

City Administrator Report to Mayor & City Council

January 6, Edition No. 251

WEEKLY UPDATE:

Happy New Year!

- Community Development: Demolition for 519 Orange Street has been completed. This project was approved for \$30,000, but completed for around \$16,000. We are withholding about 10% for final seeding and inspection in the Spring. Please see the attached photos.
- EPA: We'd like to thank the EPA for bringing the Greening America's Communities program to Muscatine this week! Thanks to Stockwell Engineers for bringing their technical expertise as well! Here is a link to more information on the program <https://www.epa.gov/smartgrowth/greening-americas-communities>
- CSO: Attached please find the December 2016 West Hill Projects progress report. Please take note, the Phase 4 design survey will be available early March 2017. Karmen K. Heim, P.E., Senior Environmental Engineer, Stanley Consultants.
- ATE: Attached is a brief summary of Muscatine's Automated Traffic Enforcement Program.
- Handbook: Attached is the final draft of the updated employee handbook. For the most part, the policies have remained the same. There are a few minor changes:
 - Removed the "Introduction to the Organization" and replaced it with the mission statement and values.
 - Updated the ethics policy - this adds language for consistency with Council policy.
 - The language on political participation section was added to bring clarity to the current policy.
- Mississippi Drive: Please see the schedule as outlined below. We are also reviewing access to the Riverfront over the construction period. We would like to keep parking access, rental access and boat access, but large event may be difficult to keep along the riverfront and we may need to work with folks to find alternate sites during construction.
 - 1/12 Brief project overview
 - 1/19 Set public hearing
 - 2/2 Public hearing approving plans and cost estimate
 - 2/6-2/24 Bidding period
 - 3/2/17 Award Contract
 - 3/16/17 Res Approving Contract & Bond
 - End of March Pre-Construction
 - Beginning of April Notice to Proceed







PROJECT STATUS REPORT

Project Name: City of Muscatine - West Hill Sewer Separation **Month:** December 2016

Prepared By: Stanley Consultants **Project Number:** SCI: 17660: 30.02, 40.00, 41.00

"PHASE" refers to Design Package/Construction Contract

Progress for Last Month (December 2016):

PHASE 3 (Phase 3A, 3B, 3C):

Phase 3A/3B – Construction:

- Periodic City phone call updates on status of Phase 3B construction
- Remaining 3B Contractor Work – Skidmore property, grouting inlets, sewer videos, surface restoration.

PHASE 4 Planning:

- Prepared and attended DNR meeting with the City updating the DNR on status of CSO separation projects and future plan to complete consent order requirements.

PHASE 4 Survey – Martin and Whitacre:

- All fieldwork along 8th is completed up to Spruce Street, including all side street work. Drafting is mostly completed for the same areas that have been field surveyed to date.

Work Items for Coming Month (January 2017):

PHASE 3 (3A, 3B, 3C) - Construction:

- Address any Phase 3B construction coordination topics
- Attend future contractor/city coordination meetings
- Assist as requested with Phase 3A & 3B contractor closeout and remaining topics.

PHASE 4 – Planning:

- Martin Whitacre continues with Phase 4 survey.
 - Finalize the office work for the surveyed areas and quality control checks in January.
 - Complete the remaining Phase 4 field work and office work in February.
 - Survey data may be ready for Stanley Consultants use by early March.
- Stanley Consultants to walk the Phase 4 (8th Street) survey area while utility paint marks are visible and take photos – this fall.
- Seek authorization to proceed with Concept Design of Phase 4 to begin concept design work when survey becomes available in early March.
- Schedule for Phase 4
 - Authorized Phase 4 for Survey – Aug 23, 2016
 - Survey Phase – September 2016 – March 2017
 - Concept Design and Estimate – March 2017-June 2017
 - Final Design – June 2017 – February 2018
 - Bid and Construction – 2018

Key Issues & Information Required:

- Continued City updates on Phase 3A and 3B outstanding topics.
- Authorization to proceed with Phase 4 concept design

Critical Information:

- Substantial Completion of Milestone Phase 3B has expired (Nov 18, 2016) – Contractor is working to finish up remaining items.
- Contract Phase 3B ready for final payment of December 23, 2016 has expired.

Muscatine's Automated Traffic Enforcement Program

Muscatine ATE Results:

44% reduction in crashes at the intersections where ATE equipment is deployed.

88% reduction in injury crashes at the intersections where ATE equipment is deployed.

In 2011 (8 months of this year) there were 19,755 citations issued. 1,927 red light violations and 17,828 speed violations

In 2015 (full year of operation) there were 14,447 citations issued. 2823 red light violations and 11,624 speed violations.

12 citizen requests were received for the Chevy Sonic mobile speed vehicle prior to it being deployed for the first time.

At University and Hwy 61 we specifically targeted the westbound approach for speed reduction. The area was a developing business district. In 2011 (8 months) there were 12,851 speed violations issued. In 2015 (a full 12 month period) there were 7,554 speed violations issued. A 41% reduction in speed violations.

These violators are breaking the law. They are either running red lights or speeding in excess of 11+ MPH over the posted speed limit.

Muscatine ATE Program:

- GATSO contracts with the City to provide ATE equipment and services. GATSO installed, operates, and maintains the system. GATSO processes violations and then forwards to the Muscatine Police Department for review and approval or rejection prior to the issuance of a citation. GATSO issues the citation, maintains the website for review of violations, and collects the fines. GATSO receives \$27 per paid ticket.
- The fine schedule is in the City Ordinance and starts at \$75. The fine would be higher if the citation was issued by an officer.
- The cameras were placed at intersections only after a red light, speed and accident study was conducted and justified installation.
- A vehicle must be going at least 11 mph over the speed limit in order to receive a speeding ticket OR run a red light (not in the intersection prior to light turning red).
- There is plenty of notice prior to each ATE camera. As an example, the University and Highway 61 has at least 9 signs.
- The revenue for the ATE cameras is budgeted under the Police Department budget and used to support public safety (Police/Fire/EMS) in Muscatine.
- The cameras are a force multiplier and allow officers to be out in the community on patrol versus parked at each of these intersections conducting traffic stops. A safety issue for the police officers.

- ATE traffic violations are issued by the Muscatine Police Department, not the camera system.
- The citations are civil and not criminal. Citations do not show up on one's driving record. More than one research study of traffic engineers and experts have made the recommendation that most traffic violations should be civil infractions and not criminal.
- Due process is built into the process. Anyone receiving a ticket, may request an administrative review of the violation and/or be referred to the court system for a hearing.
- As the stats show, the cameras are working and are reducing accidents...one life saved justifies the placement of ATE cameras.
- There is no doubt that the ATE cameras generate revenue, but that revenue is dedicated to improving public safety and helps keep the tax rate down at the same time.
- AND, let's not forget that violators that are speeding and running red lights are breaking the law!

ATE Research and Studies:

IIHS Automated Traffic Enforcement Responding to the Critics (2016):

<http://www.iihs.org/frontend/iihs/documents/masterfiledocs.ashx?id=2112>

Insurance Institute for Highway Safety (IIHS) August 2015 study in Montgomery County Maryland: 13% reduction in speed at camera site and a 64% reduction of vehicles driving 10+ mph over the speed limit.

<http://www.iihs.org/iihs/news/desktopnews/speed-cameras-yield-long-term-safety-benefits-iihs-study-shows>

Iowa State University Center for Transportation Research and Education study 2000 – Red Light Running In Iowa 2000 report

<http://www.ctre.iastate.edu/reports/rlrsummary.pdf>

Iowa State University CTRE Red Light Running in Iowa Phase 2 – An Investigation of the Change in Crash Rates at Automated Red Light Running Enforced and Comparison Intersections in Davenport and Council Bluffs.

<http://www.intrans.iastate.edu/reports/rlr-phase2.pdf>

Iowa State University CTRE Improving Traffic Safety Culture in Iowa April 2011 – Traffic experts agreed with the expansion of ATE for speed and red light running.

http://www.intrans.iastate.edu/research/documents/research-reports/safety_culture_ii_w_cvr.pdf

Iowa State University CTRE Improving Traffic Safety Culture in Iowa July 2013 – Survey of Iowa Citizens: 56% approved of ATE for speed and 71% approved of ATE for red light running.

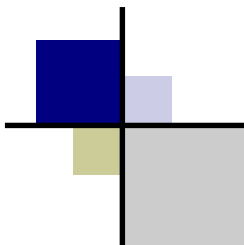
http://www.intrans.iastate.edu/reports/safety_culture_report_w_cvr_08-15-11.pdf



The City of Muscatine

2016 Employee Handbook





STATEMENT OF RECEIPT

Please read and sign the Statement of Receipt and return it to the Human Resources Department for your official personnel record.

