

RESOLUTION 17-102

A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA; AMENDING PERSONNEL POLICIES FOR EMPLOYEES OF THE CITY; REPEALING ALL POLICIES OR RESOLUTIONS IN CONFLICT HEREWITH, AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED by the City Council of the City of Panama City Beach, from and after the effective date of this Resolution, that the updated Personnel Policies attached and incorporated herein as Exhibit A to this Resolution, are hereby adopted.

AND BE IT FURTHER RESOLVED that all policies or resolutions or parts of policies or resolutions in conflict herewith are repealed to the extent of such conflict.

THIS RESOLUTION shall take effect on June 22, 2017.

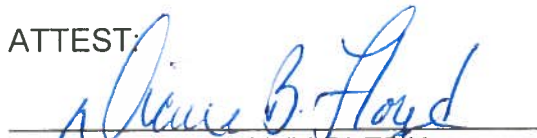
PASSED, APPROVED, AND ADOPTED in regular session this 22nd day of June, 2017.

CITY OF PANAMA CITY BEACH



MIKE THOMAS, MAYOR

ATTEST:



DIANE FLOYD, CITY CLERK

**PERSONNEL POLICIES
FOR
EMPLOYEES OF THE
CITY OF PANAMA CITY BEACH**

APPLICATION AND REVISION OF POLICIES

This policy manual is an overview and summary of the City's personnel policies and procedures approved on June 22, 2017 with an effective date of June 22, 2017. The City reserves the right to direct and control the operations of its business, including but not limited to the right to modify, alter or delete policies. As policies and benefits are revised, changes will be communicated to you through standard communications channels.

The policies and procedures contained in this manual do not constitute part of an employment contract, nor are they intended to make a commitment to any employee concerning how individual employment action can, should, or will be handled.

The nature of operations in individual departments may require those departments to have additional policies, procedures and guidelines that are not covered in this manual. While individual department policies and procedures may be more stringent than the policies in this manual they shall otherwise be consistent with the policies in this manual.

Some policies in this manual require the use of a form or forms. Because the City's forms will be updated periodically, before completing any form you should confirm with your Department Head, Supervisor or the Human Resource Manager that you are using the most current form available.

If you have any questions or would like additional information about any particular guideline in this manual, please contact the Human Resource Manager.

This policy manual supersedes all previous manuals, letters, memoranda and understandings.

Welcome new employee!

I welcome you to the City and wish you every success here.

Our primary job as City employees is to give prompt, courteous and efficient service to the public we serve. As we share in the experience of working together, you will be making an important contribution to the growth and well-being of Panama City Beach. We believe that each employee contributes directly to the City's growth and success, and we hope you will take pride in being a member of our team.

This manual was developed to describe some of the expectations of our employees and to outline the policies, programs, and benefits available to eligible employees. Employees should familiarize themselves with the contents of the employee handbook as soon as possible, for it will answer many questions about employment with the City. Please read your manual carefully and discuss any questions you might have with your Supervisor or Department Head.

We hope that your experience here will be challenging, enjoyable, and rewarding. Again, welcome!

Sincerely,

Mario Gisbert
City Manager

MESSAGE FROM THE CITY COUNCIL

The policy of the City of Panama City Beach City Council has been and will continue to be one of an open door policy, under which all employees have the right, and are encouraged to deal directly with their supervisors and other members of management on matters pertaining to working conditions. Employees of the City are important individuals and we will always strive to ensure equitable treatment.

Our philosophy includes goals of maintaining a climate of excellent employee relations showing respect for the rights and dignity of employees, as well as striving for employee satisfaction through compensation, comprehensive benefits and job security. We continually work to treat all employees fairly and as individuals.

The personnel policies and procedures contained in the manual are designed to provide employees of the City of Panama City Beach with a sound and equitable system of personnel management.

CUSTOMER RELATIONS

Every employee represents the City to our customers and the public. The way we do our jobs presents an image of our entire City. The public judges all of us by how they are treated with each employee contact. Nothing is more important than being courteous, friendly, helpful, and prompt in the attention you give to the public.

Our personal contact with the public, our manners on the telephone, and the communications we send to customers are a reflection not only of ourselves, but also of the professionalism of the City.

SECTION I
POLICY STATEMENTS

THE OBJECTIVES OF THE PERSONNEL POLICIES ARE:

- A. To ensure employees provide efficient and friendly service at all times to all the citizens, visitors and customers of the City of Panama City Beach.
- B. To attract and retain employees of the highest caliber.
- C. To select employees based on qualifications, knowledge and skill.
- D. To provide training for supervisory personnel which will ensure their ability to lead and motivate their employees in an effective manner.
- E. To provide a pay plan and employee benefits which are fair and competitive.
- F. To provide clean, safe, and pleasant working conditions.
- G. To provide opportunities for employees to increase their skills and job potential through training and education opportunities.
- H. To promote from within based upon qualifications, performance, knowledge, skills, and potential to handle increased responsibilities.
- I. To encourage the development of individual acceptance of responsibility for the attainment of outstanding public service.

Employee Handbook Acknowledgment and Receipt

I have received my copy of the Employee Handbook.

The employee handbook describes important information about working for the City of Panama City Beach, and I understand that I should consult my manager or Human Resources regarding any questions not answered in the handbook. I have entered into my employment relationship with the City of Panama City Beach voluntarily and acknowledge that there is no specified length of employment. Accordingly, either I or the City can terminate the relationship at will, with or without cause, at any time, so long as there is not violation of applicable federal or state law.

This handbook and the policies and procedures contained herein supersede any and all prior practices, oral or written representations, or statements regarding the terms and conditions of my employment with the City of Panama City Beach. By distributing this handbook, the City expressly revokes any and all previous policies and procedures that are inconsistent with those contained herein.

I understand and agree that nothing in the Employee Handbook creates, or is intended to create, a promise or representation of continued employment. Furthermore, I acknowledge that this handbook is neither a contract of employment nor a legal document.

I have received the handbook, and I understand that it is my responsibility to read and comply with the policies contained in this handbook and any revisions made to it.

Employee's Signature

Employee's Name (Print)

Date

TO BE PLACED IN EMPLOYEE'S PERSONNEL FILE

NATURE OF EMPLOYMENT AND "AT WILL" POLICY

Employment with the City is voluntarily entered into, and the employee is free to resign at any time, with or without cause. Similarly, the City may terminate the employment relationship at will at any time, with or without notice or cause.

Policies set forth in this handbook are not intended to create a contract, nor are they to be construed to constitute contractual obligations of any kind or a contract of employment between the City and any of its employees. The provisions of the handbook have been developed at the discretion of management and, except for its policy of employment-at-will, may be amended or cancelled at any time at the City's sole discretion.

These provisions supersede all existing policies and practices and may not be amended or added to without the express written approval of the City Manager.

At-Will Defined

At-will means that an employer can terminate an employee at any time for any legal reason or for no reason, without incurring legal liability. Likewise, an employee is free to leave a job at any time for any or no reason with no adverse legal consequences.

At-will also means that an employer can change the terms of the employment relationship without notice. For example, an employer can alter wages, terminate benefits or reduce paid time off.

EQUAL OPPORTUNITY AND NON-DISCRIMINATION POLICY

The City of Panama City Beach is an equal opportunity employer. There shall be no discrimination exercised on account of race, national origin, color, religion, creed, age, marital status, sex, political affiliation, or the presence of any sensory, mental, or physical disability unless such disability effectively prevents the performance of the essential duties required of the position and which are bona fide occupational qualifications which cannot be accommodated without undue hardship, with respect to the recruitment, examination or appointment of applicants, or in any personnel actions affecting employees, including compensation, training, promotions, educational opportunities, transfers, demotions, layoffs and disciplinary transactions. Any employee who feels he/she or a fellow employee has been discriminated against should contact the Human Resources manager.

AMERICANS WITH DISABILITIES ACT (ADA) AND THE AMERICANS WITH DISABILITIES AMENDMENTS ACT (ADAAA) POLICY.

The Americans with Disabilities Act (ADA) and the Americans with Disabilities Amendments Act, known as the ADAAA, are federal laws that prohibit employers from discriminating against applicants and individuals with disabilities and that when needed provide reasonable accommodations to applicants and employees who are qualified for a job, with or without reasonable accommodations, so that they may perform the essential job duties of the position.

It is the policy of the City of Panama City Beach to comply with all federal and state laws concerning the employment of persons with disabilities and to act in accordance with regulations and guidance issued by the Equal Employment Opportunity Commission (EEOC). A qualified individual with a disability will be afforded the same opportunity to compete in the workplace based upon the same performance standards and requirements expected of persons who are not disabled.

