

RECORD OF ORDINANCES

Ordinance No. 2024-O-10 Passed 12/9, 2024
YEAR

VILLAGE COUNCIL OF NORTH FAIRFIELD, OHIO
ORDINANCE NO: 2024-O-10

COMPENSATION ORC 731.13

AN ORDINANCE **AMENDING AND** FIXING THE COMPENSATION OF ALL OFFICERS, CLERKS, AND EMPLOYEES OF THE VILLAGE FOR THE CALENDAR YEAR AND REPEALING ANY AND ALL PREVIOUS LEGISLATION INCONSISTENT HEREWITH AND DECLARING AN EMERGENCY

WHEREAS, Section 731.13 of the Ohio Revised Code requires in part:

*Section 731.13 | Compensation and bonds of village officers, clerks and employees.
The legislative authority of a village shall fix the compensation and bonds of all officers, clerks, and employees of the village except as otherwise provided by law.*

WHEREAS, No political subdivision shall establish a minimum wage rate different from the wage rate required under this section. See ORC Section 4111.02; and

WHEREAS, to maintain the efficient fiscal operations, Village Council deems it necessary to adjust the fixed compensation of officers, clerks, and employees from time to time; and

WHEREAS, Compensation was previously fixed in Ord No.: 2020-O-05 and subsequently amended; and

WHEREAS, Council deems it necessary to amend the compensation for the Fiscal Officer.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF NORTH FAIRFIELD, STATE OF OHIO: (RC 731.18)

SECTION 1. That pursuant to Section 731.13 of the Ohio Revised Code, the legislative authority of the village hereby **AMENDS 2020-O-05 AND** fixes the compensation off all officers, clerks and employees of the village as follows:

FISCAL OFFICER

\$2,000.00 PER MONTH

Compensation shall be paid from the following:

1000-725-121-0005	GENERAL FUND	Clerk-Treasurer	Salary-Clerk/Treasurer	40%
5101-725-121-0000	WATER FUND	Clerk-Treasurer	Salary-Clerk/Treasurer	60%

SECTION 2. EFFECT. That this Ordinance shall take effect **RETROACTIVELY** on: 12/01/2024

SECTION 3. RETROACTIVE. That Village Council expressly intends this legislation to operate retrospectively pursuant to Section 1.48 of the Ohio Revised Code. Council further finds that the retroactive application does not takes away or impair vested rights acquired under current existing laws, nor does it create new obligations, nor imposes a new duty, nor attaches a new disability, in respect to transactions or considerations already passed and adopted.

SECTION 4. SEVERABILITY. That this Ordinance and the various parts, sentences, paragraphs, sections, and clauses thereof are hereby declared to be severable. Should any part, sentence, paragraph, section, or clause be declared unconstitutional, null, or void by a court of competent jurisdiction, such declaration shall not have any effect on the validity of the remaining parts, sentences, paragraphs, sections, and clauses of this Ordinance.

SECTION 5. REPEAL. That all previous actions fixing compensation inconsistent herewith are hereby rescinded and repealed.

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SECTION 6. DISPENSE WITH THREE READINGS. That the legislative authority, upon a vote of at least three-fourths of its members, hereby dispenses with the rule requiring each ordinance or resolution shall be read on three different days. [R.C. 705.15 and 731.17(A)(2)]

SECTION 7. DECLARATION OF EMERGENCY FOR IMMEDIATE EFFECT. That by two-thirds vote of all the members elected to the legislative authority, this legislation is hereby declared to be an emergency measure pursuant to RC 731.30, being necessary for the immediate preservation of the public peace, health, or safety of the municipal corporation and shall go into immediate effect for the following reason(s):
To make the amendments herein retroactive.

SECTION 8. PUBLIC MEETING. That it is found and determined that all formal action of this public body concerning or relating to the passage of this Resolution/Ordinance were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that resulted in such formal action, were in public meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

WHEREFORE, this legislation shall be in full force and effect from and after the earliest period allowed by law.

PASSED AND ADOPTED on this 9 day of December, 2024.

ATTESTATION
(RC 731.20)

We hereby attest and affirm that the foregoing legislation received the necessary affirmative roll call votes required for passage by R.C. 731.17.

[Signature]
MAYOR

[Signature]
FISCAL OFFICER

LEGISLATION READINGS
ORC 731.17(A)

- (1) Each ordinance and resolution shall be read by title only, provided the legislative authority may require any reading to be in full by a majority vote of its members.
- (2) Each ordinance or resolution shall be read on three different days, provided the legislative authority may dispense with this rule by a vote of at least three-fourths of its members.

First Reading: 11/18/2024 Second Reading: 12/9/24 Third Reading: Dispensed

ROLL CALL VOTE
ORC 731.17(A)(3)

The vote on the passage was taken by yeas and nays and entered upon the journal. Each ordinance or resolution shall be passed, except as otherwise provided by law, by a vote of at least a majority of all the members of the legislative authority. Yeas, nays, abstentions, excused or absent votes were recorded as follows:

<u>yes</u> Adam Rouse	<u>yes</u> Sharleen Coy	<u>absent</u> Jeremy Antill
<u>yes</u> Cody Hucker	<u>yes</u> Trevor Arnold	<u>yes</u> Joshua Radcliffe

PREPARED BY AND APPROVED AS TO FORM [See also RC 731.21(B)]:

[Signature]
VILLAGE SOLICITOR, Steve Palmer

CERTIFICATE OF PUBLICATION
ORC 731.21 and 731.22

Pursuant to ORC 731.21(A)(3), I hereby certify that a succinct summary of the above legislation was/will be published using the following method: **ON THE WEBSITE AND SOCIAL MEDIA ACCOUNT OF THE MUNICIPAL CORPORATION**
The succinct summary was reviewed by the village solicitor as required by ORC 731.21(B). Publication was/will be made at least once a week for two consecutive weeks as required by ORC 731.22.

[Signature]
FISCAL OFFICER