I have received my copy of the Employee Manual, which outlines policies and procedures for the City of Muscatine. I will familiarize myself with the material and understand that I am governed by its contents.

These policies and procedures affect all City employees. If I work under a collective bargaining agreement, I understand that policies and procedures may be different and, where the union agreement and this manual differ, the labor agreement controls.

I understand that nothing in the Employee Manual is considered as either an explicit or implicit employment contract between the City and me. In the absence of law or legal contract, employment with the City of Muscatine is terminable at the will of the employer. In addition, I may terminate my employment with the City at any time.

I also understand that the City may change, rescind or add to any policies and procedures described in the Employee Manual at its discretion.

Signature

Date

By signing underneath, I specifically acknowledge receipt, review and understanding of the City's Drug and Alcohol Policy.

Signature

Date

By signing underneath, I acknowledge receipt, review and understanding of the City's Harassment Policy.

Signature

Date



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WELCOME TO MUNICIPAL EMPLOYMENT

Each person in the organization provides a valuable service to the community and it is our goal to provide these efficiently and with the best interests of the citizens in mind.

This handbook is intended to provide you with a guide for what is expected of city employees. Please review and understand these policies. If you have any questions or concerns regarding items in the handbook, your supervisors and HR department staff will be happy to assist you.

Whether you are just beginning your career with the city or you are a long time part of our organization, we are happy to have you as a member of the team. Your commitment to the City of Muscatine is appreciated.

Mayor

City Administrator



INTRODUCTION TO THE ORGANIZATION

MISSION STATEMENT:

Provide effective municipal services, excellent customer service and sound fiscal management that improves quality of life and ensures a sustainable economy.

VALUES:

Integrity, Respect, Innovation, Excellence,
Professionalism, Customer Service, Fiscal Responsibility

YOUR CITY GOVERNMENT AS AN ORGANIZATION

Because of your appointment as a city government employee, it is beneficial to understand something about the City's organizational structure. Your employer, the City of Muscatine, is a municipality governed by a mayor and seven council members, who are elected by the citizens of Muscatine to serve regular terms on a non-partisan basis. Elections are held every two (2) years with Council members elected to hold four (4) year staggered terms. The City Council holds all legislative and policy-making authority. In Muscatine, the City Council has appointed a City Administrator to carry out the policies formulated by the Council and to administer the day-to-day operations of the City according to the municipal code and other regulations.

As a municipal employee, you are a representative of the City of Muscatine. You should be willing to uphold this obligation in a manner that will promote respect for city government. City of Muscatine employees are expected to represent their employer as responsible, courteous and efficient members of public service. In addition, prompt and dependable work attendance is required. Because of the obligation to provide public service to the community, a consistent and positive commitment is necessary from each employee.

The City of Muscatine consists of many departments, divisions, and boards and commissions, which serve to provide a variety of municipal services. An organizational chart is shown in **Appendix A**. In addition, more information about department responsibilities and the city budget is available on the City's website at www.muscatineiowa.gov



EMPLOYMENT PRACTICES

The City of Muscatine has adopted an Equal Employment Policy and Affirmative Action Program that is administered in all employment areas. It requires that employees and applicants not be discriminated against because of age, race, creed, color, gender, sexual orientation, gender identity, national origin, religion, disability, or any other factor prohibited by law. It is City policy not to discriminate against protected individuals with regard to the application procedures, hiring, advancement, discharge, compensation, training, or other terms, conditions, and privileges of employment. In addition, any type of sexual harassment on the job will not be tolerated and should be reported promptly to a supervisor, department head, administrative office representative or elected official.

The Human Resources Department normally handles recruitment for city employment. Through a wide recruitment program, the City seeks qualified applicants to fill entrance positions.

Selection for City positions is determined based upon a variety of selection methods, and depending on the nature and status of the vacant position, examinations may be held under Civil Service guidelines. In addition, interviews are typically held to determine the candidate best suited to fill the vacancy. A job offer is made contingent upon the candidate passing a physical and a drug screen.

Postings of Civil Service examinations typically occur for a period of at least seven days prior to opening the vacancy up to outside recruitment. This allows for non-probationary Civil Service employees to apply with the Human Resources Department within the time limit.



ADA POLICY



The Americans with Disabilities Act (ADA) and the Americans with Disabilities Act Amendments Act (ADAAA)—as well as relevant state law—require employers to provide reasonable accommodations to allow qualified individuals with disabilities to perform the essential functions of their jobs. It is the policy of the City to comply with all Federal and state laws concerning the employment of persons with disabilities.



CIVIL SERVICE

Civil Service covers all regular full-time employees with the exception of department heads/supervisors, confidential secretaries, library, and art center employees. Regular part-time, temporary, and seasonal employees, as well as elected officials are also excluded.

Civil Service examinations are administered to determine basic qualifications of applicants for each Civil Service position, and examinations are developed in line with the knowledge, skills and abilities required for the particular position.

Appointments to Civil Service position vacancies are contingent upon an applicant's successful qualification and certification by the Civil Service Commission. The Civil Service Commission also approves all examinations administered.

In addition, the Civil Service code provisions set forth the procedures for employee appeals in cases of suspension, demotion and discharge.

The permanent official records are maintained for all Civil Service employees in the Human Resources Department.

CITY OF MUSCATINE ETHICS POLICY

As outlined in the City Council Ethics policy, employees are required to act in a manner that preserves and enhances public trust. Our reputation as a City is based on the employee's ability to conduct themselves professionally, responsibly, and ethically. We expect all employees to act within generally accepted business, occupation, and professional standards while employed for the City.

Where there is a question about the proper approach to take in a situation, employees may use the following five questions as a guideline:



1. The Golden Rule- Am I treating others the way I would want to be treated?
2. The Raised Eyebrow test- How would your co-workers, friends, or family react to your judgments or decisions?
3. Kid on your Shoulder Test-How would you feel if a child was on your shoulder while making the decision?
4. The Media Test- How would you feel and how would the City look if your actions appeared on the front page of the newspaper?
5. The Conscience Test- If it feels wrong, it usually is wrong!

CONFLICT OF INTEREST

The definition of conflict of interest is a situation that has the [potential](#) to undermine the impartiality of a [person](#) because of the possibility of a clash between the [person's self interest, professional interest, or public interest](#). While on duty for the City, it will be your job as an employee to make sure you are serving for the City's interests and not your own personal gains. If a conflict of interest cannot be avoided, immediately notify your supervisor to make them aware of the situation. While under city employment you shall not be directly or indirectly involved with any outside business that may jeopardize your interests with the City and interfere with the City's operations. Also, an employee may not directly or indirectly benefit from the sale of city property such as land, equipment, supplies, etc. Any employee involved in procurement must avoid conduct that would create a conflict of interest, or reasonable appearance of interest with vendors, suppliers, or consultants. Employees should also comply with the conflict of interest provisions as outlined in the City's purchasing policies.

CITY PROPERTY

City property is defined as a broad range of assets including all property that the City owns, property the City leases or borrows, and intangible property such as time, facilities, and confidential or proprietary information. Use of City property such as the use of time, facilities, supplies, equipment, funds, or confidential information use is intended for to be used for work related purposes. Any use for personal purposes without proper approval is strictly prohibited and may result in disciplinary action up to and including termination. You as an employee are responsible for providing honest and accurate information. Knowingly providing false, incomplete, or inaccurate information is improper and also may be illegal.

OUTSIDE EMPLOYMENT

While under employment with the City, no employee shall engage in outside employment other than with the City if it is proven to impede or prevent the employee from performing their duties with the City. In regards to future employment, all offers outside of city employment must be reported immediately with supervisor and it will be supervisor's discretion to decide if the offer will impede employee of decision making skills that are directly related to the company the offer came from.

REPORTING AND DISCIPLINARY ACTIONS

You have a duty as a City employee to report any unethical conduct or actions by any director, supervisor, or employee that does not directly comply with the Code of ethics. If it is found that you have violated the Code or you failed to report a known or suspicious violation of the Code, it shall result in disciplinary actions against you. No employee shall retaliate against another employee or person for submitting a complaint. If it is found that there has been retaliation for the complaint, there will be disciplinary measure taken toward the retaliator(s). If you want to file a complaint, you can do so with complete confidentiality to a supervisor or human resources to resolve the problem. As an employee, you will be expected to operate under the Code of Ethic set forth by the City. Failure to do so will result in disciplinary measures that can result in termination or other consequences. It may also result in civil or criminal prosecution and/or suit by the City to recover losses or damages resulting from the violation. Also, anyone with the knowledge of any wrong doing must report it immediately or risk facing disciplinary actions for not acting upon the knowledge of the wrong doing.

