

# ORDINANCE No. 186024

\* Ratify a grievance settlement agreement between the City on behalf of the Portland Water Bureau and the AFSCME, Local 189-1 authorizing shift differential pay for employees in the Water Treatment Operator classification who work the Day 1 and Day 2 schedule (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The City and the District Council of Trade Unions (DCTU), of which AFSCME, Local 189-1 is a member, are parties to a collective bargaining agreement (CBA) effective July 1, 2010 to June 30, 2013.
2. AFSCME, Local 189-1 is the sole bargaining representative on behalf of employees working at the Portland Water Bureau (PWB) in the Water Treatment Operator classification.
3. On January 6, 2011, AFSCME, Local 189-1 filed a grievance alleging that the City stopped the practice of paying Water Treatment Operators assigned to the Day 1 and Day 2 schedule four (4) hours of shift differential pay for hours worked between 4:00 p.m. and 8:00 p.m.
4. The City and AFSCME, Local 189-1 has entered into a settlement agreement to resolve this grievance.
5. The parties agree that the City will pay Water Treatment Operators assigned to the Day 1 and Day 2 schedule four (4) hours of shift differential pay for hours worked between 4:00 p.m. and 8:00 p.m. retroactive to June 11, 2009.
6. The Bureau will fund the settlement agreement within its current service level budget.

NOW, THEREFORE, the Council directs:

- a. The grievance settlement agreement between the City and AFSCME, Local 189-1 attached as Exhibit A is hereby ratified by the Council.

Section 2. The Council declares that an emergency exists in order that this compensation action may occur without delay; therefore, this ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: MAY 15 2013

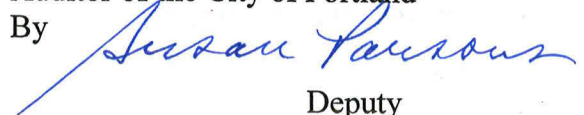
Mayor Hales

Prepared by: Anna Kanwit:JMG:ss

Date Prepared: May 7, 2013

**LaVonne Griffin-Valade**  
Auditor of the City of Portland

By



Deputy

Agenda No.  
**ORDINANCE NO. 38186024**  
 Title

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<b>INTRODUCED BY</b> Commissioner/Auditor: <b>Mayor Charlie Hales</b>	CLERK USE: DATE FILED <u>MAY 10 2013</u>
<b>COMMISSIONER APPROVAL</b> Mayor—Finance and Administration - Hales <i>[Signature]</i>	LaVonne Griffin-Valade Auditor of the City of Portland  By: <i>[Signature]</i> Deputy  ACTION TAKEN:
Position 1/Utilities - Fritz	
Position 2/Works - Fish	
Position 3/Affairs - Saltzman	
Position 4/Safety - Novick	
<b>BUREAU APPROVAL</b> Bureau: OMF/Human Resources CAO: Jack D. Graham <i>[Signature]</i> Bureau Head: Anna Kanwit <i>[Signature]</i>	
Prepared by: Julia Getchell Date Prepared: May 7, 2013	
<b>Financial Impact &amp; Public Involvement Statement</b> Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
<b>Portland Policy Document</b> If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
Council Meeting Date <u>May 15, 2013</u>	
<b>City Attorney Approval:</b> <input checked="" type="checkbox"/> required for contract, code, easement, franchise, comp plan, charter	

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

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz <input checked="" type="checkbox"/>	
2. Fish	2. Fish <input checked="" type="checkbox"/>	
3. Saltzman	3. Saltzman <input checked="" type="checkbox"/>	
4. Novick	4. Novick <input checked="" type="checkbox"/>	
Hales	Hales <input checked="" type="checkbox"/>	