

TOWN OF GREENVILLE
ORDINANCE NO. 2012-WR-071

**RESOLUTION CONCERNING THE AMENDING OF PERSONNEL
POLICY S.O.P. 08-10-09 FOR THE TOWN OF GREENVILLE
MUNICIPAL WATER UTILITY PASSED BY RESOLUTION 2009-R-057
DATED AUGUST 10TH, 2009 OF THE TOWN OF GREENVILLE, INDIANA**

WHEREAS, the Town of Greenville Water Utility Council is desirous to provide comprehensive benefits and procedures for the Water Utility Employees and;

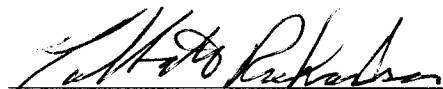
WHEREAS, S.O.P 08-10-09 does not have an employee benefit that addresses loss of work due to closing of the Water Utility Office in an emergency situation at no fault of the Water Utility Employee;

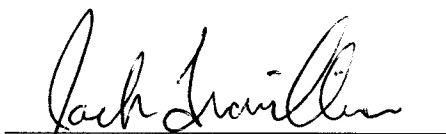
NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GREENVILLE, INDIANA, AS FOLLOWS:

1. Personnel Policy for the Town of Greenville Municipal Utility S.O.P. 08-10-09 dated August 10th, 2009 and approved by Resolution 2009-R-057 shall be amended to contain the language adding Compensation beyond the control of an employee benefit.
2. Personnel Policy for the Town of Greenville Municipal Water Utility S.O.P. 08-10-09 dated August 10th, 2009 and approved by Resolution 2009-R-057 shall be replaced by S.O.P. 12-10-12 dated December 10th, 2012 and approved by Resolution 2012-WR-071 attached. All previous Personnel Policies for the Greenville Municipal Water Utility shall be null and void with passing of this Resolution.

ADOPTED BY THE TOWN COUNCIL OF GREENVILLE, INDIANA, ON THE 10th DAY OF DECEMBER, 2012.

PRESIDENT OF THE WATER UTILITY AND
TOWN COUNCIL OF GREENVILLE, INDIANA


TALBOTTE RICHARDSON,


JACK TRAVILLIAN,
CLERK/TREASURER

PREPARED BY: RANDAL JOHNES

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PERSONNEL POLICY
FOR THE TOWN OF GREENVILLE MUNICIPAL WATER UTILITY

S.O.P. 12-10-12 PASSED BY WATER UTILITY COUNCIL OF THE TOWN OF
GREENVILLE, INDIANA
RESOLUTION 2012-WR-071 DATED 12-10-2012

HIRING PROCEDURE – Each applicant for any staff or hourly position with the Town of Greenville Municipal Water Utility will be required to complete an application or resume, if necessary. The applicant will be screened by the Water Utility Superintendent who shall make hiring decisions through the Town Council. A medical examination, drug screening, motor vehicle driving record review and ability to be bonded is required of all individuals prior to employment, such costs to be borne by the Town/Utility.

TRIAL PERIOD – The first twelve (12) months of employment will be considered a Trial Period. At any point in this Trial Period, if the performance of the employee has not been satisfactory, the Town may terminate employment. No prior notice of termination will be given. At the end of the Trial Period the employee will become a permanent employee upon evaluation by the Water Superintendent.

PART-TIME EMPLOYEES – Part time employees are not entitled to benefits other than those prescribed by law.

UTILITY HOURS – The Utility office shall be open normal week days 8:00 a.m. to 4:30 p.m. Break time and lunch time periods shall be covered by an employee of the Utility at all times. In the event the office must be closed for some unforeseen reason the Water Utility Superintendent shall be contacted before doing so.

SALARY ADJUSTMENTS – The Town Council shall review the performance of each Utility employee, and make any adjustment annually, if necessary, before January 1 of each year.

OVERTIME PAY – Employees paid on an hourly rate shall be paid overtime at the rate of 1.5 times for work performed in excess of forty (40) hours per week. (Vacation and Sick Days constitute eight (8) hour work days.) Saturday and Sunday, if worked, shall be paid at 1.5 times regardless of weekly hours worked. Overtime shall be paid to the 1/4 of the hour. Salaried employees shall not receive any overtime pay.

