

City of Piedmont
COUNCIL AGENDA REPORT

DATE: April 19, 2021

TO: Mayor and Council

FROM: Sara Lillevand, City Administrator

SUBJECT: Consideration of the Appointment of David Brannigan as Fire Chief and Approval of an Employment Resolution

RECOMMENDATION

Appoint David Brannigan as Fire Chief, effective April 26, 2021, and approve the associated salary and benefit resolution.

BACKGROUND

Following the departure of Fire Chief Bret Black in November 2020, the City retained the services of Peckham & McKenney to conduct a search for Piedmont's next Fire Chief. The position was advertised extensively, using personal outreach, traditional print and electronic marketing, as well as social media, resulting in the receipt of applications from 36 applicants. The recruiter then narrowed the field, selecting seven candidates to undergo screening interviews.

Following the screening interviews, I met with the recruiter to review the results. On the basis of that review, four candidates were selected for interviews with two separate panels consisting of community members, department heads, and public safety professionals. The first interview panel was comprised of Piedmont Anti-Racism and Diversity Committee member Jennifer Long, Public Safety Committee Member Lori Elefant, Police Chief Jeremy Bowers, Public Works Director Daniel Gonzales, Planning & Building Director Kevin Jackson, Recreation Director Chelle Putzer, Finance Director Mike Szczech and Assistant City Administrator/City Clerk John Tulloch. The second interview panel was comprised of peers and included, Interim Fire Chief Mike Despain, Clovis Fire Chief John Binaski, Bakersfield Fire Chief Anthony Galagaza, and Southern Marin Fire Chief Christian Tubbs. Following the panel interviews, I interviewed each candidate individually. On the basis of those interviews, the field was narrowed to two finalists.

At a special meeting on February 22nd, the City Council interviewed the two finalists. Based upon its unanimous selection, a conditional offer of employment was made to Mr. David Brannigan. Each of the conditions of the offer (successful completion of a criminal history, reference and background check, plus a pre-employment medical and psychological screening) have now been satisfied.

Mr. Brannigan joined the Berkeley Fire Department in 2002 as a Firefighter/Paramedic, and was promoted to Paramedic Supervisor in 2008, Fire Lieutenant in 2011, Fire Captain in 2013, Assistant Fire Chief of Special Operations in 2015, Deputy Fire Chief in 2016, Interim Fire Chief in 2017 and in 2018 was selected for his current position of Fire Chief. He received a Bachelor of Science Degree in Business Administration from Villanova University and has completed courses and earned various certifications related to the field.

The proposed Employment Resolution is in the standard form used for Department Heads and sets out the details of the Fire Chief's employment including salary, retirement plan, vacation, sick leave, and all other elements of employment with the City of Piedmont. Areas of the resolution unique to the Fire Chief include a starting salary of \$18,333.334 per month, 25 vacation days per year, a CalPERS retirement benefit using the 2% @ 50 formula, a one-time recruitment bonus of \$17,000, and uniform allowance in the amount of \$109/month. Other elements of the resolution are common to other Department Heads.

CONCLUSION

I am pleased to recommend that the City Council formally appoint David Brannigan as Piedmont's next Fire Chief. Should Council approve the resolution, Chief Brannigan will start employment with the City of Piedmont on April 26, 2021.

ORAL REPORT PURSUANT TO CALIFORNIA GOVERNMENT CODE § 54953(c)(3)

Before taking final action, Council must state / read in public: As required by California Government Code section 54953(c)(3), the following is a summary of the recommended final action on the salary, salary schedule and fringe benefit compensation for the Fire Chief: Proposed employment begins on April 26, 2021 with a starting salary of \$18,333.334 per month, a one-time recruitment bonus of \$17,000, CalPERS retirement, 8 personal days per year, 8 personal days available for immediate use, 25 vacation days per year, 75 hours of vacation available for immediate use, 4.69 hours of sick leave per pay period, 75 hours of sick leave available for immediate use, ICMA Deferred Compensation, \$200 per year community activity reimbursement, \$2000 per year professional development reimbursement, child care programs, City vehicle use, uniform allowance, and leaves, holiday and other employee benefits as provided to other officers of the City.