The City has designated the Human Resource Manager as the ADA Coordinator. Contact the Human Resource Manager with any questions or requests for accommodation. Determining whether a reasonable accommodation is appropriate is an individualized process. Decisions will be made on a case-by-case basis, depending upon the individual involved and the essential functions of the job in question. No specific form of accommodation is guaranteed.

Temporary or seasonal workers are not eligible for benefits unless specifically stated otherwise in the City's policies.

HARASSMENT POLICY

The City of Panama City Beach is committed to maintaining a work environment that is free from unlawful discrimination and harassment. Unlawful harassment, either intentional or unintentional, has no place in the work environment. Accordingly, it is and shall continue to be the policy of the City that its employees and their work environment shall be free from all forms of unlawful harassment and intimidation. The City prohibits unlawful discriminatory practices and harassment on the basis of race, color, religion, sex, national origin, age, disability, marital status, veteran status, or any other reason prohibited by law, whether the harassment is caused by another employee, a supervisor, a visitor or any person. Conduct prohibited by this policy can include, but is not limited to, slurs, epithets, threats, derogatory comments, and unwelcome jokes which would make a reasonable person experiencing such harassment uncomfortable in the work environment or which would interfere with the person's job performance.

All employees have a responsibility for keeping our work environment free of harassment. Any employee who becomes aware of an incident of harassment, whether by witnessing the incident or being told of it, must report it to their immediate supervisor or the City Manager. Appropriate investigation and disciplinary action will be taken. All reports will be promptly investigated with due regard for the privacy of everyone involved. Any employee found to have harassed a fellow employee, subordinate, visitor or any other person will be subject to disciplinary action up to and including termination.

Retaliation against an individual who reports harassment or discrimination or participates in an investigation of a claim of harassment or discrimination is a serious violation of this policy and, like harassment or discrimination itself, will be subject to disciplinary action. Acts of retaliation should be reported immediately and will be

promptly investigated and addressed. Misconduct constituting harassment, discrimination or retaliation will be dealt with appropriately.

SEXUAL HARASSMENT POLICY

The Panama City Beach City Council is opposed to and will not tolerate sexual harassment. The City is also equally opposed to bad faith claims of sexual harassment which have no rational basis in fact or justifiable employee perception, and are deliberately designed to adversely affect the employment or personal relationships of persons against whom the complaint is made. The Panama City Beach City Council takes this position because such claims often affect the future employment and important family relationships of not only the claimant, but also the person against whom the claim is made.

The Equal Employment Opportunity Commission guidelines with regard to sexual harassment in the work place define, very generally, what type of conduct that will be considered sexual harassment, and thus violate Title VII of the Civil Rights Act of 1964. The guidelines set out three (3) basic circumstances in which unwelcome sexual advances, request for sexual favors and other verbal or physical conduct of a sexual nature will be considered sexual harassment. Those three (3) circumstances are:

- Where submission to the conduct is an explicit or implicit term or condition of employment;
- Where employment decisions concerning an individual are based on whether he or she submitted to or rejected sexually harassing actions; or
- Where such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile or offensive working environment.

How to Report Instances of Perceived Discrimination or Harassment.

Matters that are not brought to the attention of management cannot be investigated and resolved. Therefore, everyone will be held accountable for accomplishing our goal of a discrimination-free and harassment-free workplace. Any employee who believes he or she is being subjected to unlawful harassment or discrimination by a co-worker, manager, supervisor, or other individual (whether or not employed by the City), or who believes that his or her employment is being adversely affected by such conduct, is directed to report such incidents and any other observations of unlawful harassment or discrimination to the City Manager or other supervisor with whom the employee is most comfortable, either in person, in writing or by telephone. If the complaint or observation involves the City Manager or someone in the City Manager's office or if for any reason the employee is uncomfortable discussing the matter with the City Manager, the employee is directed to report the matter to the Human Resource Manager.

How An Investigation Will Be Conducted.

A prompt and thorough investigation of the complaint or observation of possible unlawful harassment or discrimination will be conducted and appropriate action will be taken based

on the investigation. Since allegations of harassment or discrimination are serious matters for all concerned, employees will be expected to fully cooperate in investigations and the enforcement of this policy. For the same reasons, discretion will be utilized in investigating and, where appropriate, remedying improper conduct.

Our Commitment to an Effective Response.

The City will not tolerate any retaliation against an employee for making a good faith harassment complaint or for cooperating in a harassment investigation.

Supervisors and employees will be subject to disciplinary action, up to and including discharge, for violation of this policy including, but not limited to, harassing or retaliating conduct, failure or refusal to cooperate in an investigation, or other actions contrary to this policy.

ALCOHOL/DRUG ABUSE POLICY

The purpose of this policy is to define the Panama City Beach City Council's position regarding employees whose job performance is adversely affected by alcohol/drug abuse, or engaging in illegal drug activity.

The City participates in the Drug Free Workplace Program under Chapter 440 of the Florida Statutes in order to provide a safe place for its employees to work and to promote a drug-free community. Thus, any evidence of possession of, or being under the influence of, alcoholic beverages or drugs while on City property, or any work site at any time, is a serious violation of this policy and may subject the employee to corrective action, up to and including immediate discharge.

For the purposes of this policy, "drug" shall mean alcohol, including a distilled spirit, wine, a malt beverage, or an intoxicating liquor; an amphetamine; a cannabinoid; cocaine; phencyclidine (PCP); a hallucinogen; methaqualone; an opiate; a barbiturate; a benzodiazepine; a synthetic narcotic; a designer drug; or a metabolite of any of the substances listed in this paragraph; or any drug which (a) is not legally obtainable; (b) may be legally obtainable but which has not been legally obtained; or c) is being used in a manner or for purposes other than as prescribed or intended.

Illegal drug use, whether on or off the job, may adversely affect an employee's job performance, jeopardize the safety of other employees, the public and the reliability of the City's operations and/or equipment.

An employee will be required by his or her Supervisor to submit to a blood/urine or other test for alcohol or illegal drugs if reasonable suspicion exists to believe the employee is under the influence of alcohol or drugs. Other testing may be required as set forth in the City's Drug and Alcohol Policy and any separate drug testing policy or program implemented and approved by the City Council. Employees who are directed to submit to tests for alcohol or illegal drugs under these circumstances and who refuse or fail

to submit to these tests when and as directed, will be subject to immediate termination. Employees who test positive, as determined by the City and in accordance with Chapter 440 of the Florida Statutes, may be subject to immediate termination.

Employees who are convicted or sentenced for on or off the job illegal drug activity will be considered in violation of this policy and may be subject to termination of employment. Employees in safety sensitive or special risk positions shall be subject to modified rules as provided by Florida Statutes.

Employees must notify their Supervisor when under medically prescribed treatment with a controlled substance that may limit their ability to perform their job. Verification of required medication under these circumstances will be submitted by providing a prescription copy or physician's statement showing medication required and dates of use. Failure to do so will result in appropriate disciplinary action.

SMOKING POLICY

Smoking is prohibited in enclosed indoor work places and City vehicles as established by State Law in compliance with the Florida Clean Indoor Air Act. Signs prohibiting smoking shall be conspicuously posted in every facility, vehicle and major work area where smoking is prohibited. Ashtrays will not be kept in non-smoking areas. Ashtrays will be made available in the designated smoking areas and are to remain in the designated areas at all times.

Complaints of violation of this policy should be directed to the Supervisor responsible for the particular work area or facility involved in the complaint. The responsible Supervisor shall be charged with notifying the violator of the pertinent portions of this policy.

SAFETY AND LOSS CONTROL POLICY

The City of Panama City Beach City recognizes the necessity for a safe and healthful work place, through the adherence to sound safety and health principles. With the assistance of City employees, the City will work to provide a hazard free work environment.

Safety rules are published in the Safety Manual to be provided to you at the time of hiring. The City will continually strive to improve the guidelines and the published rules; your support in this endeavor is requested through compliance with the rules and by providing suggested improvements.

WORKPLACE VIOLENCE POLICY

Violence, or the threat of violence, by or against any employee of the City of Panama City Beach is unacceptable and contrary to City Policy, and will subject the perpetrator to serious disciplinary action and possible criminal charges. The City will work with law enforcement to aid in the prosecution of anyone outside of the organization who commits violent acts against the employees.

Unauthorized possession, use, or threat of use, of weapons or firearms is not permitted while on duty, or on City property, including in a City vehicle. This policy does not prohibit any employee from possessing a legally permitted firearm that is locked inside the employee's private motor vehicle on City property. The City will not ask if any employee has a firearm or undertake a search of any private vehicle to ascertain the presence of a firearm.

Any employee disregarding this policy will be subject to immediate termination.

Employees' conduct toward co-workers, supervisors or the public must be courteous, positive and appropriate for the work situation.