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MEDICAL LEAVE OR ABSENCE – The Town Council recognizes there are times when an employee is unable to perform his/her duties due to accident/health problems. In the event an employee is absent from work due to medical reasons and has properly notified the Water Utility Superintendent, the Council may approve a medical leave of absence, with or without pay (Pregnancy shall be treated as any other illness). To return to work the employee must have a doctors' release form. The Town Council adopts the insurance disability policy and exclusions of the policy for each full-time employee. Coverage begins after ninety (90) days of continuous employment.

EMERGENCY LEAVE OF ABSENCE – In certain emergency situations which are beyond the control of the employee the Town Council may, at its discretion grant a brief leave of absence with or without pay.

MILITARY LEAVE OF ABSENCE – An employee who is a member of the National Guard or a member of the Armed Forces Reserve will be granted leave of absence for a period not to exceed fifteen (15) days in any calendar year for the purpose of attending field training or such organized training when ordered to do so by the military authority.

COURT & JURY DUTY – Employees will be allowed time off for jury duty or as witness in any state, federal or local court.

LONG TERM DISABILITY – Full time employees are eligible for Long Term Disability benefits in the event of permanent disability beginning the 7th month following date of disability (normal effective date of Social Security benefits). These benefits for Long Term Disability will be provided through the Town insurance carrier and each employee must be accepted by the insurer to be covered for these benefits, such benefits being defined in the policy. Upon beginning status of long term disability, employee will be evaluated in terms of medical advice from qualified doctor concerning continued employment, to be reevaluated every three months. Such evaluation will not be grounds for employee's removal from long term disability. However, if it is determined that future employment will not be possible; the employee will be terminated no later than one year after initial approval of medical leave of absence. Pay for holidays and accumulation of sick days and vacation days will not continue during periods of long term disability.

VACATION & HOLIDAY TIME – Vacation time is granted to full time employees as follows:

- After 1 full year of employment – One (1) week with pay
- After 2 full years of employment – Two (2) weeks with pay
- After 10 full years of employment – Three (3) weeks with pay
- After 15 full years of employment – Four (4) weeks with pay

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Vacation time must be approved by the Water Superintendent. Days will be awarded on the anniversary of hire date for time of employment completed (i.e. one full year's vacation after the year of completed employment). Time spent on disability or other leaves from employment will not count toward accumulation of vacation and holiday time. Partial years completed employment will be awarded the percentage equivalent to amount of time served. Vacation time may be carried over but must be used within the first 6 months of the following year or time will be forfeited. Any exceptions must be approved by the Town Council.

The following holidays will be observed by the Utility:

- | | |
|----------------------|----------------------------|
| 1 – New Years Day | 6 – Thanksgiving Day |
| 2 – Good Friday | 7 – Day after Thanksgiving |
| 3 – Memorial Day | 8 – Christmas Eve |
| 4 – Independence Day | 9 – Christmas Day |
| 5 – Labor Day | |

Where the above days do not conform to State approved holidays, the days established are in lieu thereof. Employees shall be paid regular eight (8) hours pay for these holidays.

SICK DAYS – Full time employees are entitled to five (5) sick days per calendar year, earned by completed time of employment (see vacation award above). Employee must complete first year of service to accumulate the first five days of sick leave. All sick days will be awarded on anniversary of hire date. These days may accumulate up to ten (10) days per calendar year and may be taken as personal days. Employees will not be paid for unused sick days.

HOSPITALIZATION, LIFE, DENTAL INSURANCE – The Town shall purchase individual hospitalization, life and dental (if available) coverage on all full time employees of the Utility. At the discretion of the employee, he/she may elect family coverage under the plan, if so offered, for dependents, the cost to employee to be approved by the Town Council. The Town shall purchase a one year group or whole life insurance policy for each full time employee in the amount of their annual salary, but in no event less than \$10,000. It should be understood that it is the employee's responsibility to be insurable for the above coverages. The Town shall bear the expense of employee coverages and those of dependents unless otherwise provided by Council action.

RETIREMENT – The Town shall participate in a retirement program for full time employees who attain the age of 21 years and have completed three (3) years of continuous service. The fund shall be credited at 7% of employee's gross wages. The Plan is a modified SEP with all records maintained by the insuring company.

WORKMEN'S COMPENSATION – Covered by the laws of the State of Indiana.

UNIFORMS – The Town will provide uniforms as determined by the Water Utility Superintendent for Utility operators at no cost.

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DISCIPLINARY PROCEDURES – The Water Utility Council President and/or Water Utility Superintendent shall have authority to discipline employees, including, but not limited to, verbal warnings, written reprimands, and temporary suspension with pay not to exceed five {5} days. The full councils authority shall be limited to; suspension with or without pay and termination. The Water Utility Council President and/or the Water Utility Superintendent shall document any actions taken. These documents shall be available to the full Council as needed. A terminated employee shall have the right to an appeal before the full Council and Water Utility Superintendent within seven {7} days after termination.

