

ORDINANCE NO. 22-2023

OFFERED BY: Mr. DiCarlo

AN ORDINANCE TO CREATE SECTION 149.12 ENTITLED “STANDARD OVERTIME RATE” AS PART OF CHAPTER 149 “EMPLOYMENT PROVISIONS” OF THE CODIFIED ORDINANCES OF THE CITY OF REMINDERVILLE, AND DECLARING AN EMERGENCY.

WHEREAS, based upon recommendation, there is a desire to create the application of standard overtime rate for employees of the City of Reminderville, and

WHEREAS, the Council of the City of Reminderville has good reason to accept such recommendation; and

NOW, BE IT ORDAINED by the Council of the City of Reminderville, County of Summit, State of Ohio:

SECTION 1. That the Council of the City of Reminderville hereby authorizes and adopts Ordinance 149.12 entitled “Standard Overtime Rate” as part of Chapter 149 in the Codified Ordinances of the City of Reminderville and shall read as follows:

149.12 STANDARD OVERTIME RATE.

(a) The standard overtime rate shall be one hundred fifty percent (150%) of the normal hourly rate. When approved by a Department Supervisor or the Mayor, full-time non-exempt employees shall be paid overtime for hours paid in excess of eight (8) hours in a workday or forty (40) hours in a workweek Sunday through Saturday. Holidays, approved sick time, and vacation days shall be part of the standard forty (40) hour workweek for purposes of computing overtime pay for full-time, non-exempt employees.

(b) Scheduled overtime, which is subsequently canceled for any reason, shall not entitle the employee to overtime compensation.

(c) For purposes of this section, time spent overnight on official City business shall not be considered time worked for the purposes of calculating overtime.

(d) It shall be the policy of the City to keep overtime payment to a minimum.

(e) Employees who are called out for emergency duty shall be paid a minimum of three hours’ pay, regardless of the duration of the work assigned which may be extended to include work unrelated to the emergency situation.

(f) Appointed salary employees are declared exempt from the overtime requirements of the Fair Labor Standards Act and shall not receive compensation for hours worked in excess of forty (40) hours per week.

SECTION 2. The Council finds and determines that all formal action by this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, comfort, convenience, and general welfare of the inhabitants of the City of Reminderville, to wit: to ensure clarification at the earliest possible convenience, and if this Ordinance receives the

necessary number of votes, it shall take effect and be in force after its passage; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed:

Sam Alonso, Mayor

Attestation:

Stacey Task
Clerk of Council

I, Stacey Task, Clerk of Council of the City of Reminderville, Summit County, Ohio do hereby certify that the foregoing **ORDINANCE 22-2023** was duly and regularly passed by the Council of the City of Reminderville at a regular meeting of Council on the _____ day of _____, 2023.

Stacey Task
Clerk of Council