The following behavior is prohibited, however, this is not intended to be an all-inclusive listing of prohibited behavior:

- Fighting or malicious behavior while on or in City property.
- Fighting or assaulting a fellow employee or citizen.
- Threatening or intimidating management, supervisors, or fellow workers.
- Engaging in any form of racial, sexual, ethnic, or religious harassment.
- Engaging in horseplay, fighting, violence or any other action interfering with the work of other employees or service to the public.
- Using threats or profane or abusive language in dealing with the public, co-workers, supervisors or other persons contacted in business relationships, or otherwise provoking or abusing others in any way.
- The unauthorized use or threatened use of weapons or firearms while on duty.
- Harassing, terrorizing, threatening with physical violence or punishment, or otherwise forcing an employee to suffer embarrassing or degrading experiences.

Employees engaging in prohibited behavior are subject to disciplinary action up to and including termination from employment.

No employee acting in good faith, who reports actual or threatened violent behavior, shall be subjected to retaliation or harassment because of their report.

The Department Head is the Workplace Critical Incident Coordinator.

CONFLICT OF INTEREST POLICY

No employee shall accept gifts, gratuities or loans from organizations, business concerns, or individuals with whom he or she has official relationships on City business. These limitations are not intended to prohibit the acceptance of articles of negligible value which are distributed generally nor to prohibit employees from accepting social courtesies which promote good public relations, nor to prohibit employees from obtaining loans from regular lending institutions.

No employee shall solicit contributions from another employee for a gift to an employee in a superior official position nor shall such superior accept a gift presented as a contribution from employees receiving less salary than himself/herself. This does not, however, prohibit a voluntary gift of nominal value when made on a special occasion.

No person seeking appointment to or promotion within the City shall either directly or indirectly give, render or pay any money or other thing of value to any person in connection with an appointment, promotion or proposed appointment or promotion. This prohibition is not intended to prevent payment to a legitimate employment agency.

Employees shall not use or attempt to use their position to secure special privileges or exemptions for themselves or others, except as may be provided by written policy or law.

Employees shall not disclose confidential information gained by reason of their official position, nor shall they otherwise use such information for their personal gain or benefit. Employees are expected to remain mindful of the confidential nature of many aspects of the work of some departments of the City. City Manager permission is required for release of sensitive or privileged information.

Employees shall not transact any business in their official capacity with any business entity of which they own a substantial interest.

Employees shall not have personal investments in any enterprise which will create a substantial conflict between their private interest and the public interest.

If an employee of the City is an officer, director, agent or member of, or owns controlling interest in any firm, corporation, partnership or other business entity which is subject to current proceeding of the City, they shall file a sworn statement to this effect with the City Manager.

EMPLOYEES POLITICAL ACTIVITY POLICY

Political action by employees of the City of Panama City Beach shall be governed by Chapter 104.31 of Florida Statutes. Nothing herein shall be construed to limit or restrict the right or ability of an employee to be involved in political campaigns or other community or political issues during the time an employee is not at work. Refer to Civil Service Charter Section 6-13.

CELLULAR PHONE POLICY

The City provides cellular telephones to some employees as a business tool. They are provided to assist employees in communicating with management and other employees, their clients, associates, and others with whom they may conduct business. Cell phone use is primarily intended for business-related calls. However, occasional, brief personal use is permitted within a reasonable limit. Cell phone invoices may be regularly monitored.

City provided cell phones are subject to Florida's Public Records Law. All texts, voicemails, photos, emails, or other such recordings whether sent or received must be maintained on the cellphone or saved to the City's server.

The City will not be liable for the loss or damage of personal cellular phones brought to the workplace. The City discourages employees utilizing their personal cell phones for conducting City business, as such use may subject such phone and any records related to such use to public inspection under Florida's Public Records Law, Section 286.011, Florida Statutes.

City-issued cellular phones shall remain the sole property of the City, and such phones and related records shall be subject to inspection or monitoring at any time. Employees in possession of City-issued cellular phones or accessories are expected to protect the equipment from loss, damage or theft. Upon resignation or termination of employment, or at any time upon request, the employee may be asked to produce the phone for return or inspection. Except for good cause shown, employees unable to present the phone in good working condition within the time period requested shall bear the costs of replacement.

Use of Cellular Phones in Vehicles.

Employees are prohibited from reading or writing text messages or emails while driving. Employees are encouraged to refrain from placing or accepting phone calls while driving. Employees are strongly encouraged to pull off to a reasonably safe location and safely stop the vehicle before accepting or placing a call, even in slow or stopped traffic.

Employees who have been issued a City cell phone and whose job responsibilities routinely include driving and accepting of business calls in the field, will be provided hands-free equipment to facilitate the provisions of this policy.

Under no circumstances shall employees place themselves at risk in order to accept or place a phone call associated with City business.

Employees who are charged with traffic violations resulting from the use of a cellular phone while driving on City business may be subject to disciplinary action and personal liability resulting from such traffic violations.

As a representative of the City, cell phone users are reminded that the regular business etiquette employed when speaking from office phones or in meetings applies to conversations conducted over a cell phone.

SOCIAL SECURITY NUMBER COLLECTION POLICY

The City of Panama City Beach acknowledges that the Social Security number was not initially intended to be used for business purposes, but for the administration of the federal

Social Security system. As a practical matter, Social Security numbers are now used extensively for identity verification purposes and other related purposes. Recognizing that Social Security numbers can be used as a tool to perpetuate fraud, the City will take the following precautions with Social Security numbers:

- We will not collect an individual's Social Security number unless we have stated in writing the purpose for its collection;
- We will not use an individual's Social Security number for any purpose other than the purpose provided in the written statement;
- We will provide a copy of the written statement to any individual whose Social Security number is collected;
- We will periodically review our Social Security number collection policy to ensure it is in compliance with Section 119.071(5), Florida Statutes; and
- We will not release an individual's Social Security number to anyone unless authorized by law.

Any City Department that obtains Social Security numbers for any purpose shall provide a copy of the following written statement to the individual whose Social Security number is collected. The written statement may be inserted into the condition of admission, a form, an invoice, or any other notice to the individual that would be appropriate.

The City of Panama City Beach collects your Social Security number for the following purposes: eligibility for employment; classification of accounts; customer identification and verification; credit worthiness; customer billing and payments; benefit processing; tax reporting, and any other lawful purpose necessary to conduct City business.

Social Security numbers are NOT public records, but may be released to other governmental or commercial entities as required by law in Section 119.071(5), Florida Statutes.

STATEMENT ON GENERAL LAW

Any State, Federal or local issues which become law will be enforced and/or administered according to provisions of the act. Copies of said policy will be provided to all employees.

**SECTION II
AUTHORITY AND ADMINISTRATION**

DEFINITIONS

WORK WEEK

Work Week refers to the number of hours regularly scheduled to be worked during any seven (7) consecutive days.

WORK DAY/SHIFT

Word Day/Shift refers to the number of hours regularly scheduled to be worked in one 24 - hour period.

HOURS OF WORK

Hours of Work refers to the number of hours an employee is scheduled to work in any 24 - hour period.

WORKING DAYS

The term "Working Days" generally refers to a 5-day period, Monday through Friday, except where 7-day or around-the-clock coverage is required.

OVERTIME PAY

Overtime Pay means the compensation paid for the work performed in excess of the standard specified for the work week or work period.

For full time employees other than police and fire, overtime pay is compensation paid for work performed in excess of 40 hours in a work week.

For Fire, overtime pay is compensation paid for work performed in excess of 106 hours in a pay period.

For Police, overtime pay is compensation paid for work performed in excess of 86 hours in a pay period.

PAY PERIOD

Pay period refers to the frequency in which City employees are paid resulting in 26 paychecks in a normal year.

REGULAR EMPLOYEE STATUS

This status applies to an employee who is assigned to a permanent full time budgeted position (that is usually consisting of 128 or more work hours per month), has satisfactorily completed his or her period of probation, and is eligible for all benefits and pay increases in accordance with policies and procedures of the City of Panama City Beach.

PROBATIONARY EMPLOYEE STATUS

This status applies to an employee who does not have regular status, has less than twelve (12) months continuous service with the City of Panama City Beach, or has been promoted and is serving a twelve (12) month probationary period in the new position.

PERMANENT POSITION

A permanent position is a budgeted position created and authorized for an indefinite period of time, which is expected to be filled for more than twelve consecutive months. Employees in permanent positions may be referred to throughout this manual as Permanent Employees.

SEASONAL POSITION

A seasonal position is a temporary position to supplement the workforce or to assist in the completion of a specific project and is scheduled for a limited duration not to exceed six months or 1040 hours. Employment beyond any initially stated period does not in any way imply a change in employment status.