ATTACHMENT:

Fire Chief Employment Resolution

RESOLUTION NO. (#) OF THE CITY COUNCIL OF THE CITY OF PIEDMONT APPROVING A POLICY STATEMENT REGARDING MANAGEMENT PERSONNEL APPROVING AND AUTHORIZING A SPECIFIED COMPENSATION PROGRAM FOR THE **FIRE CHIEF** AND SETTING FORTH OTHER TERMS AND CONDITIONS OF EMPLOYMENT.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PIEDMONT AS FOLLOWS:

SECTION 1 - POLICY STATEMENT REGARDING MANAGEMENT PERSONNEL

The City Council wishes to acknowledge the special public service rendered by the City's management personnel. Management personnel consists of all department heads and the City Administrator. Under the operational coordination of the City Administrator, management personnel are responsible for producing the quality and effectiveness of City services, as required by the City Council. They organize subordinates into effective work units, administer ongoing programs, motivate personnel, resolve operational problems and apply the full range of modern management techniques. Management personnel often speak directly for the City government and, thus have a decisive effect on how the City is judged. The public's view of the City's ethical and administrative standards results from observation of the conduct and problem solving abilities of management personnel in their extensive public contacts.

Management personnel work whatever extra hours are required for appearances before Council, City boards and commissions, citizens' groups and intergovernmental bodies; for maintenance of essential services during emergencies; and for accomplishment of work assignments which often impose irregular hours and time expenditures for in excess of the conventional work week.

Therefore, considering the special responsibilities inherent in the management role, the City Council adopts the following policy regarding management personnel compensation:

Compensation shall reflect the greater level of responsibility characteristic of managerial positions.

In determining compensation, consideration shall be given to various pertinent factors, which may among other include the following:

- a. Maintaining a comparative and relative relationship with similar positions in other comparable public agencies within the City's local labor market area; and
- b. The City's budgetary considerations.

Levels of compensation shall be reviewed in June 2021 by the City Council in light of the foregoing considerations and, if appropriate, suitable adjustments made upon consideration of the City Administrator's recommendation.

SECTION 2 - HOURS OF WORK

2.1 Workday and Workweek

It is expected that exempt management employees will work as many hours per day as are necessary to fulfill the requirements of their position. The typical minimum workweek is 37.5 hours, except when vacation, sick or other approved leave is taken.

2.2 Personal Leave

The employee is authorized to receive up to eight (8) days of personal leave with pay each year upon the City Administrator's approval as recognition for management responsibilities. Upon date of hire, eight (8) days will be credited to the leave bank and available for immediate use. Any personal leave unused at December 31 of any year may not be carried over for use in a subsequent year, nor shall payment be made for unused leave for any reason.

2.3 Work Performed During Disaster

As required by law, all City employees are disaster service workers, subject to such disaster service activities as may be assigned to them by the City or by law.

SECTION 3 - SALARY ADMINISTRATION

3.1 Salary - Monthly

The monthly rate of pay for the Fire Chief is \$18,333.334.

SECTION 4 – RETIREMENT BENEFITS

4.1 Retirement Plan

4.1.1 Employees Hired On or After January 1, 2013 With Pension Reciprocity (Tier 2)

Employees hired on or after January 1, 2013 with pension reciprocity (i.e., “classic” employees), will be provided the CalPERS 2% @ 50 local safety plan with the 36-month final compensation period. Such employees shall pay the CalPERS-established employee contribution rate for the CalPERS 2% @ 50 local safety plan, which is currently 9%.

4.1.2 Cost Sharing

Employees and the City previously agreed that if the City’s total employer contribution rate for any of the three tiers of pension benefits is more than 18.921%, the amount above 18.921% will be shared equally between the City (50%) and the employees (50%) who are receiving the particular pension benefit (tier level).

Employee contributions towards the cost of their respective CalPERS pension benefits will be deducted from CalPERS reportable compensation

prior to the calculation and deduction of federal and state income taxes as provided in IRS Code Section 414(h)(2).

