

RESOLUTION NO 3070, AS AMENDED

A RESOLUTION of the Port Commission of the Port of Seattle establishing positions classifications, salaries, and allowances for Port salaried positions, authorizing and establishing conditions in connection with the following benefits bereavement, military and sick leave, civic duty, vacation, pooled leave, holidays foreign language premium, and overtime or shift differential pay medical, dental, disability and life insurance coverage, unemployment compensation and retirement, transportation and parking, and authorizing this resolution to be effective on December 16, 1990 and repealing all prior resolutions dealing with the same subject, including Resolution No 3050

BE IT RESOLVED by the Port Commission of the Port of Seattle as follows

I ESTABLISHING POSITIONS, CLASSIFICATIONS, AND SALARY RANGES

There are hereby established the following classification schedules and salary ranges for salaried positions of the Port of Seattle i e , all positions not covered under the Wage Resolution or signed labor agreements

A Classification of Positions All salaried positions of the Port of Seattle shall be classified according to criteria of the federal Fair Labor Standards Act as either exempt-management or administrative/professional Schedule A or nonexempt, Schedule B Salaried position classifications with salary grades are established and set forth in Exhibit A, "Schedule of Authorized Positions" and are attached hereto and by this reference incorporated herein

B Graded Salary Ranges All salaried positions except nongraded positions within the Port police and fire departments certain Schedule A executive positions, department directors, out-of-region positions, legal staff, and student intern positions (all explained in following subsection) shall be classified according to grade number within such exempt or nonexempt categories according to their relative skill requirements, responsibilities working conditions, and other factors as explained in Section II Such salaried positions as graded and classified shall be paid in accordance with the following graded salary ranges

Section I B (Cont'd)

RESOLUTION NO 3070, AS AMENDED

SCHEDULE A AND B GRADED SALARY RANGES
December 2, 1990

A1 - MANAGEMENT EXEMPT

Grade	BASE SALARY RANGE			Annual Monthly
	Minimum	Midpoint	Maximum	
14	\$65,052 5,421	\$77,256 6,438	\$89,448 7,454	
13	60,708 5,059	72,084 6,007	83,448 6,954	
12	56,652 4,721	67,284 5,607	77,916 6,493	
11	52,908 4,409	62,832 5,236	72,744 6,062	
10	49,404 4,117	58,680 4,890	67,944 5,662	
9	46,188 3,849	54,840 4,570	63,480 5,290	
8	43,140 3,595	51,216 4,268	59,292 4,941	
7	40,320 3,360	47,892 4,391	55,464 4,622	
6	37,692 3,141	44,760 3,730	51,828 4,319	
5	35,268 2,939	41,856 3,488	48,444 4,037	
4	32,952 2,746	39,144 3,262	45,324 3,777	
3	30,864 2,572	36,636 3,053	42,408 3,534	
2	28,860 2,405	34,284 2,857	39,696 3,308	
1	27,012 2,251	32,064 2,672	37,116 3,093	

A2 - ADMINISTRATIVE/PROFESSIONAL EXEMPT

Grade	BASE SALARY RANGE			Annual Monthly
	Minimum	Midpoint	Maximum	
17	\$57,864 4,822	\$68,724 5,727	\$79,584 6,632	
16	54,612 4,551	64,860 5,405	75,108 6,259	
15	51,564 4,297	61,248 5,104	70,932 5,911	
14	48,720 4,060	57,852 4,821	66,984 5,562	
13	46,032 3,836	54,660 4,555	63,276 5,273	
12	43,416 3,618	51,540 4,295	59,664 4,972	
11	41,112 3,426	48,804 4,067	56,496 4,708	
10	38,904 3,242	46,200 3,850	53,484 4,451	
9	36,804 3,067	43,728 3,644	50,652 4,221	
8	34,860 2,905	41,400 3,450	47,940 3,995	
7	32,988 2,749	39,180 3,265	45,372 3,781	
6	31,236 2,603	37,104 3,092	42,960 3,580	
5	29,568 2,464	35,124 2,927	40,668 3,389	
4	27,996 2,333	33,252 2,771	38,508 3,209	
3	26,484 2,207	31,464 2,622	36,444 3,037	
2	25,092 2,091	29,820 2,485	34,536 2,878	
1	23,772 1,981	28,224 2,352	32,676 2,723	

SCHEDULE B - NONEXEMPT

Grade	BASE SALARY RANGE			Monthly
	Minimum	Midpoint	Maximum	
15	\$2,563	3,044	3,524	
14	2,415	2,868	3,320	
13	2,275	2,702	3,129	
12	2,143	2,545	2,947	
11	2,017	2,396	2,774	
10	1,898	2,255	2,611	
9	1,787	2,123	2,459	
8	1,681	1,998	2,315	
7	1,583	1,882	2,180	
6	1,491	1,771	2,050	
5	1,402	1,666	1,930	
4	1,319	1,567	1,815	
3	1,240	1,474	1,708	
2	1,169	1,388	1,607	
1	1,095	1,301	1,506	

Section I (Cont d)

C Salary Rates, Ranges, and Allowances for Certain Nongraded

Positions Salary rates, ranges, and a provision for a special allowance have been developed for certain nongraded classifications

- 1 Police and Fire Classifications Schedule A classifications in the fire and police departments shall be paid salary rates and ranges which are influenced by the Port's internal salary relationships, primarily those resulting from the position evaluation system
- 2 Marketing Positions
 - a Certain Regional Marketing Positions Other than Japan Salary ranges for these positions are influenced by economic data, market value, and internal relationships
 - b Japan Regional Staff No salary ranges are set for Japan regional staff. See Exhibit A for payroll limitation
 - c Special Overseas Allowance The Chief Executive Officer is authorized to provide in addition to their salary as provided by this Resolution the following direct payment or supplement for housing, transportation to and from assignment of employee, family, and required personal effects, transportation and travel costs of employee and spouse for annual training and consultation, and other similar costs paid by United States businesses to personnel assigned to overseas posts
- 3 Executive Positions and Department Directors Salary ranges for the Schedule A nongraded executive positions and nongraded department directors shall be set as a percentage of the salary range developed for the Chief Executive Officer position. These ranges shall continue to be developed to allow that compensation for these positions be handled independently of the position evaluation system which governs rate of compensation for all graded positions
- 4 Legal Staff Salary ranges for the Schedule A2 nongraded legal staff positions are influenced by prevailing salary rates for similar positions and the Port's internal salary relationships
- 5 Domestic Student Intern or International Intern Positions Salary rates and employment conditions for students or foreign trainees employed under special work study or foreign exchange programs shall be determined by the Director of Human Resources based primarily upon the prevailing rates of pay and other conditions established by the program's sponsors. Such compensation may be disbursed directly for housing subsistence etc., for administrative convenience

