

ORDINANCE NO. \_\_\_\_\_ - 2023

AN ORDINANCE AMENDING SECTION 21-33(A) OF THE CODE OF ORDINANCES TO INCREASE THE VACATION LEAVE BALANCE CARRY FORWARD FOR CLASSIFIED CIVIL SERVICE EMPLOYEES TO THREE HUNDRED AND THIRTY SIX (336) HOURS; AMENDING SECTION 21-33(E) TO PROVIDE THAT, UPON SEPARATION OF SERVICE, CLASSIFIED CIVIL SERVICE EMPLOYEES SHALL BE ENTITLED TO RECEIVE PAYMENT FOR ACCUMULATED VACATION LEAVE AT THEIR THEN CURRENT PAY RATE COMPUTED ON AN HOURLY BASIS, CAPPED IN AN AMOUNT NOT TO EXCEED THREE HUNDRED THIRTY SIX (336) HOURS OF ACCUMULATED LEAVE; AMENDING SECTION 21-33(H) TO PROVIDE THAT AN EMPLOYEE GRANTED A VACATION LEAVE CARRYOVER EXTENSION WHO SEPARATES FROM SERVICE SHALL BE PAID FOR NOT MORE THAN THREE HUNDRED AND THIRTY-SIX (336) HOURS OF ACCUMULATED VACATION LEAVE; AND AMENDING ORDINANCE NO. 104-2021 RELATING TO THE VACATION LEAVE CARRYOVER EXTENSION TO PROVIDE THAT EMPLOYEES SHALL NOT CARRY FORWARD MORE THAN THREE HUNDRED AND THIRTY SIX (336) HOURS OF VACATION LEAVE AFTER DECEMBER 31, 2023 OR THE END OF THE FIRST PAYROLL PERIOD IN WHICH DECEMBER 31, 2023 FALLS AND TO FURTHER PROVIDE THAT EMPLOYEES WHO SEPARATE FROM SERVICE PRIOR TO DECEMBER 31, 2023 SHALL BE PAID FOR ALL ACCUMULATED VACATION LEAVE.

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BE IT ORDAINED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 – That Section 21-33(a) of Code of Ordinances of the Lexington-Fayette Urban County Government be and hereby is amended to read as follows:

- (a) Every classified civil service employee shall earn vacation leave at the rate of ten (10) hours per month of service for the first ten (10) years of service. Newly hired employees, however, shall, for the first month of employment only, earn vacation leave at the prorated rate of two and one-half (2½) hours for each full week of service. Every employee with more than ten (10) years of service shall earn vacation leave at the rate of fourteen (14) hours per month of service for the duration of employment. Employees may accumulate vacation leave but may not carry forward after the later of December 31 or the end of the first payroll period of each calendar year in which December 31 of the previous calendar year falls more than forty-two (42) working days (three hundred and thirty-six (336) hours).

Section 2 – That Section 21-33(e) of the Code of Ordinances of the Lexington-Fayette Urban County Government be and hereby is amended to read as follows:

- (e) Upon separation from service, all employees shall be paid for accumulated vacation leave at their then current pay rate computed on an hourly basis, which payment shall be capped in an amount not to exceed forty-two (42) working days (three hundred and thirty-six (336) hours) of accumulated vacation leave.

Section 3 – That Section 21-33(h) of the Code of Ordinances of the Lexington-Fayette Urban County Government be and hereby is amended to read as follows:

- (h) An employee who is granted an extension but separates from service prior to the end of the fiscal year shall be paid pursuant to section 21-33(e) of the Code of Ordinances for not more than three hundred and thirty-six (336) hours of accumulated vacation leave.

Section 4 – That Ordinance No. 104-2021, which amended Ordinance No. 006-2021, be and hereby is amended to read as follows:

Section 1 – Notwithstanding Chapter 21-33(a) of the Code of Ordinances, every classified civil service employee who has an accumulated vacation leave balance in excess of twenty one (21) working days (one hundred sixty-eight (168) hours) on December 31, 2020 shall be granted an extension until December 31, 2023 to use said leave.

Section 2 – An employee shall not carry forward after December 31, 2023, or the end of the first payroll period in which December 31, 2023 falls, more than forty-two (42) working days (three hundred and thirty-six (336) hours) of vacation time.

Section 3 – An employee who is granted an extension pursuant to Section 1 but separates from service prior to December 31, 2023 shall be paid for all accumulated vacation leave.

Section 5 – That this Ordinance shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL:

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MAYOR

ATTEST:

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CLERK OF URBAN COUNTY COUNCIL  
PUBLISHED:

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