

Agenda #5

City of Cambridge

MASSACHUSETTS

In City Council March 11 1976

#5

	YEA	NAY	ABSENT	PRESENT
Mrs. Ackermann	✓			
Mr. Clem				✓
Mr. Clinton				✓
Mr. Danehy			✓	
Mr. Duehay	✓			
Mrs. Graham	✓			
Mr. Russell	✓			
Mr. Sullivan	✓			
Mayor Vellucci	✓			

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City of Cambridge

IN CITY COUNCIL

March 18, 1976

ORDERED:

That the Cambridge City Council approves the payment of bills incurred by the School Department in connection with contracts with Parker, Coulter, Daley & White for professional services rendered in collective bargaining during the years 1974 and 1975.

In City Council March 18, 1976

Adopted by yeas and nays Vote

Yeas 6 Nays 0 Absent 1 Pres. 2

Paul E. Leahy
City Clerk

January 31, 1975

Barry R. McDonough

Cambridge School Committee
1700 Cambridge Street
Cambridge, Massachusetts

To: Parker, Coulter, Daley & White

For Professional Services rendered
in connection with Custodian Contract
from January 21, 1974 to December 17,
1974.

115 1/2 hours at \$50.00 per hour.....

\$5,775.00

Disbursements:

Photostatic copies \$ 4.00

Postponement fee 50.00

54.00

Total

\$5,829.00

Cambridge School Committee

TIME RECORD

CASE NAME:		FILE NO.		
Date	Initial		Time	Charge
11/21/74	BDM	Meeting with Browne & Meeting on Pilot School Arbitration	1 1/2 hrs	
11/25/74	"	Conference on Pilot School Grievance	3 hrs	
12/3/74		F contract, T/T Browne problem of wage increase application, OT/OT done	30m	
12/4/74		@ T/F Brown, T/T Mediator re wage package implementation	1 1/2 hrs	
12/5/74		Collegian Arbitration, R & R arbitration list - selection + L to A.A.A.	20m	
12/10/74		T/T Brown	15m	
12/17/74		Rev. R draft, T/T Brown charges discussed	1 hr	

Cambridge School Committee

CASE NAME:		TIME RECORD		FILE NO.
Date	Initial		Time	Charge
7/16/74	BRM	Meeting with Comm on Pappas	✓ 4:11	✓ 1:50m
7/18/74	"	T/T Powers re status & confidence.		
		T/T Brown - disc. case		✓ 30m
7/19/74	"	Collective Bargaining	✓ 5:40	
8/26/74	"	Mediation	✓ 10:45	
8/29/74		F		✓ 1:00
8/30/74		T/T Brown		✓ 10m
9/3/74		T/T Brown appearance before Committee re settlement of K	✓ 5:45	
9/11/74		T/F Powers, T/T Brown re agreement	1:30m	
9/13/74		T/T Brown	✓ 10m	
9/16/74		T/F Brown	✓ 10m	
9/17/74		T/F Union, T/T S.C.	✓ 15m	
9/18/74		Contract drafting session w. union	✓ 5:40	✓ 1:00
9/19/74		T/T Brown		✓ 15m
9/24/74		Collective Bargaining - final contract language	✓ 14:45	
9/25/74		T/F Mediator draft contract language	1:15	
9/30/74		T/F Brown, Lt. Beckon Powers & Collins Work out draft of contract language & summary of negotiations	✓ 5:45	
10/7/74		T/T Brown & Kurlat	✓ 15m	
10/8/74		Meeting with Committee	✓ 5:45	
10/9/74		F, T/T City Kurlat re Pilot School	✓ 10m	
		File		
10/15/74		T/T City Kurlat re Pilot School Arbitration, Lt. Kurlat, Lt. Powers		
		T/T Brown, T/T Powers	✓ 30m	
10/16/74		T/T City Lane	✓ 15m	
10/23/74		T/F Committee, worked out termination language, disc. Pilot school arbitration	✓ 10m	
11/4/74	"	T/F Brown, disc. of termination Cause & procedure, draft. L. to Committee	✓ 1:15	
11/5/74	"	Meeting of School Committee for final approval of K	✓ 1:45	
11/6/74		T/F O.B. re K	✓ 15m	
11/7/74		Conf. re draft	✓ 15m	
11/11/74		Work on drafts of K	✓ 10m	
11/12/74		Draft P	✓ 20m	
11/18/74		Negotiations re Pilot School Arbitration	✓ 4:45	
11/14/74		Rev. of K	✓ 15m	

