

1 **FLOOR SUBSTITUTE**

2 **BOARD BILL # 420 INTRODUCED BY ALDERMAN STEPHEN GREGALI**

3 An Ordinance to repeal Ordinance No. 67332, approved December 11, 2006 establishing the
4 salaries of employees in the Sheriff's Office and enacting in lieu thereof a new Ordinance fixing the
5 annual rate of compensation of command personnel and deputies appointed to assist in the
6 performance of the duties of the Sheriff and containing an emergency clause.

7 **BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:**

8 **SECTION ONE.** Ordinance 67332 approved December 11, 2006 is hereby repealed and
9 a new ordinance is hereby enacted, to read as follows:

10 **SECTION TWO.** The following command personnel and deputies in the Sheriff's Office
11 as may be appointed under provisions of Section 57.530 Missouri revised Statutes, 1978 shall be
12 compensated not in excess of compensation as established in accordance with Section Three and
13 subsequent sections of this ordinance.

14	TITLE	GRADE
15	Chief Executive Deputy - Attorney	16G
16	Lieutenant Colonel - Administrative Aid Captains	18G
17	Majors	17G
18	Captains	16G
19	Lieutenants	14G
20	Sergeants	13G
21	Senior Deputies	12G
22	Deputy Sheriffs Level 1	11G
23	Deputy Sheriff Level 2	10G

(1) (a) SECTION THREE. OFFICIAL PAY SCHEDULE OF GRADES.

There is hereby adopted as the compensation schedule for all pay ranks established in Section Two beginning with the bi-weekly pay period starting December 23, 2007, or the beginning of the first bi-weekly pay period starting concurrently with or after the effective date of this ordinance, which ever date is later.

(1)(a)There is hereby adopted as the salary pay schedule for all classification grades of positions in Section One of this ordinance, beginning with the bi-weekly pay period December 23, 2007.

BI-WEEKLY RANGE OF PAY IN WHOLE DOLLARS

GRADE	MINIMUM	MAXIMUM
5	663	995
6	722	1083
7	788	1181
8	859	1287
9	935	1403
10	1019	1530
11	1112	1668
12	1212	1818
13	1340	2012
14	1542	2313
15	1773	2661
16	2040	3059
17	2346	3520
18	2697	4047
19	3103	4654

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1	20	3569	5352
2	21	3854	5780
3	22	4162	6242
4	23	4494	6743

5 **SECTION FOUR.** (A) A shift differential compensation for certain work assignments may
6 be paid. The Appointing Authority shall determine the work assignments or activities performed for
7 which shift differential compensation shall be paid.

8 Before shift differential compensation may be made an employee must have completed (5)
9 hours of regular employment before 7:00 A.M. or five hours after 3:00 P.M. in twenty four hour
10 period which begins at the employees' normal reporting time.

11 An employee shall be paid 1.00% of the employee’s regular base bi-weekly rate for each
12 eligible shift worked in a bi-weekly pay period.. An employee shall work a complete eligible shift
13 to receive shift differential compensation.

14 Shift differential shall not be paid to employees who work part-time, or full-time regular
15 employees docked for any portion of a shift. An employee shall receive shift differential for working
16 a portion of an eligible shift. Shift differential shall only be paid for whole hours worked, providing
17 the portion of the shift not worked is charged to paid leave. A fraction of an hour shall not be
18 counted toward the payment of the differential. An employee shall not receive shift differential
19 compensation for any overtime worked that is not part of their regular schedule.

20

1 Employees who work on a Saturday and/or Sunday shall be paid a weekend differential. This
2 differential shall be 1.00% of an employee's base bi-weekly rate and shall not be paid for any
3 overtime worked that is not part of an employee's regular schedule. An employee shall receive
4 weekend differential for working a portion of an eligible day. This differential shall only paid for
5 whole hours worked, providing the portion of the day not worked is charged to paid leave. A
6 fraction of an hour shall not be counted toward the payment of the differential. Weekend differential
7 shall not be paid to employees compensated on an hourly or per-performance basis or to bi-weekly
8 paid employees who work part-time or full-time regular employees docked for any portion of a day.

