

ORDINANCE 2017-17

VILLAGE OF NEW RICHMOND, OHIO

Council for the Village of New Richmond, Ohio met in regular session this 22nd day of August, 2017 with the following members present:

Gary Skeene,
Rodney Henry,

Paul Vanderbosch,
Amanda Davidson,

Mary Allen,
Richard Feldkamp

Councilperson Skeene moved for adoption of the following:

AN ORDINANCE AMENDING THE NEW RICHMOND PERSONNEL POLICY – CERTIFICATES AND LICENSES AND DECLARING IT AN EMERGENCY

Whereas: The Village of New Richmond Maintains a Personnel Policy for the management of its employees, and

Whereas: Amendments to the policy have been presented and are shown as exhibit "A" formally attached hereto.

NOW THEREFORE BE IT ORDAINED, by the Council of the Village of New Richmond, State of Ohio a majority of its members concurring:

1. Amends section 613 of the New Richmond Personnel Policy.
2. That Council finds and determines that all formal actions relative to the passage of this ordinance were taken in an open meeting and that all deliberations of Council which resulted in the passage of this Ordinance were taken in meetings open to the public, in full compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.
3. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare; the reason for the emergency being to preserve full police coverage while remaining within budget, and shall therefore take effect and be in effect immediately upon passage.

Councilperson Henry seconded the motion to adopt the foregoing Ordinance and upon roll call the vote was as follows:

Paul Vanderbosch yes
Gary Skeene yes
Richard Feldkamp yes
Rodney Henry yes
Amanda Davidson yes
Mary Allen yes

First Reading 8-22-17
Second Reading _____
Third Reading _____

Adopted: 8-22-17
Date

ATTEST:

Kelly Painter
CLERK OF COUNCIL, Kelly Painter

Ramona Carr
MAYOR, Ramona Carr

Approved as to form and content:

Matthew Faris
SOLICITOR, Matthew Faris

Section 613: Overtime Pay

Non Safety personnel who work more than 40 hours per week shall receive overtime pay at the rate of 1-1/2 hours for each hour of overtime worked. Designated holidays shall be included in the employees total hours worked per week.

When it is essential for personnel to work on a declared holiday, those personnel shall receive compensation by:

Overtime pay at a rate of 2 hours for each 1 hour of overtime worked or use of a floating holiday as defined in section 206 of this policy.

Whenever it is necessary for non-emergency personnel to be called out for any necessary services beyond his/hers regular work schedule, said personnel shall be paid based upon a minimum of one (1) hour. (Per Village Council 1-9-01)

Overtime payment will not be made unless the overtime has been authorized by the department head. Overtime shall be kept at a minimum consistent with maintenance of essential Village services and its financial resources.

For police officers, the Village has adopted a fourteen (14) day work period for purposes of calculating overtime compensation under the Fair Labor Standards Act. The work period shall coincide with the Village payroll period. The Village has also adopted the partial overtime pay exemption permitted by 29 U.S.C. § 207(k) of the Fair Labor Standards Act for law enforcement employees. Accordingly, non-exempt law enforcement personnel who are required to or who are granted prior authorization by the Police Chief shall be paid overtime for hours worked beyond eighty-four (84) hours during a fourteen (14) day work period.

Full and part-time police officers shall receive cash payment at two times (2x) the amount of time worked when assigned to work on or around these recognized village holidays: 1) 7:00 AM on the fourth Thursday of November until 7:00 AM the day after (24 hours), 2) 7:00 PM on December 24 until 7:00 AM on December 26 (36 hours), and 3) 7:00 PM on December 31 until 7:00 AM on January 2 (36 hours). In addition, full-time police officers shall receive eight (8) hours of leave for these recognized village holidays.

The provisions of these policies relating to overtime/compensatory time shall be in compliance with the Federal and State Fair Labor Standards Amendments of 1985.