D Amending Authorized Positions, Classifications, and Salary Rates and

Ranges Exhibit A (Schedule of Authorized Positions) or salary rates and/or ranges may be amended by either ordinary motion approved by the Commission at any regular or special meeting or by the Chief Executive Officer when the changes are the result of provisions contained in this Resolution

II ESTABLISHMENT AND ADMINISTRATION OF POSITION EVALUATION SYSTEM

It is the policy of the Commission to pay Port employees on the basis of generally prevailing salary rates within appropriate geographic markets, and to establish a system of position evaluation which recognizes in the position specifications the relative difficulty, level of responsibility, working conditions, amount and degree of supervision and other factors which exist among the various authorized salaried positions within the Port. Said system of position evaluation shall be administered by the Director of Human Resources under the supervision of the Chief Executive Officer. Each position authorized in the Schedule of Authorized Positions (Exhibit A) has been evaluated and classified in accordance with such program of position evaluation, except those noted above in Section I C and each evaluated position has been assigned a grade number related to the salary schedules set forth in Section I B. The Director of Human Resources shall on a continuing basis, evaluate new positions and reevaluate existing authorized positions, taking into account any change in work conditions, responsibilities, education or skill requirements etc., which could change a particular position specification and result in placement in a different salary grade range. The Director of Human Resources is hereby directed to recommend, on a continuing basis, appropriate reclassifications to ensure that the purposes and objectives of the position evaluation system are maintained. The Chief Executive Officer shall have the final approval authority for all position evaluations and title changes for all positions except Chief Executive Officer. This authority shall include reevaluation of existing positions and establishment and evaluation of new positions if funding for such new positions has been approved through the budgetary process.

III FILLING VACANT POSITIONS AND TRANSFERRING POSITIONS AND/OR EMPLOYEES

A Selection Criteria Selections of appointees for new hires transfers, or promotions, shall to the extent feasible conform to current position evaluation criteria developed in the position specifications for each authorized position, however, in the paramount interest of developing a strong personnel base, the Director of Human Resources shall ensure that consideration be given to equivalent education experience, special abilities, or job knowledge in lieu of that provided in position specifications.

Section III (Cont'd)

B Authorized Positions The Chief Executive Officer is hereby authorized to recruit and fill authorized positions (except that of Chief Executive Officer) up to the full-time-equivalent number of positions authorized in Exhibit A and to set salaries within the salary grade ranges as outlined below. Total Port salaried positions shall not exceed the total of numbers authorized in Exhibit A, except the Chief Executive Officer is authorized to fill up to 10% additional positions provided that funding is available in the Commission-approved budget. This authority does not include nongraded, exempt positions. Also, prior to termination or retirement of employees where overlap is clearly essential for effective continuity, the Chief Executive Officer may authorize filling an extra position to provide for a transition period. To promote organizational efficiency the Chief Executive Officer may authorize transfers of positions and/or employees from one department to another. The Chief Executive Officer may carry out reorganization of functions, departments, and staff assignments. The Chief Executive Officer may authorize non-competitive placement in selected circumstances.

C Setting Salaries Authorizations for setting salaries of hires and transfers are provided as follows:

- 1 **Hires** Though salaries shall normally be set between the minimum and midpoint of the salary range for hires under special conditions the Chief Executive Officer may authorize a salary above midpoint of the salary range for appointees possessing special qualifications or exceptional experience.
- 2 **Transfers**
 - a **Promotional Transfers** See Section IV A 3
 - b **Non-promotional Transfers** See Section IV A 4
 - c **Regional Transfers** In the case of transfers to or from distant locations, the employee's salary level may be adjusted in accordance with differing cost-of-living factors and other conditions.
 - d **Temporary Interdepartmental Transfers** The Chief Executive Officer may authorize interdepartmental transfers for selected Schedule A exempt positions for the purposes of cross training, development, broadening of potential management skills and the fulfillment of organization goals. In such instances, the same title and salary range may be maintained during the transfer.

IV ESTABLISHMENT AND ADMINISTRATION OF SALARIES, ALLOWANCES, AND ADJUSTMENTS

The Commission hereby authorizes the following types of salary adjustments and allowances for Port salaried employees:

A For Salaried Employees Whose Salary Ranges Are Established in Exhibit A

- 1 **Probationary Salary Increases** The probationary period is hereby established as the first six months of continuous

Section IV A 1 (Cont'd)

employment as a new hire or a rehire in an authorized, regular position. Employees who have shown satisfactory work performance during their probationary period, documented by supervision through application of the Employee Performance Evaluation System, may receive an increase ranging from 4% to 7% of their salary, provided they were hired at the minimum of the salary range for their classification. When a promotional increase of 7% or more is granted during the probationary period, the probationary increase shall not be granted. However, a secondary adjustment may be considered within the guidelines established in Section A 3 b. Such probationary adjustments, if granted, must be implemented within two weeks of the satisfactory completion of the probationary period.