PARKER, COULTER, DALEY & WHITE
DAILY TIME SHEET

LAWYER _____

DATE _____

BILLABLE HOURS _____

Cambridge School Committee

FILE NO.	EXPLANATION OF SERVICES	CHARGE	Page
74	TCT Brown	✓ 10m	
74	Meeting with Mr. Brown, regs. with union	✓ 4 hrs.	
74	T/F re date S.C.	✓ 10m	
74	Meeting C.S.C.	✓ 3 ³ / ₄ hrs.	
74	Bargaining	✓ 3 hrs.	
74	T/T Brown	✓ 10m	
74	T/T Brown		
74	F, L to Browne	✓ 20m	
74	Collective Bargaining	✓ 5 hrs.	
74	Collective Bargaining	✓ 3 hrs.	
74	Collective Bargaining	✓ 4 hrs.	
74	conf. Mr. Browne	✓ 5 ¹ / ₂ hrs.	
74	Meeting with Committee on Kuminshy Success and Collective Bargaining	✓ 3 ¹ / ₂ hrs.	
74	L to AAA, T/T Brown	✓ 20m	
74	F, T/T Brown	✓ 10m	

PARKER, COULTER, DALEY & WHITE
DAILY TIME SHEET

LAWYER _____

DATE _____

BILLABLE HOURS _____

Cambridge School Committee

DATE	FILE NO.	EXPLANATION OF SERVICES	CHARGE
4/4/74		F	✓ 1 hr.
5/7/74		F	✓ 20 m
7/7/74		3 T/T Atty Kulat & Powers, T/T Brown re dates & continuance of Arbitration	✓ 30 m
10/7/74		T/T Powers, Kulat & Brown	✓ 10 m
11/7/74		T/F Powers re negotiations	✓ 15 m

PARKER, COULTER, DALEY & WHITE
DAILY TIME SHEET

LAWYER _____

DATE _____

BILLABLE HOURS _____

Cambridge School Committee

DATE	FILE NO.	EXPLANATION OF SERVICES	CHARGE	AMOUNT
1/74	16	Meeting Supt. Browne	✓ 3 hrs.	
1/74	X1			4.00
1/74		Met Atty. Huntington	4 hrs.	
1/74		Draft of proposals & draft of response		
		draft of memorandum for school committee	✓ 2 hrs.	
1/74		Collective Bargaining	✓ 4 hrs.	

PARKER, COULTER, DALEY & WHITE
DAILY TIME SHEET

LAWYER _____

DATE _____

BILLABLE HOURS _____

Cambridge School Committee

DATE	FILE NO.	EXPLANATION OF SERVICES	CHARGE
7/4		Yrly Meeting	2 hrs
7/4		T/F Brown - disc. status	1/15 m
7/4		T/T Brown	1/10 m

PARKER, COULTER, DALEY & WHITE
DAILY TIME SHEET

LAWYER _____

DATE _____

BILLABLE HOURS _____

Cambridge School Committee

DATE	FILE NO.	EXPLANATION OF SERVICES	CHARGE
4/9/74	(16)	F, T/T Supt.	✓ 20m
4/11/74	(16)	T/F Brown re R & R Arbitration materials, T/T AAA, Draft response to grievances	✓ 45m
4/16/74	(16)	Rev. Arbitrators histories	✓ 15m
4/18/74	(16)	F, re Arb. + selection of Arb.	✓ 20m
4/19/74	(16)	Meeting at school dist. with Mr. Browne, & Murphy, Set up meeting w. Yasin	✓ 3 hrs.
4/22/74	(16)	R & R appointment of arbitrator & assignment date, L to Mr. Browne	✓ 15m

