

ORDINANCE No. 186975

Ratify a Letter of Agreement between the City on behalf of Portland Fire & Rescue and the Portland Firefighters' Association Local 43 that expands the Alternative Destination and Transportation Pilot Program (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The City and the Portland Firefighters' Association Local 43 (PFFA) are parties to a collective bargaining agreement effective July 1, 2012 to June 30, 2016 (the 2012-2016 CBA).
2. PFFA is the sole and exclusive bargaining agent for the purpose of establishing wages, hours and conditions of employment for employees in classifications listed in Schedule A of the 2012-2016 CBA at Portland Fire & Rescue (PF&R).
3. In or about November 2013, PF&R adopted an Alternative Destination and Transportation Pilot Program (the ADAT I Program). The ADAT I Program allows PF&R personnel to provide patients with transportation by cab to an appropriate Health Care Provider other than a Hospital Emergency Department when such alternatives are available and appropriate for the circumstances. The ADAT I Program is run through Rescue 11 (R-11), Rescue 19 (R-19), Engine 19 (E-19) and Rescue 24 (R-24).
4. On December 3, 2014, the City on behalf of PF&R and PFFA entered into a Letter of Agreement, Exhibit A attached hereto, that will expand the ADAT I Program to include R-11, R-19, R-24, Engine 3 (E-3), Engine 4 (E-4), Engine 9 (E-9), Engine 19 (E-19), Truck 3 (T-3) and Truck 4 (T-4) upon ratification by City Council (the ADAT II Pilot Program LOA).
5. The ADAT II Pilot Program LOA provides that the expanded program will be known as the ADAT II Pilot Program and that the ADAT I Program will no longer be recognized by PF&R and Multnomah County Emergency Medical Services (EMS) after January 1, 2015.
6. The City's goal in entering into the ADAT II Pilot Program is to enter approximately 10 lower acuity patients per month and provide alternative transportation to an appropriate health care provider other than a Hospital Emergency Department.
7. The ADAT II Pilot Program LOA specifies the hours of operation, length and dates of training, number of site visits and length of site visits and staffing requirements for the ADAT II Pilot Program.

8. The parties to the ADAT II Pilot Program LOA have agreed that the ADAT II Pilot Program will last six months; at the conclusion of the six months, PF&R will evaluate whether it will adopt an ADAT Program or discontinue it. Both parties agree to bargain any mandatory subjects of bargaining if PF&R chooses to adopt an ADAT Program.
9. In exchange for participation in the expanded ADAT II Pilot Program, PF&R has agreed to reduce the respective Company Fire Inspection Program (CFIP) workload by three inspections per company per month for Stations 3, 4, 9 and Engine 19 during the six-month pilot period. Additionally, R-7, R-11, R-19 and R-24 will not be required to conduct any CFIP inspections during the pilot period. If PF&R chooses not to adopt an ADAT Program at the end of the six-month period, the participating units and R-7 will resume their respective CFIP inspections.
10. The parties have agreed that Fire Inspectors or "limited duty" Firefighters will complete the exempted CFIP inspections and that the inspections will not be assigned to Rapid Response Vehicles (RRV) or other companies during the six-month ADAT II Pilot Program.
11. Both parties have agreed to hold the RRV Company Fire Inspection Grievance, City No. 2014-027, in abeyance for the duration of the ADAT II Pilot Program; both parties have further agreed that the Unfair Labor Practice complaint, PFFA v. City of Portland, UP-059-13 will not be effected by the ADAT II Pilot Program.
12. Upon ratification by City Council by ordinance, the ADAT II Pilot Program LOA will be effective retroactive to January 1, 2015.

NOW, THEREFORE, the Council directs:

- a. The ADAT II Pilot Program LOA between the City on behalf of PF&R and PFFA attached hereto as Exhibit A is ratified by this Council.
- b. This ordinance is binding City policy.

Passed by the Council: JAN 14 2015

Commissioner Dan Saltzman
 Prepared by: Chief Erin Janssens:ss
 Date Prepared: December 18, 2014

Mary Hull Caballero
 Auditor of the City of Portland

By

Susan Parsons
 Deputy

-26-67-
 Agenda No. **ORDINANCE NO. 186975**

Title

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<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: Dan Saltzman</p>	<p>CLERK USE: DATE FILED <u>JAN 02 2015</u></p>
<p style="text-align: center;">COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Hales</p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman <i>[Signature]</i></p> <p>Position 4/Safety - Novick</p>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p>
<p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: Portland Fire & Rescue Bureau Head: Chief Erin Janssens</p> <p>Prepared by: EJ:ss <i>[Signature]</i> Date Prepared: December 18, 2014</p> <p>Financial Impact & Public Involvement Statement 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 checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>City Auditor Office Approval: required for Code Ordinances</p> <p>City Attorney Approval: Lory Kraut, Sr. Deputy City Attorney required for contract, code, easement, franchise, comp plan, charter <i>[Signature]</i></p> <p>Council Meeting Date: January 7, 2015</p>	<p>ACTION TAKEN:</p> <p>JAN 07 2015 PASSED TO SECOND READING JAN 14 2015 9:30 A.M.</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. Novick	4. Novick ✓	
Hales	Hales ✓	