2. Discretionary Merit/Special Adjustment Fund Administration
 A merit/special adjustment fund shall be established in an amount determined by the budget process. This fund shall be calculated using the monthly salaried midpoints for eligible employees which are in effect the beginning of the payroll period in which merit worksheets are distributed to department directors. The merit/special adjustment fund shall be administered according to a plan approved by the Chief Executive Officer and implemented by the Director of Human Resources, subject to the following provisions:
- a. All regular employees, without regard to classification, shall be eligible for merit award consideration within policy guidelines. Employees shall be eligible for regular merits which would be added to their base salary and/or lump sum merits which are provided on an annualized basis in one amount. The amount and type of merit award for an individual employee shall take into account the instances of extra performance and the relative ranking of performance of employees within the departments and placement within the salary range. Employees at salary range maximum shall be eligible for lump sum awards only.
 - b. Merit recommendations shall be submitted by department directors to the Director of Human Resources for review. A merit review shall consist of departmental salary plans which identify the amount and scheduled date for each requested merit increase. The annual salary plans must be approved by the Chief Executive Officer before any individual discretionary merit award shall be granted. Revisions to annual salary plans as requested by department directors may be authorized by the Director of Human Resources if such revisions are consistent with approved procedures.
 - c. Percentage placement within a salary range is not guaranteed. Salary range adjustments may affect the actual placement of a salary within the range and a previous higher placement may be re-earned. There shall be no requirement to spend the entire merit fund.
 - d. Merit awards may also be recommended, scheduled, and approved for temporary employees, other than those employed on a limited assignment when a high quality of work performance is demonstrated by the employee.
 - e. A current Work Performance Review documenting meritorious performance is required before a merit may be implemented.
 - f. Merits for the Chief Executive Officer shall be approved by the President of the Port Commission after consulting with other Commission members.

Section IV A 2 (Cont'd)

- g The Chief Executive Officer may provide special salary adjustments for reasons such as the following (1) To alleviate salary compression between a supervisor and subordinate, (2) to provide special rewards to recognize employees who make a significant non-job-related contribution to the Port, normally a situation in which the Port recognizes significant savings (3) and to provide a reward to certain temporary employees who are ineligible for merits for outstanding work performance This special adjustment provision provides the Chief Executive Officer flexibility to ensure appropriate compensation in circumstances which are not otherwise addressed in Port salary administration policies and procedures including but not limited to those instances outlined herein
- 3 Upgrade Adjustments
- a Initial Adjustment Employees may be granted an increase normally ranging from 4% to 10% Increases may be greater than 10% if the new salary does not exceed midpoint of the new salary range Upgrade increases may be as a result of reclassifications or reevaluations Salary adjustments, if any, should take into account appropriate salary and performance comparisons and the extent to which the incumbent qualifies to perform the higher level of duties Any recommended increase exceeding the amount specified above requires the approval of the Senior Director, Administrative Services and Port Auditor
- b Secondary Adjustment For regular Port employees who are promoted to the minimum of a higher salary range secondary adjustments may be made under the following conditions
- At the completion of six months in a new classification a department director may elect to provide an adjustment of from 4% to 10% of an employee's salary for employees who received an upgrade to the minimum of a salary range and whose salary has remained at range minimum, except in cases where the incumbent has received a non-discretionary salary adjustment Such secondary salary adjustment shall not be automatic and shall be made only at the discretion of the department director based upon the employee's work performance in the new classification as documented by the supervisor through a Work Performance Review Such adjustments if granted, must be implemented within two weeks of the completion of six months in the new classification
- 4 Administering Salary Increases or Allowances for Positions Which Fall Outside Ranges Employees in positions whose salaries fall below an adjusted salary grade range for their classification shall automatically receive the amount of increase necessary to reach the minimum rate of pay for the adjusted salary range Employees at salary range maximum may be eligible for lump sum awards which do not increase base salary, in accordance with Section IV A 2 and Section IV B of this resolution Employees at salary range maximum may also be eligible for the special job-related add-on allowance provided in Section IV C In any event, all increases shall conform to the provisions and limitations in salary administration policy described in this section
- 5 Temporary Pay for Replacements When an employee is temporarily assigned for a period of 30 calendar days or more to a higher classification, such employee may receive a temporary reclassification adjustment to the minimum of the higher grade or up to 10% of base salary if fulfilling all duties of the employee being replaced Such a temporary adjustment may be processed after the 30 calendar day period and would be retroactive to the first day in the temporary assignment In no case shall the temporary reclassification adjustment result in a salary which exceeds the maximum of the salary range of the higher classification

Section IV (Cont'd)

B General Adjustments for Salaried Employees Whose Salary Rates or Ranges Are Established in Exhibit A

- 1 The Director of Human Resources shall collect and analyze salary survey data. If survey findings indicate that Port salary ranges or rates are not in proper alignment as established in this Resolution, the Chief Executive Officer may recommend appropriate adjustments to salary rates and/or ranges where realignment is needed.
- 2 Regional Marketing positions shall also be eligible to receive a general adjustment to rates and/or ranges based on market value economic data and internal relationships. The Chief Executive Officer shall be authorized to adjust salary rates and/or ranges up to a maximum of 10%.
- 3 Salary rates or ranges for Schedule A nongraded fire and police classifications are influenced by factors stated in Section 1 C 1. The Chief Executive Officer shall be authorized to adjust salary rates for these positions up to a maximum of 10%.

C Special Job-related Add-on Allowance for Employees in Certain Exempt Positions The Chief Executive Officer is hereby authorized to allot an add-on allowance of up to 3% of the gross annual salary of an individual in an A1 or A2 exempt position as additional compensation for job-related expense not otherwise reimbursable or authorized in Port policy or resolution. This allowance for expenses necessary to facilitate Port business would be applied or removed, depending upon job assignments. The amount would be considered as part of overall compensation for required contributions, but would be recorded separately and would not be administered as a base for general increases, merits, survey or any other salary adjustments. It will also not be considered for life and longterm disability insurance benefits application. These allowances shall be administered by the Sen or Director Administrative Services and Port Auditor pursuant to the policy bulletin issued by the Chief Executive Officer or as it may be amended from time to time.

D Foreign Language Premium The Director of Human Resources shall be responsible for procedures providing a foreign language premium. This premium shall be funded by 0.045 percent of the annual salary payroll effective December 16, 1990. Payment may be made to eligible employees who are fluent in foreign language(s) and dialect(s) spoken by those with whom the Port does business. Such payment may be made in those cases where employees are likely to assist the Port and where the position description does not require language proficiency.

