**ORDINANCE NO. 2023/12**

**ORDINANCE TO AMEND TITLE III, CHAPTER 36, § 36.123**

 **WHEREAS,** there currently exists within the Code of Ordinances of Greenfield, Indiana, Title III, Chapter 36, § 36.123 regarding compensatory time; and

 **WHEREAS,** due to a change in regularly scheduled hours within a work week for certain departments, it has been recommended by the Human Resource Department and the Clerk-Treasurer that certain adjustments be made to the provisions therein**;** and

 **WHEREAS,** the Common Council of the City of Greenfield, Indiana believes that the recommended changes are in the best interest of the efficient management of the City of Greenfield, Indiana.

 **NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF GREENFIELD, INDIANA:**

**SECTION I**

 Title III, Chapter 36, § 36.123(D) shall be amended to read as follows:

 Non-exempt employees of the city (see provisions of the Fair Labor Standards Act-FLSA) shall receive compensatory time off in lieu of overtime payment for all time authorized and actually worked in excess of their regular time worked within a week at a rate of one and one-half times the employee’s hourly base rate of pay. (For purposes of calculating overtime, holidays will be included as time worked.)

**SECTION II**

 Title III, Chapter 36, § 36.123(E) shall be amended to read as follows:

 Non-exempt employees can take compensatory time off after a proper request has been submitted and approved by the employee’s supervisor or department head. Compensatory time is encouraged to be used within six months from the pay period in which it was accrued. In cases where the compensatory time off cannot be scheduled within six months, he or she will be granted the time off as soon as possible.

**SECTION III**

 Title III, Chapter 36, § 36.123(F) shall be amended to read as follows:

 (1) The city may, at any time, choose to pay out all or part of the compensatory time to an employee.

 (2) The employee may, at any time request to have all or part of his or her accumulated compensatory time paid to him or her.

 (3) All accrued compensatory time over an amount equal to the employee’s regularly scheduled workweek, may be paid to the employee during the month of June and December of each calendar year, subject to budgetary considerations.

**SECTION IV**

 This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and publication as prescribed by law.

**SECTION V**

 Introduced and filed on the 26th day of April, 2023. A motion to consider on first reading on the day of introduction was offered and sustained by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ opposed pursuant to I.C. 36-5-2-9.8. On the \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2023, a motion to approve the above on second reading was offered and sustained by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ opposed pursuant to I.C. 36-5-2-9.8. Upon a motion to approve the above on third reading was offered and sustained by a vote of \_\_\_\_ in favor and \_\_\_\_\_ opposed pursuant to I.C. 36-5-2-9.8.

 Duly ordained and passed this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2023 by the Common Council of the City of Greenfield, Indiana, having been passed by a vote of \_\_\_\_\_\_ in favor and \_\_\_\_\_\_\_\_\_ opposed.

**COMMON COUNCIL OF THE CITY OF GREENFIELD, INDIANA**

Voting Affirmative: Voting Opposed:

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Kerry Grass Kerry Grass

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John Jester John Jester

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Jeff Lowder Jeff Lowder

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Mitch Pendlum Mitch Pendlum

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George Plisinski George Plisinski

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Dan Riley Dan Riley

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Anthony Scott Anthony Scott

ATTEST:

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Lori Elmore, Clerk-Treasurer

Presented by me to the Mayor this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2023.

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Lori Elmore, Clerk-Treasurer

Approved by me this \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2023.

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 Chuck Fewell, Mayor

 City of Greenfield, Indiana

Gregg\MUNICIPAL\Greenfield\Ordinances\Compensatory Time - 04-07-23