9 The Appointing Authority may approve the payment of hiring incentives to recruit qualified
10 personnel for positions that are difficult to fill. Hiring incentives shall be in any amount up to
11 twenty-five percent (25%) of the annual salary of the position for which the incentive is to be paid.

12 An employee who is appointed to a position requiring advanced technical skills or
13 professional qualifications may be paid at a rate up to ten (10%) higher than prescribed for the class
14 . Such advancement shall be made solely on the basis that the employee possesses exceptional
15 academic qualifications related to the duties of the position. The Appointing Authority may also
16 establish other bonus, incentive, or reimbursement programs to encourage current employees to
17 attain registration, licensure, certification, or proof of professional mastery when it is deemed to be
18 in the best interest of the service, or when such credentials are clearly recognized as adding to the
19 capability of individuals in that area. Incentives, bonuses, or reimbursements conveyed under such
20 programs would not result in an employee being ruled ineligible for bonuses or salary increases
21 permitted under other sections of this pay ordinance.

1 **The Appointing Authority may establish a location allowance for positions which are**
2 **difficult to fill at specific duty stations. This allowance shall be in an amount up to ten percent**
3 **of the median of the pay range of the position for which the allowance is to be paid. The**
4 **location allowance shall be considered an addition to pay and shall not change the employee's**
5 **base rate.** (Not included in City's Pay Bill)

6 (B) No employee shall be paid at the rate lower than the minimum or higher than the
7 maximum of the salary range established for the class to which his/her position has been allocated,
8 except as otherwise provided in this ordinance.

9 (C) When a new employee is approved under Section 57.530 Missouri Revised Statutes,
10 1978, the annual rate of compensation shall be twenty-six (26) times the first or lowest step within
11 each rank or position.

12 (D) Deputies and assistants in the Sheriff's Office may receive such hourly, daily or other
13 rate as may be allowed by the Circuit Court, for special services authorized by the Circuit Court, and
14 assigned by the Sheriff, when such special services are for additional work over and above the
15 regularly assigned working hours and payment of such special service is being taxed as costs in the
16 particular case or circumstance and deposit of such cost is made in advance of such special services.

17 **SECTION FIVE. Starting Salary**

18 The minimum rate of pay for a position shall be paid upon original appointment to the class,
19 unless the appointing authority finds that it is impossible to recruit employees with adequate
20 Qualifications at the minimum rate.

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1 If an advanced starting salary is necessary, the appointing authority may establish a
2 recruitment rate for a single position or all position in a class and authorize employment at
3 a figure above the minimum but within the regular range of salary established for the class.

4 **SECTION SIX. Promotion, Demotion, Reallocation and Transfer:**

5 An employee who is transferred, promoted, demoted, or whose position is reallocated after
6 the effective date of this ordinance, shall have his or her rate of pay for the new position determined
7 as follows:

8 (a) Promotion: This shall be defined as a change of an employee from a position of one class
9 to a position of another class with higher pay grade.

10 (1) When an employee is promoted to a position in the General Schedule, the employee's
11 salary shall be set at a rate which is five (5%) higher than the rate received immediately prior to
12 promotion. The Appointing Authority may approve up to a twenty percent (20%) salary adjustment
13 when such action is needed to attract experienced, qualified candidates for a position. Such salary
14 determination shall take into consideration the nature and magnitude of the accretion of duties and
15 responsibilities resulting from the promotion. However, no employee shall be paid less than the
16 minimum rate nor more than the maximum rate for the new class of position, except as otherwise
17 provided in this ordinance.

18 (2) Temporary Promotions: Promotions of employees regardless of status, made for a limited
19 duration, shall result in a salary adjustment as is Paragraph(a) (1) of this Section. Upon expiration
20 of the temporary promotion, the employee shall be returned to his/her former rate of pay, adjusted
21 by any increases the employee may have received in the absence of the temporary promotion.

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1 In no case shall the employee's salary be above the maximum of the salary range.

2 (b) Demotion: This shall be defined as a change of an employee to a position of one class to
3 a position of another class which has a lower pay grade.

4 (1) If an employee accepts a voluntary demotion, his or her rate of pay shall be reduced to
5 a rate within the range for the new position. The appointing authority may approve up to a ten
6 percent (10%) salary decrease upon demotion. However, no employee shall be paid less than the
7 minimum nor more than the maximum rate for the new class of position.

