

LRB-FISCAL REVIEW SECTION ANALYSIS

**JUDICIARY & LEGISLATION COMMITTEE
APRIL 4, 2005**

**ITEM 2, FILE # 041567
MARK A. RAMION**

File #041567 is a resolution relating to the claim of Leslie Barber of the payment of certain benefits.

Background

1. This resolution relates to the payment of accrued flex-time, unused at the time of the retirement of the claimant.
2. The claimant, Leslie Barber, retired from the rank of Assistant Chief of Police on October 7, 2004.

Discussion

1. Flex-time refers to a flexible schedule policy for certain management-level City of Milwaukee employees. Flex-time is not considered overtime or compensatory time but allows the employee "flexibility" in scheduling as the duties and responsibilities of the position require fulfillment regardless of the parameters of a regular 8-hour day or 40-hour work week.
2. The claimant's salary classification at retirement was subject to the provisions of the flex-time ordinance.
3. The flexible schedule ordinance makes no provision for cash payment upon retirement, nor at any other time.
4. The City Attorney has determined that the flex-time ordinance does not prohibit the Common Council from purchasing accrued flex-time from city management employees when the Council deems this purchase to be in the best interests of the city.
5. The City Attorney is not making a recommendation on this file.

Fiscal Effect

1. The total amount of this resolution is \$52,895.48, from the MPD salary account.
2. If this resolution is adopted, the City Attorney recommends that a full release of claim be signed.

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LRB-Fiscal Review Section
March 30, 2005

Cc: Marianne C. Walsh
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