EXEMPT

Exempt positions are paid on a salaried basis and are not eligible to receive overtime pay.

NONEXEMPT

Nonexempt positions are paid on an hourly basis and are eligible to receive overtime pay for overtime hours worked.

IMMEDIATE FAMILY

Immediate family means husband, wife, son, daughter, father, mother, father-in-law, mother-in-law, brother, sister, daughter-in-law, son-in-law, grandfather, grandmother, grandchildren, step-mother, step-father, step-brothers, step-sisters and step-children of both the employee and his or her spouse.

MAY

The word "may" shall be interpreted as permissive.

SHALL

The word "shall" shall be interpreted as mandatory.

CONTINUOUS SERVICE

This is service credit which determines eligibility for employee benefits such as vacations, sick leave, etc.

TERMINATION OR LEAVE OF ABSENCE DATES

When completing the Payroll/Change Request Form, the effective date of a termination (voluntary, involuntary, compulsory, or failure to return from an approved leave of

absence) shall be the last day worked or the last day for which pay was received (e.g., time off with pay for personal illness). The start date of a leave of absence shall be the date following the last day worked or the last day for which pay was received, as in the preceding example. The leave ending date shall be the last day of the authorized leave period. Refer to Section V, for types of leaves of absence.

EMPLOYMENT RELATIONSHIP AND CLASSIFICATION

In order to determine eligibility for benefits and overtime status, as well as to ensure compliance with federal and state laws and regulations, The City of Panama City Beach classifies its employees as shown below. The City may review or change employee classifications at any time.

PERMANENT, FULL-TIME EMPLOYEE

Employees who are not in a temporary status, work a minimum of 30 hours weekly in a budgeted position and maintain continuous employment status. Generally, these employees are eligible for the full-time benefits package, are subject to the terms, conditions, and limitations of each benefits program, and may be classified as either exempt or non-exempt as applicable under Fair Labor Standards Act

PERMANENT, PART-TIME EMPLOYEE

Employees who are not in a temporary status, who work fewer than 30 hours a week in a budgeted position, and maintain continuous employment status. Part-time employees are not eligible for benefits offered by the City except as granted on occasion, or to the extent required by provision of state and federal laws.

SEASONAL EMPLOYEE

Employees who are hired to temporarily supplement the workforce or to assist in the completion of a specific project and are scheduled to work a full or part-time schedule for a limited duration not to exceed six (6) months or 1040 hours. Employment beyond any initially stated period does not in any way imply a change in employment status. Seasonal employees are not eligible for City benefits or pay increases.

EXECUTIVE EMPLOYEE

An executive employee is one elected or appointed to the position of Mayor or Councilor, and who performs duties prescribed by the Charter for such position, and whose time commitments vary from month to month. Executive Employees shall be eligible for salary and insurance benefits as more particularly set forth in the Charter or in accordance with City policies and to the extent required by provision of state laws.

SCOPE

These policies shall apply to and govern all employees of the City of Panama City Beach.

AUTHORITY FOR ESTABLISHMENT OF POSITIONS

All positions or offices in the City organization, together with rates of pay, are established by the City Manager and require final approval by the Panama City Beach City Council.

REQUEST FOR PERSONNEL

The requesting Department shall submit a personnel requisition to the City Manager (and forward to the Civil Service Board) when a vacancy exists. Requests for personnel shall be made as far in advance of actual need as circumstances permit. Requests for personnel shall be accomplished on the Payroll/Change Request Form.

REQUEST FOR NEW POSITIONS

The requesting Department shall provide the following recommendations and supporting data to the City Manager:

A. Recommendations

1. Position title
2. Position description
3. Reporting relationship

B. Supporting Data

1. Physical location of work-space for the position;
2. Support furniture/equipment requested or available;
3. Justification statement to reflect increased efficiency, productivity, cost savings, or more effective and responsive service; and
4. Source of funds for salary and benefits.

ADMINISTRATIVE AND APPOINTIVE AUTHORITY

With the exception of appointments reserved to the Panama City Beach City Council, general authority and responsibility for personnel administration is vested in the City Manager. Final authority in personnel matters is reserved for the City Manager with regard to all matters and subjects covered by these policies. However, if a conflict arises in opposition to the authority granted to the City Manager as provided in the City Charter, the Charter shall take precedence. The City Manager may delegate his/her authority to the Department Heads.

ADMINISTRATION OF PERSONNEL POLICIES

Administration of these rules and policies shall be the staff responsibility of the Department Heads. Supervisory personnel shall be responsible for the effective administration of these rules and policies within their respective operations.

AUTHORITY FOR VARIANCE FROM POLICY

Department Heads and other responsible Supervisors shall have the right to request, in writing, a variance from these policies when individual circumstances so justify. This request shall be submitted to the City Manager. All variances require the approval of the Panama City Beach City Council.

CHANGES/AMENDMENTS TO PERSONNEL POLICIES

Specific paragraphs or portions of Personnel Policies will be changed by the Panama City Beach City Council as amendments or additions are needed. The changes are distributed to all Department Heads, responsible Supervisors and others who have need for copies of the policies.

The entire Personnel Policy booklet shall be up-dated periodically to incorporate all changes which have been made in the interim, normally every three to five years.

ACCOUNTING RESPONSIBILITIES

Department Heads and other Supervisory personnel are responsible for maintaining complete and accurate attendance records for employees within their respective operations. Such records constitute the basis for preparation of Departmental payrolls, and will be preserved for future auditing purposes as needed or required.

The Human Resource Manager is responsible for monitoring the compliance of Departments with the requirements and policies established by the official job classification and pay plan, as well as Departmental conformity with the established policies and rules governing wages, hours of work, and working conditions.

PERSONNEL RECORDS

The Human Resource Department maintains a permanent record of your employment with the City. Your personnel file contains your complete employment history. Employees should be aware of keeping their personnel file current. The Civil Service Administrator, the Human Resource Manager, or the Payroll Specialist should be notified promptly of any changes of address, phone numbers or the person(s) to notify in case of emergency. This is the employee's responsibility and failure to do so may result in loss of benefits. These offices should also be advised of any special education classes or training courses completed. Copies of diplomas or certificates should be forwarded to become part of the permanent file. Such information is valuable when seeking a promotion in the service of the City.

Chapter 119 of the Florida Statutes requires public agencies (this includes the City of Panama City Beach) to permit public access to the personnel records of their employees. However, all medical records, if any, will be kept in a separate confidential file. The City maintains this information in the strictest confidence and may not use or disclose medical information about an employee without the employee first having signed an authorization form permitting such use or disclosure.

SECTION III

EMPLOYMENT INFORMATION AND REQUIREMENTS

PERSONAL APPEARANCE

It shall be the responsibility of all employees to represent the City of Panama City Beach to the public in a manner which shall be courteous, efficient, and helpful. City employees should always be well-groomed and dressed in a manner suitable for the public service environment and to reflect favorably the City's image. The employee's Supervisor will discuss the subject of personal appearance with the employee if it is felt it does not positively reflect the image of the City of Panama City Beach.

EMPLOYEE ORIENTATION

The Department Heads shall review this manual with each new employee for use as a general guide to policies, procedures, benefits, and organizational structure of the City. Upon employment, the new employee will be furnished a copy of the manual and, after reviewing, will sign a statement that he/she understands the rules, regulations and benefits.

WORK SHIFT ASSIGNMENTS

When employed, each employee is assigned a work shift in accordance with the particular operational requirements of his/her Department. Any changes to those shifts, except where specially noted otherwise, shall be at the sole discretion of management. A minimum 24-hour notice will normally be given in order to allow the employee to make the necessary personal arrangements.

AUTHORITY FOR ABSENCE

No employee shall be absent from his/her regularly scheduled duties except by authority of his/her immediate Supervisor. Employees absent due to reasons beyond their control will be responsible for explaining their absence to their immediate Supervisor prior to the beginning of their shift, if at all possible; but no later than one hour into their shift. In cases where an extended absence or illness is expected, the immediate Supervisor shall have the authority to modify the above daily reporting requirements. Except in cases of leave incident to vacation, occupational disability, illness, jury duty, military training, maternity or academic leave, all absences in excess of thirty days must be approved by the City Manager.

DRIVING RECORDS

Driving records of employees required to drive in performance of duties are subject to periodic review. Should this review identify an unfavorable record, it may result in the employee being transferred to a non-driving position or possibly terminated. All Supervisors are required to keep a copy of each employee's driver's license on file.

