

ORDINANCE No. 184144

*Authorize settlement between the Portland Police Association and the City of Portland through its Portland Police Bureau regarding employment claims (Ordinance).

The City of Portland ordains:

Section 1. The Council finds:


1. The Portland Police Bureau (PPB) issued a 300-hour suspension without pay to Scherise Hobbs. The Portland Police Association ("PPA") grieved the suspension. The City denied the grievance and the PPA advanced the grievance to arbitration.
2. The parties now desire to compromise and settle the grievance.
3. As part of the proposed settlement, PPB agrees to rescind the 300-hour suspension without pay and reissue a 120-hour suspension without pay. PPB will restore 119 hours of accrued vacation to Hobbs, which she forfeited as part of the original suspension. PPB will reimburse Hobbs for 61 hours of pay at the hourly rate of \$32.28 (which was her rate of pay at the time she served the suspension).
4. As part of the proposed settlement, PPA agrees to withdraw the grievance with prejudice and split equally the arbitrator's fees, if any.
5. PPB and the City Attorney's Office recommend acceptance of the proposed settlement.
6. 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. Commissioner Dan Saltzman is authorized to execute the proposed settlement agreement on behalf of the City. A copy of the Settlement Agreement is attached as Exhibit 1.

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 force and effect from and after its passage by the Council.

Passed by the Council: **SEP 29 2010**
Mayor Sam Adams
Lory Kraut:pd
September 3, 2010

LaVonne Griffin-Valade
Auditor of the City of Portland
By: 
Deputy

Agenda No. **ORDINANCE NO. 184144**
Title

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INTRODUCED BY Commissioner/Auditor: Mayor Sam Adams	CLERK USE: DATE FILED <u>SEP 24 2010</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Adams Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Leonard	LaVonne Griffin-Valade Auditor of the City of Portland By: <u>[Signature]</u> Deputy ACTION TAKEN:
BUREAU APPROVAL Bureau: Portland Police Bureau Bureau Head: Chief Mike Reese <u>[Signature]</u>	
Prepared by: Lory Kraut Date Prepared: September 3, 2010	
Financial Impact Statement Completed <input type="checkbox"/> Amends Budget <input type="checkbox"/> Not Required <input checked="" type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Council Meeting Date <u>September 29th, 2010</u>	
City Attorney Approval <u>[Signature]</u>	

AGENDA TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)
CONSENT <input type="checkbox"/> REGULAR <input checked="" type="checkbox"/> Total amount of time needed: _____ (for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	✓	
2. Fish	✓	
3. Saltzman	<u> </u>	
4. Leonard	✓	
Adams	✓	