

ORDINANCE No. 187816

*Ratify Settlement Agreement with Portland Fire Fighters Association that requires payment of \$38,627 (Ordinance)

The City of Portland ordains

Section 1. The Council Finds:

1. The City medically laid off Joe Gymkowski in 2005.
2. On July 30, 2015, Portland Fire Fighters Association filed a grievance alleging that the City violated the collective bargaining agreement by failing to pay Gymkowski's accrued sick leave into his VEBA account upon retirement.
3. The City denied the grievance. The parties subsequently settled the grievance in lieu of arbitration, subject to City Council's ratification, under the terms of the Settlement Agreement attached as Exhibit A.

NOW, THEREFORE, the Council directs:

- a. City Council ratifies the Settlement Agreement attached as Exhibit A.
- b. Pursuant to the Settlement Agreement, City Council authorizes PF&R to deposit into Joe Gymkowski's VEBA account on a pre-tax basis the amount of \$38,626.96.

Section 2: The Council declares that an emergency exists to make the payment under Exhibit A; therefore, this Ordinance shall be in full force and effect from and after its passage by the Council.

Passed by the Council: JUN 15 2016

Mary Hull Caballero
Auditor of the City of Portland

By


Deputy

Commissioner: Dan Saltzman
Prepared by: Portland Fire & Rescue
Date Prepared: June 1, 2016

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Agenda No.
ORDINANCE NO. 187816
 Title

*Ratify Settlement Agreement with Portland Fire Fighters Association that requires payment of \$38,626.96 (Ordinance)

INTRODUCED BY Commissioner/Auditor: Commissioner Dan Saltzman	CLERK USE: DATE FILED <u>JUN 07 2016</u>
COMMISSIONER APPROVAL Mayor—Finance and Administration - Hales Position 1/Utilities - Fritz Position 2/Works - Fish Position 3/Affairs - Saltzman Position 4/Safety - Novick	Mary Hull Caballero Auditor of the City of Portland By: <u>[Signature]</u> Deputy ACTION TAKEN:
BUREAU APPROVAL Bureau: Portland Fire & Rescue Bureau Head: Ken Burns, Interim Fire Chief <u>[Signature]</u>	
Prepared by: Julie Prah Date Prepared: June 1, 2016	
Impact Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/>	
Portland Policy Document If "Yes" requires City Policy paragraph stated in document. Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
City Auditor Office Approval: required for Code Ordinances	
City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter	
Council Meeting Date 6/15/16	

AGENDA	FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
TIME CERTAIN <input type="checkbox"/> Start time: _____ Total amount of time needed: _____ (for presentation, testimony and discussion)		YEAS	NAYS
CONSENT <input checked="" type="checkbox"/>	1. Fritz	1. Fritz	✓
REGULAR <input type="checkbox"/>	2. Fish	2. Fish	✓
Total amount of time needed: _____ (for presentation, testimony and discussion)	3. Saltzman	3. Saltzman	✓
	4. Novick	4. Novick	✓
	Hales	Hales	✓