

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Discussion on Proposed Ordinance 507 Relating to Legal Holidays		Meeting Date: March 2, 2009
Department: City Manager	Attachments: 1. Ordinance No. 507	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Angie Chaufy, Human Resources Manager		
Telephone: (206) 248-5504		
Adopted Work Plan Priority: Yes No X	Work Plan Item Description: N/A	
<p>PURPOSE/REQUIRED ACTION: The purpose of this agenda item is for Council to discuss a proposed amendment to BMC 2.05.010 related to employee compensation for holidays.</p> <p>BACKGROUND (Include prior Council action & discussion): In 1993, Council approved Ordinance No. 70 which states, in part, that all employees shall receive holidays off with eight hours' compensation at their regular straight time hourly rate of pay. Since that time, the City has hired several part-time employees who, according to the Personnel Policies and past practice, receive pro-rated benefits, including holiday compensation.</p> <p>The purpose of the proposed ordinance is to reconcile the conflict between the BMC and the Personnel Policies.</p> <p>OPTIONS (Including fiscal impacts):</p> <ol style="list-style-type: none"> 1. Place proposed Ordinance No. 507 on a future consent agenda for adoption. 2. Modify proposed Ordinance No. 507 and schedule for adoption at a future Council meeting. 3. Decline to take further action on proposed Ordinance No. 507. 		
Administrative Recommendation: Discuss proposed Ordinance No. 507 and place it on a future consent agenda for adoption.		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: N/A		
Submitted by: Angie Chaufy, Human Resources Manager		
Administration _____	City Manager _____	
Today's Date: February 25, 2009	File Code: \\File01\records\CC\Agenda Bill 2009\030209ad-1 Holiday Compensation.docx	

CITY OF BURIEN, WASHINGTON

ORDINANCE NO. 507

AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON, RELATING TO LEGAL HOLIDAYS; AMENDING SECTION 2.05.010 OF THE BURIEN MUNICIPAL CODE; PROVIDING FOR SEVERABILITY; AND, ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City Council has previously adopted Ordinance 503 designating the days and hours the city shall be open for the transaction of business; and

WHEREAS, the City Council has previously adopted Ordinance 70 designating legal holidays for the City; and

WHEREAS, the City Council desires to amend Section 2.05.010 (Legal Holidays) regarding employee compensation provisions for holidays;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Repeal of Section 2.05.010 (Legal Holidays). Section 2.05.010 of the Burien Municipal Code is hereby repealed in its entirety and re-enacted to read as follows:

2.05.010 Legal Holidays:

The following days shall be recognized as legal holidays:

Table:

New Year's Day	January 1
Martin Luther King, Jr. Day	Third Monday of January
President's Day	Third Monday of February
Memorial Day	Last Monday of May
Independence Day	July 4
Labor Day	First Monday of September
Veteran's Day	November 11
Thanksgiving Day	Fourth Thursday of November
Day after Thanksgiving Day	Fourth Friday of November
Christmas Day	December 25
Floating Holiday	Provided by Administrative Policy

Whenever any legal holiday set forth in this section falls upon a Sunday, the following Monday shall be a legal holiday. Whenever any legal holiday set forth in this section falls upon a Saturday, the preceding Friday shall be a legal holiday.

The City Manager shall have the authority to administer holidays, floating holidays, and holiday overtime schedules as provided in the city personnel policies or applicable collective bargaining agreements.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. Effective Date. This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE _____ DAY OF _____, 2009, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS _____ DAY OF _____, 2009.

CITY OF BURIEN

Joan McGilton, Mayor

ATTEST/AUTHENTICATED:

Monica Lusk, City Clerk

Approved as to form:

Christopher Bacha
Kenyon Disend, PLLC
Interim City Attorney

Filed with the City Clerk:
Passed by the City Council:
Ordinance No.:
Date of Publication: