

ORDINANCE NUMBER _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS CREATING SHIFT DIFFERENTIAL PAY OF \$200 PER MONTH FOR ALL SWORN PERSONNEL OF THE POLICE DEPARTMENT IN THE CLASSIFICATION OF POLICE OFFICER, SERGEANT, AND COMMANDER; ESTABLISHING ELIGIBILITY AND CONDITIONS APPLICABLE TO THE ESTABLISHED DIFFERENTIAL PAY; PROVIDING SEVERABILITY AND REPEALER CLAUSES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Carrollton, Texas is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Texas Local Government Code;

WHEREAS, the applicable law codified in Chapter 143 of the Texas Local Government Code has been adopted by the City;

WHEREAS, in compliance with Section 143.047 of the Texas Local Government Code, as amended, the City Council desires to establish shift differential pay for officers working the late shift; and

WHEREAS, the City Council determines the following ordinance is in the best interest of the health, safety, morals and general welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CARROLLTON, TEXAS, THAT:

Section 1.

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Ordinance as if copied in their entirety.

Section 2.

The City of Carrollton hereby establishes shift differential pay for sworn police department employees in the classification of police officer, sergeant, and commander in the amount of \$200 per month ("Differential Pay") in addition to the regular pay received by the applicable members of the police department, and under the conditions set forth in this ordinance.

Section 3.

The Differential Pay is to be paid to sworn police department employees in the classification of police officer, sergeant, and commander who are assigned to and regularly work a shift in which more than fifty percent (50%) of the time worked is after 6 p.m. and before 6 a.m. ("Late Shift"). An officer will be eligible for the Differential Pay on the first day of the month after the officer has been assigned to and worked at least thirty (30) full shifts on the Late Shift.

Section 4.

The Differential Pay shall be paid on the same schedule as the officer's regular pay. Differential Pay is subject to any payroll deductions applicable to the officer's regular pay.

Section 5.

Should any provision, section, paragraph, sentence, clause, or phrase of this ordinance be adjudged or held to unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole or in any part of provision thereof, other than the part so declared to be invalid, the same shall not affect the validity of this ordinance as a whole or in any part or provision thereof, other than the part so declared to be invalid, illegal or unconstitutional, and shall not affect the validity of the ordinance as a whole.

Section 6.

To the extent of any prior ordinance of the City of Carrollton (or any provision, clause, phrase, sentence or paragraph contained therein) directly conflicts with this ordinance, said conflicting ordinance, provision, clause, phrase, sentence or paragraph is hereby repealed.

Section 7.

This Ordinance shall become and be effective on October 1, 2019.

PASSED AND APPROVED this the Seventeenth day of September, 2019.

CITY OF CARROLLTON

By: _____
Kevin W. Falconer, Mayor

ATTEST:

Laurie Garber
City Secretary

APPROVED AS TO FORM:

Susan Keller
Assistant City Attorney

APPROVED AS TO CONTENT:

Derick Miller
Chief of Police