VEHICLE USE

If you are authorized to operate a City vehicle in the course of your assigned work, or if you operate your own vehicle in performing your job, you must adhere to the following rules:

- You must maintain a valid Florida license.
- You must maintain weekly mileage reports.
- You are responsible for following all the manufacturer's recommended maintenance schedules to maintain valid warranties, and for following the manufacturer's recommended oil change schedule.
- The City provides insurance on City vehicles, and will cover any damages or related costs, including towing charges, arising from an accident occurring within the scope of employment. However, you will be considered completely responsible for any fines, moving or parking violations at any time while the vehicle is under your use or control, and from accidents or damages arising outside the scope of employment or from the misuse or careless operation of your vehicle.
- You must keep the vehicle clean at all times. You must also wash and vacuum the vehicle as often as necessary. You will be reimbursed for your reasonable expense of keeping the vehicle clean. Please retain any receipts for reimbursement.
- Persons not authorized or employed by the City cannot operate or ride in a City vehicle.
- Prior to operation of any City vehicle, your supervisor will train you on the appropriate steps to take if you are involved in an accident. These procedures shall be in accordance with the City's Incident and Accident Policy.
- All employees who operate or ride in City vehicles shall wear properly fastened and adjusted seat belts, shoulder harnesses and other such similar equipment when provided in the vehicle they are operating or riding in. Employees shall report any malfunction of seat belts so that it may be repaired or replaced as soon as possible after its discovery.

Employees of the City of Panama City Beach who are on immediate call, and are required to respond to crisis situations, are eligible to request the use of their assigned vehicle to and from work while on call. Employees will submit to their Supervisors a written request stating the purpose for which their vehicle will be used for and the approximate mileage to and from work. All requests will be submitted to the City Manager for final approval.

OFF DUTY EMPLOYMENT

Refer to Ordinance No. 498 codifying the rules governing secondary or off-duty employment. A copy of this ordinance can be obtained upon employee's request, and employees can review the ordinance at the Civil Service Office.

EXIT INTERVIEWS

Termination of employment is an inevitable part of personnel activity within any organization, and many of the reasons for termination are routine. Below are examples of some of the most common circumstances under which employment is terminated:

- Resignation - voluntary employment termination initiated by an employee.
- Discharge - involuntary employment termination initiated by the organization.
- Retirement - voluntary employment termination initiated by the employee meeting age, length of service, and any other criteria for retirement from the organization.

The City will generally schedule exit interviews at the time of employment termination. The exit interview will afford an opportunity to discuss such issues as employee benefits, conversion privileges, repayment of outstanding debts to the City, or return of the City-owned property. Suggestions, complaints, and questions can also be voiced.

Employees will receive their final pay in accordance with applicable state law. Employee benefits will be affected by employment termination in the following manner. All accrued, vested benefits that are due and payable at termination will be paid. Some benefits may be continued at the employee's expense if the employee so chooses. The employee will be notified in writing of the benefits that may be continued and of the terms, conditions, and limitations of such continuance.

SECTION IV

COMPENSATION PLAN

SALARY AND WAGE SCHEDULE

The salaries of employees of the City of Panama City Beach shall be on the basis of grade schedules prescribed in the Job Classification and Pay Plan adopted by the City Council. A copy of the pay plan program is available in the Human Resource Office.

ANNUAL EVALUATION

Employees may be evaluated on his/her overall performance annually or as set forth in the evaluation policy. Salary increases will be computed on the basis of a percentage determined annually and in accordance with the pay plan adopted by the City of Panama City Beach. However, upon reaching the maximum of his/her pay range, employees are eligible only for cost of living increases.

ENTRANCE PAY RATE

The pay rate at time of appointment to any position shall be the minimum for the position grade. Compensation at higher rates may be considered when experience, skill, training or conditions of the labor market justify such action. The City Manager, upon recommendation of the responsible Supervisor and Department Head, is authorized to make salary offers up to the midpoint of the position grade. Salary offers above the midpoint of the position grade shall be approved by the City Council.

PAY RATES AFTER LEAVE OF ABSENCE, RECALL OR REINSTATEMENT

When an employee returns to duty in the same or comparable position after a leave of absence or recall, he/she shall receive the rate in the grade schedule corresponding to the rate received at the time of departure, or a higher rate if the range for the position has been upgraded due to a cost-of-living increase, general increase or position re-evaluation. Pay rates for reinstated employees shall be treated in the same manner as a new hire. Consideration for a higher grade or rate shall be given if the qualifications of the employee have been increased.

RATE OF PAY ON PROMOTION

When an employee is promoted to a position with a higher grade schedule, the employee shall receive a salary increase at the discretion of the City Manager however, will be at least to the minimum rate of the new pay grade.

RATE OF PAY ON DEMOTION

When an employee is demoted to a position with a lower pay grade schedule, the employee's new salary rate shall not exceed the maximum rate established for the lower pay grade.

RATE OF PAY ON TRANSFER

Employees transferred to another position in the same job classification or to a different position with the same pay grade shall not be eligible for a pay increase. Employees transferred to another position in a lower job classification or pay grade shall be handled in accordance with the policy established above for Demotions.

RATE OF PAY ON RECLASSIFICATION

When a position is reclassified to a higher class or grade, adjustments to salary shall be handled in the same manner as Promotions. When a reclassification results in assignment to a lower class or grade, adjustment shall be made in accordance with the rules for Demotions.

OTHER INCREASES

Cost-of-living or general increases may be recommended by the City Manager for the City Councils approval when appropriate. Such increases may result in the pay grade range (minimum/maximum) being adjusted.

OVERTIME WORK AND PAY

When operating requirements or other needs cannot be met during regular working hours, employees may be scheduled to work overtime hours. When possible, advance notification of these mandatory assignments will be provided. All overtime work must be authorized the responsible Supervisor and Department Head prior to performance of overtime work. Overtime assignments will be distributed as equitably as practical to all employees qualified to perform the required work.

The responsible Supervisor shall maintain accurate records of all overtime approved and justification for same. Each responsible Supervisor shall submit a statement to the Department Head reflecting all overtime conducted on a bi-weekly basis to include overtime justification. The Department Head shall have the responsibility to monitor the overtime reported and to investigate any unusually large amounts. Employees may be required to work overtime, or work on days off, in order to meet special situations, emergencies or demands. Employees may be asked to volunteer for overtime to accomplish non-emergency requirements.

Overtime compensation is paid to all nonexempt employees in accordance with federal and state wage and hour restrictions. Overtime pay is based on actual hours worked. Time off on sick leave, vacation leave, holiday, or any leave of absence will not be considered hours worked for purposes of calculating overtime.

Failure to work scheduled overtime or overtime worked without prior authorization from the supervisor may result in disciplinary action, up to and including possible termination of employment.

Employees are eligible for overtime pay in accordance with the Fair Labor Standards Act (FLSA). This provides for eligible employees to be paid overtime at a rate of not less than one and one-half times regular pay for all hours worked in excess of the standard (40 hours) specified for the work week (Excluding Police and Fire employees on authorized special shifts).

For purposes of computing overtime of less than one hour, increments in one fourth of an hour will be used. Fifteen minutes is established as the minimal amount of work performed to be eligible for overtime.

If an employee is called into work on a normally scheduled off holiday, that employee will receive pay in accordance with the holiday pay as set forth in section V.

ON-CALL PAY

Employees who are required to remain on-call before or after their regular work hours will be provided with a cell-phone or beeper so they will be free to move about while on-call. If called in to service, employees will receive a minimum two (2) hours pay and will be compensated on an hour to hour basis with such pay subject to the provisions of overtime compensation. If an employee is on call and is not issued a vehicle to use he/she will receive a minimum four (4) hours pay.

AUTHORIZED EMERGENCY PAY

When the County Emergency Operations Center is officially activated, the City Manager shall have the power to make decisions which are in the best interest of the City, and the City Manager will designate those individuals who are salaried that will be directly involved with declared emergency operations of the City. The designated employees will be required to utilize a time card and keep their time in the same manner as required for hourly employees, to enable the City to reimburse said employees for overtime hours worked during the declared emergency, notwithstanding the fact that they may be salaried employees.

SECTION V

EMPLOYEE BENEFITS

The City of Panama City Beach seeks to provide for its employees the protection and security of continuing salary or wage payments during periods when illness, vacation, emergency, or certain civic responsibilities may require time away from the job. Such periods, termed "leaves of absence", are to be considered a privilege--not a right. They are to be administered with the understanding that the City seeks to provide time off with pay in situations where such is reasonable and does not interfere with the City's ability to perform its normal municipal functions.

SICK LEAVE

One work day of sick leave allowance shall be granted for each month of service completed. Regular full time employees earn 3.69 hours (4.89 hours for line firefighters) of sick leave per pay period worked. Sick leave may not be used until three (3) months service is completed. Sick leave does not accumulate while on leave without pay unless otherwise provided by state or federal law. Part time or seasonal employees are not eligible for this benefit.