8 (c) Reallocation:

9 (1) The salary of an employee which is in excess of the maximum of the range prescribed by
10 this ordinance for the class and grade to which his or her position has been allocated or may be
11 reallocated shall not be reduced by reason of the new salary range and grade. The salary of such
12 employee shall not be increased so long as he or she remains in the class of position, except as
13 otherwise provided by this ordinance.

14 (2) If the employee's position is reallocated to class in a lower pay grade and the rate of pay
15 for the previous position is within the salary range of the new position, his or her salary shall remain
16 unchanged.

17 (3) The salary of an employee whose position is allocated to a class in a higher pay grade
18 shall be determined in accordance with the provisions of this Section 6 (a)(1) relating to salary
19 advancement on promotion.

20 (d) Transfer: The salary rate of an employee who transfers to a different position in the same
21 class, or from a position in one class to a position in another class in the same pay grade, regardless

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1 of pay schedule, shall remain unchanged, provided that no employee shall be paid less than the
2 minimum rate nor more than the maximum rate for the new class of position.

3 **SECTION SEVEN: Salary Adjustment.**

4 (a) A decrease in the salary range for poor performance of the duties of the position
5 or for job performance which does not warrant continued pay at an advanced rate in the salary range
6 shall be made in accordance with standards established by the appointing authority.

7 (1) Exceptional performance of duties:

8 The appointing authority of an employee who demonstrates exceptional performance of
9 duties or outstanding qualifications may advance the employee, by not more than ten percent (10%)
10 after twenty-six (26) weeks of employment at a rate in the salary range which may be in addition to
11 any merit increase received.

12 (2) Substandard performance of duties:

13 The appointing authority of an employee whose level of performance is significantly
14 diminished and no longer warrants payment at the current rate within the range may be decreased
15 to a lower rate in the salary range.

16 (b) The pay of any employee may be decreased as a disciplinary action by an appointing
17 authority to a lower rate or step within a salary range. The decrease shall not be greater than
18 fifteen (15%) percent of the employee's current salary rate. In no case shall the decrease be below
19 the minimum of the pay range for the class. The appointing authority may determine that the pay
20 decrease shall be effective for a specific number of bi-weekly pay periods, providing, however,
21 that such decrease shall not be effective for more than twenty six (26) weeks.

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1 (c) The Appointing Authority may establish procedures for the review and approval of
2 within-range salary adjustments to correct or mitigate serious and demonstrable internal pay
3 inequities. Salary adjustment under this provision shall preclude adjustments to compensate or
4 reward employees for long-term or meritorious service.

5 (h) The Appointing Authority may approve a within range salary adjustment or other
6 incentives to retain employees in positions that are difficult to fill, or because of their unique
7 requirements. Said adjustment may only be granted once during a twenty-six (26) week period.

8 (i) For the purpose of computing earnings and length of service for salary advancement, the
9 time shall start with the Sunday preceding all appointments effective on Monday. Absence from
10 service as a result of vacation, sick leave, jury/witness leave, suspension, non-paid absence, leave
11 of absence for service in the armed forces, and leaves of absence for study to improve performance
12 of City job will not interrupt continuous service. Absence from service for any other cause except
13 as set forth above will result in breaking continuity of service.

14 **SECTION EIGHT. Income Sources.**

15 Any salary paid to an employee in the City service shall represent the total remuneration for
16 the employee, excepting reimbursements for official travel and other payments specifically
17 authorized by ordinance. No employee shall receive remuneration from the City in addition to the
18 salary authorized in this ordinance for services rendered by the employee in the discharge of the
19 employee's ordinary duties, of additional duties which may be imposed upon the `employee, or of
20 duties which employee may undertake or volunteer to perform.

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1 Whenever an employee not on an approved paid leave works for a period less than the
2 regularly established number of hours a day, days, a week, or days bi-weekly, the amount paid shall
3 be proportionate to the hours in the employee's normal work week and the bi-weekly rate for the
4 employee's position. The payment of a separate salary for actual hours worked from two or more
5 departments, divisions, or other units of the City for duties performed for each of such agencies is
6 permissible if the total salary received from these agencies is not in excess of the maximum rate of
7 pay for the class.

