

ORDINANCE NO. 77-22

**AN ORDINANCE TO AMEND §277.02 OF THE CODIFIED ORDINANCES
OF THE CITY OF AVON CONCERNING COMPENSATION FOR
MEMBERS OF THE TREE COMMISSION
AND DECLARING AN EMERGENCY**

WHEREAS, City Council passed Ord. No. 70-21 on September 13, 2021 to create the City of Avon Tree Commission; and

WHEREAS, Council chose not to establish compensation for any of the members of the Tree Commission at that time, reserving the matter to a later date; and

WHEREAS, the Administration, upon seeing the work of the Tree Commission over the past several months, now recommends its members be compensated in a manner similar to members of other comparable municipal boards and commissions; and

WHEREAS, Council, upon the recommendation of the Administration, and taking into consideration the duties and responsibilities of the members of the Tree Commission, deems to be in the best interests of the health, safety and welfare of the community to amend §277.02 and establish compensation for Tree Commission members as set forth herein putting them on a par with other members of other comparable boards and commissions.

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

Section 1 - That Section 277.02(b) of the Codified Ordinances of the City of Avon which presently reads as follows

277.02 **COMPENSATION AND MEETINGS.**

(b) The voting members of the Commission shall serve without compensation unless otherwise provided by City Council.

Shall be amended to read as follows: (New Language in Bold Print; deleted text stricken)

277.02 **COMPENSATION AND MEETINGS.**

(b) ~~The voting members of the Commission shall serve without compensation unless otherwise provided by City Council.~~ **That commencing with pay period No. 15 (July 10th, 2022) and going forward through the end of 2022, each of the members of the Tree Commission shall receive annual compensation, prorated, in the amount of One Thousand One Hundred Twenty-Five Dollars and 43/100 Cents (\$1,125.43) with the exception of the Chairperson who shall receive the annual compensation, prorated, in the amount of One Thousand Six Hundred Eighty-Eight Dollars and 15/100 Cents (\$1,688.15). Said compensation shall be payable on a monthly basis.**

(c) Commencing with the year 2023, each member of the Tree Commission shall receive annual compensation in an amount to be established by City Council in its annual “Ordinance Establishing Compensation for Full and Part-time Administrative Positions Not Covered by Any Collective Bargaining Agreement,” payable on a monthly basis. The Chairperson of the Commission shall be compensated at one and one-half times the compensation paid to other members of the Commission, payable on a monthly basis.

Section 2 - The Codifier is hereby instructed to insert all amendments to '277.02 contained in this legislation. All other language contained in '277.02 not specifically amended herein shall remain in full force and effect.

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 amend Section 277.02 of the Codified Ordinances to establish compensation for members of the Avon Tree Commission as early as possible; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Anthony Moore, Council President Pro Tem

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

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

Ordinance No. 77-22 (Con't)

ATTEST:

Barbara Brooks, Clerk of Council

Posted: _____
In Five Places as
Provided by Council

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