

**TOWNSHIP OF LONG HILL
RESOLUTION 21-095**

AUTHORIZING EXECUTION OF MEMORANDUM OF UNDERSTANDING ("MOU") WITH AL GALLO

WHEREAS, Al Gallo ("Gallo") is the Long Hill Township Principal Public Works Manager; and
WHEREAS, as Principal Public Works Manager Gallo has management responsibility for the entire public works department; and

WHEREAS, "management responsibility" is defined in the statute to mean, "the supervisory responsibility for planning, scheduling, directing, controlling and coordinating the daily and long term operations of public works activities, as applicable, including the utilization of manpower, equipment, materials , funds , and other available resources . (N.J.S.A. 40A:9-154.6a); and

WHEREAS, the Township recently sold its wastewater treatment system to New Jersey American Water Company; and

WHEREAS, in the past, sewer plant workers were part of the Department of Public Works ("DPW") and could be used to drive snowplow trucks and perform other public works functions during major weather events and other emergencies; and

WHEREAS, as a result of the sale of the wastewater treatment system there are now four fewer employees in DPW, which means that Gallo has been forced to perform duties, such as driving snowplows, that are not part of his management responsibility as Public Works Manager; and

WHEREAS, during the recent snowstorms, Gallo spent thirty-six hours driving snowplows outside of his normal workdays; and

WHEREAS, the parties agree that Gallo should be compensated for significant hours that he spends performing non-management duties that are in addition to his normal forty hour work week during major emergency events; and

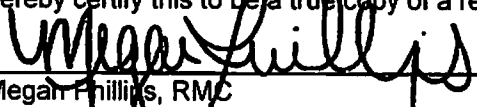
NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey, that the Mayor and Clerk are hereby authorized and directed to execute a Memorandum of Understanding with Al Gallo which includes the following terms.

1. Gallo shall be compensated at his normal hourly rate for significant time spent performing non-management duties during major emergency events.
2. Gallo shall only receive additional compensation for time worked beyond forty hours in any one week performing nonsupervisory duties during a major emergency event such as a snowstorm, a flood, a tropical storm or similar event.
3. Gallo shall be compensated as his normal straight-time rate for this extra time with an effect date of January 1, 2021.
4. The additional compensation shall be added to Gallo's regular payroll checks.
5. The Township Administrator is responsible for monitoring the time submitted by Gallo for this additional compensation.
6. The Township Administrator's decision can only be appealed to the Township Committee, with no further right of appeal.
7. This MOU is not a contract of employment, nor shall it be considered a past practice, and it may be terminated by the Township Committee at any time, with or without cause.

INTRODUCED	SECONDED	COMMITTEE	AYE	NAY	ABSTAIN	ABSENT
		DORSI	x			
		LAVENDER	x			
		PISERCHIA	x			

x		RAE	x			
	x	VERLEZZA	x			

I, Megan Phillips, Township Clerk of the Township of Long Hill, County of Morris, State of New Jersey, hereby certify this to be a true copy of a resolution adopted by the Township Committee March 24, 2021.



 Megan Phillips, RMC
 Township Clerk