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ORDINANCE NO. 4132

TITLE: "ORDINANCE AMENDING SECTION 15(3) OF ORDINANCE NO. 4055 PERTAINING TO THE SELECTION OF A HEARINGS OFFICIAL AND PROVIDING PROCEDURE AND DECLARING AN EMERGENCY."

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: That Section 15(3) of Ordinance No. 4055 is amended to read as follows:

"Section 15(3) If the parties are unable to unanimously select a hearings official within thirty (30) days after the position of the hearings official is vacated, a list of seven (7) arbitrators shall be requested from the Federal Mediation and Conciliation Service or its successor. The Federal Mediation and Conciliation Service shall be instructed to include only individuals with proven experience in the public sector. Upon receipt of the list, the parties shall meet and alternately strike names until one name remains. The city shall strike three names and the bargaining agent shall jointly strike three names. The striking of names shall be completed within (10) calendar days of the receipt of the list. The selected individual shall be notified of his selection. If either side fails to comply with the striking process, the remaining parties shall strike its three (3) names and return the list to the Federal Mediation and Conciliation Service. The Federal Mediation and Conciliation Service shall then appoint an individual from the names remaining on the list not having been struck."

Section 2:

Inasmuch as necessary to select a hearings official at the earliest possible date an emergency is hereby declared to exist and this ordinance shall become in full force and effect upon its passage by the council and approval by the mayor.

Passed by the Council: May 10, 1978

Approved by the Mayor: May 10, 1978

Effective Date: May 10, 1978



Mayor

ATTEST:

Regan R. Brown
Deputy CITY RECORDER

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