

Ordinance No. 122983

Council Bill No. 116519

AN ORDINANCE relating to City employment; authorizing the execution of a memorandum of understanding between the City of Seattle and the Public Service and Industrial Employees, Local 1239, establishing the job title and salary range of Arts Conservation Technician; and providing payment therefor.

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: _____

Michael L. Smith
Councilmember

Committee Action:

pass 5/13/09 NL, JG, TR EA

5/18/09 Pass 8-0 (BM excused)

CF No. _____

| | | |
|--|----------------------|--|
| Date Introduced: <u>5-4-09</u> | | |
| Date 1st Referred: <u>5-4-09</u> | To: (committee) | Culture, Civil Rights, Health and Personnel (CCRHP) |
| Date Re - Referred: | To: (committee) | |
| Date Re - Referred: | To: (committee) | |
| Date of Final Passage: <u>5-18-09</u> | Full Council Vote: | <u>8-0</u> |
| Date Presented to Mayor: <u>5-18-09</u> | Date Approved: | <u>5-26-09</u> |
| Date Returned to City Clerk: <u>5-26-09</u> | Date Published: | <u>3 P</u> T.O. <input checked="" type="checkbox"/> F.T. <input type="checkbox"/> |
| Date Vetoed by Mayor: | Date Veto Published: | |
| Date Passed Over Veto: | Veto Sustained: | |

This file is complete and ready for presentation to Full Council. Committee: _____ (initial/date)

Law Department

Law Dept. Review OMP Review City Clerk Review Electronic Copy Loaded Indexed

ORDINANCE 122983

AN ORDINANCE relating to City employment; authorizing the execution of a memorandum of understanding between the City of Seattle and the Public Service and Industrial Employees, Local 1239, establishing the job title and salary range of Arts Conservation Technician; and providing payment therefor.

WHEREAS, two maintenance laborers employed by the Office of Arts and Cultural Affairs have been performing specialized conservation work and routine maintenance on the City's art collection for the past several years; and

WHEREAS, the City and the Public Service and Industrial Employees, Local 1239 entered into negotiations on the subject of compensation for the employees performing arts conservation work at the Office of Arts and Cultural Affairs and came to an agreement on a new salary range and job title that address the specialized duties of such employees;
NOW, THEREFORE

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. As requested by the Personnel Director and recommended by the Mayor, the Mayor is hereby authorized for and on behalf of the City of Seattle to execute a memorandum of understanding between the City of Seattle and Public Service and Industrial Employees, Local 1239, substantially in the form attached hereto as Attachment 1 and identified as "Memorandum of Understanding By and Between City of Seattle and Public Service and Industrial Employees, Local No. 1239."

Section 2. Per the memorandum of understanding, the following job title and rates of pay are established as shown, effective as of the dates shown and pay authorized back to effective dates:



1 Department: Office of Arts and Cultural Affairs

2 Title: Arts Conservation Technician

3 Salary Range: \$22.01- \$22.88 - \$23.73 (260C)

4 Effective: December 10, 2007

6 Department: Office of Arts and Cultural Affairs

7 Title: Arts Conservation Technician

8 Salary Range: \$22.85- \$23.75 - \$24.63 (260C)

9 Effective: December 26, 2007

11 Department: Office of Arts and Cultural Affairs

12 Title: Arts Conservation Technician

13 Salary Range: \$23.88- \$24.82 - \$25.74 (260C)

14 Effective: January 7, 2009

17 Section 3. The heads of employing units and or their designees are hereby authorized to
18 use unexpended and unencumbered salary funds accumulating in their budgets to pay the
19 compensation authorized in the attached memorandum of understanding.
20

21 Section 4. Any act consistent with the authority and prior to the effective date of this
22 ordinance is hereby ratified and confirmed.
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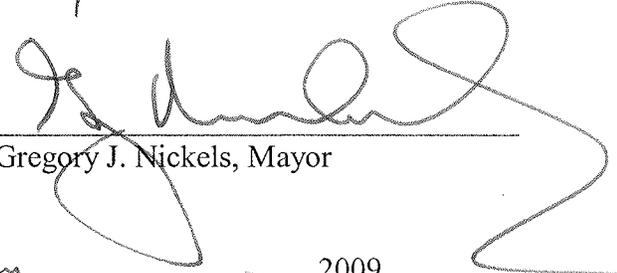


1 Section 5. This ordinance shall take effect and be in force thirty (30) days from and after
2 its approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days
3 after presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

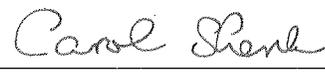
4 Passed by the City Council the 18th day of May, 2009, and
5 signed by me in open session in authentication of its passage this
6 18th day of May, 2009.

