

**PERTAINING TO THE AMENDMENT OF CHAPTER 86 OF
THE CODE OF PUBLIC LOCAL LAWS OF CALVERT COUNTY**

WHEREAS, *Local Government Article*, Section 12-103 of the Maryland Annotated Code, as amended, authorizes and empowers the Board of County Commissioners of Calvert County, Maryland (hereinafter, the “Board of County Commissioners”) to establish a merit system in connection with the appointment of all county officials and employees not elected or appointed under the Constitution or public general laws of the State;

WHEREAS, by Ordinance 42-09, the Board of County Commissioners did adopt such a merit system, which is codified at Title 86 of the Code of Public Local Laws of Calvert County, Maryland, being Title 86 of *Article 5* of the Code of Public Laws of Maryland (hereinafter, the “Code”), the Annual Budget and Appropriation Act each year;

WHEREAS, the Sheriff has requested additional pay for Field Training Officers that directly supervise probationary correctional officers and the Director of Public Safety has requested additional pay for Field Training Officers that directly supervise probationary Public Safety Call-Takers, Dispatcher Trainees, and Dispatcher I’s;

WHEREAS, the Department of Human Resources has recommended amendments to Chapter 86 of the Code more specifically set forth below to effect the request of the Sheriff and Director of Public Safety;

WHEREAS, a public hearing regarding the certain amendment of Chapter 86 of the Code was duly advertised for two consecutive weeks before the public hearing held on January 9, 2018, at which time the Board of County Commissioners received public comment; and

WHEREAS, upon due consideration of the comments of the public and staff, the Board of County Commissioners finds it is in the best interest of the public health, safety and welfare of the citizens of Calvert County, Maryland to adopt those amendments to Chapter 86 of the Code set forth herein and that the retroactive application of amendments recommended herein will not interfere with vested rights or contractual obligations.

NOW, THEREFORE, BE IT ORDAINED that the Board of County Commissioners of Calvert County, Maryland hereby approves and enacts the following amendments to Chapter 86 of the Code by:

1. Amending Section 86-3-107, to the Code, which shall provide as follows (insertions are underlined and deletions are ~~stricken through~~):

§ 86-3-107. Field Training Officer pay.

- A. Qualified Deputy Sheriffs, Correctional Officers, and non-supervisory Public Safety Call-Takers, Dispatcher Trainees, and Dispatcher I’s are entitled to receive an additional ~~one dollar~~ One Dollar (\$1.00) for each hour they directly instruct and supervise a probationary deputy or employee during the initial field training period for a probationary deputy or employee. The One Dollar (\$1.00) per hour shall not be paid for hours when the Field Training Officer (“FTO”) or probationary deputy or employee is on leave or not working the same schedule.
- B. In order to qualify, a ~~Deputy Sheriff~~ FTO must be formally trained and designated by the Sheriff or Department Head as a FTO and assigned a probationary deputy or employee within the guidelines of the Sheriff’s Office’s or department’s FTO program. No FTO shall receive FTO pay after ~~his/her~~ the assigned probationary deputy or employee is released to perform independent duties. Only one (1) FTO shall receive the FTO pay per trainee per hour.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that Chapter 86 of the Code, as amended hereby, shall remain in full force and effect.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Ordinance is found to be unconstitutional, illegal, null or void, by a court of competent jurisdiction, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Ordinance shall be enforceable and valid, unless deletion of the invalid portion would defeat the clear purpose of the Ordinance, or unless deletion of the valid portion would produce a result inconsistent with the purpose and intent of the Board of County Commissioners in enacting this Ordinance.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are hereby incorporated and adopted as if fully set forth.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that this Ordinance shall be effective upon recordation and publication of a fair summary.

DONE, this 23rd day of January 2018 by the Board of County Commissioners.

Aye: 5
Nay: 0
Absent/Abstain: 0

ATTEST: **BOARD OF COUNTY COMMISSIONERS OF CALVERT COUNTY, MARYLAND**

Maureen L. Frederick
Maureen L. Frederick, Clerk

Evan K. Slaughenhaupt
Evan K. Slaughenhaupt Jr., President

Tom Hejl
Tom Hejl, Vice-President

Mike Hart
Mike Hart

Pat Nutter
Pat Nutter

Steven B. Weems
Steven B. Weems

Approved for legal sufficiency:

Received for Record John B. Norris, III, County Attorney
at 10:16 o'clock 11:25/18 A M. Same day
recorded in Liber KPS No. 53
Folio 189
COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.

Garry P. Smith