

SETTLEMENT AGREEMENT

WHEREAS, on September 2, 2005, the KCATA operated additional service on the MAX line between the hours of 6:00 p.m. and midnight for the purpose of serving an anticipated increase in ridership attending the *First Fridays* community event; and

WHEREAS, a grievance was filed by the Union on September 12, 2005, challenging the KCATA's having done so and, in particular, the minimum guarantee provided operators; and

WHEREAS, the KCATA has, in the past, provided additional service because of anticipated larger crowds attending special community events and the desire to serve the public attending those events, including, but not limited to, the Plaza Art Fair and Octoberfest; and

WHEREAS, the KCATA desires to continue to provide such additional service for these and other special community events to serve the public attending those events; and

WHEREAS, following the arbitration hearing and the evidence presented and the further clarification of their respective positions, the parties mutually desire to settle Grievance 2005-TR-23, and thereby avoiding incurring additional arbitration expenses;

NOW THEREFORE, the parties agree as follows:

1. The KCATA may operate additional bus service for the purpose of serving anticipated or potential increases in ridership, or what has been characterized as "spikes in ridership," occasioned by special community events and/or conventions.

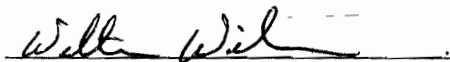
2. In the event that the KCATA chooses to do so, such work will be marked up in a manner consistent with the contractual extra board practices.

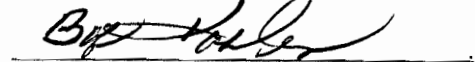
3. It is agreed that this additional service is not covered by the eight-hour minimum guarantee set out in Section 2.2 but is covered under Section 2.3, which provides that "operators shall be paid a minimum of two-and-one-half (2½) hours for any piece of work not part of a regular run."

4. The KCATA agrees that, in the event it chooses to provide additional service for special community events, it will not break-up or eliminate any existing service, including but not limited to regular, Saturday and Sunday runs, in order to provide or in connection with providing such additional service.

5. The KCATA agrees to abide by all existing contractual restrictions and limitations on the use of part-time bus operators in the staffing of this additional bus service. Management will provide a list of the part-time operators used to provide this service, identifying the work performed and the hours worked, to the Union upon request.

6. The KCATA agrees that there will be no extras after 8:00 p.m.


William Wilson, President
ATU Local 1287


Bob Kohler, Director of Transportation
KCATA

Dated: 4/26/06

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