The City shall continue providing all optional benefits as set forth in the City’s contract with CalPERS as of the date of this Resolution.

4.2 Conversion of Salary to ICMA Deferred Compensation

The employee may convert salary to deferred compensation through ICMA to the extent allowed by law. Contributions to ICMA-DC are subject to federal tax deferral regulations.

SECTION 5 - HOLIDAYS

5.1 Holidays Observed

There shall be twelve (12) designated paid holidays:

JANUARY 1	New Year's Day
JANUARY (3rd Monday)	Martin Luther King's Birthday
FEBRUARY (3rd Monday)	President’s Day
MAY (last Monday)	Memorial Day
JULY 4	Independence Day
SEPTEMBER (1st Monday)	Labor Day
NOVEMBER 11	Veteran's Day
NOVEMBER (4th Thursday)	Thanksgiving
NOVEMBER (4th Friday)	Day After Thanksgiving
DECEMBER 24	Christmas Eve
DECEMBER 25	Christmas Day
EMPLOYEE'S BIRTHDAY	

In addition to the above designated twelve paid holidays there shall be one floating paid holiday on a day mutually agreeable between the employee and the City Administrator.

5.2 Employee's Birthday

The employee's birthday may be taken as a paid holiday on a date other than that on which the birthday falls, subject to approval of the City Administrator.

5.3 Holidays Observed as Workdays

In the event that any holiday listed above shall fall on a Saturday, such holiday shall be observed on the preceding Friday. In the event that any holiday listed above shall fall on a Sunday, such holiday shall be observed on the following Monday.

SECTION 6 - VACATION

6.1 Vacation Accrual Rate

The employee shall accrue annual vacation leave as follows:

First 8 years	15 days per year
9 through 11 years	17 days per year
12 through 14 years	19 days per year
15 through 18 years	20 days per year
19 through 22 years	22 days per year
23 years and after	25 days per year

Upon date of hire, the Fire Chief shall be entitled to posting of 75 hours of vacation, available for immediate use. Additionally, in recognition of years of professional service, the Fire Chief will start accruing vacation at the 23 year rate.

6.2 Date When Vacation Accrual Starts

Vacation accrual shall begin as of the date of employment. In the event the date of employment is not the first (1st) day of the pay period, then the vacation credit for that pay period shall be prorated in accordance with the actual time worked in the pay period.

6.3 Holiday Falling During Vacation

In the event that a holiday specified above occurs during a period of authorized vacation leave, said holiday shall be charged as a holiday, not as a day of vacation leave.

6.4 Use of Sick Leave During Vacation

An employee who is injured or becomes ill while on vacation may be paid for sick leave in lieu of vacation.

6.5 Accumulation

An employee shall be allowed to accumulate a maximum of two (2) years' vacation accrual at any one (1) time.

6.6 Vacation Sellback

Management employees may elect to convert for payment in cash accrued vacation based upon the following formula:

0-5 years employment	two weeks vacation buyback
Over five years employment	three weeks vacation buyback

In no case shall the employee's remaining accrued vacation be less than two (2) weeks.

SECTION 7 - SICK LEAVE

7.1 Accrual

The employee shall accrue sick leave at the rate of 4.69 hours for each pay period of service (based upon a semimonthly pay period). Upon date of hire, the Fire Chief shall be entitled to posting of 75 hours of sick leave, available for immediate use.

7.2 Usage

Employee is entitled to use earned sick leave benefits to be off work without the loss of compensation under the following conditions:

- A. For the employee's own illness or injury or for the illness or injury of the employee's family member. For purposes of this Section, "family member" is defined as a biological, adopted, or foster child; stepchild; legal ward, or a child to whom the employee stands in loco parentis; a biological, adoptive, or foster parent; stepparent, or legal guardian of an employee, or a person who stood in loco parentis when the employee was a minor child; spouse or registered domestic partner; grandparent; grandchild; or sibling.
- B. For the employee's receipt of required medical or dental care or consultation or for the required medical or dental care or consultation of the employee's family member.
- C. For employees who are victims of domestic violence, sexual assault or stalking as specified in state law.
- D. The City Administrator may require medical certification or other substantiating evidence of illness for any period for which such leave is sought. Such requests shall not be made on an arbitrary or discriminatory basis.
- E. Each hour of illness or injury shall be deducted from the employee's accumulated sick leave benefits.
- F. Employee shall be entitled to use a maximum of 2 weeks of accumulated sick leave in any calendar year to attend to the illness of a sick family member as defined in Section 7.2(A).

