



THE COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF LABOR RELATIONS
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JOINT LABOR-MANAGEMENT
COMMITTEE FOR
MUNICIPAL POLICE AND FIRE
JOHN W. HANSON
CHAIR

MEETING MINUTES
3(A) PANEL HEARING

Pursuant to M.G.L. c. 30A § 20(c), and the Open Meeting Law Regulations, 940 CMR 29.03 (6), a 3-Member Panel (“Panel”) of the Joint Labor-Management Committee for Municipal Police and Fire (“JLMC”) convened pursuant to Section 1, subsection 3(a), of Chapter 589 of the Acts of 1987, in the matter of **Billerica Firefighters, Local 1495 and Town of Billerica, JLM-17-6299**, on:

DATE: May 22, 2018

TIME: 11:30 A.M.

LOCATION: Offices of the Joint Labor-Management Committee,
19 Staniford St., 1st Floor, Boston, MA 02114-2502

PANEL MEMBERS PRESENT: Chairman John Hanson; JLMC Member for Management John Petrin; JLMC Member for Labor, David Keene

STAFF PRESENT: Senior Staff Reps. Joseph Hubley (Labor) and George Driscoll (Management)

ATTORNEYS: Kevin Feeley, Esq. (Counsel for Town of Billerica); Leah Barrault, Esq. and Mark Macchi, Esq. (Counsel for Billerica Firefighters, Local 1495).

OTHERS PRESENT: Robert Cole (Billerica Fire Chief), John Curran (Billerica Town Manager), Paul Watson (Town Accountant), Kathy O’Dea (Assistant Town Manager), Gary Main (Town Analyst); Bill Paslerewicz, Phillip Tammaro, Joseph Bradley, Jim Miner (All of Local 1495)

OPEN SESSION:

The parties participated in a mediation session prior to the start of the hearing.

Chairman John Hanson called the meeting to order at 1:50 P.M. for the purpose of holding a hearing pursuant to Section 1, subsection 3(a), of Chapter 589 of the Acts of 1987 in the matter of **Billerica Firefighters, Local 1495 and Town of Billerica, JLM-17-6299**

Chairman Hanson opened the hearing. The Union and the Town had previously submitted their statements of Issues for purposes of the 3(a) hearing and for arbitration which are attached hereto as **Union Exhibit 1** and **Town Exhibit 1**, respectively, and are part of the record of the 3(a) hearing.

Chairman Hanson made an introduction and recited the procedural history of the case.

Chairman Hanson asked Attorney Barrault to proceed with the Union's presentation. Attorney Barrault requested arbitration by a tripartite panel on an issue by issue basis and stated the Union's position on the issues by reciting substantial from the Union's 3(a) submission. Attorney Barrault objected the Town's 3(a) submission and argued that it presented sixteen issues.

Chairman Hanson asked Attorney Feeley to proceed with the Town's presentation. Attorney Feeley requested arbitration by a tripartite panel on an issue by issue basis and presented a document marked as **Town Exhibit #2** which presented four issues that the Town drew from its on the record proposal for reorganization.

Attorney Barrault objected and stated that the four issues were not part of the Town's proposals was an attempt to undo the contract.

Attorney Feeley suggested that the 3(a) panel certify the four issues only to the extent needed to implement the Town's reorganization plan.

Attorney Barrault again stated the Union's objection.

The 3(a) Panel deliberated.

Mr. Petrin made the following motion, seconded by Mr. Keene: to recess the hearing until 10:30 AM on June 14, 2018 at which time the 3(a) Panel will vote the matters before it.

The Motion passed unanimously.

The hearing recessed at 1:50 P.M.. and is scheduled to resume at 10:30 AM on June 14, 2018.

Minutes prepared by George Driscoll, Senior Staff Representative

Minutes approved on 8/23/18