

**ORDINANCE NO. O-2017-107**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS, AMENDING CHAPTER 3, "PERSONNEL/CIVIL SERVICE/TMRS", ARTICLE III., "CIVIL SERVICE FOR FIREFIGHTERS AND POLICE OFFICERS", DIVISION 2, "CLASSIFICATION PLAN", OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS, AMENDING THE CIVIL SERVICE CLASSIFICATION PLAN AND NUMBER OF AUTHORIZED CIVIL SERVICE POSITIONS FOR FISCAL YEAR 2017-2018, AND AMENDING PROVISIONS RELATED TO SENIORITY PAY; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.**

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

**WHEREAS**, Texas Local Government Code Section 143.021(a) provides that the Civil Service Commission shall provide for the classification of all fire fighters and police officers, and that the municipality's governing body shall establish the classifications; and

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

**WHEREAS**, on 10/30/2017, the Civil Service Commission voted to recommend approval of this proposed Ordinance the civil service classifications therein;

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

**PART 1:** That Tyler City Code Chapter 3, "Personnel/Civil Service/TMRS", Article III., "Civil Service for Firefighters and Police Officers", Division 2, "Classification Plan", is hereby amended by amending Section 3-43 to read as follows:

**Sec. 3-43. Classification plan adopted.**

<b>Police Department Classification</b>	<b>FY 2014-2015 No. of Positions</b>	<b>FY 2015-2016 No. of Positions</b>	<b>FY 2016-2017 No. of Positions</b>	<b>FY 2017-2018 No. of Positions</b>
Assistant Police Chief I,II,III, IV	3	2	3	3
Police Lieutenant I, II, III, IV	6	7	7	7
Police Sergeant I, II, III, IV	27	28	27	27

Police Officer - Recruit <u>I/II/III/IV/V/VI/VII/VIII/IX/X/XI/XII</u>	157	156	156	156
<b>TOTAL</b>	<b>193</b> *1 Gang grant officer added	<b>193</b> *1 Gang grant officer added	<b>193</b>	<b>193</b>

The following is adopted as the classification plan for Tyler Civil Service employees.

<b>Fire Department Classification</b>				
<b>Suppression Division</b>				
Assistant Fire Chief I/II/III, IV	2	2	2	2
District Chief I/II/III/IV	6	6	6	6
Fire Captain – I/II/III/IV	39	39	39	39
Fire Driver/Engineer – I/II/III/IV	36	36	36	36
Firefighter - Recruit <u>I/II/III/IV/V/VI/VII/VIII/IX/X/XI</u>	66	66	66	66
<b>Prevention Division</b>				
Fire Captain – I/II/III/IV	1	1	1	1
Fire Driver/Engineer – I/II/III/IV	4	4	4	4
<b>TOTAL</b>	<b>154</b>	<b>154</b>	<b>154</b>	<b>154</b>

The number and base salary of positions allocated to each classification shall be as set by the City Council in each new fiscal year budget, and classification ordinance.\*

The position of Fire Marshal is a non-civil service position. Nothing herein shall be construed to create the Civil Service position of Fire Marshal. (Ord. 0-97-43; 9/4/97) (Ord. No. 0-99-21, 3/3/99) (Ord. No. 0-99-29, 4/7/99) (Ord. No. 0-99-42, 6/16/99) (0-99-68, 9/1/99) (Ord. 0-2000-13, 3/15/00) (Ord. 0-2000-63, 9/6/00) (Ord. 0-2000-80, 10/18/00) (Ord. 0-2000-99, 12/20/2000) (Ord. 0-2001-10, 3/7/2001) (Ord. 0-2001-10, 3/7/2001) (Ord. 0-2001-16, 4/25/2001) (Ord. 0-2001-42, 9/5/2001) (Ord. 0-2001-48, 10/17/01) (Ord. 0-2002-5, 2/6/02) (Ord. 0-2002-12, 4/3/02) (Ord 0-2002-39, 9/11/02)(Ord 0-2003-2, 1/8/03) (Ord. 0-2003-21, 5/28/03) (0-2003-56, 11-12-03) (0-2006-10, 1/11/06) (Ord. 0-2007-13, 2/14/07) (Ord. 0-2007-140, 11/28/07)(0-2008-9, 1/9/08) (Ord. 0-2008-46, 4/9/08) (Ord. 0-2008-129, 9/24/08) (Ord. 0-2008-153, 12/10/08) (Ord. 0-2009-106, 10/14/2009)(Ord. 0-2010-101, 10/13/10) (Ord. No. 0-2011-90, 10/26/11) (Ord. No. 0-2012-27, 3/28/12) (Ord. No. 0-2013-98, 10/23/13) (Ord. No. 0-2015-34; 3/25/15) (Ord. No. 0-2015-103; 11/11/15); (Ord. No. 0-2016-92, 09/28/2016) (Ord. No. 0-2017-107; 11/8/17)