7.3 Lapse

In the event of termination or resignation, all unused sick leave shall lapse and not carry over or be owed to the employee in cash or otherwise.

SECTION 8 - LEAVES

8.1 Funeral Leave

In the case of death within the immediate family of an employee, such employee shall be entitled to leave from duty with pay for a period of up to three (3) working days in order to attend the funeral or memorial service. The immediate family of any employee, for the purpose of this section, shall be defined as: Spouse, mother, father, sister, brother, child, grandmother, grandfather, mother-in-law, father-in-law, daughter-in-law, son-in-law,

grandchildren and registered domestic partner.

Funeral Leave is in addition to and separate from vacation or sick leave provided in this Resolution.

In the event of a death in the employee's family outside of the immediate family as provided above, an employee may apply to the City Administrator and request funeral leave to attend the funeral or memorial service.

8.2 Leave of Absence Without Pay

If the employee desires a leave of absence without pay for any reason, he shall secure permission from the City Council upon recommendation of the City Administrator.

8.3 Military Leave

Employees who are called upon to perform active annual training duty or temporary special services as a member of any Armed Forces reserve and who lose time from their regular scheduled workweek shall be paid the difference between the pay received from the federal or state government for such reserve duty and their normal weekly earnings not to exceed two (2) weeks annually.

8.4 Jury Duty

Any employee required to serve as a juror in a civil or criminal action pending in a court of the State of California or any Federal Court convening in the State of California or any employee required to report for the selection of a jury in any of these courts shall receive pay for the time such service requires his/her absence from work; provided, however, that the City Administrator may require proof of the time such service was required and any monies received for jury service shall be remitted to the City.

8.5 Pregnancy Disability Leave

A pregnant employee is entitled to an unpaid leave of up to four months, as needed, for the period(s) of time the employee is actually disabled by pregnancy, as determined by her health care provider.

8.5.1 Notice to City

Using the City's Request for Leave of Absence form, an employee should provide at least thirty days advance notice or notice as soon as practicable of the employee's need for pregnancy disability leave or need for reasonable accommodation based on the advice of her health care provider that reasonable accommodation is medically advisable because of pregnancy or a related medical condition.

8.5.2 Use of Sick Leave and Vacation During Pregnancy Disability Leave

An employee is required to use any accrued sick leave during an otherwise unpaid pregnancy disability leave. An employee may, at her option, use accrued vacation during an otherwise unpaid portion of a pregnancy disability leave.

8.5.3 Health and Welfare Benefits

The City shall maintain its contribution toward health and welfare benefits during any unpaid portion of a pregnancy disability leave on the same basis that the contribution would have been provided if the employee had not taken pregnancy disability leave.

8.5.4 Employee Status

During a pregnancy disability leave, the employee shall retain employee status, and the leave shall not constitute a break in service for any purpose under this Resolution or City policy.

8.5.5 Relationship Between Pregnancy Disability, FMLA, and CFRA Leaves

- a. A pregnancy disability leave shall run concurrently with the employee's FMLA leave entitlement.
- b. The right to take pregnancy disability leave is separate and distinct from the right to take leave under CFRA. An employee's own disability due to pregnancy, childbirth or related medical conditions is not a "serious health condition" under CFRA.
- c. At the end of the employee's period(s) of pregnancy disability leave, or at the end of four months of pregnancy disability leave, whichever occurs first, a CFRA-eligible employee may request to take CFRA leave of up to twelve workweeks for reason of the birth of her child, if the child has been born by this date.