GIFTS

Under no circumstances should an employee give or offer a customer anything to influence a favorable customer action. Also, employees may not accept any gift from donors, vendors, contractors that could directly or indirectly financially benefit the employee's immediate family. If you are offered a gift you should refuse the gift upon delivery. If you are not able to refuse, immediately notify Human Resources about the gift so they can arrange the gift to be donated to an appropriate organization. If there are any questions about whether the gift is legal or should be rejected, please refer to Appendix A, Chapter 68B.22 of Code of Iowa, Gifts Accepted or Received.

PROHIBITION AGAINST PARTISAN POLITICAL ACTIVITY

Prohibited Activities. All employees shall be hired without regard to political considerations. In accordance with this policy, City employees shall:

- A. Refrain from seeking or accepting to use any political endorsement or support in connection with appointment to a Civil Service or municipal position.
- B. Refrain from using their influence publicly in any way for or against any candidate for elective office in the municipal government.
- C. Not circulate petitions or publicly campaign on behalf of any local municipal elective official.
- D. Not engage in, nor permit activity prohibited by Section 68A and 68B of the code of Iowa
- E. Employees who become candidates for any elective office may not use city time, facilities, uniform, business card, city logo or other evidence of employment as a campaign tool without written consent of the City Administrator.

A Civil Service or municipal employee who becomes a candidate for any elective public office shall, upon request of the employee and commencing thirty (30) days prior to any election and continuing until after the election, automatically be given a leave of absence without pay. An employee who is a candidate for an elective public office shall not campaign while on duty as a municipal employee. If elected, such employee is eligible to serve as a Civil Service or municipal employee only until qualification for the elective office, at which time the rule of conflict of interest would apply per Iowa Code Section 68B.2A.

Permitted Activities. Nothing in Section 5 of this Chapter shall prevent employees from belonging to any political party, club, or organization; from attending political meetings; from expressing their political views in private or outside of working hours and off City premises; or from voting with complete freedom in any election.

UNION ORGANIZATIONS

Various employees of the City of Muscatine are represented by one of the three separate union organizations

City employees are given a choice of whether they wish to become dues paying members of a union. Following the probationary period, new employees may be contacted by the appropriate union steward regarding membership in the union. Questions regarding union provisions should be addressed to a steward.

Employees covered under a collective bargaining agreement need to understand that policies and procedures governing his/her employment may be different from those stated in this manual and, where the union agreement and this manual differ, the labor agreement controls.

Salary and Payroll Information

Payday for all employees occurs on a bi-weekly basis every other Friday. Your paycheck will be distributed in your own department. If you choose, you may participate in the “direct deposit” program offered to employees. In compliance with state law, employees who do not use direct deposit and wish to have their paychecks mailed must complete a mailing authorization form.

In addition to deductions required by law (i.e., FICA, Social Security, etc.), automatic payroll deductions may occur for such items as health insurance, dental insurance, life insurance, deferred compensation, union dues, credit union, safety equipment and the United Way. All amounts taken from your checks through payroll deductions will be indicated on the paycheck stub. Questions regarding paychecks are to be directed to the Finance Office or the Human Resources Department.



PROBATIONARY PERIOD

A probationary employee is one who has not completed six (6) months of continuous service. During the first six months of employment, the employee may be disciplined or discharged by the employing person or body without right of appeal. In certain circumstances, the City may elect to extend the probationary period beyond six (6) months with review by Human Resources and the approval of the City Administrator.

TEMPORARY ASSIGNMENTS

Employees of this status assigned to a higher or lower job classification on a temporary basis shall receive his/her own pay or the pay designated for the temporary classification, whichever is higher, provided that the higher pay in the temporary classification shall not be applicable until after the employee has served more than twenty (20) consecutive days in the temporary classification. However, the City Administrator may approve payment for temporary services at a higher rate prior to the twenty (20) day requirement.

HOURS OF WORK

The normal workweek for employees is 40 hours (2,080 hours per year) exclusive of unpaid lunch periods. For designated 24-hour shift supervisory personnel at the Fire Department, a normal workweek will be considered at least 56 hours (2,912 hours per year).

Regular Part-time

Hours are less than 40 per week on a year-round basis.

EMPLOYEE PERFORMANCE APPRAISAL PROGRAM

As a new employee, you will be expected to perform the essential functions and responsibilities of the position to which you have been assigned to the best of your ability. Your supervisor will observe your work during your probationary period. Prior to receiving your regular appointment status, your performance will be evaluated signifying the successful completion of your probationary period and the move into regular employment in your classification.

After your initial probationary period evaluation and as part of your ongoing city employment, your work performance will be periodically reviewed. It is the intent that each employee has a performance review at least once each year. This provides an opportunity for employees and supervisors to jointly review performance in line with job responsibilities and effectiveness, and to initiate planning, goal setting and identification of work efforts for the upcoming year. The annual evaluation also provides an outlet for employer/employee communication regarding the employee's work in conjunction with effective departmental operations.

Your work

is going to fill a large part of your life,
and the only way to be truly satisfied is to
do what you believe is

Great work

and the only way to do

Great work

is to love what you do.

Steve Jobs

Difficult doesn't mean
impossible, It simply
means that you have
to work hard.

~Unknown

16quotes.com

PROMOTIONS, DEMOTIONS, TRANSFERS

Promotional positions within the City departments shall be filled through internal promotions where possible in accordance with Civil Service law and City policy. When an employee is promoted to a classification having a higher pay range, the employee shall receive a salary increase to the pay step in the new range closest to the employee's former step. When circumstances warrant, the City Administrator may make an exception to this policy.

Transfers of employees from one department to another within the same classification may occur when it has been deemed to be in the interest of the City to do so. When an employee transfers, no salary increase shall be granted because the transfer and longevity pay is retained.

Demotions applied in employment will bring the salary of the demoted employee to within the range established for the classification to which he/she is demoted.

If an employee hired before July 1, 1982 is promoted or transferred to a critical position, the residency requirement will not be applied provided that the employee complies with the requirement on the next change of residence.

This policy is not applicable to seasonal or regular part-time employees.

ADMINISTRATION OF PAY PROGRESSION

A non-union/non-supervisory pay and classification plan has been approved by the City Council and is maintained by the City Administrator. All employees will be compensated within the established salary range for his/her classification.

Employees will advance through the steps as follows:

Step 1	Normal entry rate
Step 2	After 6 months in position
Step 3	1 1/2 years in position
Step 4	2 1/2 years in position
Step 5	3 1/2 years in position

Those employees who begin their employment with the City above Step 1 shall proceed through the remaining steps within the pay range until Step 5 is reached. Once an employee has reached step 5, he/she may be eligible for increases each budget year as dictated by the City Council.

A pay plan for seasonal employees will be approved by the City Council and maintained by the City Administrator. Appointment in a classification will be at the pay grade assigned to the classification of work. Appointments may occur above the initial appointment wage if approved by the City Administrator.

An employee may be denied a step increase due to inadequate performance upon the approval of the City Administrator.

In the case of promotion to a step above Step 1, consideration may be given for a step increase after six months of employment in the new pay grade upon written request of the department head and approval by the City Administrator.

In the event an employee takes a period of unpaid leave, the date for pay increase will be delayed for a period of time equal to the time of unpaid leave. Subsequent increases will not be delayed but will return to the employee's original pay progression schedule.



LONGEVITY PAY

Non-union/non-supervisory regular employees shall, in addition to their regular compensation, be paid longevity pay in the amount of \$13.00 per month for each five (5) year increment of continuous city employment in an eligible employment status. Pro-rated benefits for longevity are provided for certain regular part-time personnel.

EMPLOYEE HEALTH & WELLNESS

PHYSICALS

In order to determine physical fitness for performance of essential job responsibilities, new employees are provided a physical examination, which is arranged and paid for by the City after a job offer is made. The City may also require a physical examination for the purpose of determining fitness to perform the essential functions of a position if a problem is evident that is affecting an employee's work. The City may also require a return-to-work physical following a period of illness or injury and also may require a physical for movement from one classification to another.

THRIVE! WELLNESS PROGRAM

The city also provides its employees an opportunity to participate in a wellness program. The wellness programs includes several facets including fitness scholarships to assist with the cost of joining a health club, the annual comprehensive wellness screening program, and Employee Assistance Program (EAP), annual hearing tests, and a variety of other safety, fitness, or wellness programs.