Section IV (Cont'd)

K Payment for Relocation Costs The Director of Human Resources shall be responsible for procedures which allow payment for relocation costs for Schedule A employees in regional positions who are assigned to a new location, and new Schedule A employees who are required to relocate to accept Port employment

V DEFINITIONS OF EMPLOYMENT STATUS

A An Employee is anyone who performs personal services for the Port as a common law employee. This definition excludes independent contractors such as persons rendering professional services on a fee retainer or contract basis. All proposed professional services agreements must be approved in advance by the Chief Executive Officer or his designee.

B A Regular Employee is a full-time (B 1) or part-time (B 2) employee hired for an indefinite duration and assigned to an eligible position. An eligible position is one that normally requires five or more calendar months of PERS creditable service a year. Until a new hire successfully completes the six-month probationary period, the employee is considered to be a "probationary regular employee."

- 1 **A Regular Full-time Employee** is one who is regularly scheduled as described above for 37.5 or 40 hours of work per week.
- 2 **A Regular Part-time Employee** is one who is regularly scheduled to work at least 90 hours per calendar month (21 hours per week), but less than full-time as explained above.

C Temporary Status Applies to Employees as follows (in accordance with laws pertaining to the State retirement system)

DETERMINATION OF WHETHER A POSITION QUALIFIES FOR LIMITED TEMPORARY OR EXTENDED TEMPORARY STATUS MUST BE MADE WITH HUMAN RESOURCES BEFORE A TEMPORARY POSITION MAY BE FILLED. EMPLOYMENT STATUS OF PORT POSITIONS MUST BE IN CONFORMANCE WITH WASHINGTON STATE RETIREMENT LAWS, I.E., REGULAR EQUATES TO ELIGIBLE AND TEMPORARY EQUATES TO INELIGIBLE POSITIONS UNDER RCW 41.40

- 1 **Limited Temporary** Applies only to those hired in a position scheduled to end within four calendar months of full-time employment or part-time of 90 or more hours per month. Limited temporary status must end no later than the end of the fourth calendar month.
- 2 **Extended Temporary, Short-term, or On-call** Applies to those hired to work less than 90 hours a calendar month (less than 70 hours for PERS Plan One members) in a short-term or on-call assignment, or for an extended specified duration, or those hired to work 90 or more hours a calendar month in up to four or less calendar months within each 12-month period. In order to retain temporary status for an extended period, compensated hours must be less than 90 (or 70, as above) before or after any 12-month period in which a temporary has been or is scheduled to be compensated for 90 or more hours in four calendar months.

Section V C (Cont'd)

3 Student Internsa Domestic Student Interns are limited to

- (1) Six consecutive calendar months of full-time employment, as in C 1 , or
- (2) Four consecutive calendar months of full-time employment, and subsequent part-time employment if scheduled to work less than 90 hours a month, as in C 2

b International Interns are limited to the same hire restrictions as for domestic student interns, provided however, if such international intern is demonstrated to be a nonresident, and non-citizen of the U S , and is not covered by Social Security, such international interns may be allowed to work full-time for up to 12 months4 Ending of Temporary Status Employees must be terminated when or before time limits are reached for each type of temporary status explained above except as necessary to address critical and immediate Port needs, see conditions in 5 next5 Conversion From Temporary to Regular Status Assuming budget is available If a department obtains approval from the Director of Human Resources well in advance of exceeding prearranged time limits, it may be possible to convert an employee from temporary to regular status, however, such a change in status requires payment of retroactive retirement contributions unless the status change can be approved before the end of a fifth calendar month in which compensation was paid for 90 or more hours within a 12-month period Whether retirement contributions are paid retroactively or prospectively, the Port and the employee are each responsible to pay scheduled amounts6 Status of Certain PERS Members Unless scheduled to work less than four months, PERS Plan One members scheduled for 70 hours or more per calendar month in either temporary or regular employment must pay retirement contributions immediately resulting in earning of retirement service credits (Section VII A 2) If work schedules of PERS members of either plan are approved (see 4 and 5 above) to increase to 90 or more compensated hours per month in five or more calendar months within a 12-month period, position status is changed to "regular," covered under V B

Either of the following proposals must be submitted for review and approval to the Director of Human Resources well in advance of exceeding stated time limits

- a To convert an employee from temporary status to regular status, or
- b To increase a temporary PERS Plan One member's work schedule from less than 70 to more than 70 hours a month

D The Immigration and Naturalization Control Act requires that no employee whatsoever be hired to work in the United States without the Port verifying proof of that employee's right to work in the United States

VI ADMINISTRATION OF PAY PRACTICES

A Conversion of Salary Rates For all salaried employees, monthly salaries are converted to annual salaries. The straight-time hourly rate of pay is computed by multiplying the monthly salary by 12 (months) divided by the number of pay periods (26) in the year, divided by the number of hours in the pay period (75 or 80).

B Authorized Work Schedules for Full-time Employees Normal full-time work schedules are made up of either five 7-1/2-hour shifts or five 8-hour shifts per week. Department Directors are authorized to approve four 10-hour shifts or a two week schedule that includes five 8-hour shifts and four 8 75-hour shifts or other alternative shift arrangements when deemed in the best interests of operating efficiency. Vacation and sick leave will be charged according to the employee's schedule.

C Extra Compensation The following terminology shall be used in this section and Section VII B 3, Holidays: an employee's Saturday shall indicate the sixth day and an employee's Sunday shall indicate the seventh day in a full-time work week, regardless of the actual first and last day of a five consecutive-day work week. This definition applies to overtime determinations only and in no way alters the defined Port payroll week which begins at 12:01 a.m. Sunday and ends at midnight Saturday.

