibit A; and

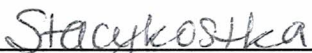
**WHEREAS**, the sidebar has been executed and ratified by the Union allowing for modifications to the Agreement between the parties, specifically regarding personal days and carryover; and

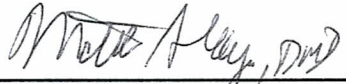
**WHEREAS**, the Township of Montville is desirous of ratifying the agreed upon sidebar agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Montville, County of Morris, State of New Jersey that the sidebar agreement regarding personal days attached hereto as Exhibit A is hereby ratified.

This resolution shall take effect immediately.

Adopted: December 20, 2023

  
\_\_\_\_\_  
Stacy Kostka, Township Clerk

  
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Matthew S. Kayne, Mayor

## **SIDE BAR AGREEMENT**

This Agreement is entered into by and between PBA Local 140 (“PBA”) and the Township of Montville (“Township”).

**WHEREAS**, the PBA and the Township are parties to a collective negotiations agreement (herein “Contract”) effective January 1, 2021 through December 31, 2025; and

**WHEREAS**, Article XXI, Personal Days, Section II of the Contract provides: “Employees shall be permitted personal days at their regular rate of pay during the course of the calendar year. Personal days shall be non-accumulative.”

**WHEREAS**, notwithstanding the language of Articles XXI set forth above, the Police Department has allowed PBA unit members to carry over personal leave to be used in the succeeding year with certain limits; and

**WHEREAS**, the PBA and the Township seek to memorialize this carry over by entering into this Side Bar Agreement and modifying the terms to the collective negotiations agreement; and

**NOW THEREFORE**, it is hereby stipulated and agreed by and between the PBA and the Township as follows:

1. PBA unit members may carry over a maximum of two (2) personal days not used in the calendar year.
2. If an officer seeks to carry over personal leave, they must submit a request with the Chief of Police on or before November 30.
3. All carried over converted personal time must be used by April 15 of the immediately succeeding year, unless otherwise approved by the Chief of Police, or it will be

forfeited. Carried over personal leave is not subject to payout upon retirement, termination or resignation.

4. The use of a carried over personal day(s) shall be subject to the vacation limitations as set forth in Schedule and Time Management SOP, Volume 2, Chapter 30. Article XXI, Section III shall not apply to the use of personal days.

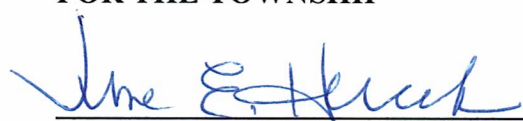
5. Except as set forth in this Side Bar Agreement, the parties' Contract shall remain unchanged.

6. This Agreement shall not be effective until it has been ratified by the members of the PBA and ratified by the Township Committee of the Township of Montville.

**FOR PBA LOCAL 140**

  
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**SEAN REGAN, PRESIDENT**

**FOR THE TOWNSHIP**

  
\_\_\_\_\_  
**JUNE E. HERCEK, ADMINISTRATOR**

Dated: 12/15/23

Dated: 12/20/2023