8 **SECTION NINE. Conversion**

9 (a) All pay schedules in Section 3(1)(a) shall continue in effect until the beginning of the bi-
10 weekly pay period starting December 23, 2007 after which time the rates to be paid to employees in
11 position of any class for which a rate is established or changed in Section 3 (1) (a) of this ordinance
12 shall be adjusted as follows:

13 (1) The salary of each employee whose pay range is established in Section 3(1)(a) of this
14 ordinance and whose class title remains unchanged or whose class title is changed to better
15 describe/his her position, without a substantial revision in the class of position shall have their
16 current salary increased by \$39.00 bi-weekly (\$1,014.00 annually) for a cost of living increase.

17 (3) The salary of each employee whose pay range is established in Section 3(1)(a) of this
18 ordinance and whose class has been allocated to a higher pay grade in the appropriate pay schedule,
19 as determined by the Appointing Authority, shall have their current salary increased to a rate of
20 \$39.00 bi-weekly (\$1,014.00 annually) for cost of living increase.

1 (b) No employee shall be reduced in salary by reason of the adoption of the new pay
2 schedules in this ordinance.

3 (c) The Appointing Authority may establish a special conversion procedure for a class or
4 position in the event that the appointing authority determines that a serious inequity would be
5 created by the application of the conversion procedures established in this Section.

6 **SECTION TEN. Changes to pay Plan**

7 Whenever the appointing Authority finds it necessary to add a new class to the Pay plan, the
8 Appointing Authority shall allocate the class to an appropriate grade and schedule in this ordinance,
9 and notify the Board of Alderman of this action.

10 Whenever the appointing Authority finds it necessary to change the pay schedule of an
11 existing class within the Pay plan, the Appointing Authority shall allocate the class to the appropriate
12 schedule in this ordinance, and notify the Board of Alderman of this action.

13 **SECTION ELEVEN. Sick Leave**

14 The Appointing Authority may establish or authorize the creation of “Sick Leave Bank” programs,
15 may issue and/or approve such regulations and guidelines as are necessary for implementation.

16 **SECTION TWELVE. Military Leave**

17 (a) The City of St. Louis will follow all applicable state and federal laws on the granting of
18 Military leave and reemployment rights.

19 Before military leave without pay is authorized, the employee shall present to the employee’s
20 appointing authority evidence of such military service.

1 Upon the expiration of military leave of absence, the employee shall be reinstated to the class
2 of position he/she occupied at the time the leave was granted without breaking continuity of service.
3 Failure of an employee to report for duty within the time pursuant to State or Federal Law shall be
4 just cause for dismissal. The employee's accumulated leave balance(s) shall be restored to the
5 employee upon his/her return.

6 **SECTION THIRTEEN.** Leave of Absence and Family/Medical Leave

7 Employees may request a leave of absence for any reason under the leave policy, or may be eligible
8 for a "Family/Medical Leave of Absence" for certain qualifying reasons under provisions of the
9 federal "Family and Medical Leave Act of 1993" as provided in this ordinance.

10 (a) An appointing authority, may grant an employee in a competitive position a general leave
11 of absence without pay for a period not to exceed twelve (12) months, whenever such leave is
12 considered to be in the best interest of the City Service. Such non-paid leaves are granted at the
13 discretion of the appointing authority and may be for any reason including an employee's personal
14 illness when the circumstances do not qualify for family/medical leave, or when eligibility for
15 family/medical leave has been exhausted.

16 Upon the expiration of such leave of absence, the employee shall be reinstated to the
17 competitive position he or she occupied at the time the leave was granted provided he or she is able
18 to perform the duties of the position. The employee shall be reinstated to the position at the same
19 relative rate in the salary range the employee occupied at the time the leave was initiated. Failure
20 of an employee to report for duty promptly at the expiration of the leave shall be just cause for
21 dismissal. If necessary to the efficient conduct of the business of the City, an employee on leave

1 other than military leave or qualifying family/medical leave may be notified by the appointing
2 authority to return prior to the expiration of such leave. Failure of the employee to return within ten
3 (10) days after receipt of such notice would terminate his/her leave of absence and be just cause for
4 dismissal, subject to any applicable federal, state or local regulations.