Employees may earn points toward wellness awards by logging various wellness activities through the Wellmark website. These awards are given annually based on the number of points earned.

EMPLOYEE ASSISTANCE PROGRAM POLICY



The City of Muscatine provides an Employee Assistance Program (EAP) as part of the wellness program. This program offers free and confidential counseling visits to employees and their dependents.

The goal of the Employee Assistance Program is to maintain and enhance employees' well-being and work productivity. The EAP provides confidential, professional assistance to employees and family members. Assistance is provided for such problems as alcohol abuse, substance abuse, marital or family distress, and financial, legal, and emotional concerns. Genesis EAP can be contacted by calling 563-264-2725.

DRUG AND ALCOHOL POLICY

The City of Muscatine has a Drug and Alcohol Testing Policy.

Employees are hereby notified that the use, sale, purchase, transfer or possession of a controlled substance except as prescribed by a licensed physician in a legitimate treatment of illness is hereby prohibited. Employees are also prohibited from being under the influence of an alcoholic beverage during hours of employment, or at any time the employee is in a City facility, vehicle, piece of equipment, or when the employee is performing work on behalf of the City.

City employees are required, as a condition of continued employment with the City of Muscatine, to comply with the laws on controlled substances. Any known work-related violation of said laws must be reported to the employee's supervisor within five days of occurrence. Any employee convicted of violating any controlled substance law, operating while intoxicated, or public intoxication, must notify their supervisor of the conviction within five days of the conviction. Employees are responsible for notifying their supervisor of any use or suspected use of controlled substances or alcohol by any person or employee that may affect work performance.

The City of Muscatine tests in the following situations: Pre-Employment, Post Accident and Reasonable Suspicion, and random testing for certain classifications of employees.

NEW EMPLOYEES

Drug screening is a required part of the pre-employment health physical that is provided to all regular new employees of the City. Approval of new hire and/or continued employment is based on a successful report in this screening. New hires testing positive in the City's drug screen taken as part of the pre-employment physical process are automatically disqualified from employment



RECORD KEEPING

The records of testing activity and testing results are maintained in a records file separate from the employee's personnel file. Results of screens and other test results are sent directly to the City Administrator or designated representative. Efforts will be made to treat all such information as confidential.

CURRENT EMPLOYEES

No testing of current employees is planned except in the following situations:

REASONABLE SUSPICIAN TESTING

The City may require a test of an employee suspected of being under the influence of a drug or alcohol in the workplace when the City has a reasonable suspicion that the employee's faculties are impaired or when the employee is in a position where such impairment presents a danger to the safety of the employee, another employee, a member of the public, property of the City or when impairment is a violation of a known work rule.

POST ACCIDENT TESTING

Employees involved in on-the-job accidents when circumstances involve a death or reportable injury, involve damage to City or private property in excess of \$1,000, or when employees engage in unsafe on-duty activity are subject to post accident testing. Alcohol testing will be performed within 8 hours and drug testing will be performed within 32 hours of the incident.

DEPARTMENT OF TRANSPORTATION(DOT) REGULATIONS-

Two classes of City employees are required to submit to drug and alcohol testing under DOT regulations and are as follows:

- 1) All safety-sensitive employees of the Transit Division (whether or not they hold a Commercial Driver's License).
- 2) All employees holding a Commercial Driver's License who could potentially drive City vehicles/equipment which require a CDL.

A copy of the DOT regulations can be obtained from the Human Resources Department.

Assistance for substance abuse problems is provided to employees through the City's EAP Program. This assistance may be sought through supervisory referral or by the employee voluntarily. An employee with a positive drug test will be required to undergo an evaluation with a substance abuse professional and comply with resulting recommendations. A second positive drug test may result in discipline, up to and including termination.

A complete copy of this policy is available in the Human Resources Department.

SMOKING POLICY

**The State of Iowa prohibits smoking in public places
and provides a penalty for non-compliance.**

Smoking, use of tobacco products, and use of e-cigarettes and vapor cigarettes is prohibited in all City buildings, grounds and vehicles. Smoking, use of tobacco products, and use of e-cigarettes and vapor cigarettes in parking lots is also prohibited, unless the employee is inside his/her personal vehicle. The only exception to this policy will be certain undercover police vehicles that are excluded from the law.

Employees are expected to refrain from tobacco use during their normal work hours. Smoking during breaks and lunch periods must take place off of City property (except open areas of the City parks) or inside personal vehicles.



EMPLOYEE SMOKING CESSATION ASSISTANCE

The City of Muscatine will provide financial assistance to employees and spouses who are currently smokers but wish to become non-smokers by participating in a smoking cessation class.

The City will reimburse employees for 100% of the total cost and reimbursement to a spouse for 50% following successful completion of the program. The reimbursement applies only to classes and not to other smoking cessation aids.

SAFETY POLICY

Recognizing that safety, health, and economic opportunity are of great importance to every employee of the City of Muscatine, the City Council is dedicated to the protection and conservation of its human, physical and financial resources. Safety is an integral part of all facets of employment of the City of Muscatine. Each department's goal will be to have zero injuries.



Each employee must develop a positive attitude toward safety, accepting accountability for personal safety and the safety of fellow employees. This will result in a commitment to:

- *Viewing rules and procedures as a means of accomplishing safe results rather than a roadblock to overcome.
- *Showing of mutual concern for employees by constantly looking for unsafe work practices and stopping unsafe acts.
- *Continuing a high degree of communication with peers, supervisors, and subordinates by discussing safety on a regular basis as well as reporting all injuries and emergencies.
- *Accepting the responsibility to work safely and to extend this concern for personal safety to fellow employees.

Employees are expected to follow all City and departmental rules regarding the use of safety equipment. Reimbursement programs are available for safety shoes and safety eyeglasses. Information on these programs is available in each department and in Human Resources.



POLICY FOR WORKPLACE THREATS AND VIOLENCE

The safety and security of its employees is important to the City of Muscatine. Threats, threatening behavior, or acts of violence against employees, visitors, guests, or other individuals by anyone on City property will not be tolerated. Any person who makes substantial threats, exhibits threatening behavior, or engages in violent acts on City property shall be removed from the premises as quickly as safety permits and shall remain off City premises pending the outcome of an investigation. The City of Muscatine will initiate an appropriate response, which may include, but is not limited to, suspension and/or termination of any business relationship, assignment of job duties, suspension or termination of employment, and/or criminal prosecution of the person or persons involved.

All City personnel are responsible for notifying their supervisor of any threats they have witnessed, received, or have been told that another person has witnessed or received. Even without an actual threat, personnel should also report any behavior they have witnessed which they regard as threatening or violent, when that behavior is job related or otherwise connected to the City or City-owned property. Employees are responsible for making this report regardless of the relationship between the individual who initiated the threat or threatening behavior and the person or persons who were threatened or were the focus of the threatening behavior. If the supervisor is not available, personnel should report the threat to their department head, Human Resources Manager, City Administrator or an elected official.

All employees who apply for or obtain a protective or restraining order which lists City locations as being protective areas, must provide to the designated management representative a copy of the petition and declarations used to seek the order, a copy of any temporary protective or restraining order which is granted, and a copy of any protective or restraining order which is made permanent

WEAPONS OR OTHER INSTRUMENTS OF VIOLENCE



Possessing, using, or threatening to use a weapon in City facilities or on City property is forbidden. Weapons are defined as, but not necessarily limited to, the following:

- ◆ Firearms or ammunition
- ◆ Knives
- ◆ Explosives; or
- ◆ Any other implement, when used or when the use of the implement as a weapon is implied or threatened.

Exceptions to this policy are firearms, ammunition, knives, explosives, or other instruments either issued or approved by the City Administrator as being necessary for the employee in the performance of their job requirements.

NON-RETALIATION POLICY

The City prohibits retaliation against any employee who, in good faith, raises concerns about harassment or inappropriate behavior or anyone who, in good faith, has aided in providing information during an investigation. Retaliation could include, but is not limited to spreading rumors, committing acts of discrimination or harassment, disparaging their work or character, or the like. Such retaliation can be an independent justification for the imposition of disciplinary action up to and including termination, regardless of whether the original concerns raised are substantiated.



HARRASSMENT POLICY

SEXUAL HARRASSMENT

Sexual harassment in the workplace will not be tolerated.

The definition of sexual harassment is an unwelcome sexual advance, request for sexual favors, or other verbal or physical conduct of a sexual nature, when

- a) submission to such conduct is made an implicit or explicit condition of an individual's employment;
- b) submission to or rejection of such conduct affects employment opportunities; or
- c) such conduct interferes with an employee's work or creates an intimidating, hostile or offensive work environment.