The City has no maximum for sick leave accumulation.

Regular full-time employees who were employed on or before January 1, 1998, will be paid for not more than 2080 (2756 for line firefighters) accumulated sick leave hours upon separation. After **June 1, 2017**, a line firefighter changing to a 2080 annual hour employee, will not be paid for more than 2080 hours under this rule.

Regular full-time employees were hired after January 1, 1998 but before August 1, 2001, are eligible for not more than 500 hours of accrued sick leave upon separation.

Regular full time employees hired after August 1, 2001 but before **June 1, 2017** are eligible to be paid for accrued sick leave upon separation based on the following schedule not to exceed the cap of 500 hours pay out:

YEARS OF SERVICE COMPLETED	ACCRUED SICK LEAVE PAID UPON SEPARATION
1-9	0%
10-14	50%
15-19	75%
20+	100%

Regular full time employees hired after **June 1, 2017** are not eligible to be paid for accumulated sick leave upon separation.

All other employees will be eligible to be paid for accumulated sick leave upon separation, though the amount of pay-out leave shall be frozen at the employee's current sick leave balance existing on **June 1, 2017** for pay out purposes. Any new sick leave accrued above the frozen balance will not be credited to the employee upon separation, and conversely, use of frozen (banked) leave shall be forfeited by employee as it is used.

Sick leave is to be used for employee's illness or illness of employee's spouse, children or a parent in which the employee is needed to provide care. **SUBMISSION OF PROOF MAY BE REQUIRED.**

A. Employees who are absent more than three (3) consecutive scheduled working days due to illness may be required to submit a physician's statement, at the request of the employee's supervisor.

B. Supervisors are authorized to make any investigation of benefits, claimed by their employees under this rule, which they deem necessary and to deny any claims not properly substantiated.

C. For purposes of reporting sick leave, increments in one fourth of an hour will be used. Fifteen (15) minutes is established as a minimal amount of sick leave to be reported.

D. The unscheduled use of sick leave on six (6) or more occasions within a twelve month rolling period will be documented to the employee's personnel file by the employee's supervisor and may reflect negatively on the employee's annual evaluation. All consecutive work day absences for the same reason will be considered as one occasion for the purpose of this policy. The unscheduled use of sick leave on six (6) or more occasions, or as otherwise found to be excessive by the supervisor and Department Head, may be subject to discipline.

E. Sick leave earned and not used during any pay period will be credited to the employee on the last day of that pay period.

F. All Department Heads and supervisors will ensure sick leave is accurately recorded and meet all the guidelines in this section.

ANNUAL LEAVE

All regular full-time employees accrue annual leave on a bi-weekly basis for 26 pay periods each year according to the following schedule:

YEARS OF SERVICE	40 HOUR STATUS				53 HOUR STATUS			
	HRS PER PAY PERIOD	ANNUAL HRS	DAYS	MAX CARRY	HRS PER PAY PERIOD	ANNUAL HRS	DAYS	MAX CARRY
DAY 1 - YEAR 5	3.69	96	12	240	4.89	127	12	240
YEARS 6 - 10	4.62	120	15	240	6.12	159	15	240
YEARS 11 - 15	5.54	144	18	240	7.34	191	18	240
YEARS 16 - 20	6.46	168	21	240	8.56	223	21	240
YEARS 21 AND UP	7.38	192	24	240	9.78	254	24	240

Annual leave may not be taken until six (6) months service is completed. In extenuating circumstances, this may be waived at the request of the employee's supervisor with concurrence of the Department Head, and approval of the City Manager. Annual leave does not accumulate while on leave without pay unless otherwise provided by state or federal law. Part-time or Seasonal employees are not eligible for this benefit.

The maximum annual leave for regular full-time employees hired prior to January 1, 2007 who have presently accumulated annual leave in excess of the maximum caps established herein applicable for their years of continuous service will be capped at their present accumulation of leave until they qualify for the next "years of service" category. The maximum annual leave for those regular full-time employees hired prior to January 1, 2007, who have accumulated in excess of 24 days shall be capped at their present accumulation of leave, and such employees shall not accumulate any leave in excess of such cap.

A maximum of 240 hours may be accumulated into an emergency leave bank. Amounts in excess of 240 hours shall be lost if not used by December 31. Leave shall normally be granted in accordance with the preference of the employee if and when, in the opinion of the employee's supervisor, it will not be detrimental to departmental operations.

- A. Upon completion of probation, employees in regular positions will be eligible for payment of accumulated emergency leave not to exceed 240 hours and any unused annual leave in cases of separation from employment with the City. An employee with less than twelve months service is NOT eligible for annual leave pay upon separation.

- B. Annual leave pay may be used to supplement absence on account of sickness or injury in the event accumulated sick leave is not sufficient to cover the length of sickness or injury.
- C. In the event of an employee's death, his/her beneficiary shall be paid for any accumulated annual leave for which the employee was eligible.
- D. Employees must exhaust all annual leave prior to requesting leave without pay except as waived by the City Manager or as provided by law.
- E. Holidays which occur during the period selected by the employee for his/her annual leave shall not be charged against such annual leave. However, the holiday will be charged against holiday leave regularly due the employee.
- F. An employee shall submit his/her request for his/her annual leave to his/her supervisor for approval at least forty-eight (48) hours prior to the first day of the leave period requested by the employee.
- G. All supervisory personnel shall make every effort to provide their respective employee with the opportunity to take their accumulated annual leave at least once a year to remove themselves from the work atmosphere for relaxation and rest in order to return to their jobs refreshed and ready to perform at their maximum efficiency.

LEAVE WITHOUT PAY

A leave without pay is time off without pay for a period of time appropriate to the circumstances as hereinafter defined, unless otherwise specified. Any renewal must be by mutual written agreement.

Health and life insurance benefits may be continued on the employee for the term of the authorized leave if the employee so desires. One hundred percent of the cost of the coverage shall be paid in advance by the employee.

Generally, employees on unpaid leave are not entitled to continue accruing paid leave benefits. This includes employees who are receiving income replacement benefits such as short-term disability, long-term disability or workers' compensation. However, employees on eligible military leave or family medical leave, may use earned vacation time while on the approved leave of absence.

When an employee is out on leave without pay that is protected by the Family and Medical Leave Act (FMLA) or Uniformed Services Employment and Reemployment Rights Act (USERRA), that employee will continue accruing paid leave as long as the employee is using earned annual leave. If an employee on FMLA or military leave uses all paid annual leave in accordance with the City's Leave Policy and remains unable to

return to work, then the remainder of the FMLA or military leave, will be unpaid. During the period of unpaid FMLA or military leave, the employee will not continue to accrue paid leave, consistent with the City's policy for all types of unpaid leave.

Please see the human resource department for questions about FMLA leave and USERRA leave.

A leave without pay of less than 30 days will not constitute a break in service with the exception of employees on approved military leave as protected under USERRA.

A. Eligibility for Leave Without Pay

Regular full-time employees are eligible to be considered for leave without pay unless otherwise specified. Part-time or seasonal employees are not eligible for this benefit.

B. Application for Leave Without Pay

No application for leave without pay will be considered unless it is applied for in writing, on forms provided for that purpose. In all cases, the forms shall be completed at least two weeks prior to leave; shall specify the type of leave; and, will be signed by the employee to signify his/her understanding and acceptance. No leave without pay request is considered granted unless recommended by the employee's supervisor and Department Head with the City Manager's approval. Exceptions may be granted when circumstances of FMLA and military leave do not allow for such notifications.

C. Employees returning from a leave without pay must:

1. No later than two weeks prior to their scheduled date of return, confirm to their supervisor their date of intended return to active employment. Any request to change their scheduled date of return or intention to resign should be reported as soon as known.
2. Those employees returning from a medical leave of absence shall furnish a signed letter from their personal or treating physician, indicating the employee can resume his/her employment. Arrangements may be made with the Civil Service Office, through their Department Head, to have them examined by a designated City chosen physician before returning to work.

D. Employees on leave without pay will be terminated if they have:

1. Failed to furnish a true statement of the reason for leave or required official documentation.
2. Accepted other employment while on leave, unless a specific request has been applied for and approved in writing.
3. Failed to return to work at the expiration of leave or by falsifying actual date of return.

TYPES OF LEAVE WITHOUT PAY

A. Military Leave

Time off for military duty (Armed Forces and National Guard training) will comply with all Federal and State Statutes.

B. Maternity Leave

Maternity leave will comply with all Federal and State Statutes.

C. Family and Medical Leave

Leave will comply with the Family and Medical Leave Act of 1993.

D. Bereavement Leave

Three (3) days of Bereavement Leave will be granted to individuals with a verifiable death to an immediate family member for individual employees without time off available through the use of remaining sick leave or vacation time. Regular full-time employees may also use a maximum of three (3) hours of accrued sick leave to attend a funeral with pre-approval of the Department Head and with department needs taken into consideration.

