

ORDINANCE NO. 2021-24

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHEROKEE, OKLAHOMA, AMENDING CHAPTER 2, SECTION 2-122 OF THE CHEROKEE MUNICIPAL CODE 2020, ADOPTING THE UPDATED CITY OF CHEROKEE POLICY AND PROCEDURES MANUAL; REPEALER; SAVINGS; CODIFICATION; SEVERABILITY; AND DECLARING AN EMERGENCY

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHEROKEE, OKLAHOMA:

Section I: Chapter 2, Section 2-122 of the Cherokee Municipal Code 2020 is hereby amended and shall read as follows:

SECTION 2-122 PERSONNEL MANUAL ADOPTED

~~A.~~ There is hereby created the City of Cherokee Policy and Procedures Manual for the employees of the City of Cherokee, which Personnel Manual is adopted as of the 10th day of November 2021 ~~1st day of August 1996~~, as amended. The Personnel Manual sets out guidelines which may be used in implementing the personnel policies, employee benefit programs and wage plans of the City of Cherokee. The Personnel Manual establishes no property or contract rights or liberty interests in continued employment, wages or benefits or any other matter for employees of the City. Except as otherwise provided by state law, all employees of the City of Cherokee shall serve at the will of the appointing authority and removals, demotions, suspensions, and layoffs shall be made solely for the good of the service. Appointments and promotions shall be made solely on the basis of merit and fitness.

Section II. REPEALER. All ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section III. SAVINGS CLAUSE. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired, or liability incurred nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired, or affected by this ordinance.

Section IV. CODIFICATION. This ordinance shall be codified as herein provided.

Section V. SEVERABILITY. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall for any reason be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Council of the City of Cherokee that this section of the Cherokee Municipal Code would

have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or part thereof not been included herein.

Section VI EMERGENCY. WHEREAS, it being immediately necessary for the preservation of the peace, health, safety and public good of the City and the inhabitants thereof that the provisions of this Ordinance be put into full force and effect in order to immediately adopt the updated City of Cherokee Policy and Procedures Manual; By reason whereof, this Ordinance shall take effect and be in full force and effect after its passage, as provided by law.

Approved and executed this 10th day of November 2021.

THE CITY OF CHEROKEE, OKLAHOMA

Kolby Arnold, Mayor

(Seal) ATTEST:

Amber K. Wilhite, City Clerk

Approved as to Content:

Michael Jones, City Manager

Approved as to Form and Legality:

Bryce S. Kennedy, City Attorney