- 1 Overtime Employees in nonexempt classifications shall receive overtime compensation at the rate of one and one-half the straight-time hourly rate of pay for work performed over and above a full-time regularly scheduled workshift (see C above) and/or work week (normally 37.5 or 40 hours) as the case may be. When required to work, overtime shall be paid for all work performed on an employee's Saturday, an employee's Sunday and on a holiday to the extent provided in Section VII B 3, Holidays. In no case shall overtime compensation be duplicated or pyramided. Overtime will be paid the same shift rate that was in effect at the beginning of the period worked.
- 2 Shift Differential All nonexempt employees shall receive a shift differential of 7.5% over their regular salary when required to work Swing Shift and 10% over their regular salary when required to work Graveyard Shift. Swing Shift shall be a full-time work shift which ends between 10:30 p.m. and 2:00 a.m., Graveyard Shift shall be a full-time work shift which ends later than 2:00 a.m.

VII ADMINISTRATION OF BENEFIT PROGRAM

A Basic Benefits Provided for All Salaried Employees (except as noted) beginning on date of employment:

- 1 Social Security (FICA) Insurance All Port employees are covered by law under the Federal Insurance Contribution Act (FICA). During 1991, employee and employer contributions are scheduled to be 7.65% on earnings up to a maximum of \$53,400 and 1.45% (Medicare portion) on earnings between \$53,400 and \$125,000.

Section VII A (Cont'd)

- 2 Public Employees Retirement System (PERS) Plan One Members who Work More Than 70 Hours A Calendar Month When employees who established membership in PERS prior to September 30, 1977, are hired in temporary positions scheduled for less than 90 and more than 70 hours a calendar month, retirement contributions will be paid by the Port and by the employee. This will result in the employee earning PERS service credits for each month compensated for 70 or more hours.
- 3 Industrial Insurance or Other Duty Disability Benefits All Port employees except LEOFF, Plan One Firefighters are covered by the Port under its self-insured industrial insurance plan, which provides the same coverage as the State Workers' Compensation Act. Certain other supplemental coverage for duty disability conditions only may be provided to protect the Port from contingent liability (i.e. Longshore and Harbor Workers Act), to meet requirements of law, and/or to maintain competitive protection levels for certain employees or classification of employees. For example use of accrued sick leave as a supplement to Workers' Compensation is provided as established in Port Policy HR-5, Leaves.
- 4 Unemployment Compensation All Port employees residing in Washington State are covered for unemployment compensation benefits under the Washington State Employment Security Act. Unemployment compensation coverage shall be provided for employees residing in other states to the extent that coverage is available and that Port employees are eligible.
- 5 Military Leave With appropriate military orders, employees called for active training duty in military reserve units shall be allowed up to fifteen working days per calendar year of military leave as provided in and limited by RCW 38 40 060.

Compensation during the period of such a leave shall not exceed that which would be required to cover the number of hours regularly scheduled. Time off for weekend drills does not normally constitute military leave, however, time off without pay may be allowed when necessary at department director discretion.
- 6 Transportation and Parking For purpose of commuting to and from work and in the interest of fuel conservation, employees may select one of the following: payment for 50% of the cost of a monthly METRO bus pass or Washington State Ferry pass, not to exceed \$15 except that employees in regional offices may receive 50% reimbursement for their local public transportation van/car pools for employees commuting from outlying areas with a fee of 50% of the cost of a monthly METRO bus pass charge to the employee passenger commuting within King County and 75% charged to the employee passenger commuting outside of King County, or parking at no cost. Employees may be requested to drive their own vehicles for Port business and will be reimbursed pursuant to applicable Port Resolutions. The Transportation Subsidy and Parking Policy is under the administrative authority of the Director of Marine Terminals. The Port retains its option to terminate this program at any time.

B Benefits Provided Regular Employees

- 1 Retirement Employees may become members of the Washington Public Employees' Retirement System (PERS) from date of employment if they are hired in an eligible position and are eligible for membership as defined in RCW 41 40. Fire fighter management personnel, if eligible under RCW 41 26, become members of the Washington Law Enforcement Officers' and Fire Fighters' Retirement System (LEOFF). In either system, employees who became members prior to October 1, 1977 may be

Section VII B 1 (Cont d)

covered by Plan One and employees who became members on or after October 1 1977 may be covered by Plan Two" Refer to appropriate retirement membership handbooks for differences between Plan One and Plan Two

Effective September 2, 1984, State retirement contributions are excluded from an employee's gross pay for Federal Income Tax purposes only

Effective April 22, 1985 regular employees hired in otherwise eligible positions under RCW 41 40 who are excluded from membership in PERS because of non-citizen nonresident status, may be provided from date of employment with an individual pension or annuity arrangement which will provide benefits similar to those provided under PERS Plan Two The Senior Director, Administrative Services and Port Auditor is authorized to execute any and all documents and to take any and all action necessary to implement such an arrangement

Effective January 1, 1987 Employees who are normally scheduled to receive PERS credits who are not paid the minimum hours in a month (70 in Plan One and 90 in Plan Two) shall receive retroactive reimbursements for retirement contributions deducted in any such month and shall therefore not receive PERS service credit for that month

- 2 Compensated Leave (See Port Policy HR-5, Leaves, for provisions covering leave without pay, any employee seeking or requiring an unpaid leave of more than 30 calendar days must check prospectively with the group insurance office regarding continuance of insurance coverages, etc)

a Civic Duty Leave =

- (1) Jury Duty A regular employee who serves on jury duty shall receive full regular compensation less any compensation (excluding mileage and meals paid by the court) received for such service during the period of leave
- (2) Subpoenaed Witness Leave When a regular employee is subpoenaed as a witness under circumstances which are determined by the Director of Human Resources to constitute Port duty, the same pay conditions listed for jury duty shall apply

b Sick Leave Regular salaried employees shall receive sick leave accruals as follows

- (1) Salaried Employees Other than Fire Department Managers Covered by LEOFF, Plan One Regular salaried employees shall accrue sick leave at the rate of 0.04616 hour per straight-time hour paid These accruals shall commence from the date of employment and shall not exceed the equivalent of 12 work days per year Sick leave accruals may be used following 30 days of continuous employment

Accumulation of sick leave shall be limited to the amount that each eligible employee can earn in a 5-year period under the provisions stated above i.e., 60 days for most employees except employees in positions approved for a four-day work week would be limited to an accumulation equivalent to 48 10-hour shifts When maximum accumulation limit is reached, additional accruals will cause the oldest sick leave accruals to be converted at 50% value to the pooled leave account (See Section VII B 5 for further details)

Section VII B 2 b (Cont'd)

- (2) Fire Department Managers Covered by LEOFF, Plan One
 Fire Department Managers covered by LEOFF, Plan One, shall as of January 1, 1978, be excluded from adding to sick leave accruals earned between January, 1970 and December, 1977. Unused sick leave accruals remaining on the records of such employees may be used at the employee's option in case of short-term illness.