OTHER HARRASSMENT

In addition to sexual harassment, the City also prohibits any employee from harassing another employee based on ethnicity, race, gender, national origin, religion, age, disability, gender identity, sexual orientation or other characteristic protected by law. Such harassment may include derogatory remarks, epithets, offensive jokes, the display of offensive printed or visual material, or offensive physical actions that unreasonably interfere with an individual's work performance or create an abusive work environment.

All harassment claims must be made in good faith.

REPORTING CLAIMS

Situations, incidents and environments, including harassment from persons not employed by the City, should be reported promptly to a supervisor or department head. Any employee may also report an incident to the Human Resources Manager or City Administrator. Employees may also speak to the City Attorney if none of the previously mentioned people are available or if said people are involved in the harassment. A prompt, impartial and discreet investigation will be held and if a violation is found, corrective action will be taken by the employer.

MISCELLANEOUS POLICIES

DISCIPLINE POLICY

This discipline policy has been established to maintain consistent guidelines for all departments in their enforcement of employee conduct in work situations. If the employer has reason to discipline an employee, it will be done in a manner that does not embarrass the employee before other employees. Discipline will be administered for infractions by the employee of City policies, regulations, management goals, and other guidelines as set forth by the City, and it is the policy of the City that discipline shall be administered in a firm and fair manner.

The City does not implement disciplinary action in any particular order, and will review each case individually and issue disciplinary action as deemed necessary and appropriate in each circumstance. As employment with the City is at will, termination may occur at any time, with or without reason or notice.

Causes for disciplinary action include, but are not limited to items listed under this section. The following conduct is unacceptable and will subject the employee to discipline, which may include oral and/or written reprimand, suspension, discharge, other appropriate measures such as probation or required training and/or a combination of the aforementioned, without previous warning or notice:

- ◆ **Engaging in activity which disparages or damages the City;**
- ◆ **Theft, disobedience or insubordination, refusal to perform an assigned job;**
- ◆ **Willful destruction or defacing City property, deliberate falsification of information;**
- ◆ **Alteration of timecard, including punching another employee's timecard;**
- ◆ **Unexcused or excessive absenteeism or tardiness or abuse of sick leave;**
- ◆ **Sleeping while on duty (not applicable to on duty firefighters during sleeping periods)**

The above is provided for illustrative purposes only and is not an all-encompassing list. Other violations may be grounds for discipline, up to and including termination. In addition, an employee may be dismissed for unsatisfactory work performance whenever work habits, attitude, production, or ability to handle the duties of the position fall below the desired standards for continued employment.

EMPLOYMENT SEPARATION

Should you decide to resign or retire from City employment, you are asked to give reasonable notice to your employer. Your resignation date will be your last actual working day. Vacation or other paid leave may not be used to “extend” that date. In addition, City employees wishing to resign are expected to provide at least two weeks’ notice to the department head or department supervisor and to sign a Voluntary Resignation form stating the complete reason for your resignation. Sometime after your resignation notice, an exit interview will be held.

In the event of layoff, the City will provide the employee with as much notice as practical and attempt to provide at least two weeks’ notice. In the case of layoff of Civil Service employees, a Certificate of Preference in the employee’s classification will be issued, providing rehire rights and preference.

When employment separation is due to appropriate disciplinary action, no notice period will be provided.

EXIT INTERVIEW

An exit interview will be scheduled with a terminating employee prior to the last day of work. This will provide a continued review and record of employee turnover, and each employee leaving the City of Muscatine employment will be asked to fill out an exit questionnaire.



ACCESS TO HUMAN RESOURCES

During your time of employment, questions may arise regarding human resources practices, city benefits, or other employment matters. These questions may be directed to Human Resources for referral, resolution or service.

In addition, any employee may view his/her own personnel file by appointment during the business hours of the office.

RESIDENCY REQUIREMENTS

All employees of the City must reside within 30 air miles of City Hall
and in Iowa within six months of hire or promotion.

OPERATION OF CITY VEHICLES

The City of Muscatine is strongly committed to the safe operation of the vehicles in its fleet, of its motorized equipment, and to personal safety. In order to help ensure the safe and legal operation of these vehicles, the following policy has been adopted.

**Applicants for positions that require driving will not be considered
if their driving records exceed these standards.**

- More than three (3) moving violations in the past 12 months or more than five (5) moving violations in the past 24 months.*
- Two (2) or more accidents reportable under the laws of the State of Iowa, and in which the potential employee received a citation, in the past 36 months.
- A violation for Operating While Intoxicated (OWI) in the past 48 months or multiple violations in the past ten (10) years.

Employees who operate city vehicles are expected to adhere to the following guidelines:

Vehicles are to be used for City business only.

No other passengers are to be allowed in City vehicles except when such individual is involved with City business.

Vehicles are to be driven only when necessary, and drivers are to be energy conscious at all times.

Vehicles should be cleaned inside and out on a regular basis.

The vehicle shall be properly maintained at the appropriate intervals and emergency repairs made as needed.

All vehicles must have City of Muscatine stickers and vehicle numbers on them at all times with the exception of vehicles that, by their use, would exclude the use of such stickers or markings.

No smoking or tobacco use is allowed in City vehicles at any time.

Seat belts are to be worn at all times except as exempted in Iowa Code 321.445.

The City Administrator must approve any exceptions to these guidelines.

Employees in positions which require a Commercial Driver's License (CDL) or the operation of a City vehicle will be subject to an annual review of their motor vehicle report (MVR). Employees required to drive as part of their duties are expected to notify the City of all traffic citations, whether received on or off duty, within 24 hours of receipt. Any license suspensions should be reported immediately.

Employees required to drive City vehicles must remain insurable by the City's automobile insurance carrier. If an employee is no longer insurable by the city's carrier, said employee will no longer be eligible to drive a company vehicle, which may result in termination of employment.

***Note: Violations of The Iowa Code, Section 321.210 (2) (d) are not applicable as moving violations**

ELECTRONIC COMMUNICATIONS



The City at its expense provides Internet, E-mail, and voice mail technology and it is the private property of the City. All communications over and activity conducted on the City-owned systems and equipment are the property of the City. The employee should have no expectation of personal privacy when using City-owned systems or equipment. The City may review, audit, or download messages that employees send or receive and may monitor Internet access.

The City provides e-mail, computer, voice mail and in some cases cell phone systems for employees to communicate with one another and persons outside of the City. In order to protect the confidentiality of communications, each employee has a distinct password and security code to access his or her computer and telephone messages. These passwords must be provided to the City Administrator, or to his designee. The City has the ability to access and monitor all such communications.

E-mail and other means of electronic communications are business tools to permit rapid and efficient communications with a large audience. This City system is a business system, and not a personal communications network or bulletin board. Users of these tools should apply good judgment and common sense. Electronic communication should be conducted as if it were done in a public meeting following the rules of ethical conduct and non-discriminatory behavior.

Employees will be expected to take full responsibility for their electronic communications. All communications shall be made with the acknowledgment that there is minimal control over what the recipient does with it. Employees should keep in mind that electronic communications have been used against employees and employers in legal proceedings.

In the event the City receives information that an employee is abusing the system or is sending harassing, damaging, or defamatory messages, an investigation will be conducted and the employee will be informed at the beginning of the investigation. Use of the City's e-mail system, voice mail, and other computer facilities shall comply with all laws and regulations and shall exhibit the highest moral and ethical standards of business conduct



INTERNET, E-MAIL AND VOICE MAIL



Electronic Communication Continued

Internet access is to be used to communicate with fellow employees and citizens regarding matters within an employee's assigned duties, to acquire information related to or designed to facilitate the performance of regular assigned duties, and to facilitate performance of any task or project in a manner approved by an employee's supervisor. No one shall use any City computer hardware, software, network facilities, or information in a manner inconsistent with this policy and/or without proper authorization. No one shall assist in, encourage, or conceal from the City any unauthorized use, or attempt at unauthorized use, of any City computer hardware, software, network facilities, or information.

Virus-checking software is made available to users of the City's network environment and should be used with all electronic files or other software loaded onto City equipment or introduced by any means (i.e., Internet, floppy disk, CD-ROM, file transfer, or other sources). No one shall copy, install, or use any software or data files in violation of applicable copyrights or license agreements. No software shall be installed on City equipment without prior authorization of the City Administrator or his/her designee.

In the use of City Internet access, the following is prohibited:

Dissemination or printing materials (including articles and software) in violation of copyright laws.