8.6 Family and Medical Leave

Employees are eligible for unpaid leave under the federal Family and Medical Leave Act (FMLA) and the California Family Rights Act (CFRA). The provisions of this Resolution will be applied in conformance with the provisions of FMLA and the CFRA in effect at the time the leave is granted and in conformance with City policies and practice.

Eligibility

To be eligible for family care and medical leave, on the date on which leave is to begin, an employee must have been employed by the City for a total of at least 12 months, and have been employed for at least 1,250 hours of service during the previous 12 months.

Family Care & Medical Leave Entitlement

Subject to the provisions of this Resolution and state and federal law, including the FMLA and CFRA, an eligible employee is entitled to a total of 12 workweeks of unpaid leave during any 12 month period for any one, or more, of the following reasons:

- The birth of a child and to care for the newborn child;
- The placement with the employee of a child for adoption or foster care by the employee;
- To care for the employee's child, parent, spouse, or registered domestic partner (CFRA only) who has a serious health condition;
- Because of an employee's own serious health condition that makes the employee unable to perform the functions of the employee's position, except for disability on account of pregnancy, childbirth, or related medical conditions, which is covered by pregnancy disability leave (CFRA); and

- Because of any qualifying exigency arising out of the fact that the employee’s spouse, son, daughter, or parent is a covered military member on active duty (or has been notified of an impending call or order to active duty) in support of a contingency operation (FMLA).

Family Care & Medical Leave to Care for a Covered Service Member with a Service Injury or Illness

Subject to the provisions of this Resolution and state and federal law, an eligible employee is eligible to take FMLA leave to care for a covered service member with a serious injury or illness if the employee is the spouse, son, daughter, parent, or next of kin of the service member.

An eligible employee’s entitlement is limited to a total of 26 workweeks of leave during a “single 12-month period” to care for a service member with a serious injury or illness. The City shall determine the “single 12-month period” in which the 26-weeks-of-leave-entitlement described in this paragraph occurs using the 12-month period measured forward from the date of the employee’s first FMLA leave to care for the covered member begins. During the “single 12-month period” described above, an eligible employee’s FMLA leave entitlement is limited to a combined total of 26 workweeks of FMLA leave for any qualifying reason.

Pay Status and Benefits during Family Care & Medical Leave

Except as provided in this section, the family care and medical leave will be unpaid. The City will, however, continue to provide City contributions toward group health benefits during the period of leave on the same basis as coverage would have been provided had the employee not taken family care and medical leave. The employee will be required to continue to pay the employee’s share of monthly premiums payments, if any.

Relationship of Family Care and Medical Leave to Other Leaves

Any leave of absence that qualifies as family care and medical leave and is designated by the City as family care and medical leave will be counted as running concurrently with any other paid or unpaid leave to which the employee may be entitled for the same qualifying reason.

Relationship to Pregnancy Disability Leave

The family care and medical leave provided under this section is in addition to any leave taken on account of pregnancy, childbirth, or related medical conditions for which an employee may be qualified under state law.

Employee’s Status on Returning from Leave

Except as provided by law, on return from family care and medical leave, an employee is entitled to be returned to the same position the employee held when leave commenced, or to an equivalent position with equivalent benefits, pay, and other terms and conditions of employment. An employee has no right to return to the same position. The leave shall not constitute a break in service for purposes of longevity or seniority under this Resolution or any employee benefit plan. For purposes of layoff, promotion, job assignment, and seniority-related benefits, the employee returning from family care and medical leave shall return with no less seniority than he or she had when the leave began.

Fitness for Duty

As a condition of returning from leave taken because of the employee’s own serious health condition, the employee is required to provide the City with certification from the employee’s

health care provider that the employee is able to resume work and perform the employee's job duties.

SECTION 9 - HEALTH PLAN AND LIFE INSURANCE

This Section 9 describes the City's health plan and life insurance benefits which shall apply to the Fire Chief

9.1 Flexible Benefit Plan

Effective January 1, 1993, pursuant to Section 125, Section 105, Section 106 and Section 129 of the Internal Revenue Code, the City established the City of Piedmont Flexible Benefit Plan to provide taxable and non-taxable benefits to its employees and to permit employees to choose which of the benefits they wish to receive.