61-610				✓	1/21/74	3/13/74			1
CASE NO.	BILL DATE	INS.CO.	INT.	FINAL	FROM DATE	TO DATE	Adj.	CLIENT FILE	PAGE

CAMBRIDGE SCHOOL Committee	21	CITY OF CAMBRIDGE
INSURANCE COMPANY NAME (Client)	CASE DESCRIPTION	
1700 CAMBRIDGE STREET		
CAMBRIDGE, MASS.		
STREET ADDRESS		

City & State Zip Activity

Line No.	Code	Additional Remarks	Atty Code	Days	Hrs.	Rate	Chge
4 010	COO		16		15m		
4 020	F		16		15m		
4 030	TCT	MR McCARTHY	16		15m		
4 040	COO		16		10m		
4 050	F	AND CONTRACT	16		1h.30m		
4 060	TCT	EDMUND MURPHY - TWO	16		30m		
4 070	TCT	Union - TWO	16		30m		
4 080	TCT	McKelleher	16		50m		
4 090	TCT	MR. LANAHAN	16		15m		
4 100	F		16		2h.30m		
4 110	R	LETTER FROM SUPERINTENDENT BROWNE					
4 120		ENCLOSING CORRESPONDENCE	16		15m		
4 130	LT	COMMITTEE OUTLINING GRIEVANCE					
4 140		HEARING OPTIONS, DRAFT RESPONSE					
4 150		TO UNION	16		1h.		
4 160	LT	SUPERINTENDENT BROWNE	16		10m		
4 170	T.C.F.	SUPERINTENDENT BROWNE	16		15m		
4 180							
4 190							
4 200							
4 210							
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4 340							
4 350							

CHAIRMAN
MAYOR WALTER J. SULLIVAN
VICE-CHAIRMAN
JAMES F. FITZGERALD, ESQ.

SCHOOL COMMITTEE

1700 CAMBRIDGE STREET
CAMBRIDGE, MASSACHUSETTS 02138



MEMBERS
PETER G. GESELL
GLENN S. KOOCHER
JOSEPH E. MAYNARD
CHARLES M. PIERCE
ALICE K. WOLF

OFFICE OF THE SECRETARY
--IN SCHOOL COMMITTEE--

January 7, 1975

ORDERED:

That Harry A. McDonough, Esq., of the firm of Parker, Coulter, Daley & White, 50 Congress Street, Boston, be appointed as counsel to represent the School Committee to facilitate organization and negotiations with clerical employees, food service employees, and educational support personnel in contract negotiations.

A true copy:

Attest:

John R. McCarthy
John R. McCarthy

Provisional Secretary of the School Committee

cc Mr. McDonough
Supt.
Asst. Supts.

75-00022

MEMORANDUM OF AGREEMENT by and between Barry R. McDonough, ESQ as a member of the law firm of Parker, Coulter, Daley & White, with a usual place of business at One Beacon Street, in the City of Boston, Commonwealth of Massachusetts, County of Suffolk, hereinafter referred to as the "Contractor", party of the first part, and the City of Cambridge, a Municipal Corporation located in said Commonwealth, and County of Middlesex, acting by its School Committee, but without personal liability on its part, hereinafter referred to as the "City", party of the second part.

WHEREAS, at a duly organized meeting of the School Committee held on January 7, 1975 The School Committee adopted an order that said Contractor be appointed as counsel to represent the School Committee to facilitate organization and negotiations with clerical employees, food service employees, and educational support personnel in contract negotiations.

