

**ORDINANCE NO.: 2023-08**

**INTRODUCED BY: MAYOR BENJAMIN I. HOLBERT, III**

**AN ORDINANCE AMENDING SECTION 157.21 OF THE VILLAGE'S CODIFIED ORDINANCES CONCERNING CALL-IN-PAY FOR SERVICE DEPARTMENT EMPLOYEES, AND DECLARING AN EMERGENCY.**

WHEREAS, the Mayor, Treasurer and Service Director have recommended to Council that Section 157.21 of the Village's Codified Ordinances be amended to provide three (3) hours of call-in-pay for Service Department employees;

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

Section 1. Section 157.21 of the Village's Codified Ordinances is amended as follows with changes underlined, and deletions struck through:

~~"157.21 CALL-IN PAY FOR SERVICE DEPARTMENT EMPLOYEES MEMBERS OF THE DEPARTMENT OF PUBLIC SERVICE.~~

The following regulations shall govern Call-in Pay for employees of the Service Department ~~members of the Department of Public Service of the Municipality~~ from and after January 1, 2023 ~~1996~~:

(a) "Call-in Pay" means payment at the regular hourly rate when any ~~member~~ employee of the ~~Department of Public Service~~ Department is called into work by his or her supervisor or the police department ~~members~~ at any time when such employee is not regularly scheduled for work.

(b) ~~Members~~ Employees of the ~~Department of Public Service~~ Department shall be entitled to receive Call-in Pay for a minimum of ~~two~~ three (3) hours for any time such employees are called in to work by their supervisor and in fact work less than ~~two~~ three (3) hours; otherwise such employees shall be compensated only for the actual number of hours they work.

(c) All Call-in Pay hours shall be considered earned time and subject to overtime if the employee accumulates over 40 hours in any work week."

Section 2. The Law Director is authorized and directed to forward a certified copy of this Ordinance to the publisher of the Codified Ordinances of the Village of Woodmere for immediate inclusion of amended Section 157.10 in the current print and electronic editions of the Village's Codified Ordinances.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in open 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 meetings open to the public, in compliance with all legal requirements including the Village's Charter and Codified Ordinances and Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is hereby determined to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village and for the further reason that call-in-pay affects the daily operations of the Village. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval by the Mayor; otherwise, it shall become effective at the earliest time allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
Nicole Y. Culliver, PhD., Council President

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Benjamin I. Holbert, III, Mayor

Approved as to legal form:

\_\_\_\_\_  
Frank Consolo, Director of Law

ATTEST:

\_\_\_\_\_  
Juliasena W. Stevenson, Clerk of Council

I, Juliasena W. Stevenson, as Clerk of Council of the Village of Woodmere, Ohio do hereby certify that the foregoing is a true and correct copy of Ordinance No. 2023-08 adopted by the Council of said Municipality on the \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Juliasena W. Stevenson, Clerk of Council