

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF FRESNO, CALIFORNIA, AMENDING SECTION 3-264 OF CHAPTER 3, ARTICLE 2 OF THE FRESNO MUNICIPAL CODE, RELATING TO SPECIAL PROVISIONS RELATING TO FIREFIGHTER TRAINEE CLASS.

THE COUNCIL OF THE CITY OF FRESNO DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 3-264 of the Fresno Municipal Code is amended to read:

SECTION 3-264. SPECIAL PROVISIONS RELATING TO ~~FIREMAN~~
FIREFIGHTER TRAINEE CLASS.

(a) Notwithstanding any other provision of this Code, whenever the class of ~~Fireman~~ [Firefighter] Trainee is created, the selection and appointment of persons to positions in the class, the tenure of employees in such positions, and their entitlement to employee benefits, shall be governed by this section.

(b) The class of ~~Fireman~~ [Firefighter] Trainee is a class created for the special purpose of providing an interim training class leading to ultimate appointment to the class of ~~Fireman~~ [Firefighter]. Subject to the limitation in subsection (e) on duration of service in the position, each position in the ~~Fireman~~ [Firefighter] Trainee class shall be deemed a full-time permanent position in the classified service in all respects, including membership in the Fire and Police Retirement System, except as otherwise provided in this section.

1 of 4

Date Adopted:

Date Approved

Effective Date:

City Attorney Approval:



Ordinance No.

(c) Certification and appointment to positions in the Fireman [Firefighter] Trainee class shall be made only from an existing eligible list for the class of Fireman [Firefighter]. Whenever a vacancy exists in one or more positions in the Fireman [Firefighter] Trainee class the appointing authority may select and request certification for appointment of the names of one or more eligibles on such list, without regard to their relative standing on the list. This subsection shall not be deemed to preclude the filling of any Fireman [Firefighter] Trainee vacancy by transfer thereto of an employee who has qualified for such transfer under 2-1651.4 [3-261].

(d) Persons appointed to positions in the Fireman [Firefighter] Trainee class shall be subject to the probationary service requirements in this article; provided, that at any time after such appointment the appointing authority may appoint any Fireman [Firefighter] Trainee to a vacant position in the Fireman [Firefighter] class whenever he finds from a review and evaluation of the employee's service record that his performance merits such appointment. Employees so appointed to positions in the Fireman [Firefighter] class shall serve the same probationary period, and subject to the same conditions of probation, as required of other appointees to the Fireman [Firefighter] class.

(e) The name of a Fireman [Firefighter] Trainee who is terminated during his probationary period shall not be restored to the eligible list from which he was appointed or to any other eligible list. If a

~~Fireman~~ [Firefighter] Trainee is not terminated during probation, he [the
Firefighter Trainee] shall attain permanent status and shall be entitled to
appointment, in the order of his attainment of permanent status, to the
first available vacant position in the ~~Fireman~~ [Firefighter] class,
notwithstanding the existence of an eligible list for, or employees
qualified under Section ~~2-1651.4~~ [3-261] for transfer to, such class.

SECTION 2. This ordinance shall become effective and in full force and effect at 12:01
a.m. on the thirty-first day after its final passage.

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing ordinance was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2017.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2017
Mayor Approval/No Return: _____, 2017
Mayor Veto: _____, 2017
Council Override Vote: _____, 2017

YVONNE SPENCE, CMC
City Clerk

BY: _____
Deputy

APPROVED AS TO FORM:
DOUGLAS T. SLOAN,
City Attorney

BY: _____
Tina R. Griffin Date
Assistant City Attorney

TRG:lc[77254lc/trg]