

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

09/29/2022
Item No.: 6.3
DSC/pcm

McR

**ORDINANCE AMENDING PORT OF OAKLAND ORDINANCE NO.
867 TO REASSIGN THE SALARY GRADE FOR THE SENIOR
MARITIME COMMERCIAL REPRESENTATIVE CLASSIFICATION
FROM SALARY GRADE 586.2 TO SALARY GRADE 515.1.**

WHEREAS, the Board of Port Commissioners of the City of Oakland ("Board") has reviewed and evaluated the Agenda Report for Agenda Item 6.3, dated September 29, 2022, and related agenda materials ("Agenda Report"), has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, while the Senior Maritime Commercial Representative Classification ("Classification") is currently assigned to salary grade 586.2 (a - \$15,779; b - \$16,567; c - \$17,389; d - \$18,443; e - \$19,548/monthly), the Aviation Senior Properties Representative Classification, a classification whose duties, responsibilities, and scope are comparable to those of the Senior Maritime Commercial Representative Classification, is currently assigned to a lower salary grade, salary grade 515.1 (a - \$10,932; b - \$11,479; c - \$12,057; d - \$12,777; e - \$13,547/monthly); and

WHEREAS, the proposed salary grade reassignment for the Senior Maritime Commercial Representative classification is necessary to recognize the similarity in duties, responsibilities, and scope between it and the Aviation Senior Properties Representative Classification and to achieve compensation equity; and

WHEREAS, the Senior Maritime Commercial Representative Classification is exempt from the City of Oakland's personnel system and Oakland Civil Service Board approval of the salary grade reassignment is not required; and

WHEREAS, the Classification is represented by the International Federation of Professional and Technical Engineers, Local 21 ("Local 21"), and any matters involving changes to the wages, hours and working conditions of a Port classification represented by a union are subject to the meet and confer requirements of the Meyers-Miliias-Brown Act ("MMBA"); and

WHEREAS, the Port has completed and satisfied its obligations under the MMBA with Local 21; and

WHEREAS, in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in testimony received; now, therefore

BE IT ORDAINED by the Board of Port Commissioners of the City of Oakland as follows:

Section 1. The proposed action is not subject to the California Environmental Quality Act ("CEQA") because the proposed action is an organizational or administrative activity of the Port that will not result in direct or indirect physical changes in the environment and is therefore not a project under Section 15378(b) (5) of the CEQA Guidelines.

Section 2. The Senior Maritime Commercial Representative Classification referenced in Section 11.0022 of Port Ordinance No. 867 shall be and the same is hereby reassigned from Salary Grade 586.2 (a - \$15,779; b - \$16,567; c - \$17,389; d - \$18,443; e - \$19,548/monthly) to Salary Grade 515.1 (a - \$10,932; b - \$11,479; c - \$12,057; d - \$12,777; e - \$13,547/monthly).

Section 3. This Ordinance shall take effect on the date of its final adoption; provided, however, that if a petition protesting the adoption of this Ordinance is timely and duly submitted to the elections official of the City of Oakland in the manner required under California Elections Code § 9237, the effective date of this Ordinance shall be suspended, and all actions authorized by this Ordinance shall be null and void.

President.

Attest: _____
Secretary.

Approved as to form and legality:

Port Attorney