

**ORDINANCE RECORD**  
**COUNCIL OF THE CITY OF BRECKSVILLE**

Ordinance No. \_\_\_\_\_ **5281** \_\_\_\_\_

**AN ORDINANCE AMENDING SECTIONS 145.06(b) AND (c)  
OF THE ADMINISTRATIVE CODE TO CLARIFY CASHOUT  
AMOUNTS; AND DECLARING AN EMERGENCY**

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Brecksville,  
County of Cuyahoga, and State of Ohio, that:

**SECTION 1.** That Section 145.06 be amended to read as follows:

“145.06 SICK LEAVE; FMLA LEAVE.

(a) \* \* \* \* (no change)

(b) Each employee who has accumulated sick leave of one hundred and twenty (120) days or fifty-six (56) tours of duty or greater shall continue to earn sick leave at the rate hereinabove provided. The employee shall be permitted either of the following options concerning accumulation of sick leave in excess of one hundred and twenty (120) days or fifty-six (56) tours of duty: the employee may have the entire excess **up to 120 hours** paid to such employee in the month of January following the close of the calendar year in which the sick leave was accrued, or alternatively, up to ten (10) days, or four (4) tours of duty **up to 168 hours** in the case of firemen, of such excess shall be paid to the employee in the month of January following the close of the calendar year in which the sick leave was accrued, the balance of any unused sick leave for the year being added to the employee’s cumulative total.

(c) An employee, or his heirs at law in the event of death, at the time of such employee’s retirement from active service, or death while in active service with the municipality, shall be paid, one-third (1/3) of the value of his accrued but unused sick leave credit or employee gets paid for one-third (1/3) of all accrued but unused sick leave earned prior to the year of retirement and in the succeeding January, the retired employee receives payment for all accrued but unused sick leave earned during the year of his or her retirement which was over and above nine hundred sixty (960) hours **up to 120 hours** (one thousand three hundred forty-four (1,344) for Fire) **up to 168 hours**. Such payment shall be based on the employee’s rate of pay at the time of retirement and/or death.

(d) through (g) \* \* \* \* (no change)”

**SECTION 2.** That Section 145.06 as it existed prior to the effective date of this Ordinance be, and the same hereby is, repealed.

**SECTION 3.** The Council declares this Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency is the necessity to clarify amounts to cash out, therefore, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

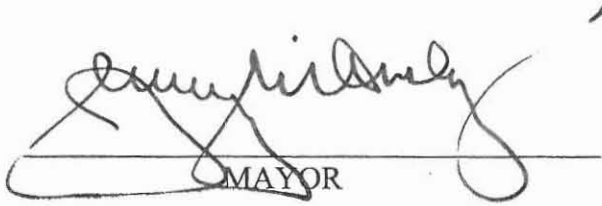
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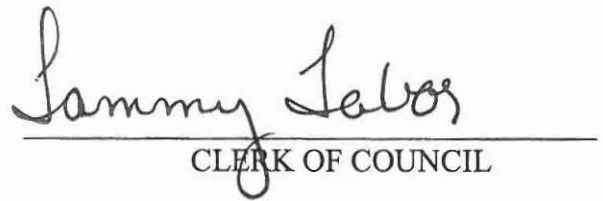
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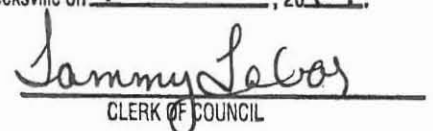
PASSED: December 17, 2019

APPROVED: December 17, 2019

  
\_\_\_\_\_  
MAYOR

  
\_\_\_\_\_  
CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5281 duly passed by the Council of the City of Brecksville, Ohio, on 12-17, 20 19 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 12-20, 2019.

  
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CLERK OF COUNCIL