DISMISSALS – A grievance (other than one involving termination of employment) by an employee should be taken up with the Water Utility Superintendent and/or Water Utility Council President. If a mutually amicable solution is not reached, the employee may put into writing his/her grievance to the full Council to arrive at affecting a solution. Any discipline concerning the Water Utility Superintendent shall be taken before the full Council within five {5} working days by the Water Utility Council President.

GRIEVANCES – A grievance (other than one involving termination of employment) by an employee should be taken up with the Water Utility Superintendent and/or Water Utility Council President. If a mutually amicable solution is not reached, the employee may put into writing his/her grievance to the full Council to arrive at affecting a solution.

PERSONNEL FILE – Standard items kept in the personnel file should include the original application, stipulations of employment, resumes, medical examination, educational transcripts, or other verified educational achievements, evaluations, letters of commendation, leave requests, public relations participation, disciplinary actions, reference letters or statements of telephone references. The contents are to be held in strictest confidence by the Town of Greenville and the Council but are available upon request to the employee. (The Privacy Act of 1980 gives access only to the employee, Water Utility Superintendent, and any Council member).

PERSONAL DAYS – Full time employees are entitled to three (3) personal days per calendar year, earned by completed time of employment (see vacation award in regular personnel policy). Employee must complete first year of service to accumulate the first three days of personal leave. All personal days will be awarded on the first day of the calendar year. These days must be taken yearly. Employees will not be paid for unused personal days.

COMP TIME - Employees can build up compensation (comp) time by working additional hours. However, only 16 hours can be accumulated. Comp time will be awarded at the rate of 1½ upon reaching 40 hours in a regular workweek.

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BEREAVEMENT TIME - Bereavement Time provides for pay for up to three days of leave in the event of the death of an immediate family member, defined as:

Spouse – including domestic partner
Parents – including step-parents and in-laws
Brother – including step-brother and brother-in-law
Sister – including step-sister and sister-in-law
Children – including step-children, foster children, and adopted children
Grandparents – including step-grandparents and in-laws

Bereavement Time also provides pay for one-day of leave in the event of the death of an aunt, uncle, cousin, niece, nephew, or great-grandparent.

COMPENSATION BEYOND THE CONTROL OF AN EMPLOYEE BENEFIT – In certain emergency situations where it becomes necessary by direction of the Water Utility Superintendent to close the Water Utility Offices due to weather conditions to protect the life and safety of employees, employees shall be compensated up to five {5} days per year. These days shall not be carried over from year to year but are to be used only within the same calendar year. To receive this benefit the closure shall be under the direction of the Water Utility Superintendent or his designee and only when the Water Utility Offices are closed preventing all employees from reporting to work.

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From: Pride, Charlie

We have discussed this and it appears this would be proper. Some school corporations provide for snow days for teachers to use when a school closes.

From: johnesdrafting [mailto:johnesdrafting@insightbb.com]
Sent: Thursday, November 08, 2012 11:58 AM
To: Pride, Charlie
Subject: Re: Amended S.O.P. Water Utility

I have spoken with our attorney since my last e-mail.. He says it looks good to him, however he does want your opinion. It is because we want to make sure the State Board of Accounts would not take exception to the benefit...

Randal Johnes

----- Original Message -----

From: Pride, Charlie

To: 'johnesdrafting'

Sent: Thursday, November 08, 2012 9:10 AM

Subject: RE: Amended S.O.P. Water Utility

Has your Attorney looked at this?

From: johnesdrafting [mailto:johnesdrafting@insightbb.com]
Sent: Thursday, November 08, 2012 8:15 AM
To: Pride, Charlie
Cc: Greenville Water Utility Superintendent Getrost; Greenville Attorney Chris Lane; Greenville Council President Richardson
Subject: Amended S.O.P. Water Utility

11-08-2012

Mr. Pride,

The Water Utility Superintendent and I have been discussing a way to compensate employees who are unable to work through no fault of their own due to the Water Utility Offices being closed. We came up with the idea to provide as a benefit for Compensation beyond the control of an employee benefit. I have added that to the personnel policy for the Water Utility { it is noted in red}. We would like the blessings of the State Board of Accounts on this new benefit.

Thanks,

Randal Johnes
Town Manager
Greenville, Indiana