The City shall maintain the Flexible Benefit Plan which includes accounts for health care expenses, dependent care expenses and premium contributions. The City may pay the employer contribution toward medical premiums (less the statutorily mandated PEMHCA minimum paid directly to CalPERS) through the Flexible Benefit Plan. The parties understand that the City's use of the Flexible Benefit Plan as a vehicle for its premium contributions does not change the City or employee's contribution to medical insurance premiums as described in this Section 9.

9.2 Hospitalization and Medical Care

Effective January 1, 1997, the City began providing CalPERS medical program benefits to active employees and retirees in accordance with the Public Employees' Medical and Hospital Care Act ("PEMHCA").

9.2.1 Basic City Contribution

For all employees and retirees, the City pays the PEMHCA statutory minimum contribution toward medical insurance benefits, as required by CalPERS, and as determined by CalPERS under Government Code Section 22892.

9.2.2 Supplemental City Contribution

In addition to the basic City contribution, the City shall contribute a supplemental amount toward medical insurance premiums as described below.

The City and employees share the cost of medical insurance premiums. The City's maximum contribution toward the monthly premium costs of an employee's medical benefits is based on the 2013 CalPERS Kaiser Bay Area premiums plus fifty percent (50%) of subsequent annual premium increases for the CalPERS Kaiser Bay Area premiums and includes the PEMHCA statutory minimum.

For the 2021 plan year, the City's monthly contributions towards eligible employees' elected medical coverage, inclusive of the basic City contribution of the PEMHCA statutory minimum contribution, are as follows:

- Employee only: \$741.14
- Employee +1: \$1,482.27

- Employee +family: \$1,926.95

Each plan year, the City shall adjust its contributions towards the monthly premium costs of an employee's medical benefits by an amount equal to fifty percent (50%) of any increase in the above-mentioned 2013 monthly premium rates for the CalPERS Kaiser Bay Area plan at all coverage levels (i.e., employee only, employee + 1 and employee + family). Employees are responsible for the remaining fifty percent (50%) of any premium increases for the CalPERS Kaiser Bay Area plan. Employees electing medical plans and coverage levels that exceed the City's maximum contribution are responsible for paying the difference through automatic payroll deduction.

9.2.3 Opt Out Election

Effective May 1, 2018, an employee who has medical insurance coverage as a result of being an eligible dependent of another City employee, who has medical insurance coverage as an eligible dependent of a person employed elsewhere, or who otherwise has medical insurance coverage, may elect not to participate in the medical insurance plans offered by the City and may elect to receive \$500 per month in lieu of the amount the City would otherwise contribute for medical insurance for the employee. To elect cash in lieu, the employee must sign a waiver of medical insurance coverage provided by the City and provide proof of medical insurance coverage to Human Resources annually before the end of the open enrollment period.

9.3 Dental Insurance Plan

The City shall pay the cost of providing each eligible employee and his/her eligible dependents dental care benefits under a group insurance plan. Orthodontic care is included in the group policy, and covers up to 70% of the cost for adults and children (lifetime maximum of \$5,000).

9.4 Vision Plan

The City shall pay the cost of providing each eligible employee and his/her eligible dependents vision coverage under a group insurance plan.

9.5 Life Insurance

The City shall pay the cost of providing each employee with a group term life insurance policy in effect at the time of this resolution in an amount equal to twice the employee's gross annual salary, rounded to the nearest one thousand dollar (\$1,000) increment, to a maximum of \$400,000. The City's payment shall cease upon the employee's separation from City service, but the employee may elect to retain such policy (if conversion is available) at his/her sole expense.

9.6 Disability Insurance

The City shall continue in effect at no cost to the employee, the salary continuance disability insurance policy in effect at the time of this resolution or any other such successor program which provides essentially comparable benefit, which provides disability benefits equal to sixty (60) percent of any employee's current gross salary following a sixty (60) day absence due to non-job related injury or illness.

