

ORDINANCE O-2013-4

AN ORDINANCE AMENDING PORTIONS OF CHAPTER 155 OF THE WINDHAM CODIFIED ORDINANCES SO THAT THE WINDHAM CODIFIED ORDINANCES AND THE WINDHAM EMPLOYEE HANDBOOK ARE CONSISTENT AND DECLARING AN EMERGENCY.

WHEREAS, upon the recommendation of the Safety, Personnel and Rules Committee the Village Council has recently enacted a Windham Village Employee Handbook; and

WHEREAS, upon review with employees of the Village of Windham a number of discrepancies have been identified between the Windham Employee Handbook and the Windham Codified Ordinances; and

WHEREAS, in some instances sections of the Windham Codified Ordinances have been determined to be outdated or not as desirable as the provisions contained in the Windham Village Handbook; and

WHEREAS, so as to reconcile the discrepancies between the Windham Codified Ordinances and the Windham Employee Handbook the Safety, Personnel and Rules Committee has recommended to the Village Council that the Windham Codified Ordinances be amended and revised.

NOW, THEREFORE BE IT ORDAINED by the Council for the Village of Windham, County of Portage, State of Ohio, two thirds or more of the members thereto elected concurring that:

SECTION ONE: The current section of 155.02(b)(1) is hereby repealed.

SECTION TWO: A new section 155.02(b)(1) is enacted as follows:

“Annual vacations shall be taken within a one year period commencing on the anniversary date of the employee and ending on the succeeding anniversary date of the employee. Vacation time shall not be cumulative beyond forty hours of time from year to year. Vacation time beyond forty hours not taken within the time frame set forth in this section is forfeited without substitute compensation.”

SECTION THREE: Windham Codified Ordinance 155.02(d) is hereby repealed.

SECTION FOUR: Windham Codified Ordinance 155.05 (a)(1) is amended to add “After one year” to the beginning of that section. After the amendment the first sentence of Windham Codified Ordinance 155.05 (a)(1) will begin: “After one year, in addition above listed holidays,”

SECTION FIVE: It is hereby found and determined that all formal actions of this Council concerning and in relation to the adoption of this Ordinance were adopted in an open meeting of the Council and the all deliberations of this Council and any of its

committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Revised Code of the State of Ohio.

SECTION SIX: This Ordinance is declared to be an emergency measure, effective immediately upon passage by Council and approval by the Mayor, necessary to preserve the public health, safety, morals and general welfare of the citizens of the Village of Windham, and for the further reason that the Village of Windham needs to have the Windham Codified Ordinances consistent with the Employee Handbook.

Passed in Council as an Emergency on the 22nd day of January, 2013.

Vote of Council: Ayes: Mr. Snyder, Mr. Garrett, Ms. Blewitt, Mrs. Barrett, Mrs. Miranda, Mrs. Prem Nays: None.

Attest:

Approved:

Village Fiscal Officer, Lloyd Billman

Mayor, Robert Donham II

Approved as to Legal Form:

Solicitor, Thomas Reitz