At the discretion of the Fire Chief, Managers covered by LEOFF, Plan One, may be granted up to six full-time shifts per year of sick leave. Unused portions of this discretionary sick leave shall not be accrued or compensated for at termination. However, if a claim for such sick leave is later approved by the King County Disability Retirement Board as being payable through LEOFF, Plan One, the Fire Chief may credit the discretionary sick leave account of an employee. In no case shall sick leave payments be duplicated.

Sick leave will be used only in instances of employee or immediate family member illness or injury. Immediate family shall be defined as spouse, children, parent of employee or parent of employee's spouse. In special circumstances the Director of Human Resources may include others in this definition. Departmental management may at any time require a physician's statement to justify use of sick leave. A physician's release shall be required prior to the return to work by an employee who has suffered an absence of longer than two weeks due to illness, surgery, or an accident or who has experienced hospitalization of any kind.

- c Long-Term Sick Leave Account Employees, other than LEOFF Plan I firefighters, who had sick leave accounts greater than 60 days prior to June 24, 1984, may be eligible to use sick leave in their long-term sick leave account. Withdrawals from that account may be made only in the event of a long-term illness which exhausts that employee's sick leave account, or in the event a dependent or very close family member suffers a serious illness which requires the employee to be absent four or more days. See Port Policy HR-5, Leaves, for details. Long-term sick leave is not payable at termination.

- d Bereavement Leave At the discretion of the department director and under the supervision of the Director of Human Resources from one to five working days per bereavement which shall not result in compensation for more than the number of hours in any normal work week may be granted to employees who have been employed for thirty or more days of uninterrupted service and who have suffered the loss by death of a member of their immediate family. Immediate family shall be defined as wife, husband, daughter, son, mother, father, sister, brother, mother-in-law, father-in-law, brother-in-law, sister-in-law, son-in-law, daughter-in-law, grandchildren and grandparents. In special circumstances, the Director of Human Resources may include others in this definition. Individual circumstances such as the distance to the funeral and the extent of employee involvement with the arrangements for the deceased shall be considered in determining the number of days to be granted an employee.

- 3 Holidays (This section, other than the two employee designated holidays shown below, is effective from January 1, 1991 through December 31, 1991.) These twelve holidays shall be observed according to the conditions outlined herein. When nonexempt employees are required to work on a holiday, overtime pay shall apply within the limits and conditions of this section and those listed in Section VI C 1, Overtime.

Section VII B 3 (Cont'd)

<u>Normal Date of Observance for Monday Through Friday Schedule</u>	<u>U S Staff Holidays</u>
January 1	New Year's Day
Third Monday in January (21)	Martin Luther King's Birthday
Third Monday in February (18)	Washington's Birthday
Last Monday in May (27)	Observed Memorial Day
July 4	Independence Day
First Monday in September (2)	Labor Day
Fourth Thursday in November (28)	Thanksgiving Day
Fourth Friday in November (29)	Day after Thanksgiving Day
December 25	Christmas Day
July 5, December 24 or December 26 (Employee's choice)	Port-designated floater, in lieu of Lincoln's Birthday
*Employee selects date	*Employee-designated floater in lieu of Veteran's Day may be taken from 12/16/90 through 12/14/91
*Employee selects date	Personal holiday, may be taken from 12/16/90 through 12/14/91
*Eligibility for these holidays is not established until the probationary period is satisfactorily completed (Section IV A 1)	

<u>Date of Observance</u>	<u>Japan Staff Holidays*</u>
January 1	New Year's Celebration
January 2	New Year's Celebration
January 3	New Year's Celebration
January 15	Adult's Day
February 11	Independence Day
March 21	Spring Equinox
April 29	Green Memorial Day (Ex-Emperor's Birthday)
May 3	Constitution Day
May 6	Children's Day
September 16	Respect for the Aged Day
September 23	Autumn Equinox
October 10	Athletes' Sports Day
November 4	Cultural Day
November 23	Labor Thanksgiving Day
December 23	Emperor's Birthday
December 29) Year
December 30) End
December 31) Holiday

* In recognition of cultural differences and international business practices, Japan regional staff shall observe these holidays

At least one week advance notice and department director approval are required for the personal floater and personal holiday Each eligible employee shall take these two holidays subject to appropriate scheduling with their department director. On November 1, 1991, each department director shall set up a schedule for eligible employees who have not yet scheduled these holidays. An employee shall receive no extra pay for not taking these holidays unless directed by the department director to work on the day scheduled and no other day off can be scheduled before the end of the payroll calendar year. A terminating employee shall receive no pay for a personal holiday or personal floater not taken prior to the last day worked.

Section VII B 3 (Cont'd)

a Holidays for full-time employees shall be handled as follows

- (1) Employees on a Monday Through Friday Work Schedule
When a holiday falls on a Sunday, the following Monday will be considered the holiday. When a holiday falls on Saturday, the preceding Friday will be considered the holiday.
- (2) Employees Working on Other Than a Monday Through Friday Work Schedule
When a holiday falls on a regularly scheduled work day, that day will be considered the holiday. When a holiday falls on a regularly scheduled day off, the last preceding or the next following workday shall be treated as the holiday.

If the holiday (c. the alternate day where applicable) cannot be scheduled as a day off for an otherwise eligible employee, overtime compensation shall be paid for the number of hours required to work on such a day in addition to holiday pay at the straight-time rate--not to exceed the normally scheduled paid holiday hours up to a full-time day.

