

**VILLAGE OF YELLOW SPRINGS, OHIO
RESOLUTION 2022-77**

APPROVING CARRYOVER OF VACATION HOURS FOR PUBLIC WORKS DIRECTOR

WHEREAS, due to the COVID-19 pandemic and related staffing issues the Public Works Director was unable to use 48 hours of vacation time during calendar year 2021, and;

WHEREAS, Village Council intended to authorize carryover of that time for use or payout during calendar year 2022, but due to a pending audit that authorization has not yet occurred, and;

WHEREAS, the 2021 audit has concluded and any prior issues regarding carryover of vacation hours has been resolved, and;

WHEREAS, Village Council, per the Public Works Director's contract, is authorized to fix other such terms and conditions of employment relating to the performance of the employee as it may determine is necessary or desirable, provided such are not inconsistent or in conflict with the Public Works Director's agreement, the Village Charter or other law, and;

WHEREAS, Village Council now intends to authorize the carryover of the hours for use or payout in 2022;

NOW THEREFORE, Council for the Village of Yellow Springs, Ohio hereby resolves that:

Section 1. The Public Works Director's contract as of January 1, 2022 did not allow for the automatic carryover of more than 5 days of vacation; however, due to the extenuating circumstances of COVID-19 pandemic, the Public Works Director was unable to use his vacation time in 2021. Therefore, Council shall exercise the powers delineated in Section 11 of the Public Works Director's contract and will fix other such terms and conditions of employment as it may determine is necessary or desirable, provided such are not inconsistent or in conflict with the Public Works Director's agreement, the Village Charter or other law.

Section 2. Council hereby authorizes the carryover of 48 hours for the Public Works Director from calendar year 2021 to calendar year 2022 for use or payout in calendar year 2022.

Signed: _____

Brian Housh, President of Council

Passed: 12-10-2022

Attest: _____

Judy Kintner, Clerk of Council

ROLL CALL:

Brian Housh Y

Marianne MacQueen Y

Kevin Stokes Y

Carmen Brown ABSENT

Gavin DeVore Leonard Y