

ORDINANCE RECORD
COUNCIL OF THE CITY OF BRECKSVILLE

Ordinance No. 5329

**AN ORDINANCE AMENDING SECTION
145.14 OF THE ADMINISTRATIVE CODE
TO UPDATE MILITARY LEAVE; 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. Section 145.14 of the Administrative Code be amended to read as follows:

“145.14 LEAVES OF ABSENCE; SALARY CONTINUATION.

(a) through (b) * * * * No Change

(c) Military leave.

(1) The city shall provide for payment of salaries and wages to employees attending National Guard or Reserve encampments, serving on emergency duty with National Guard or Reserve units, not to exceed two (2) weeks for performance of duty for an Ohio organized militia or members of other reserve components of the armed forces of the United States, including the Ohio National Guard, for periods of up to one month (176 hours or 408 hours for a public safety employee as defined in ORC Section 5923.05(A)(2)(g)) for each federal fiscal year in which they are performing duty in the uniformed services. “Federal fiscal year” means the year beginning on the first day of October and ending on the thirtieth day of September. Payment will be an amount equal to the difference between payment received for above service and the employee's regular wages from the municipality during the period of such service. With the exception of reserve units recalled to active duty, the period of such service shall not be deducted from earned vacation or personal leave time. Employees recalled to extended active duty with Reserve units shall be paid for any unused vacation time due them at the end of the year in which they were recalled to active duty. They may return to employment after service with full seniority rights.

(2) The city shall provide for payment of salaries and wages to employees who are called or ordered to the uniformed services for longer than a month (176 hours or 408 hours for a public safety employee as defined in ORC Section 5923.05(A)(2)(g)) for each federal fiscal year in which they are performing duty in the uniformed services because of an executive order issued by the President of the United States, because of an Act of Congress, or because of an order to perform duty issued by the Governor pursuant to Section 5919.29 of the Revised Code, during the period designated in the order or act, to a leave of absence and to be paid during each monthly pay period of that leave of absence, the lesser of the following:

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A. The difference between the employee's gross monthly wage or salary and the sum of the employee's gross uniformed pay and allowances received that month.

B. Five hundred dollars.

(d) * * * * No Change.”

SECTION 2. Section 145.14 of the Administrative Code as it existed prior to the effective date of this Ordinance and all other ordinances or resolutions inconsistent herewith be, and the same hereby are, repealed.

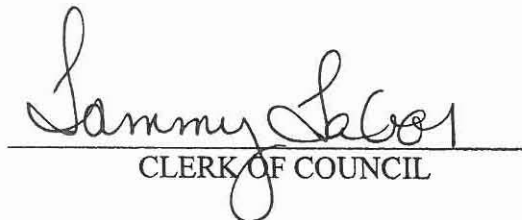
SECTION 3. The Council declares this Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency is the need to update Military Leave, therefore, said Ordinance shall be in full force and effect immediately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

PASSED: May 19, 2020

APPROVED: May 19, 2020

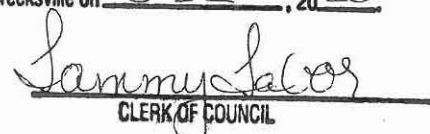


MAYOR



CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5329 duly passed by the Council of the City of Brecksville, Ohio, on 5-19, 20 20 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 5-22, 20 20.



CLERK OF COUNCIL