In unusual cases, when scheduling of a day off in lieu of a holiday cannot be arranged for an individual employee according to the conditions as stated above, an alternate day off within the immediate pay period may be approved. Days off in lieu of holidays shall not be carried over into other pay periods.

b Part-Time Employees

- (1) Regular part-time employees may receive compensation for the holidays (as specified in a above) on a pro rata basis of a full-time schedule, i.e., a 22.5-hour employee may receive pay for 60% of the holiday hours provided, or 4.5 hours per holiday. When the number of hours worked varies each week, an average based on the most recent four-week period or a proportionate number of hours based on a predetermined schedule is used to determine the holiday pay.
- (2) Temporary part-time or on-call employees shall, if required to work on a holiday, be paid at the overtime rate of pay only.

c Temporary Employees Unless clearly scheduled for full-time work for at least 30 days before and a day or more after a holiday, temporary employees are not eligible for pay on holidays not worked.d Employees on Approved Leaves Employees on unpaid leave of absence or on disability leave which constitutes inactive status such as but not limited to LEOFF Plan One disability leave, long-term disability leave, and duty-disability leave (workers' compensation), are not eligible for holiday pay. However, to the extent that sick leave supplements are being paid during the holiday week and for a day or more immediately preceding or following the holiday, pro rata holiday pay does apply.

Regular employees authorized to return to work from an approved leave without pay on the next scheduled work shift after a holiday(s) shall receive pay for the holiday(s) within limits stated in this Resolution.

Regular employees who begin an authorized leave without pay on the next scheduled work shift after a holiday(s) shall receive pay for the holiday(s) within limits stated in this Resolution.

Section VII B (Cont d)

4 Vacation With Pay

- a Scheduling of Vacation Leave At any time after the successful completion of the six-month probationary period regular employees may request and use vacation leave of up to the number of days accrued (explained in detail below) at the time of the desired vacation date subject to the approval of the department director

Normally, requests for approval of vacation schedules shall be made to the department director on a vacation request form one week or more in advance, more notice may be required by a department director whenever necessary. Payment for vacation leave may be made only to the extent of unused vacation accruals at the time of the leave.

In order to promote the health and efficiency of employees scheduling of vacations of more than one week (five consecutive days) shall be encouraged

- b Limits on Accumulating Vacation Leave Vacation leave accumulation limit shall be limited to a 24-month accrual at any time. See Section VII B 5 Pooled Leave for possible conversion of vacation into a pooled leave account. Departmental management shall be responsible for encouraging and allowing proper scheduling for employees taking annual leave in order to avoid any forfeiture of vacation leave. It is not the intent that employees be allowed to forfeit vacation.
- c Rates of Accrual Regular salaried employees shall receive vacation accruals based upon a pro rata share of a full-time work schedule. Vacation leave is earned as follows:
- (1) Two Weeks Vacation Based on the first day of employment from the first full month to and including the thirty-sixth full month of continuous employment, regular employees shall accrue vacation at the rate of 03847 hours per straight-time hour paid (03847 x 1950 annual hours = 75 vacation hours 03847 x 2080 annual hours = 80 vacation hours)
 - (2) Three Weeks Vacation From the thirty-seventh full month to and including the eighty-fourth full month of continuous employment, regular employees shall accrue vacation at the rate of 05770 hours per straight-time hour paid (05770 x 1950 annual hours = 112.5 vacation hours 05770 x 2080 annual hours = 120 vacation hours)
 - (3) Three and One-Half Weeks Vacation From the eighty-fifth full month to and including the one-hundred thirty-second full month of continuous employment, regular employees shall accrue vacation at the rate of 06731 hours per straight-time hour paid (06731 x 1950 annual hours = 131-1/4 vacation hours, 06731 x 2080 annual hours = 140 vacation hours)
 - (4) Four Weeks Vacation After completion of eleven years of continuous employment starting with the one hundred thirty-third month, regular employees shall accrue vacation at the rate of 07693 hours straight-time hour paid (07693 x 1950 annual hours = 150 vacation hours, 07693 x 2080 annual hours = 160 vacation hours)

Section VII B (Cont'd)

- 5 Pooled Leave Regular salaried employees may build up a pooled leave account to use as service time during later employment years for such reasons as a sabbatical, educational leave, civic duty leave other than that covered in Section VII B 2 a , or at retirement or termination. See Port Policy/Procedure, HR-5 Leaves, for detailed pooled leave procedures.
- a Vacation Conversions If the maximum accumulation limit is reached, additional accruals will automatically convert the oldest accruals at full value either to the pooled leave account or a temporary holding account depending on whether the equivalent of 10 vacation days have been used during the payroll year. If 10 vacation days are not used during the payroll year all vacation hours in the holding account will be forfeited.
- b Sick Leave Conversions When the 60-day accumulation limit is reached, additional accruals will be converted at 50% value to the pooled leave account.
- 6 Payment for Accrued Leave at Termination
- a Sick Leave Upon termination or retirement following five complete years of active employment in a continuous period of employment, qualified employees shall be compensated as described below, for 50% of their unused sick leave at the rate of pay at termination.
- b Vacation Upon termination, regular employees shall receive compensation at 100% value in lieu of unused accrued vacation leave as described below. No vacation time may be taken after the last day worked. A probationary employee who terminates active employment before satisfactorily completing the probationary period shall receive no vacation pay. LEOFF I firefighters taking disability retirement may be allowed to receive a lump sum payment for unused vacation leave if unable to exhaust such paid leave prior to termination. In the event that State law changes in regard to lump sum vacation payments for State retirement members, the Port Auditor is authorized to make such vacation payoffs in a manner consistent with current State law(s).
- c Pooled Leave Upon termination regular employees shall receive compensation at 100% value in lieu of unused accrued pooled leave, as described below.