Sending, receiving, printing or otherwise disseminating proprietary data, trade secrets or other confidential information, including any information of the City in violation of policy or proprietary agreements.

Offensive or harassing statements or language including disparagement of others based on their race, national origin, sex, sexual orientation, age disability, religion or political beliefs.

Sending or soliciting sexually oriented messages or images.

Operating a business, usurping business opportunities or soliciting money for personal gain or political lobbying activities

Sending chain letters, gambling or engaging in any other activity in violation of local, state or federal law.

Using the equipment for personal, political or religious purposes.

Should an employee wish to clarify whether or not the use of any City technology is questionable, it should be discussed the City Administrator of approval.

Social Media



Purpose

This policy sets forth guidelines for the establishment and use by the City of Muscatine of social media sites as a means of conveying City of Muscatine information to the public. The intended purpose behind the use of City of Muscatine social media sites is to disseminate information from the City, about the City, to the public in a civil and unbiased manner. The City of Muscatine has an overriding interest and expectation in deciding what is communicated on behalf of the City on City social media sites.

Definition

For the purposes of this policy, social media means any facility for online publication and commentary, including without limitation blogs, wiki's, content hosting sites such as Flickr and YouTube, and social networking sites such as Facebook, LinkedIn, and Twitter. This policy is in addition to and complements any existing or future City of Muscatine policies regarding ethics, the use of technology, computers, smart phones, e-mail and the internet.

Scope

This policy applies to the use of social media to interact with the public by City employees in their capacity as a City employee; however, this policy is not intended to infringe upon an employees' right to discuss working conditions.

General Use Policy

*** Approval and Administration**

The establishment and use by any City Department of City social media sites are subject to approval by the City Administrator or his/her designees. All City of Muscatine social media sites shall be administered by the Department Director or his/her designees.

***Compliance with Applicable Laws and Policies**

Users of all City social media shall adhere to applicable federal, state and local laws and policies.

***City Website Shall Remain the Primary Source of Information and be Linked to in Posts**

Informational items posted on City social media sites should also be available on the main City website. The City website at <http://www.muscatineiowa.gov> will continue to serve as the main information source.

***Conduct Requirements When Posting On Behalf Of City**

An employee representing the City of Muscatine using social media sites must conduct themselves at all times as a representative of the City of Muscatine, and be in accordance with City policies. As examples, employees posting on behalf of the City should utilize appropriate and professional language, attire, and profile pictures. Employees who fail to conduct themselves in a positive and professional manner will be subject to Disciplinary Action Procedures which are located in the Employee Manual.

***Commenting On Third-Party Sites Regarding City Business**

The City of Muscatine may become a subject in a media outlet that allows interaction (e.g. blogs, comment portions of online news sources). Only City staff with approval to communicate with the media as a spokesperson are permitted to comment in these forums as official representatives of the City of Muscatine.

***Misinformation**

If a City employee finds a posting or comment about the City of Muscatine that contains incorrect information, they are to report it to their supervisor as soon as possible. Additionally, comments posted by employees that contain misleading or inaccurate information may lead to disciplinary action up to and including termination.

***Unacceptable Uses**

The City considers the activities and uses of social media listed below to be unacceptable. Employees are prohibited from engaging in any of them on a social media account established by the City or a City department.

- Using social media in a manner that does not comply with federal, state, and local laws and regulations, and with City and department policies.

- Using social media in a manner that:

1. Violates the terms of contracts governing the use of any social media content, including but not limited to, software and other intellectual property licenses;
2. Contains confidential or “for official use only” information or information that compromises the security of City networks or information systems. Such for official use only or confidential information includes, but is not limited to, information that is protected under the Health Insurance Portability and Accountability Act of 1996 (HIPAA) or other federal, state, or local laws and regulations (except as permitted under such laws and regulations), as well as social security numbers and other personally identifiable information;

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3. Violates the terms of use governing the social media account
 4. Discloses actual or potential claims and litigation involving the City.
 5. Discloses any personal, sensitive, or confidential information about anyone.
 6. Contains photographs of employees without their written permission (Where applicable). Photos taken on City property do not require written permission for City use. Additionally, it is the City's intention to comply with provisions regarding official photographs outlined in Iowa Code Section 80F for public safety personnel.
 7. Includes content prohibited in the comment policy.

This list is not exhaustive. Questions about particular uses of social media or particular social media content should be directed to the City Administrator or his or her designee.

Comment Policy

In accordance with the City's purpose to use social media as a mechanism to disseminate information to the public, that is, to engage in government speech, the City reserves the right to disable, or prevent commenting on any of its social media pages. The City reserves the right to remove comments subject, but not limited to the following guidelines:

- ~Comments not related to the topic of discussion
- ~Profane language or content
- ~Content that promotes, fosters, or perpetuates discrimination on the basis of race, creed, color, age, religion, gender, marital status, status with regard to public assistance, national origin, physical or mental disability or sexual orientation.
- ~Sexual content or links to sexual content
- ~Solicitations of commerce
- ~Conduct or encouragement of illegal activity
- ~Information that may tend to compromise the safety or security of the public or public systems
- ~Content that violates a legal ownership interest of any other party

Monitoring for Compliance

Departments shall monitor their social media sites for comments requesting responses from the City and for usage in violation of this policy.

Compliance with State of Iowa Public Records Law

City of Muscatine social media sites are subject to State of Iowa public records laws. Any content maintained in a social media format that is related to City business, including a list of subscribers and posted communication, is a public record. The Department maintaining the site is responsible for responding completely and accurately to any public records request for public records on social media. Content related to City business shall be maintained in an accessible format pursuant to City policy and practice so that it can be produced in response to a request.

In addition, wherever possible, such sites shall clearly indicate that any articles and any other content posted or submitted for posting are subject to public disclosure.

Personal Social Media Accounts

This policy is not intended to govern employees' establishment or use of personal social media accounts for personal purposes, outside the workplace and using non-City information systems. However, some personal uses of social media may reflect on the City or appear to represent City policy or to be on behalf of the City. For this reason, City employees are expected to comply with all City and department policies, as well as the following standards, when using personal social media accounts.

*Postings and user profiles on personal social media accounts must not state or imply that the views, conclusions, statements or other social media content are an official policy, statement, position, or communication of the City of Muscatine, or represent the views of the City or any City officer or employee, unless the Department Director or the City Administrator have granted express permission for that user to do so.

*If a City employee has not received such express permission, any user profile, biography, or posting on a personal social media account that identifies that person as a City employee must include a qualifying statement in substantially the following form: "The views I express on this site are my own and do not reflect any official view or position of the City of Muscatine."

The City expects its employees to be truthful, courteous, and respectful toward supervisors, co-workers, citizens, customers, and other persons associated with the City. Employees shall not engage in name-calling or personal attacks or other such demeaning behavior. Comments posted by employees that contain misleading or inaccurate information may lead to disciplinary action up to and including termination.

CELL PHONE/WIRELESS COMMUNICATION POLICY

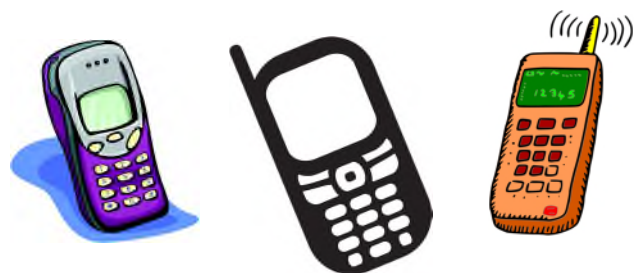
Requests for wireless communications equipment and services must be made to the Department Director. The Department Director, subject to City Administrator approval, will determine if and what communication equipment will be needed by an employee. The Department Director has the authority to determine, at any time, whether or not a cell phone is a justified communication device. If it is determined by the Department Director that a cell phone is a necessary communication device for an employee, two options are available for service

OPTION 1: CITY-PROVIDED SYSTEM

- A City-provided phone is to be administered by the Department
- The Department will investigate plan options, administer distribution of phones and maintenance issues, audit charges, and process invoices for payment
- City cell phones are **not to be used for personal communication either outgoing or incoming**
- The cell phone number must be supplied to the City Administrator's Office.
- Any change in cell phone number(s) or cell phone assignment(s) must be supplied to the City Administrator's Office.
- The City's Finance Department will audit each employee's cell phone calls at least once per year. For that month, each employee will be required to identify calls as to whether they are business or personal.
- Employees must acknowledge and agree to this policy by their signature on the attached form.