**PART 2:** That Tyler City Code Chapter 3, "Personnel/Civil Service/TMRS", Article III., "Civil Service for Firefighters and Police Officers", Division 3, "Other Compensation", is hereby amended by amending Section 3-63 to read as follows:

**Sec. 3-63. Seniority pay.**

In addition to base salary, Police Officers and Firefighters will receive seniority (or step) pay as set in each fiscal year budget based upon their current lengths of service in the job classification of Police Officer and Firefighter, according to the following schedule:


- a. Police
  - Police Officer I (after one (1) year of service)
  - Police Officer II (after two (2) years of service)
  - Police Officer III (after three (3) years of service)
  - Police Officer V (after five (5) years of service)
  - Police Officer V (after seven (7) years of service)
  - Police Officer VI (after nine (9) years of service)
  - Police Officer VII (after eleven (11) years of service)
  - Police Officer VIII (after thirteen (13) years of service)
  - Police Officer IX (after fifteen (15) years of service)
  - Police Officer X (after seventeen (17) years of service)
  - Police Officer XI (after nineteen (19) years of service)
  - Police Officer XII (after twenty-one (21) years of service)
  - Police Sergeant II (after three (3) years as sergeant)
  - Police Sergeant III (after six (6) years as sergeant)
  - Police Sergeant IV (after nine (9) years as sergeant)
  - Police Lieutenant II (after three (3) years as lieutenant)
  - Police Lieutenant III (after six (6) years as lieutenant)
  - Police Lieutenant IV (after nine (9) years as lieutenant)
  - Assistant Police Chief II (after three (3) years as assistant police chief)
  - Assistant Police Chief III (after six (6) years as assistant police chief)
  - Assistant Police Chief IV (after nine (9) years as assistant police chief)
- b. Fire
  - Firefighter I (after one (1) year of service)
  - Firefighter II (after two (2) years of service)
  - Firefighter III (after five (5) years of service)
  - Firefighter IV (after seven (7) years of service)
  - Firefighter V (after nine (9) years of service)
  - Firefighter VI (after eleven (11) years of service)
  - Firefighter VII (after thirteen (13) years of service)
  - Firefighter VIII (after fifteen (15) years of service)
  - Firefighter IX (after seventeen (17) years of service)
  - Firefighter X (after nineteen (19) years of service)
  - Firefighter XI (after twenty-one (21) years of service)
  - Fire Driver/Engineer II (after three (3) years as driver/engineer)
  - Fire Driver/Engineer III (after six (6) years as driver/engineer)
  - Fire Driver/Engineer IV (after nine (9) years as driver/engineer)
  - Fire Captain II (after three (3) years as fire captain)
  - Fire Captain III (after six (6) years as fire captain)
  - Fire Captain IV (after nine (9) years as fire captain)
  - Fire District Chief II (after three (3) years as fire district chief)

Fire District Chief III (after six (6) years as fire district chief)  
Fire District Chief IV (after nine (9) years as fire district chief)  
Assistant Fire Chief II (after three (3) years as assistant fire chief)  
Assistant Fire Chief III (after six (6) years as assistant fire chief)  
Deputy Fire Marshal II (after three (3) years as deputy fire marshal)  
Deputy Fire Marshal III (after six (6) years as deputy fire marshal)  
Deputy Fire Marshal IV (after nine (9) years as deputy fire marshal)  
Assistant Fire Marshal II (after three (3) years as assistant fire marshal)  
Assistant Fire Marshal III (after six (6) years as assistant fire marshal)  
Assistant Fire Marshal IV (after nine (9) years as assistant fire marshal)  
Assistant Fire Chief IV (after nine (9) years as assistant fire chief)

Current length of service means the amount of time since the employee was hired in his/her current Civil Service position, i.e., it does not include prior service with the department. (Ord. No. O-96-8, 2-7-96; Ord. No. O-99-29, 4-7-99) (0-2003-56, 11-12-03) (0-2010-101, 10-13-10) (Ord. No. 0-2011-90, 10-26-2011) (Ord. No. 0-2017-107;11/8/2017)

**PART 2:** That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

**PART 3:** This ordinance shall take effect immediately upon its adoption.


  
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MARTIN HEINES, MAYOR  
OF THE CITY OF TYLER, TEXAS

A T T E S T:

APPROVED:

  
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CASSANDRA BRAGER, CITY CLERK



  
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DEBORAH G. PULLUM,  
CITY ATTORNEY