

Letter of Agreement

The parties to this Letter of Agreement are the City of Portland (City), on behalf of the Bureau of Development Services (Bureau), and PROTEC17 (Union), and AFSCME Local 189 (Union).

Background

The Bureau of Development Services (BDS), Plan Review Section is responsible for reviewing Mechanical Permits and/or Mechanical Reviews on associated permits for development.

The majority of mechanical reviews are performed by employees in the PROTEC17 classification of Engineer, Mechanical (30000368), aka Mechanical Engineer. However, in times of high workload, economic downturn, employee turnover, and vacation, Plan Review staff with appropriate Mechanical Certifications have been assigned to complete reviews of Mechanical permits.

The Oregon Structural Specialty Code (OSSC) establishes special requirements for certain uses and occupancies in Chapter 4. For the uses and occupancies described in Sections 402-419 and 421, BDS requires mechanical drawings to be designed and stamped by an Oregon Registered Design Professional, unless otherwise approved by the Building Official. These designs require application of a higher degree of engineering knowledge and judgment.

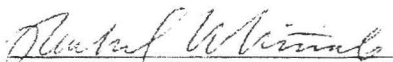
Consistent with the description above, BDS will only assign mechanical reviews for the uses and occupancies described in OSSC Sections 402-419 and 421 to employees in the PROTEC17 classification, Engineer – Mechanical.

Agreement

1. Mechanical reviews outside of the OSSC Sections identified above may be assigned to Plan Review staff with Mechanical Certification in times of high workload, economic downturn, employee turnover, and vacation up to the following limits so long as the combined hours worked by all Plan Review staff do not exceed 520 hours or a 0.25 FTE equivalent.
2. BDS will track plan review staff hours and report the cumulative hours to the Union quarterly to document compliance with this agreement.
3. Plans Examiners, Commercial incumbents with the applicable mechanical certification who are assigned to Work Out of Class (WOC) perform mechanical reviews will be paid at least the entry rate of pay for the PROTEC17 Engineer, Mechanical but not more than the top of the range for the Senior Plans Examiner classification for hours worked.
4. If the pay rate calculated in accordance with Article 11.5 of DCTU contract is below the entry rate of pay for the PROTEC17 Engineer, Mechanical, the employees' pay rate shall be the next step in the range for the Senior Plans Examiner classification.
5. The parties may terminate this Agreement upon thirty (30) days written notice to the other parties.

- 6. Unless terminated early, the Agreement shall remain in effect for five years from the date the Agreement is approved by City Council. The parties may renew the Agreement for one additional five-year period, after which the Agreement shall expire.
- 7. The Letter of Agreement will become effective upon passage of an ordinance by City Council approving the Agreement.

For the Union, PROTEC17:


Rachel Whiteside, Union Representative

6/5/2019
Date

For the Union, AFSCME Local 189:


Bao Nguyen, Council Representative

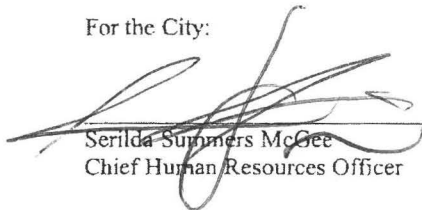
6/5/19
Date

For the Bureau:


Rebecca Esau
Director, Bureau of Development Services


6-10-19
Date

For the City:


Serilda Summers McGee
Chief Human Resources Officer

6/13/19
Date

Approved as to Form:


Lory Kraut
Senior Deputy City Attorney

10 June 2019
Date