9.7 Alternative Coverage

In the event that it may be possible to provide an alternative life insurance, dental coverage,

or vision coverage, as nearly comparable as possible to the benefits in effect at the date of this resolution without additional cost to the City or the employees, the City may substitute new insurance carriers.

9.8 Employee Assistance Plan

The City shall provide an Employee Assistance Plan at no cost to the employee.

9.9 Retiree Medical - Employees Hired On or After May 1, 2018

For employees hired on or after May 1, 2018, the City's maximum contribution toward CalPERS retiree medical coverage shall be the PEMHCA minimum contribution as determined by CalPERS under Government Code Section 22892. Employees hired on or after May 1, 2018, are not eligible for the Retiree HRA offered to employees hired prior to May 1, 2018.

SECTION 10 - MISCELLANEOUS PROVISIONS

10.1 Auto Use

The Fire Chief shall be entitled to use of a City vehicle for purposed of travel to and from work and for transportation in connection with City business. The City shall pay for public liability, property damage and comprehensive insurance, and for the purchase, registration, operation, maintenance, repair and regular replacement of said vehicle. Although use of said vehicle is for the purpose described above, occasional personal use by the employee only is permitted for emergencies, or where it would be impractical to substitute the employee's personal vehicle. In no case shall such personal use include vacation use of the City vehicle, nor shall such vehicle be allowed for personal use at a distance more than twenty-five (25) miles from such employee's residence.

10.2 Termination Pay

Upon termination or resignation requested by the City Council, the City will provide the employee at least one (1) month's pay and benefit coverage as set forth in Sec. 3 hereof, or more at its discretion. This section would not apply in the event of the employee's voluntary resignation or removal from office involving conviction of a felony, gross negligence or dereliction of duty, dishonest or immoral conduct, intemperance which interferes with job performance or conviction of a misdemeanor involving moral turpitude.

If the Fire Chief position is eliminated due to a new contractual arrangement between the City and another entity, and said entity does not offer the Chief a position within the organization, the City will provide the employee with six (6) months' severance pay.

10.3 Community Activity Reimbursement

Upon approval of the City Administrator the employee may be reimbursed up to a maximum of two hundred (\$200) per year for attendance at community activities.

10.4 Professional Development Reimbursement

The City shall reimburse an employee for tuition and books for courses of study at an approved and accredited college or junior college during non-work hours. Additionally, the City encourages and supports staff to pursue, during non-work hours, professional development training in order to increase their job skills and knowledge for their current position or advancement opportunities. A variety of professional development activities can

be reimbursed, such as fees for workshops, seminars, or adult school classes.

To be eligible for approval for reimbursement, the subject matter content of the course is related to the employee's work assignment promotional opportunities, transfer opportunities, or the course is required for the attainment of a degree or certificate program. The maximum reimbursement amount is two thousand dollars (\$2,000) per fiscal year.

The employee must have his/her request approved by the City Administrator, which approval is subject to available budgeted funds, prior to enrolling in the course in order for the employee to be assured of reimbursement. Upon completion of the course, the employee must submit appropriate receipts, along with a copy of the grade sheet or certificate indicating attendance in, or a passing grade in order to be eligible for reimbursement.

10.5 Child Care Programs

The children of the Fire Chief are eligible to attend the Skipping Stones or Schoolmates programs at no charge. Eligibility to attend the Skipping Stones program is based upon availability.

10.6 Uniform Allowance

The Fire Chief will receive a semi-monthly uniform allowance in the same amount provided to the Firefighters. The current semi-monthly allowance is \$54.50.

10.7 Recruitment Bonus

A one-time recruitment bonus of \$17,000 will be paid in one lump sum, less withholdings and taxes, on the first regularly scheduled pay date following start of employment.

BE IT FURTHER RESOLVED that Resolution No. 69-18 is hereby rescinded, and that this resolution shall constitute the sole statement of compensation and benefits for the Fire Chief of the City of Piedmont until June 30, 2021.