NOW, THEREFORE, in accordance with this order, the professional services of the "Contractor" is engaged, and the parties do hereby agree to and with each other as follows:

- the scope of professional services be as detailed by the School Committee; and

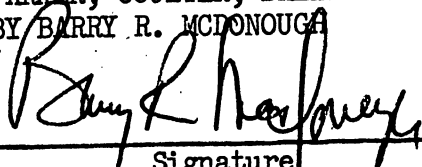
- the "Contractor" shall notify the School Committee thru its Secretary of each negotiating session and that the members of the School Committee be invited to be in attendance at any and all meetings.

For the satisfactory performance of the professional services to be provided by the "Contractor", it is agreed that compensation to be paid by the "City", shall be at a fee not to exceed Fifty Dollars (\$50.00) per hour for each hour of such service performed.

It is further understood and agreed that this agreement is terminable at will by either party and in the event of such termination the only obligation will be payment for services rendered prior to such termination.

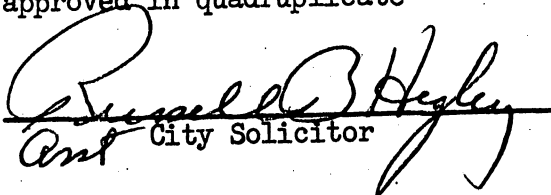
IN WITNESS WHEREOF THE said parties hereunto set forth their hands and seals to this agreement and three other copies of like content the day and year first above written.

PARKER, COULTER, DALEY & WHITE
BY BARRY R. MCDONOUGH



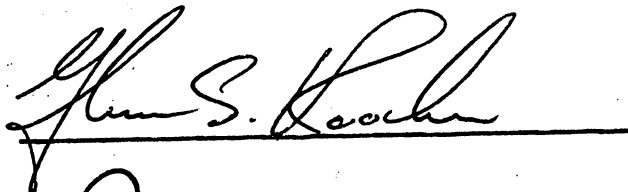
Signature

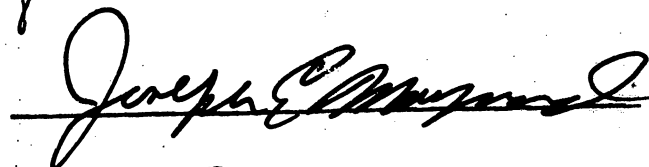
The form of this contract is approved in quadruplicate

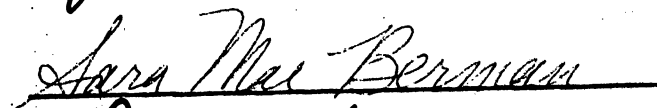


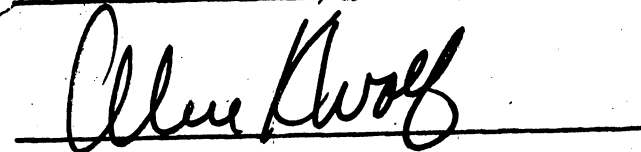
City Solicitor

CITY OF CAMBRIDGE









SCHOOL COMMITTEE

Executive Department

Approved by

CITY MANAGER

CHAIRMAN
MAYOR WALTER J. SULLIVAN
VICE-CHAIRMAN
JAMES F. FITZGERALD, ESQ.

SCHOOL COMMITTEE

1700 WASHINGTON STREET
CAMBRIDGE, MASSACHUSETTS 02138
OFFICE OF THE SECRETARY

MEMBERS

PETER G. GESELL
GLENN S. KOOCHER
JOSEPH E. MAYNARD
CHARLES M. PIERCE
ALICE K. WOLF

--IN SCHOOL COMMITTEE--

74-00085
April 2, 1974

ORDERED:

That the School Committee authorize the Superintendent to obtain the service of counsel for the purpose of acting as negotiator for the School Committee with the representatives of the Custodian's Union relative to the renewal of their contract which expires June 30, 1974; and, furthermore, in view of the fact that a representative of Parker, Coulter, Daley and White, 50 Congress Street, Boston, Mass. has performed satisfactorily on the previous contract, that this firm be hired through June 30, 1975 with the stipulation that compensation to be paid by the "City" shall be at Fifty Dollars (\$50.00) per hour for each hour of such service performed and said service not to exceed \$5,000.00.