8 
9 _____
10 President _____ of the City Council

11 Approved by me this 26th day of May, 2009.

12 
13 _____
14 Gregory J. Nickels, Mayor

15 Filed by me this 27th day of May, 2009.

16 
17 _____
18 Acting City Clerk

19 (Seal)

20
21
22
23
24 Attachment 1: Memorandum of Understanding By and Between City of Seattle and Public
25 Service and Industrial Employees, Local No. 1239



Memorandum of Understanding

By and Between

City of Seattle

And

Public Service and Industrial Employees, Local No. 1239

The intent of this Memorandum of Understanding agreement is to fully resolve all impact bargaining related to the reclassification of Position #10002349 and Position #10003308 from "Maintenance Laborer" to "Arts Conservation Technician."

TERMS AND CONDITIONS

1. Effective December 10, 2007, the employees in Position #10002349 and Position #10003308 will be reclassified from "Maintenance Laborer" to "Arts Conservation Technician."

2. Effective December 10, 2007, the Arts Conservation Technician job classification will be paid at salary range 260C as listed below:

| <u>Classification</u> | <u>Grade</u> | <u>Step 1</u> | <u>Step 2</u> | <u>Step 3</u> |
|------------------------------|--------------|---------------|---------------|---------------|
| Maintenance Laborer | 215E | \$19.98 | | |
| Arts Conservation Technician | 260C | \$22.01 | \$22.88 | \$23.73 |

3. Effective December 26, 2007, the Arts Conservation Technician job classification will be paid at salary range 260C as listed below:

| <u>Classification</u> | <u>Grade</u> | <u>Step 1</u> | <u>Step 2</u> | <u>Step 3</u> |
|------------------------------|--------------|---------------|---------------|---------------|
| Maintenance Laborer | 215E | \$20.74 | | |
| Arts Conservation Technician | 260C | \$22.85 | \$23.75 | \$24.63 |



4. Effective January 7, 2009, the Arts Conservation Technician job classification will be paid at salary range 260C as listed below:

| <u>Classification</u> | <u>Grade</u> | <u>Step 1</u> | <u>Step 2</u> | <u>Step 3</u> |
|------------------------------|--------------|---------------|---------------|---------------|
| Maintenance Laborer | 215E | \$21.67 | | |
| Arts Conservation Technician | 260C | \$23.88 | \$24.82 | \$25.74 |

5. The City agrees to recognize Laborers Local 1239 Public Service and Industrial Employees as the collective bargaining representative for all regular/probationary full-time, part-time and temporary employees in the title of Arts Conservation Technician in the Arts Department. The title will be added to the bargaining unit and will become part of Appendix J of the City of Seattle-Joint Crafts Council Agreement expiring on December 31, 2010.

Signed this date: _____.

Jennifer Tran
City Labor Negotiator

Bo Jeffers
Local 1239 Union Representative



FISCAL NOTE FOR NON-CAPITAL PROJECTS

| Department: | Contact Person/Phone: | DOF Analyst/Phone: |
|--------------------|---|---------------------------|
| Personnel | David Bracilano/4-7874 Sarah Butler/4-7929 | Amy Williams/3-2651 |

Legislation Title:

AN ORDINANCE relating to City employment; authorizing the execution of a memorandum of understanding between the City of Seattle and the Public Service and Industrial Employees, Local 1239, establishing the job title and salary range of Arts Conservation Technician; and providing payment therefor.

• **Summary of the Legislation:**

The attached Council Bill authorizes the Mayor to execute a memorandum of understanding between the City of Seattle and the Public Service and Industrial Employees, Local 1239 (hereafter, "Local 1239"), and establishes the job title of Arts Conservation Technician and its associated salary range. This legislation affects two City employees (1.5 FTE).

• **Background:** *(Include brief description of the purpose and context of legislation and include record of previous legislation and funding history, if applicable):*

Two Maintenance Laborers (1.5FTE) employed by the Office of Arts and Cultural Affairs have been performing specialized conservation work and routine maintenance on the City's art collection for the past several years. The City and Local 1239 entered into negotiations on the subject of compensation for the employees performing arts conservation work at the Office of Arts and Cultural Affairs in October of 2008. In April of 2009, the parties came to an agreement on a new job title and commensurate salary range and for the affected employees.

• *Please check one of the following:*

This legislation does not have any financial implications. *(Stop here and delete the remainder of this document prior to saving and printing.)*

This legislation has financial implications. *(Please complete all relevant sections that follow.)*

The costs associated with the wage increase are estimated to be \$38,000 for 2008 through 2010. These costs were not assumed in the adopted 2009-2010 Adopted Budget; however, the Office of Arts and Cultural Affairs has agreed to absorb the costs in their budget.

• **What is the financial cost of not implementing the legislation?** *(Estimate the costs to the City of not implementing the legislation, including estimated costs to maintain or expand an existing facility or the cost avoidance due to replacement of an existing facility, potential conflicts with regulatory requirements, or other potential costs if the legislation is not*



implemented.)

Without Council ratification of memorandum of understanding, the employees performing the specialized body of work will continued to be paid at the same rate as Maintenance Laborers.