5 (b) The federal "Family and Medical Leave Act of 1993" entitles eligible employees to up to 12
6 weeks of unpaid leave in any 12-month period for the birth, adoption or placement of a child, to care
7 for a spouse or an immediate family member with a serious health condition, or when the employee
8 is unable to work because of a serious health condition. While an employee is on a qualifying
9 family/medical leave of absence, the City of St. Louis will continue to pay the employee's health care
10 premiums, if any, during the leave period. Once the leave is concluded, the employee shall be
11 reinstated to the same or an equivalent job.

12 The Appointing Authority shall establish additional rules, guidelines and procedures for the
13 effective administration of the "Family/Medical Leave Policy." The policy shall comply with all
14 provisions of the "Family/Medical Leave Act of 1993" and any amendments thereafter.

15 (c) Employees who are granted general leaves of absence and other non-paid leaves of absence,
16 except family/medical leaves of absence, must take all accrued vacation and authorized sick leave
17 at the start of the leave of absence. Employees who are granted a non-paid leave of absence will not
18 accrue vacation or sick leave during the period of non-paid leave. Upon the expiration of such leaves
19 of absence, the employee shall follow the procedures as established in this Section 13 and any other
20 applicable regulations and procedures as established by the Appointing Authority.

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1 (d) An appointing authority, may place an employee on investigative leave of absence without
2 pay pending the outcome of criminal charges pending against the employee.

3 **SECTION FOURTEEN. Jury and Witness Leave**

4 a) Jury leave with pay shall be granted to bi-weekly paid employees working one-half (50%)
5 time or more for such time when such employees are serving as jurors pursuant to order of the St.
6 Louis Circuit Court or Federal District Court in St. Louis. Any bi-weekly paid employee, when so
7 summoned for jury service, shall report such fact within seventy-two (72) hours to his/her appointing
8 authority and display to the appointing authority the summons which the employee has received and
9 shall give the appointing authority in writing the date and the time of such jury service. No bi-
10 weekly paid employee shall receive any compensation from the Jury Commissioner or the Federal
11 District Court system for jury service for days the employee receives compensation from the City.
12 A bi-weekly paid employee may keep the jury stipend for days when the employee receives no
13 compensation from the City (off days, docks, leaves, etc.) Upon being excused from serving as a
14 juror by the Court or the Jury Commissioner, the employee shall report forthwith to his/her
15 appointing authority and shall submit to his/her appointing authority a written statement from the
16 Jury Commissioner certifying that the employee has served as a juror and the time and date so
17 served. The appointing authority shall, upon receipt of the statement of jury service, credit the
18 employee with paid jury leave for such service.

19 (b) Leave with pay shall be granted to bi-weekly paid employees for such time when the
20 employee's presence is required by the prosecutor as a part of a grand jury procedure, a trial in
21 prosecuting accused criminals (or for jury service in Federal Court). Any bi-weekly paid employee,

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1 when so subpoenaed as a prosecution witness or whose presence is required as a part of a grand jury
2 inquiry, shall report such fact within seventy-two (72) hours to his/her appointing authority and shall
3 give the appointing authority in writing the date and time his/her presence is required for such
4 criminal prosecution. Each appointing authority shall establish controls to assure that any paid leave
5 is actually required by the prosecuting authority. An appointing authority may require an employee
6 to furnish satisfactory evidence of being required to be off the job and that all time off was in
7 connection with the prosecution of the case. This procedure shall apply for employee participation
8 in criminal prosecution in State or Federal Courts.

9 **SECTION FIFTEEN.**

10 The "Sheriff's Attorney" as provided under Section 57.540, Missouri Revised Statutes, 1978,
11 shall receive in addition to the compensation for his services as provided thereunder the sum of three
12 thousand dollars per annum in bi-weekly installments. In no event shall the total of said salary
13 exceed fifteen thousand dollars.

14 **SECTION SIXTEEN. Passage of Ordinance**

15 The passage of this ordinance being deemed necessary for the immediate preservation of the
16 public peace, health and safety, it is hereby declared to be an emergency measure and the same shall
17 take effect and be in force immediately upon its approval by the Mayor.