A true copy:

Attest:

John R. McCarthy
John R. McCarthy
Temporary Secretary of the School Committee

cc Supt.

✓ O.S. Brown, Asst. Supt.

94-0095 11/25

ARTICLE OF AGREEMENT

MEMORANDUM OF AGREEMENT by and between Barry R. McDonough ESQ as a member of the law firm of Parker, Coulter, Daley & White, with a usual place of business at One Beacon Street in the City of Boston, Commonwealth of Massachusetts, County of Suffolk, Hereinafter referred to as the "Contractor", party of the first part, and the City of Cambridge, a Municipal Corporation located in said Commonwealth, and County of Middlesex, acting by its School Committee, but without personal liability on its part, hereinafter referred to as the "City", party of the second part.

WHEREAS, at a duly organized meeting of the School Committee held on April 2, 1974 the School Committee adopted an order that Superintendent of Schools be authorized to obtain the service of counsel for the purpose of acting as negotiator for the School Committee with the representatives of the Custodian's Union relative to renewal of their contract which expires June 30, 1974. It was further voted that the representative of said Parker, Coulter, Daley, and White be engaged through June 30, 1975.

NOW, THEREFORE, in accordance with this order, the professional services of the "Contractor" is engaged, and the parties do hereby agree to and with each other as follows:

- the scope of professional services be as detailed by the School Committee; and

- the "Contractor" shall notify the School Committee thru its Secretary of each negotiation session and that the members of the School Committee be invited to be in attendance at any and all meetings.

For the satisfactory performance of the professional services to be provided by the "Contractor", it is agreed that compensation to be paid by the "City", shall be at a fee not to exceed Fifty Dollars (\$50.00) per hour for each hour of such service performed, with the total to be paid not to exceed \$5000.00.

It is further understood and agreed that this agreement is terminable at will by either party and in the event of such termination the only obligation will be payment for services rendered prior to such termination.

IN WITNESS WHEREOF THE said parties hereto set forth their hands and seals to this agreement and three other copies of like content the day and year first above written.

PARKER, COUTTER, DALRY & DALRY
BY DAVID H. MCDONOUGH, Esq.

David H. McDonough
Signature

The form of this contract is approved in quadruplicate

Russell B. Hegley
Ant CITY SOLICITOR

CITY OF CAMBRIDGE

John S. Kocher

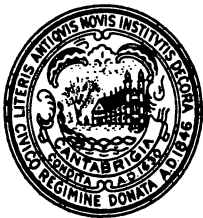
Joseph E. Muzzoni

Sara Mae Berman

Alvin K. Wray
SCHOOL COMMITTEE

Executive Department
Approved by

CITY MANAGER



CITY OF CAMBRIDGE

CAMBRIDGE, MASSACHUSETTS 02139
Tel. 878-6800

EXECUTIVE DEPARTMENT
JAMES L. SULLIVAN
City Manager

March 18, 1976

To the Honorable, the City Council:

Under the provisions of Section 64 of Chapter 44 of the General Laws, as amended by Chapter 284 of the Acts of 1975, and as accepted by your Honorable Body under date of February 23, 1976, the approval of the City Council by a two-thirds vote is required on all unpaid bills of previous fiscal years.

In view of this fact, enclosed please find copy of bill incurred by the School Department in connection with contracts with Parker, Coulter, Daley & White for professional services rendered in collective bargaining matters.

Also enclosed are copies of the contracts.

Very truly yours,

James L. Sullivan
City Manager

JLS/mbf
Encs.

Agenda #5 *F-75*

Re: to unpaid bills of previous fiscal years.

In City Council,
March 18, 1976

3/18/76

Order

Adopted

6-0-1-2