- **What are the possible alternatives to the legislation that could achieve the same or similar objectives?** *(Include any potential alternatives to the proposed legislation, such as reducing fee-supported activities, identifying outside funding sources for fee-supported activities, etc.)*

There are no possible alternatives to the legislation that could achieve the same or similar objectives.

- **Is the legislation subject to public hearing requirements:** *(If yes, what public hearings have been held to date, and/or what plans are in place to hold a public hearing(s) in the future.)*

No.

- **Other Issues** *(including long-term implications of the legislation):*

No other issues

Please list attachments to the fiscal note below:

None





City of Seattle

Gregory J. Nickels, Mayor

Office of the Mayor

April 28, 2009

Honorable Richard Conlin
President
Seattle City Council
City Hall, 2nd Floor

Dear Council President Conlin:

I am pleased to transmit the attached proposed Council Bill, authorizing the execution of a memorandum of understanding between the City of Seattle and the Public Service and Industrial Employees, Local 1239 (hereafter, "Local 1239"). This legislation affects two City employees.

Two Maintenance Laborers (1.5FTE) employed by the Office of Arts and Cultural Affairs have been performing specialized conservation work and routine maintenance on the City's art collection for the past several years. In October of 2008, the City and Local 1239 entered into negotiations on the subject of compensation for the employees performing arts conservation work at the Office of Arts and Cultural Affairs. In April of 2009, the parties came to an agreement on a new job title and commensurate salary range for the affected employees.

Thank you for your consideration of this legislation. Should you have questions, please contact David Bracilano at extension 4-7874 or Sarah Butler at extension 4-7929.

Sincerely,

A handwritten signature in black ink, appearing to read "Greg Nickels", written over a circular stamp that partially overlaps the signature.

GREG NICKELS
Mayor of Seattle

cc: Honorable Members of the Seattle City Council

600 Fourth Avenue, 7th Floor, P.O. Box 94749, Seattle, WA 98124-4749

Tel: (206) 684-4000, TDD: (206) 615-0476 Fax: (206) 684-5360, Email: mayors.office@seattle.gov

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STATE OF WASHINGTON – KING COUNTY

--SS.

239579
CITY OF SEATTLE, CLERKS OFFICE

No. TITLE ONLY

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

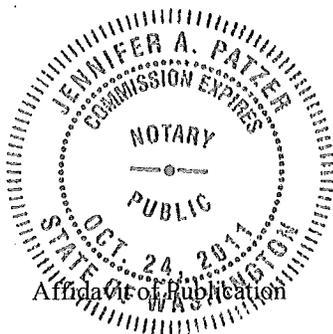
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:122982-986,122988

⁹⁸³
was published on

05/29/09

The amount of the fee charged for the foregoing publication is the sum of \$ 91.98, which amount has been paid in full.



[Signature]

Subscribed and sworn to before me on
05/29/09
[Signature]

Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

TITLE-ONLY PUBLICATION

The full text of the following ordinances, passed by the City Council on May 18, 2009, and published here by title only, will be mailed upon request, or can be accessed at <http://clerk.ci.seattle.wa.us>. For further information, contact the Seattle City Clerk at 684-8344.

ORDINANCE NO. 122982

AN ORDINANCE relating to City employment, adopting a 2009 Citywide Position List.

ORDINANCE NO. 122983

AN ORDINANCE relating to City employment; authorizing the execution of a memorandum of understanding between the City of Seattle and the Public Service and Industrial Employees, Local 1239, establishing the job title and salary range of Arts Conservation

Technician; and providing payment therefor.

ORDINANCE NO. 122984

AN ORDINANCE relating to City employment; authorizing the Mayor to sign and/or execute a collective bargaining agreement between the City of Seattle and the International Association of Machinists and Aerospace Workers, Lodge 160, Local 289; establishing a premium pay; and providing payment therefor.

ORDINANCE NO. 122985

AN ORDINANCE relating to Conservation Futures Levy proceeds; authorizing the Mayor to amend the Interlocal Cooperation Agreement between the City of Seattle and King County as authorized by City of Seattle Ordinance 114978; and authorizing the deposit of the 2007 allocation from King County Conservation Futures Levy proceeds into the City of Seattle's 2000 Parks Levy Fund.

ORDINANCE NO. 122986

AN ORDINANCE relating to Seattle Public Utilities; authorizing the Director of Seattle Public Utilities to execute a Supplemental Lease Agreement with the U.S. Department of Transportation Federal Aviation Administration for a remote transmitter and receiver facility using approximately 13,500 square feet of the City's property located at the West Seattle Reservoir in the vicinity of 8th Avenue SW and SW Cloverdale Street in Section 31, Township 24 North, Range 4 East, W.M., in King County, Washington.

ORDINANCE NO. 122988

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Publication ordered by JUDITH PIPPIN,
City Clerk

Date of publication in the Seattle Daily
Journal of Commerce, May 29, 2009.

5/29(239579)