HOLIDAYS

The following twelve (12) days are scheduled holidays for all employees of the City of Panama City Beach that are not on a twenty four hour shift and when schedules permit as amended by Resolution 13-41:

1. The first of January - New Year's Day
2. The third Monday in February - President's Day
3. The last Monday of May - Memorial Day
4. The Fourth of July - Independence Day
5. The first Monday of September - Labor Day
6. November 11th - Veterans Day
7. The fourth Thursday of November - Thanksgiving
8. The Friday after Thanksgiving - Thanksgiving Friday
9. The twenty-fourth of December - Christmas Eve
10. The twenty-fifth of December - Christmas Day
11. The thirty-first of December - New Year's Eve
12. The Employee's Birthday

Holidays may vary according to department policies due to shift constraints. Employees in each department are instructed to see their Department Head for specific instructions.

All departments must submit a written plan to the City Manager.

Holidays must be taken as they occur except as approved by the City Manager.

Applicable rules for Holiday Leave are as follows:

- In situations where a recognized Holiday falls on a Saturday, City Offices will be closed the preceding Friday. In situations where a recognized Holiday falls on a Sunday, City Offices will be closed the following Monday. This rule may be changed at the discretion of the City Manager.
- Permanent full-time employees not scheduled to work on the recognized Holidays will be given time off and paid for eight (8) hours of regular pay for the Holiday. Permanent part-time employees will be given will be paid for four (4) hours of regular pay for the Holiday. If the employee is called into work on a normally scheduled off Holiday, the employee will receive their normal holiday hours in addition to receiving time and one-half the rate of normal pay for the hours required to work. Supervisors should make every effort to release the employee as soon as possible.
- Permanent full and part-time employees scheduled to work on the recognized Holiday will be paid for eight (8) hours of regular pay for permanent full-time and four (4) hours for permanent part-time for the Holiday in addition to regular pay for the time actually worked. Alternately, the employee may take the Holiday as scheduling permits with Supervisor and Department Head approval. If an employee takes a Holiday before it is earned and subsequently terminates employment with the City, the employee agrees to repay the City for the unearned Holiday time. Alternate holidays must be taken prior to December 31st of the current year or be paid for prior to the start of the next year.
- To be eligible for Holiday pay, an employee must have worked his/her last full scheduled day prior to the Holiday except when the employee is on approved leave status.
- Employees on approved leave during periods when recognized Holidays occur will not have the Holiday charged against their leave account; the time will be paid as Holiday hours except as authorized by the City Manager.

OCCUPATIONAL DISABILITY

All cases of injury occurring on the job shall be filed for action under the provisions of Workers Compensation however, any employee disabled as the result of a job related injury shall be terminated after a period of one year unless the employee makes application requesting an extension of time, which may or may not be granted.

An employee may choose to utilize 1/3 day of accrued sick leave or may, in absence of sick leave, use 1/3 day of annual leave for each day he/she is determined, by a

physician, as disabled because of a work-related injury. This utilization shall include the seven day waiting period as established by Workers Compensation Law, as well as the remaining period of disability for the work-related injury. Neither sick leave nor annual leave will accumulate during the period of disability when an employee has exhausted all accrued sick leave and vacation time.

COURT DUTY

An employee who is legally summoned to serve on a jury during a court trial or subpoenaed to be a witness in a legal proceeding may be permitted absence with pay for the time required for such duty. When excused or relieved from such service, the employee shall report for his/her regular employment, provided, however, that at least three hours remain during his/her regular work day. Any fees paid for such service may be retained by the employee.

Failure to return to work or report end of court service time may result in disciplinary measures.

OTHER BENEFITS

GROUP HEALTH AND LIFE INSURANCE

Probationary and regular employees are eligible for the group health and life insurance program on the first day of the fourth month. Each employee will receive a booklet with pertinent information. The program provides health coverage for the employee only at 100% employer's contribution and dependents coverage can be added at the employee's expense. A basic life coverage policy of \$15,000.00 for the employee only. Group health insurance coverage may be continued while an employee is on approved no-pay leave of absence, however, the employee will pay 100% expense for health and life insurance premiums. The City's group health and life insurance program is continued until the last day of the month in which the employee terminates. However, coverage may be converted to individual policies upon termination in accordance with Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA) regulations. A retired employee may elect to stay under the group coverage by paying 100% of the insurance premium.

Other insurance programs may be offered to employees from time to time with the employee paying 100% of the expense.

UNIFORMS

Employees in certain jobs where uniforms are required may be furnished uniforms at no cost to the employee. Employees must return all uniforms when they terminate employment before the final paycheck will be processed. Uniforms not returned will be paid for by the employees.

RETIREMENT

Regular full-time employees are provided with a retirement plan through a City sponsored plan with contributions being paid by the employee and City. See the Human Resource Manager for a copy of the Summary of Plan Provisions for the respective retirement plan. This document is given with the New Hire Orientation packet.

INCENTIVE PROGRAMS

A. ANNUAL INCENTIVE. Regular and Part-time employees receive once a year an annual incentive in the middle of November based on length of service. Employees with one year or less receive \$100.00, Employees of two to five years receive \$250.00, Employees of five to ten years receive \$350.00, Employees of ten years or more receive \$500.00

B. Other Incentive Programs may be provided as deemed beneficial by the City Manager and approved by the Council.

TRAVEL

Purpose and Intent. City officers and employees shall be reimbursed for actual and necessary travel and expense incurred while on official business, as approved by the City. In no event shall reimbursement be made in excess of expenses actually incurred and receipt or proof of payment must be furnished for reimbursement.

Approval. All travel must be authorized by the City Manager. Any travel by the City Manager must be authorized by the City Council.

Daily Allowances for Meals and Lodging.

Meals. Meals shall be reimbursed at the maximum rate of Thirty Six Dollars (\$36) per day (including tax and gratuities). The per-meal breakdown is:

Breakfast: \$6.00
Lunch: \$10.00
Dinner: \$20.00

Lodging. Lodging shall be reimbursed based on the itemized hotel receipt at the single occupancy rate. Requests for reimbursement at rates that exceed \$150 per night must include justification for the additional expense.

Meal and lodging rules for travel of a short distance and/or duration: The cost of lodging within 50 miles of the traveler's headquarters will not be reimbursed without justification.

There is no meal allowance for travel of a duration of twelve hours or less.

Transportation allowances. Transportation shall be by automobile wherever practicable and by City vehicle whenever possible. Reimbursement for use of a private vehicle shall be at the current per-mile rate established by the Internal Revenue Service at the time

the expense was incurred. Mileage is reimbursable to only one of two or more employees traveling on the same trip and in the same vehicle.

Incidental allowances. In addition to meals, lodging or transportation, the following incidental expenses may be reimbursed:

- a. Reasonable taxi fare and car rental (by receipt);
- b. Ferry, bridge, road and tunnel tolls;
- c. Storage or parking fees (by receipt);
- d. Communication expenses (telephone/fax/internet, by receipt); and
- e. Conference registration fee (by receipt).

Advancements. A traveler shall not have more than one advance at a time. The advance must be settled no later than 10 workdays from the travel ending date. If not settled within 30 workdays, the City will garnish a traveler's wages through Payroll. The traveler may make payment arrangements for a garnishment deduction until the cash advance is settled completely. If the travel advance results in payroll garnishment, then the traveler will not qualify for future travel advances.

Council action. Whenever the actual expenses incurred or to be incurred may exceed the maximum amounts specified herein, the City Council may specifically approve the payment of such expense.

**SECTION VI
POSITION CLASSIFICATION PLAN**

PROMOTIONS

- A. It is the policy of the City to provide employees the opportunity for advancement by promoting from within whenever possible. Promotions to more responsible positions shall be based on demonstrated performance, a cooperative attitude, education, experience, and special qualifications.

- B. Pay increases shall be approved in accordance with Panama City Beach Pay Grade Plan.

- C. Announcements of position vacancies shall be made as they occur. Employees who have attained regular status and desire advancement to higher level positions are encouraged to prepare a request for consideration, stating their reasons and qualifications. All job openings must be posted in all Departments for five work-days prior to filling vacancies in order to allow employees the opportunity to make application for advancement. All such requests shall be reviewed by the responsible Supervisor, Department Head and the City Manager. Applicants shall be notified when selections are made.

- D. During the budget preparation cycle, from initial submission until approval, all promotions shall be frozen unless approved by the City Manager.

DEMOTIONS

Full-time employees are covered under the Civil Service Rules.

TRANSFERS

Full-time employees are covered under the Civil Service Rules.

