

ORDINANCE NO. 39-14

**AN ORDINANCE TO AMEND ORDINANCE NO. 32-14 ESTABLISHING
COMPENSATION FOR FULL AND PART-TIME CITY
ADMINISTRATIVE POSITIONS NOT COVERED BY ANY COLLECTIVE
BARGAINING AGREEMENT FOR THE YEAR 2014
AND DECLARING AN EMERGENCY**

WHEREAS, Council, on March 10, 2014, passed Ordinance No. 32-14 to establish compensation for all full and part-time administrative positions within the City that are not included in an existing collective bargaining agreement; and

WHEREAS, the Ordinance No. 32-14 listed the Superintendent of Utilities as receiving no increase in pay but a \$405.25 Equity Adjustment for the year 2014; and

WHEREAS, the Administration recommends to Council that said Ordinance be amended to reflect a 2% pay increase for the Superintendent of Utilities for 2014 through March 31, 2014 and no equity adjustment; and

WHEREAS, the Superintendent in Training will take over the position of the City's Superintendent of Utilities on April 1, 2014 and the Administration recommends to Council that the pay for that position be adjusted for the remainder of the 2014 pay period; and

WHEREAS, Council, after being fully informed of the amendments being proposed by the Administration, finds that adoption of this ordinance to be in the best interests of the health safety and welfare of the citizens of Avon in maintaining a well-qualified, efficient and productive work force in the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
AVON, LORAIN COUNTY, OHIO:**

Section 1 - That commencing with the first pay period of 2014 up to and including March 31, 2014, the compensation for the position of Superintendent of Utilities shall be as set forth in Exhibit A, which is incorporated herein by reference.

Section 2 - That commencing with April 1, 2014 and for the remainder of said 2014 pay period, the compensation for the position of Superintendent of Utilities shall be as set forth in Exhibit B, which is incorporated herein by reference.

Section 3 – All other provisions of Ordinance No. 32-14, not in conflict with the provisions herein, shall remain in effect. As of April 1, 2014, no employee occupies the position of Superintendent of Utilities in Training.

Section 4 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of

this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to establish fair compensation for the Superintendent of Utilities from pay period number one (1) in 2014 through March 31, 2014 and for the period beginning April 1, 2014 through the end of the pay period; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director
City of Avon, Ohio

ATTEST:

Ellen R. Young
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director