

**CITY OF TYLER
CITY COUNCIL COMMUNICATION**

Agenda Number: O-2

Date: January 11, 2006

Subject: Request that the City Council consider an ordinance ratifying the classified Fire and Police Civil Service positions within the City of Tyler for fiscal year 2004-2005 and adopting the classified Fire and Police Civil Service positions within the City of Tyler for fiscal year 2005-2006 and City Code Chapter 3, "Personnel/Civil Service/TMRS", relating to the same.

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Item Reference: According to the terms of the State Civil Service Law (Section 143.021, Local Government Code) and City Code Section 3-43, the City Council decides on the number of civil service employees and authorizes the number of positions within each classification. Any decrease in the positions within a classification from a prior year actually involves the "abolishment" of that position and must be supported by some explanation of the reasons for the abolishment of that position.

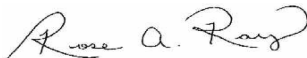
The attached ordinance adopts the Civil Service positions within the Fire and Police Departments in accordance with the fiscal year budget. For fiscal year 2004-2005, the Civil Service number of authorized positions within the Fire (130) and Police (181) Departments remained the same as adopted on November 12, 2003, Ordinance No. 0-2003-56. Those numbers need to be ratified.

For fiscal year 2004-2005, the authorized Civil Service positions within the Fire Department was increased by 1 to 131 due to the addition of an additional District Chief in accordance with the multi-year Plan for the Fire Department approved last year on May 11, 2005. Authorized Civil Service positions for the Police Departments for fiscal year 2005-2006 remain the same as last year (181). Other changes for fiscal year 2005-2006 include the addition of four pay steps for the Firefighter and Police Officer positions, and one additional pay step for the Fire Inspector/Investigator and Fire Driver/Engineer positions.

RECOMMENDATION:

It is recommended that the City Council approve the attached ordinance ratifying the classified plan for Fire and Police Civil Service positions for fiscal year 2004-2005 and approving the classified plan for Fire and Police Civil Service positions for fiscal year 2005-2006 as referred to in City Code Chapter 3.

Drafted/Recommended By:
Department Leader


Rose A. Ray

Edited/Submitted By:
City Manager

ORDINANCE NO. O-2006-10

AN ORDINANCE OF THE CITY OF TYLER, TEXAS, RATIFYING THE NUMBER OF CLASSIFIED CIVIL SERVICE EMPLOYEES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2004 AND ENDING SEPTEMBER 30, 2005; APPROVING THE NUMBER OF CLASSIFIED CIVIL SERVICE EMPLOYEES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2005 AND ENDING SEPTEMBER 30, 2006; AND AMENDING CITY CODE CHAPTER 3, "PERSONNEL/CIVIL SERVICE/TMRS."

WHEREAS, Chapter 143 of the Texas Local Government Code requires the City Council to approve a Fire and Police Civil Service employee classification plan and authorize the number of employees for each position on an annual basis; and

WHEREAS, the number and classification of authorized positions can only be changed by City ordinance; and

WHEREAS, the City Code in Section 3-43 sets out the Civil Service Classification Plan subject to approving the actual number of employees in each fiscal year's annual budget;

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

PART 1: That pursuant to state law (Local Government Code Section 143.021) and City Code Section 3-43, the number of employees in Fire and Police Civil Service positions for fiscal year 2004-2005 and fiscal year 2005-2006 shall be as follows:

	FY 2004-2005		FY 2005-2006
	No. Of Positions		No. Of Positions
Police Department Classification			
Assistant Police Chief	2		2
Police Deputy Chief	1		1
Police Lieutenant	5		5
Police Sergeant	26		26
Police Officer I/II/III/IV/V/VI/VII	<u>147</u>	<u>Recruit... VIII, IX, X</u>	<u>147</u>
		<i>(effective 4-1-06)</i>	
TOTAL	181		181
Fire Department Classification			
Assistant Fire Chief	1		1
District Chief	<u>3</u>	3	<u>4</u>
Training Chief	1		1
Senior Fire Captain	6		6
Fire Captain	22		22
Fire Mechanic	1		1
Fire Driver/Engineer	30	+ <u>I/II</u>	30
		<i>(effective 4-1-2006)</i>	
Fire Inspector/Investigator	6	+ <u>I/II</u>	6
		<i>(effective 4-1-2006)</i>	

Firefighter I/II/III/IV	<u>60</u>	+Recruit/... <u>V/VI/VII</u>	<u>60</u>
		<i>(effective 4-1-2006)</i>	
TOTAL	130		131

PART 3: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 4: That this ordinance shall take effect immediately upon its adoption.

PASSED AND APPROVED this 11th day of January, A. D., 2006.

 JOSEPH O. SEEBER, MAYOR
 OF THE CITY OF TYLER, TEXAS

ATTEST:

 CASSANDRA BRAGER, CITY CLERK

APPROVED:

 CITY ATTORNEY