

RESOLUTION NO. , 2016

A Resolution revising Resolution No. 4 of 2016 with regard to a Military Leave of Absence Policy for the Village of Suffern.

I. Purpose

The Village Board of Suffern wishes to demonstrate its commitment to protecting the job rights of its employees who are ordered to active military service and protecting our nation at great sacrifice individually and to their families.

II. Eligibility

Suffern Village employees are hereby entitled to a leave of absence for the purpose of the performance of ordered military duty consistent with §242 of the Military Law of the State of New York, but exceeding the time limitations provided therein.

BE IT RESOLVED that for the period of absence in any calendar year any eligible employee as defined under Military Law of the State of New York in addition to full pay during a total of thirty days or twenty two working days, whichever is greater, shall also be entitled to the salary differential between their Village salary and their military pay for a period or periods not exceeding a total of an additional sixty days. The term salary shall include only the employee's basis salary plus longevity. Ordered military duty shall not include duty for which the employee volunteered. The employee must submit a copy of his or her deployment orders and a copy of his or her leave prior to deployment and earnings statement to the Village Clerk (prior to being eligible for the additional period beyond the first 30 days).

BE IT FURTHER RESOLVED, that during the time an eligible employee is receiving the salary provided under the military law and the differential provided hereunder for up to an additional 60 days, said employee shall also receive continued health, and dental coverages, and it is further

RESOLVED, that an injury or disability suffered by such employee of the Village of Suffern during any period of military service shall not constitute an accident arising in the course of Village employment, or in the performance of duty on behalf of the Village, and it is further

RESOLVED, that prior to leaving for military service, if such employee be an officer with the Suffern Police Department, that the employee shall secure any Village issued weapon and his or her badge in a manner that satisfies the Chief of Police for the Village of Suffern.

RESOLVED, that the within does not constitute a policy or practice of the Village of Suffern, nor shall this resolution result in an expansion of the terms and conditions of employment of the employees of the Village of Suffern and the salary differential hereby granted such employees may be terminated at any time in the sole and absolute discretion of the Suffern Village Board, and it is further

RESOLVED, that this resolution shall take effect immediately and shall be retroactive to December 4, 2015 nonc pro tunc.

Motion made by Trustee Morris, seconded by Trustee Hagen_____.

AYES: Mayor Edward Markunas
Trustee Robert Morris, Trustee Frank Hagen, Trustee Moira Hertzman,
Trustee Joseph Russo

NOES: None

ABSENT: None