

ORDINANCE NO. 7-13

**AN ORDINANCE ESTABLISHING COMPENSATION FOR
THE DIRECTOR OF LAW OF THE CITY OF AVON
AND DECLARING AN EMERGENCY**

WHEREAS, at the Organizational Meeting of Council held on January 4, 2010, Council, by motion, concurred in the Mayor's reappointment of John A. Gasior as Law Director for the City of Avon; and

WHEREAS, Council passed Ordinance No. 22-10 on March 8, 2010, fixing compensation for the Director of Law and said compensation has not changed since that date; and

WHEREAS, the Mayor has recently recommended to Council that the Law Director's pay be increased two percent (2%) for the year 2013; and

WHEREAS, Council, upon recommendation of the Mayor, finds adoption of the compensation plan being proposed for the position of Law Director is in the best interests of the health safety and welfare of the citizens of Avon in maintaining well-qualified, efficient and productive legal representation for the City

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

Section 1 - That the Law Director, having been duly appointed by the Mayor and confirmed by Council on January 4, 2010, shall continue to perform services and receive compensation as set forth in this Ordinance.

Section 2 - That John A. Gasior, as the duly appointed Law Director of the City of Avon, shall perform such services and carry-out such duties as set forth in Article V, Section 2 of the Charter of the City of Avon, Lorain County, Ohio. Furthermore, he may assign any partner or associate of his firm or other qualified attorney to act in a manner as set forth herein, under his supervision.

Section 3 - That commencing with the first pay period of 2013, the Director of Law shall be paid an annual salary in the amount of Ninety-Five Thousand, One Hundred and Sixty-Six Dollars and Fifty Cents (\$95,166.50) for Five Hundred and Fifty (550) billable hours at a rate of One Hundred, Seventy-Three Dollars and Three Cents (\$173.03) per hour, a 2% increase from 2010.

Section 4 - Statements for legal services and costs incurred by the Director of Law in the performance of his duties shall be submitted to the Finance Director on a monthly basis. The Law Director shall be paid pursuant to the directives of the Finance Director. The Finance

Director is authorized to increase the annual appropriation to satisfy the additional wage and fringe benefits.

Section 5 - 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 6 - 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 of establishing duties and compensation for the Director of Law in order to maintain an efficient City operation; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Daniel S. Zegarac, Council President

DATE APPROVED BY THE MAYOR: _____

James A. Smith, 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