CLASSIFICATIONS OR RECLASSIFICATION

Full-time employees are covered under the Civil Service Rules.

REDUCTION IN FORCE (RIF)

Full-time employees are covered under the Civil Service Rules.

SECTION VII

1. DISCIPLINARY ACTION/TERMINATION

It shall be the policy of the City of Panama City Beach to administer discipline with fairness and equity. The intent of the disciplinary process is to correct behavior, not to administer punishment. An employee whose work, actions or conduct falls below City standards outlined in this manual will be subject to disciplinary action, up to and including immediate termination, depending upon the distinct phases. These phases, however, do not need to proceed sequentially. Employees engaged in conduct that is dishonest, immoral, dangerous, threatening, violent, abusive, destructive, grossly insubordinate or illegal may be terminated immediately without prior written or oral warning.

All disciplinary actions involving suspensions without pay or termination require the recommendation of the Department Head and the approval of the City Manager. In any disciplinary action the employee shall be instructed of the following. (Refer to the Civil Service Charter Section 6-12 page Civil Ser. 5 & 6 for details.):

- The cause for disciplinary action
- The specific reasons supporting the cause
- The discipline to be imposed
- The effective date
- The right of appeal

2. DISCIPLINARY PROCESS

A. **Oral Warning** - The employee's Supervisor will verbally outline the particular offense (s) and suggest possible ways to correct the problem (s). Employees should be made aware that the Supervisor is issuing an oral warning that the employee should take corrective action and that if the problem is not corrected further disciplinary action will ensue. An Oral Warning Notice will be placed in the employee's personnel file, and a copy of the notice will be given to the employee.

B. **Written Warning** - A written warning will be issued upon the Employee Warning Notice Form in the event that the employee does not correct their behavior or performance or if the infraction is serious enough to warrant an immediate written reprimand in the employee's personnel file. The Supervisor will present the employee with a written warning detailing the offense (s) and expectations for the employee. Should the employee fail to correct their behavior additional disciplinary action may be taken up to and including termination. A copy of this notice will be maintained in the employee's personnel file.

C. **Suspension** - This form of discipline is administered as a result of a severe infraction of the employee **Standards of Behavior** (see Section VII, Item 3) or for failure to correct previously noted improper behavior or substandard performance. The employee will be suspended without pay for a period of no more than thirty (30) days. A record of this action

will go into the employee's personnel file. The employee will be clearly advised in writing of the reason(s) for the suspension and what action may be taken to prevent further disciplinary action. Further disciplinary action resulting from the same or similar behavior will result in the employee's immediate termination. Employees may appeal suspensions through the Board of Civil Service Commissioners (See the Civil Service Charter Section 6-12 page 6 for details).

D. **Termination** - An employee may be terminated from the job for flagrant violations of the employees' **Standards of Behavior** with or without previous notice. An employee may also be terminated for repeated failures to correct behavior or improve performance which has resulted in previous disciplinary action. The employee will receive notification of termination in writing, which clearly specifies the reasons for the termination and the right to appeal through the Board of Civil Service Commissioners. Probationary employees may be terminated at any time without cause and without right of appeal. Notification of termination shall be provided in writing to the employee and a copy placed in their personnel file.

E. **Administrative Leave** - The Department Heads or Managers may place an employee on administrative leave for 24 hours, with or without pay, while the facts surrounding a disciplinary action are gathered. The City Manager may place an employee on administrative leave for periods of time in excess of 24 hours if additional time is required to review the circumstances pertaining to a disciplinary action thoroughly. If upon investigation it is found that the employee did not commit an infraction of the employee **Standards of Behavior** the employee will be paid for the period of suspension. If it is determined that the employee did violate the employee **Standards of Behavior** the employee shall be terminated as of the effective date of the administrative leave.

3. STANDARDS OF BEHAVIOR

It is the responsibility of the employees of the City of Panama City Beach to maintain high standards of quality, efficiency and integrity in their work. If an employee's conduct falls below these standards he may be subject to disciplinary action. Generally these Standards of Behavior have been grouped into three categories, Class I, Class II and Class III. Violation of Class I standards may result in the employee's immediate dismissal. Violation of Class II and Class III standards may result in an employee's immediate termination or other disciplinary action depending upon the nature, frequency, and severity of the violation and the work record of the employee involved. The following are some of the primary reasons for disciplinary action or termination. The list is not meant to be all inclusive and there are many factors which must be taken into consideration when deciding upon disciplinary action.

CLASS I:

- Chronic incompetence and/or chronic inefficiency in the performance of duties, such as excessive absenteeism or tardiness, insubordination or inability to perform assigned duties.

- Conviction of a felony criminal offense or the unlawful sale, use or possession of any illegal drug.
- Possessing, using or being under the influence of any drug, narcotic or alcohol while on duty or while operating any City vehicle.
- Offensive or abusive conduct or language.
- Physical violence, threatening conduct or language.
- Attempting to induce any officer or employee of the City to violate any unlawful or reasonable regulation.
- Acceptance of any inducement to violate any lawful or reasonable regulation.
- Acceptance of any unauthorized inducement in performance of duties.
- Intentionally falsifying any City records.
- Theft of materials, supplies, equipment or property of the City.
- Use of City property for personal gain.
- Divulging or misusing confidential information for personal gain.
- Conducting activities, and/or using City equipment, relating to secondary employment or otherwise in conflict with the interest of the City while on City time.
- Involvement in political campaigns or activities while on City time.
- Harassment, sexual or otherwise, of any employee, officer or citizen of the City of Panama City Beach.
- Discrimination, in any form, against any person(s) as protected by the laws of the State of Florida and the Federal Government.

CLASS II:

- Violations of any lawful and reasonable regulation, order or direction made or given by a direct Supervisor or Higher Authority.
- Carelessness, negligence or damaging any City property, equipment or materials.
- Violation of established safety measures.

- Making false accusations against co-workers or Supervisors.
- Operation of City vehicles without proper license or in violation of the laws of the State of Florida, the County and the policies of the City.

CLASS III:

- Absenteeism without proper notification or approval.
- Bypassing the established chain of command.
- Inability to work effectively with co-workers.
- Excessive use of City telephones for personal calls. Failure to reimburse the City for any personal long distance charges incurred by the employee.
- Failure to be clean and properly dressed in a manner suitable for employee's position and to reflect a favorable image for the City.

4. COMPLAINT ADJUSTMENT

The disciplinary process is intended to provide employees with due process, information, feedback and if necessary an avenue of appeal through the Board of Civil Service Commissioners. During the disciplinary process, the employee will receive copies of all reports and information relating to the alleged offense. All such information will become part of his/her personnel file. All information will be discussed with the employee by their Supervisor.

If an employee feels he has been judged unfairly, the employee is entitled to appeal, through the established chain of command, any disciplinary action. (Refer to the Civil Service Charter Section 6-12 page 6 for details.):

It shall be the policy of the City to attempt to resolve disputes which may arise between employees and their Supervisors, provide clarification or interpretation of the City's policies and procedures or resolve matters of perceived discrimination or harassment in an amicable professional and systematic manner. The complaints of employees shall be addressed without fear of reprisal or retribution through the complaint adjustment process.



CITY OF PANAMA CITY BEACH AGENDA ITEM SUMMARY

1. DEPARTMENT MAKING REQUEST/NAME:

ADMINISTRATION

2. MEETING DATE:

06/22/2017

3. REQUESTED MOTION/ACTION:

Staff recommends approval of the revisions to the City's Personnel Policy Manual

4. AGENDA

PRESENTATION
PUBLIC HEARING
CONSENT
REGULAR

5. IS THIS ITEM BUDGETED (IF APPLICABLE)? Yes No N/A
BUDGET AMENDMENT OR N/A

DETAILED BUDGET AMENDMENT ATTACHED Yes No N/A

6. BACKGROUND: (WHY IS THE ACTION NECESSARY, WHAT GOAL WILL BE ACHIEVED)

The City of Panama City Beach Personnel Policy Manual has not been updated since 11/15/2010. The policy manual has been updated to reflect currently approved policies, new or updated policies, and other format changes.

Staff recommends approval with an immediate effective date:

Summary of changes include:

Addition of Application and Revision of Policies statement for clarification on policy changes and forms

Updated welcome messages

Addition of customer relations paragraph

New acknowledgment and receipt page

Added Nature of Employment and At Will Policy for definition and clarification of Florida policy

Changes to ADA and ADA AAA policy: Added ADA AAA and identified an ADA Coordinator

Minor change to Cellular Phone Policy to include maintaining records in compliance with Florida Sunshine laws.

Wording and clarification changes to Section II and Section IV to update definitions

Changes to the Holiday Pay section of Section V standardizing how holiday pay is accomplished throughout the City.