Method of payment for a , b , and c above is as follows:

- PEPS 1A Plan One members hired before June 24, 1984, have an option of transferring payable portions of sick leave and/or vacation leave to pooled leave for use as service time, or receiving a lump sum payment for payable portions of sick leave and vacation and using pooled leave as service time.
- PEPS 1B Plan One members hired on or after June 24, 1984, have an option of transferring 100% of vacation leave to pooled leave for use as service time, or receiving a lump sum payment for up to 240 hours and transferring the balance to pooled leave. The payable portion of sick leave will be transferred to pooled leave.
- PEPS 2 Plan Two and LEOFF members will receive payable portions of sick leave and vacation in a lump sum and will use pooled leave as service time.

Section VII B 6 (Cont d)

Due to the effects of accrued leave on service time and of federal laws on rights to continuation of medical insurance terminating and retiring employees should notify the Benefits Section in the Human Resources Department as soon as possible in order to obtain the appropriate counseling.

In the case of a regular employee's death a lump sum payment for payable amounts of unused accrued leaves a, b, and c above shall be paid to the employee's heir or estate as appropriate.

- 7 Insurance Benefits Coverages listed in Sections a through d below apply to regular employees as defined in Section V B. For purposes of medical and dental insurance benefits as detailed in a, b, and f below Port Commissioners may elect to be included in the definition of regular employee or they may elect reimbursement by the Port for their medical and dental insurance premiums at a cost not to exceed that provided for Port employees. For purposes of life insurance benefits as detailed in Life Insurance Port Commissioners are included in the definition of regular employee. For purposes of optional employee paid accident insurance, Port Commissioners are included in the definition of regular employee. Employees may be required to pay a portion of some insurance premiums. Employees are responsible for notifying the Port on approved enrollment forms of their eligible dependents. Any extra costs associated with a lack of notification shall be the employee's responsibility.

- a Medical Insurance for Employees or Commissioners Probationary, regular employees who normally maintain active employment schedules of 90 hours or more each month, as well as Port Commissioners who so elect, shall receive paid surgical, hospital, and major medical insurance coverage limited to the regular adult premium for the Port's lowest cost indemnity medical plan beginning on the first of the month following a calendar month of continuous employment. This insurance benefit shall be provided in such amounts and in such manner as are established in contracts with insurance companies and/or agencies selected by the Port to provide such benefits. There shall be a choice of at least two medical/health insurance plans from which employees as well as Commissioners who so elect may choose.
- b Medical Insurance for Dependents On the first of the month following the equivalent of six continuous calendar months of satisfactory employment (975 hours minimum) regular employees shall receive paid surgical, hospital, and major medical insurance coverage for their eligible dependents. Port Commissioners who so elect shall receive these benefits for their dependents on the first of the month following 6 continuous calendar months as a Port Commissioner. The eligibility and other conditions of coverage are established between the Port and the insurance companies or agencies selected to provide such benefits. Coverage for dependents shall be provided by the same medical insurance plan which the employee or Commissioner has chosen. Employees scheduled for less than full-time employment shall be responsible for the costs of dependent medical insurance which exceeds the lowest indemnity plan premium for a spouse and two children. Employee costs shall be by payroll deduction.

In no case shall the Port be responsible for more than two regular adult premiums (employee and spouse) for an employee's family unit. If a dependent child is treated as an adult by any Port medical insurance plan the extra cost shall be the responsibility of the employee and paid through payroll deduction.

Section VII B 7 (Cont'd)

- c. Medical Insurance Premium Reimbursement for Port Commissioners Port Commissioners may elect reimbursement by the Port for their medical insurance premiums after one full calendar month as a Commissioner. On the first of the month following the equivalent of six continuous calendar months as a Commissioner they may be reimbursed for their dependent medical insurance premiums at a cost not to exceed that provided for Port employees.
- d. Life Insurance On the first of the month following the equivalent of six continuous calendar months of satisfactory employment (975 hours minimum) regular employees and their eligible dependents shall receive life insurance benefits in such amounts and in such manner as are provided in contracts with insurance companies or agencies selected by the Port to provide such benefits.
- e. Long-Term Disability Insurance On the first day following the equivalent of six continuous months of satisfactory employment (975 hours minimum), regular employees shall be covered for long-term disability insurance in such amounts and in such manner as the Port has established with insurance companies or agencies providing such benefits.
- f. Dental Insurance On the first of the month following the equivalent of six continuous calendar months of satisfactory employment (975 hours minimum) in a position scheduled for at least 30 hours per week or 130 hours per month regular employees and their eligible dependents shall receive paid dental insurance coverage. Port Commissioners may elect to enroll themselves and their eligible dependents in the Port's group dental plan on a one time only basis after six calendar months as a Port Commissioner and shall remain on the group dental plan until the Commissioner no longer acts in an elected capacity. In the event of a regular part-time employee's hours being scheduled from less than 30 to 30 or more per week, dental coverage will become effective the first of the month after the average hours worked per week equals 30 or more for a six-month period and the employee has completed at least 975 hours of satisfactory employment. Conversely if an eligible full-time employee's hours are scheduled to less than 30 hours per week but no less than 21, dental coverage will cease the first of the month after the average hours worked per week during a six-month period falls below 30. The eligibility and other conditions of coverage are established with the insurance company or agency selected by the Port to provide such benefits.
- g. Dental Insurance Premium Reimbursement for Port Commissioners Port Commissioners may elect reimbursement by the Port for their dental insurance premiums and for the premiums of their eligible dependents after six full calendar months as a Commissioner. Reimbursement must not exceed the cost of Port employee premiums.

VIII EFFECTIVE DATE

THIS RESOLUTION shall be effective December 16, 1990. The Senior Director, Administrative Services and Port Auditor and the Director of Human Resources are authorized to take necessary action to make all terms, provisions, and conditions contained herein effective as of December 16, 1990.

BE IT FURTHER RESOLVED that all prior resolutions dealing with these subject matters, including but not limited to Resolution No 3050, be and the same are hereby repealed.

ADOPTED by the Port Commission of the Port of Seattle this 27th day of November, 1990, and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the seal of the Commission.

s/Patricia Davis

s/Jack Block

s/Paige Miller

s/Gary Grant

s/Paul Schell
Port Commissioners

Copy of Exhibit "A" as referenced is attached to original of Resolution No 3070 on file in Port offices.