

ORDINANCE No. 188807

*Pay settlement of the grievance of Jon Bates in the sum of \$50,000 involving the Bureau of Transportation (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The Portland Bureau of Transportation (PBOT) terminated employee Jon Bates on or about February 22, 2017. The District Council of Trade Unions, IBEW Local 48 ("DCTU/IBEW") grieved the termination. The City denied the grievance and DCTU/IBEW advanced the grievance to arbitration.
2. The parties now desire to compromise and settle the grievance.
3. As part of the proposed settlement, the City shall pay Jon Bates an amount of \$50,000.00.
4. The City and DCTU/IBEW shall equally split the arbitrator's cancellation fee.
5. DCTU/IBEW withdraws the grievance with prejudice.
6. PBOT and the City Attorney's Office recommend acceptance of the proposed settlement.
7. Per PCC 3.15.050, the Director of the Bureau of Human Resources has reviewed and approved the proposed settlement.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$50,000 made payable to "Jon Bates".
- b. PBOT will execute a payment authorization in the amount set forth in subparagraph (a) above.

Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling this claim; therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

188807

Passed by the Council, FEB 07 2018

Commissioner Dan Saltzman
Prepared by Kathryn Levine: SP
Date Prepared: January 9, 2018

MARY HULL CABALLERO
Auditor of the City of Portland
By

 Deputy

Agenda No.
ORDINANCE NO. 188807
Title

*Pay settlement of the grievance of Jon Bates in the sum of \$50,000 involving the Bureau of Transportation (Ordinance)

<p align="center">INTRODUCED BY Commissioner/Auditor: Commissioner Dan Saltzman</p>	<p>CLERK USE: DATE FILED <u>JAN 30 2018</u></p>
<p align="center">COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Wheeler</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman <i>Don Saltzman</i></p> <p>Position 4/Safety - Eudaly</p>	<p align="center">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u><i>Mary Hull Caballero</i></u> Deputy</p> <p>ACTION TAKEN:</p>
<p align="center">BUREAU APPROVAL</p> <p>Bureau: Bureau of Transportation Bureau Head: Leah Treat <i>[Signature]</i> Group Manager: Steven Townsend <i>[Signature]</i></p>	
<p>Prepared by: Matthew Farley Date Prepared: November 15, 2017</p>	
<p>Impact Statement</p> <p>Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p>Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	
<p>City Auditor Office Approval: required for Code Ordinances</p>	
<p><input checked="" type="checkbox"/> City Attorney Approval: <i>[Signature]</i> required for contract, code, easement, franchise, comp plan, charter</p>	
<p>Council Meeting Date <u>2/7/18</u></p>	

AGENDA

TIME CERTAIN
Start time: _____

Total amount of time needed: _____
(for presentation, testimony and discussion)

CONSENT

REGULAR
Total amount of time needed: _____
(for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:		
		YEAS	NAYS
1. Fritz	1. Fritz	✓	
2. Fish	2. Fish	✓	
3. Saltzman	3. Saltzman	✓	
4. Eudaly	4. Eudaly	✓	
Wheeler	Wheeler	✓	