

2009 SYNOPSIS

Hampton Police, HPA, Inc., v. Town of Hampton Case No. P-0719-22

The union filed an unfair labor practice complaint against the town claiming that the town violated RSA 273-A:5, I (a), (b), (e), (g), (h), and (i). The union alleged that, after the parties reached a tentative collective bargaining agreement (CBA) subject to legislative approval of cost items and the town's board of selectmen ratified the CBA, the board of selectmen failed to recommend the warrant article reflecting the costs of the CBA to the voters. The town denied the charges and claimed that the board of selectmen was not obligated to recommend the warrant article related to the negotiated agreement and that the PELRB had no authority to order the town to petition the superior court for a special town meeting or to order the board of selectmen to recommend a particular warrant article.

The PELRB denied the complaint finding that the union failed to provide sufficient evidence to establish that the board of selectmen agreed to support a warrant article or that the board of selectmen failed to fulfill its duty to support the ratified tentative agreement and its general obligation to bargain in good faith.

Disclaimer: This summary is intended to provide a brief description of the issues in this case and the outcome. The summary is not a substitute for the decision, should not be relied upon in place of the decision, and should not be cited as controlling or relevant authority in PELRB proceedings or other proceedings.