OPTION 2: ALLOWANCE SYSTEM

- A \$30 monthly allowance is given to the employee. (This is a **taxable** benefit.)
- The employee is to purchase their own plan and phone.
- The employee is responsible for maintenance and/or loss of the phone and for payment of invoices.
- There is no restriction of calls and no City audit of charges. However, if there is a performance issue or concern of illegal activity arising out of use of the phone during work hours, the City reserves the right to review personal cell phone statements.
- The cell phone number will be supplied to the City Administrator's Office.



Personal Cell Phones

The use of personal cell phones for personal use, should be limited, to the extent possible, to break times and before or after work. Excessive personal use during work periods could lead to disciplinary action.

ACCESS TO HUMAN RESOURCES

During your time of employment, questions may arise regarding human resources practices, City benefits, or other employment matters. These questions may be directed to Human Resources for referral, resolution or service.

In addition, any employee may view his/her own personnel file by appointment during the business hours of the office.

EMPLOYMENT OF RELATIVES

No individual may be hired or transferred into a position in which the employee would be supervised by a member of the immediate family or in which the family member would have administrative discretion over the individual's terms and conditions of employment; or in which the individual would supervise a member of the immediate family or have administrative discretion over the family member's terms and conditions of employment. For purposes of this paragraph, immediate family consists of spouse, mother, father, brother, sister, children, grandparent, grandchild, mother-in-law, father-in-law, brother-in-law, sister-in-law, or cousin.



OUTSIDE EMPLOYMENT

An employee working in any position in addition to his/her full-time position with the City must notify the department head of such outside employment. Outside employment shall be subject to the following conditions:

It must not interfere with the employee's effectiveness in performing his/her duties for the city.

It shall not be a conflict of interest with City employment or interfere with any response to City emergency calls.

It must not cause adverse publicity to the City or the employee.

The above requirements do not apply to seasonal or regular part-time employees.

RESIDENCY REQUIREMENTS

All employees of the City must reside within 30 air miles of City Hall and in Iowa within six months of hire or promotion.



DRESS CODE POLICY

All employees are expected to exercise discretion and good taste in the matter of dress. Cleanliness and good grooming is expected of all personnel. Employees are expected to be appropriately dressed for the type of work they are performing. Each department may with City Administrator approval determine its definition of acceptable appearance standards balanced by public impression, comfort, health, and safety. A department head may require an employee to leave his/her job without pay when the attire or the employee's general appearance is considered inconsistent with City policy.

All employees who are supplied with uniforms are to report to work each day in a clean uniform. Employees required to wear uniforms are provided an annual allowance and are expected to manage this account in a way that provides proper uniform attire throughout the year.

Employees may purchase shirts, sweat-shirts, and jackets with the City logo for their own use, which may be worn only while working for the City or elsewhere with prior approval of the City Administrator.

Benefits

Leave Policies

HOLIDAYS

The following are declared to be legal holidays for City employees with the exception of Library employees:

New Year's Day	Presidents Day	Memorial Day	Independence Day	Labor Day
Veteran's Day	Thanksgiving Day	Thanksgiving Friday	Christmas Eve	Christmas Day

For Library employees the following shall be declared legal holidays:

New Year's Day	Memorial Day	Independence Day	Labor Day	Thanksgiving Day
Christmas Eve Day	Christmas Day	Floating Holiday	Floating Holiday	Floating Holiday

The Library Board, may from time to time, designate additional floating holidays to facilitate maximum service of the public, provided the number of holidays given do not exceed 10 in each calendar year. The holiday schedule will be reviewed and set by the Library Board in advance of each calendar year.

Non-Union Regular Part-time personnel receive holiday benefits at the following rates:

20-29 hours	1/2 benefits
30-39 hours	3/4 benefits

When a holiday falls on a Sunday, Monday shall be observed as a regular holiday. When a holiday falls on a Saturday, Friday shall be observed as regular holiday. The City Council may designate additional days as paid holidays. In order to be eligible to receive holiday pay, an employee must report to work on the employee's last scheduled workday before the holiday and the first scheduled workday after the holiday, unless the absence has been pre-approved.

Non-Union/Non-Supervisory personnel who are required to work on a holiday will receive one and one-half his/her normal rate of pay in addition to the holiday pay allowed.

Benefits

Leave Policies

VACATION

Non-Union/Non-Supervisory employees must reduce their vacation hours to the maximum accumulation earned by their anniversary date each year. Vacation may be used as earned following the first six (6) months of employment. Following the first year of employment, employees are required to take at least one full workweek of vacation each year. Vacation hours over the maximum accumulation may be carried over with the approval of the department head and the City Administrator. Employees in these classifications accumulate vacation at the following rates:

	Full - time	3/4 time	1/2 time
First Anniversary Date	80 hours	60 hours	40 hours
Fifth Anniversary Date	120 hours	90 hours	60 hours
Thirteenth Anniversary Date	160 hours	120 hours	80 hours
Twentieth Anniversary Date	200 hours	150 hours	100 hours

BEREAVEMENT LEAVE

Employees shall be allowed time off with pay in the event of a death in the family as follows:

- 1) Up to five (5) days to arrange and attend funeral of spouse and children, including stepchildren.
- 2) Up to three (3) days for funeral of parents, step-parents, parents-in-law, grandparents, grandchildren, brother, sister, son-in-law, daughter-in-law or any relative within the first degree living in the household.
- 3) The department head may allow an employee the necessary time off with pay to attend the funeral of members of the family not included above or of a close family friend.
- 4) Because of extraordinary factors necessitating additional time off, supplementary funeral leave with pay may be accorded to the employee at the discretion of the City Administrator.

PERSONAL LEAVE

Personal leave is defined as leave with pay for personal reasons during working hours. Personal leave is intended for matters that cannot be delayed to an off day such as attending to legal business, admitting or discharging an immediate family member from the hospital, etc. This leave may be granted by a department head for a period of less than the regularly scheduled work shift and shall be requested with as much advance notice as possible by the employee. As personal leave is granted for part of a work shift only, the employee shall be required to report for work prior to or after the business for which the personal leave has been granted.

Non Union/Non Supervisory personnel shall be granted 8 hours of personal leave each year, beginning on July 1 provided the employee has completed the probationary period by that date. Half-time employees will receive 4 hours of personal leave, $\frac{3}{4}$ time employees will receive 6 hours of personal leave each year beginning on July 1.

Personal leave does not apply to regular part-time employees.

VOTING LEAVE

Employees required to work for all of the hours which the polls are open on an election day shall be given sufficient time off with pay to vote.



MILITARY LEAVE

The City will grant leave of absence for military pay in compliance with the provisions of State and federal law.



JURY DUTY

The City of Muscatine will pay all regular employees called to serve on any jury (or subpoenaed to testify as a witness for the City) the difference in wages between any court pay and their regular earnings for regular working hours absent due to jury service, which is defined as time of examination, selection, or actual service on a jury or as a subpoenaed witness. The City retains the right to adjust the work schedule of the called employee for pay purposes for the tour of jury or witness duty.

SICK LEAVE

Paid sick leave is intended to protect against loss of pay when needed and not as guaranteed “time off” for the employee. Employees of the City shall be granted eligibility for leave of absence from their employment with full pay for any cause due personal illness, injury, or for personal or immediate family medical, dental or optical appointments that cannot be scheduled during non-working hours or legal quarantine. Hours earned during a pay period are credited the last day of any pay period and are not available for use until the first day of the next pay period. Sick leave credit accumulated during the time spent on sick leave will not be available for use during the current illness but will be counted as part of new accumulation of sick leave beginning one (1) week after return to full time service.

The sick leave benefit provision is as follows:

Full-time employees (40 hours/week) accrue sick leave at a rate of 4.62 hours per pay period.

Part-time employees (30-39 hours/week) accrue sick leave at a rate of 3.46 hours per pay period.

Part-time employees (20-29 hours/week) accrue sick leave at a rate of 2.31 hours per pay period.

Maximum accumulation of sick leave for any employee not covered by a collective bargaining agreement shall be 1,120 hours. Request for extension for unpaid leave after the exhaustion of the above-listed benefits will be determined upon the recommendation of the department head and approval by the City Administrator.

VALID USES OF SICK LEAVE:

Personal illness or injury.

Dental appointments.

Eye examinations.

Doctor appointments and medical testing.

Approved visits to medical facility as part of a rehabilitation program.

Health-related counseling or examination.

Up to five (5) days per calendar year for medical or dental care of an employee’s spouse, child, parents, or family member living in the employee’s immediate household.



