ORDINANCE No.: 33/ 1 2 AN ORDINANCE REPEALING CHAPTER 28 OF THE OCEAN VIEW CODE AND PROVIDING FOR A REVISED PERSONNEL SYSTEM FOR THE TOWN OF OCEAN VIEW 3 4 5 WHEREAS, the Town Council has the authority, pursuant to Section 5.101 of the Charter, to establish a personnel system relating to all appointments and promotions of Town employees and their 6 7 compensation, pension, and such other benefits as the Town Council shall deem necessary and best; 8 and 9 WHEREAS, the Town Manager (i) is responsible for administering the personnel system of the Town and 10 (ii) shall prepare such rules and regulations as are necessary to comply with the Charter; and 11 WHEREAS, the Town Council has determined that it is in the best interests of the Town to review and 12 revise the existing personnel system of the Town and the related policies as they relate to all employees; 13 and 14 WHEREAS, the Town Manager has prepared rules and procedures necessary to comply with the Charter 15 and has presented an updated Employee Manual to the Town Council for its approval; and 16 WHEREAS, the Town Council has reviewed the Town Manager's recommendations and has determined 17 that the updated Employee Manual is appropriate and should be separately approved. 18 NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF OCEAN VIEW THAT: 19 Section 1. Chapter 28 of the Ocean View Code, entitled "PERSONNEL POLICY", is hereby repealed in its 20 entirety. 21 Section 2. The Town Manager shall promulgate rules and regulations to be known as the Employee 22 Manual, subject to review and approval by the Town Council, and shall administer the personnel system 23 of the Town in compliance with said Employee Manual. Section 3. No portion of any Employee Manual promulgated by the Town Manager that is inconsistent 24 25 with Title 11, Chapter 92, Delaware Code Annotated, entitled "Law Enforcement Officers' Bill of Rights" 26 or Chapter 93, entitled "Police Chief Due Process" shall apply to sworn police officers of the Ocean View 27 Police Department. 28

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30 31	Section 4. This Ordinance shall be effective upon its adoption by a majority of all members elected to the Town Council of Ocean View.
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33	TOWN OF OCEAN VIEW
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35	By: Maifelin
36	Mayor
37	{Seal}
38	Attest: Monad Wolmant
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42	First Reading: 10/11/16
43	Second Reading: 11/8/16
44	First Reading: 10/11/16 Second Reading: 11/8/16 Adopted: 11/8/16
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49	<u>Synopsis</u>
50 51 52	This proposed ordinance provides for the repeal of existing Chapter 28 of the Town Code; directs the Town Manager to prepare an updated Employee Manual for all Town employees; and confirms that the Town Manager shall be the administrator of the Town's personnel system.