



CITY COUNCIL AGENDA ITEM

REQUESTED COUNCIL MEETING DATE 2/7/12

SUBJECT: Authorization for Wayne L. Helsby, Esquire to Initiate Litigation Proceedings for Enforcement of the Public Employees Relations Commission Decision

DEPARTMENT: Office of the City Attorney

RECOMMENDED MOTION:

Authorize Wayne L. Helsby, Esquire to file a lawsuit in the Seventh Judicial Circuit, Volusia County, Florida, for enforcement of the Public Employees Relations Commission ("PERC") decision rendered on December 22, 2011, in ULP Case No. CB-2011-061, and authorize its continued prosecution on behalf of the City.

SUMMARY:

PERC's Order finding that the International Association of Fire Fighters, Local 3118 ("IAFF") committed an unfair labor practice by not conducting a ratification vote has not been appealed. Staff recommends initiating litigation to require the IAFF to conduct the ratification vote.

ATTACHMENTS: Ordinance Resolution Budget Resolution

Other Support Documents/Contracts Available for Review in Manager's Office

DEPARTMENT HEAD NA Date

FINANCE DEPARTMENT NA Date

CITY ATTORNEY *[Signature]* Approved as to Form and Legality Date *1.30.12*

CITY MANAGER *[Signature]* Approved Agenda Item For:

COUNCIL ACTION: Approved as Recommended Disapproved Tabled Indefinitely
 Continued to Date Certain Approved with Modification: