

ORDINANCE NO. 47-20

AN ORDINANCE TO ADOPT A MODIFIED WORK WEEK PROGRAM INCLUSIVE OF A VOLUNTARY COST SAVINGS AND LAYOFF AVERSION PLAN AND DECLARING AN EMERGENCY

WHEREAS, on January 31, 2020, the United States Department of Public Health and Human Services Secretary declared a public emergency for COVID-19 beginning on January 27, 2020, and

WHEREAS, actions taken by the federal and state governments to slow the community spread of COVID-19 have negatively impacted the City's receipt of revenues due, in large part, to the shutdown of all non-essential businesses and services; and

WHEREAS, the Administration seeks to be pro-active in its response to the previously unanticipated loss of revenues, and to do so, to the extent feasible, in a manner that will avoid job losses and continue the provision of services to its residents; and

WHEREAS, the Administration has been advised that a voluntary layoff aversion program known as "SharedWork Ohio" is available through the Ohio Department of Jobs and Family Services (ODJFS). Participation in such program requires application by the City and approval by ODJFS; and

WHEREAS, Council, having reviewed the Modified Work Week Program inclusive of the Voluntary Cost Savings and Layoff Aversion Plan deems it in the best interests of the City, its employees, and the health, safety and welfare of the community that it be adopted for use by the Administration during this time of public emergency, if necessary.

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

Section 1 - That the Mandatory Modified Work Week Program and the Voluntary Cost Savings and Layoff Aversion Plan as set forth in Exhibit A, attached hereto and incorporated herein by this reference, are hereby adopted for use by the Administration.

Section 2 – Before implementing the Mandatory Modified Work Week Schedule, the Mayor, on behalf of the City, is hereby authorized to submit an application for approval of its Voluntary Cost Savings and Layoff Aversion Plan through the SharedWork Ohio Program administered through the Ohio Department of Jobs and Family Services.

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, unless exempted by statute, 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

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Avon, the immediate emergency being the necessity to minimize compensation losses to City employees who continue to perform vital services to the community when their hours of work are reduced in an effort to implement spending cuts brought on by reduced public tax collections; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

BY: _____
Brian Fischer, President of Council

DATE APPROVED BY THE MAYOR _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks, Clerk of Council

POSTED: _____
In Five Places
Provided by Council

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