

**ORDINANCE NO. 2018-60**  
**INTRODUCED BY: MS. LIPP**

**4135**

**AN ORDINANCE  
AMENDING CODIFIED ORDINANCE SECTION 149.03(a) OF  
THE CODIFIED ORDINANCES OF THE VILLAGE OF  
CHAGRIN FALLS RELATING TO OVERTIME AND  
DECLARING AN EMERGENCY.**

WHEREAS, Section 149.03(a) of the Codified Ordinances provides for overtime pay;  
and

WHEREAS, in 2011 and 2017 the Village amended the Policy and Procedures Manual regarding employment within the Village, providing for overtime pay; and

WHEREAS, Ordinance No. 2011-22 was enacted to conform overtime pay with current practices, and the adoption of Ordinance 2017-35, which amended the Policy and Procedures Manual, intended to conform overtime calculation for the Police Department, consistent with the prior Policy and Procedures Manual and the existing practices of the Village; and

WHEREAS, this Council desires to amend Subsection (a) of Section 149.03 of the Codified Ordinances to provide for an overtime pay calculation for employees of the Police Department that is consistent with current and past practice, and the Policy and Procedures Manual which was intended to supersede and prevail over the provisions contained in Section 149.03(a) when amended in 2011 and 2017; and

WHEREAS, this Council desires to amend Subsection (a) of Section 149.03 of the Codified Ordinances to define the hours worked for purposes of calculating overtime for Police Department employees, except the Chief of Police.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE  
VILLAGE OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:**

SECTION 1. That the last sentence of existing Subsection (a) of Section 149.03 of the Codified Ordinances of the Village of Chagrin Falls be, and the same is hereby amended to read and provide, in its entirety as follows:

Paid holiday, vacation and sick leave hours shall count as time worked.

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SECTION 2. That the existing last sentence of Subsection (a) of Section 149.03 of the Codified Ordinances of the Village of Chagrin Falls and any other Ordinance in conflict herewith, be and is the same are hereby repealed which currently reads as follows:

Paid holiday, vacation, compensatory time and sick leave hours shall count as time worked.

SECTION 3. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

SECTION 4. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

SECTION 5. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health and safety of the inhabitants of the Village and for the further reason this Ordinance must be immediately effective so that the Village may properly and timely provide overtime compensation to the Police Department employees in a manner consistent with the Policies and Procedures Manual and other Ordinances of the Village; wherefore provided it receives the affirmative vote of at least two-thirds (2/3) of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage by this Council and approval by the Mayor; otherwise, it shall take effect and be in force after the earliest period allowed by law.

PASSED: August 27, 2018



Karl Maersch, Council President

Submitted to the Mayor for his approval on this

28 day of August, 2018


Approved by the Mayor this

28 day of August, 2018

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Mayor William Tomko

I hereby certify that Ordinance No. 2018- 60 was duly enacted on the 27 day of August, 2018, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.

  
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Clerk of Council