Termination of employment for any reason other than retirement shall terminate any obligation of the employer in connection with unused sick leave and shall not entitle an employee to provide any payment upon termination for any accrued but unused sick leave.

FAMILY AND MEDICAL LEAVE POLICY

Employees, who have been employed for at least one (1) year, and have worked at least 1,250 hours during the preceding 12-month period, are eligible for family and medical leave.

Family or medical leave will consist of appropriate accrued paid leave and, if paid leave is insufficient, unpaid leave. Depending on the need for the leave, the employee must use accrued sick leave (if appropriate), vacation, and/or compensatory time. Upon expiration of available paid leave, the remainder of the leave will consist of unpaid leave.

Eligible employees are entitled to up to 12 weeks of family and medical leave during any 12-month period to eligible employees, in accordance with the Family and Medical Leave Act of 1993 (FMLA), or possibly up to 26 weeks of leave in any 12-month period in compliance with The Support for Injured Service members Act of 2007, for one or more of the following reasons:

The entitlement to leave for the birth or placement of a child for adoption or foster care will expire twelve (12) months from the date of the birth or placement.

1. To care for the employee's child after birth, or placement for adoption or foster care;
2. To care for the employee's spouse, son or daughter, or parent who has a serious health condition;
3. For a serious health condition (as that term is defined by law) that makes the employee unable to perform the employee's job;
4. For a covered family member's active duty or call to active duty in the Armed Forces; or care for an injured or ill service member.

An employee requesting leave must complete the appropriate form(s) and return them to the Human Resources (HR) Department. Forms are available in the HR Department.

Employees must provide as much advance notice as possible and are requested to provide at least thirty (30) days' notice of the need to take FMLA leave when the need is foreseeable. When notice of at least thirty (30) days is not possible, the employee must provide notice as soon as practicable and generally must comply with normal leave request procedures.

The City reserves the right to designate leave as Family and Medical Leave and employees may be required to complete the medical certification forms for leave in excess of three (3) days and as outlined in the Act. For leave in excess of ten (10) days, a medical certification will be required. Failure to comply with this request could result in disqualification of the leave.

FAMILY AND MEDICAL LEAVE POLICY (Continued)

During a period of family medical leave, an employee will be retained on the City health plan under the same conditions that applied before leave commenced. To continue health coverage, dental coverage or life insurance coverage the employee must continue to make any contributions that he or she made to the plan before taking leave. An employee is not entitled to the continuation and/or accrual of any other employment benefits that would have occurred if not for the taking of the FMLA leave.

The City, at its discretion and expense, may require a second medical opinion and periodic recertification. If the first and second opinions differ, the City, at its expense, may require the binding opinion of a third health care provider, approved jointly by the City and employee.

Prior to returning to work from FMLA leave for the employee's own serious health condition, the employee must present a certification from the health care provider that he/she is able to resume work with or without medical restrictions. If certification is not received, return to work may be delayed.

The Clinic may require an employee on FMLA leave to report periodically on his/her status and their intention to return to work, and also periodic recertification of the medical condition.

Employees who return to work from family or medical leave of absence within or on the business day following the expiration of the twelve (12) or, if eligible, twenty-six (26) weeks are entitled to return to their job or an equivalent position without loss of benefits or pay.

ABSENCE WITHOUT LEAVE

If an employee is voluntarily absent from duty without proper authorization for part or all of a workday or work shift, such absence may be grounds for disciplinary action, up to and including termination. Voluntary absence without leave for a period of two (2) workdays shall generally result in immediate termination of employment.

LEAVE OF ABSENCE WITHOUT PAY

Employees who desire to secure temporary leave from their regular duties may, with the approval of the department head and the City Administrator, be granted a special leave of absence without pay for a period not exceeding one month for each year of service.

Requests for special leave of absence shall be submitted in writing and shall state the reasons for such request, the need for such leave, the date when the leave is to begin and the date of return to work.

During a leave of absence without pay, the employee must pay any group hospitalization and dental premiums that come, pay for premiums for coverage under the group life insurance policy, and shall not receive any other job benefits during the period of absence.

Benefits

WORKER'S COMPENSATION

All employees of the City are covered by worker's compensation with the exception of employees covered under provisions of the Code of Iowa for Police and Fire disability. No employee shall be eligible for the duplication of Worker's Compensation and sick leave benefits; however, upon written request the City Administrator will consider allowing an employee to receive normal pay during the illness or injury leave time by the use of employee's accumulated sick leave.

HEALTH INSURANCE

Full-time employees will receive a single policy of hospitalization/health insurance with the City providing a contribution of 95% of the premium, and the employee is responsible to pay 5% of the cost. Dependent coverage by the employee is also available with the City providing a contribution of 95% dependent coverage cost with the employee responsible to pay 5% of the cost.

Regular part-time employees may purchase health insurance at the group rate

DENTAL INSURANCE

Dental Insurance is provided to all full-time employees with the cost for the dental insurance paid for by the City. Employees may elect dependent coverage through the group policy, if desired, at the employee's cost.

Regular part-time employees may purchase dental insurance at the group rate.

Other

LIFE INSURANCE

Full-time employees will receive a term life insurance policy, which will remain in effect during employment with the City. The City pays the premium for single coverage under the policy. The amount of insurance is one (1) time the annual salary to the next higher thousand dollars.

Full-time employees may choose to purchase additional insurance on their own lives. Some additional life insurance is also available for dependents at the employee's expense.

Benefits do not apply to regular part-time employees.

LONG TERM DISABILITY

Long-term disability insurance has been purchased for non-union full-time employees. This benefit is designed to replace a portion of an employee's income when he/she cannot work on a full-time basis because of injury.

This benefit applies to non-union full-time employees only.

FLEXIBLE BENEFITS ACCOUNTS

Employees are offered the opportunity to select a medical reimbursement account and/or a dependent care reimbursement account at the beginning of each calendar year. The medical reimbursement account offers the ability to pay for out-of-pocket medical expenses with pre-tax payroll deductions. The dependent care reimbursement account allows pre-tax payroll deductions for payment of childcare or care of a disabled dependent parent or spouse. Information regarding this benefit is available in the Human Resources Department.

EDUCATIONAL BENEFITS

The City of Muscatine provides educational assistance for employees as outlined below. An application form must be filled out for every course. For purposes of this policy, course work must be taken from an accredited college or university and approval for course work by the employee's Department Head, City Administrator and Human Resource Department is required prior to registration or enrollment.

The courses taken must be shown to benefit the City by giving employees a better understanding of their current positions or preparing them for possible future positions within the City. Funding must be budgeted for or available within the department's budget prior to beginning coursework.

Employees will be reimbursed following the completion of courses taken with the prior approval of the City as outlined above. The City will reimburse the cost of registration, tuition, and lab fees. All other fees and book costs are at the expense of the employee. In order to be eligible for reimbursement, an employee must be employed at the start and completion of their course work and a copy of the employee's transcript showing a letter grade "C" or better (i.e., an average or above average grade) along with an invoice from the institution must be forwarded to the Human Resources Department.

Classes should be scheduled outside of the normal working hours. If extenuating circumstances occur, management may consider alternative work schedules.

The City will not pay for courses which are not completed, or for course work in which a grade of "C" or better is not obtained. For example, the City will not pay for course work where an employee receives a "pass" in a pass/fail grading scale.

An employee who leaves employment will be required to repay the city for tuition and lab fees reimbursed to them during the last 24 months of employment.



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Benefits

Other

RETIREMENT BENEFITS

As an employee, you will be participating in the Iowa Public Employees' Retirement System (IPERS) designed by state law to provide retirement benefits after employment service. In order to assist you in understanding this program, IPERS information explaining your rights and benefits under this system is available in the Human Resources Department.

Certain employees may be eligible for benefits in an Early Retirement Program, which has been adopted by the City. Additional information on this program is available in the Human Resources Department.

Sworn police officers and full-time fire department personnel receive retirement benefits through contributions to the Municipal Fire and Police Retirement System of Iowa.

All regular employees (full- or part-time) may participate in a deferred compensation program offered by ICMA Retirement Corporation or by Nationwide Retirement Systems. An option for a Roth IRA is also available. The employee provides 100% of the participation funding.

RETIREMENT HEALTH SAVINGS ACCOUNT

The Retirement Health Savings program (RHS) is a fund that provides tax-free money for health care expenses following employment with the City. An annual contribution is made for each employee in a participating group on July 1st of each year. At retirement 2/5 of accrued sick leave is placed in this account for use to pay health care premiums.

This money is available for employees' use following termination of employment.

Complete information about the RHS is available in the Human Resources Department.

