

ORDINANCE NO. 99-17

**AN ORDINANCE ACCEPTING THE RETIREMENT AND CONFIRMING THE
RE-APPOINTMENT OF EDWARD K. McCALLIE AS ASSISTANT SUPERINTENDENT
OF UTILITIES FOR THE CITY OF AVON
AND DECLARING AN EMERGENCY**

WHEREAS, Edward K. McCallie has served in the City of Avon Service Department for more than thirty (30) years, most recently as the Assistant Superintendent of Utilities; and

WHEREAS, Edward K. McCallie is eligible to retire under the Ohio Public Employment Retirement System (OPERS) but has indicated his willingness to continue to serve the City of Avon in his current capacity without additional cost to the City for the purpose of training subordinates to assume his position at some point in the future; and

WHEREAS, the Mayor recommends, and Council as a whole concurs, in the rehiring of Edward K. McCallie recognizing that such rehire would greatly promote the health, safety and welfare of all residents and businesses located in Avon in that the Administration will be able to maintain his expertise and over thirty (30) years of knowledge of the City's sanitary sewer and water utilities until such time as a replacement can be fully trained to take over.

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

Section 1 - That the Mayor hereby accepts the resignation of Edward K. McCallie for the purpose of retirement through the Ohio Public Employment Retirement System (OPERS) and Council hereby confirms the reappointment of Edward K. McCallie as Assistant Superintendent of Utilities the day following said day of retirement without loss of current employment benefits.

Section 2 - That the City retirement benefits due Edward K. McCallie shall be deferred until he leaves the employment of the City. The effective date of retirement will be determined by the Ohio Public Employment Retirement System (OPERS), which is estimated to be in January of 2018.

Section 3 - 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 enable the Administration to maintain the services and expertise of Edward K. McCallie as Assistant Superintendent of Utilities along with his thirty (30) years of knowledge of the City's sanitary sewer and water utilities until such time as a replacement can be fully trained to take over and provide uninterrupted service to all residential

Ordinance No. 99-17 (Con't)

and commercial users of the system; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig 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:

Barbara Brooks
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

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