

# City of Willoughby Hills

## **ORDINANCE NO. 2019-18** **(Amended: March 15, 2019)**

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### **AN ORDINANCE CONFIRMING THE APPOINTMENT OF AND FIXING THE COMPENSATION FOR THE POSITION OF CHIEF OF THE FIRE DEPARTMENT; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.**

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**WHEREAS**, Section 2.21 states that the Mayor shall appoint the heads of all Departments of the Municipality, including but not limited to the Department of Law, Department of Finance, Department of Public Safety, Police Department, Fire Department, Department of Public Service, the City Engineer, the Road Supervisor, Recreation Coordinator, City Prosecutor and Building Commissioner subject to confirmation of such appointment by an affirmative vote of four (4) or more members of Council...; and

**WHEREAS**, Section 2.27 of the Charter of the City of Willoughby Hills states “Though Council has the power to fix salaries as defined in Section 3.32, the Mayor shall have the duty and responsibility to recommend to Council the amount of pay for various positions and shall also have the responsibility to review existing pay scales; and

**WHEREAS**, Section 3.32 of the Charter of the City of Willoughby Hills requires that the Council fix by Ordinance the compensation of every officer and employee of the Municipality; and

**WHEREAS**, the Council of the City of Willoughby Hills has fixed by this Ordinance the compensation for the position of Chief of the Fire Department and hereby provides to the Mayor, CEO and Head of the Administrative Branch of the Municipal Government, said compensation.

***NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:***

**SECTION 1.** Pursuant to Charter Section 2.21, the City Council hereby confirms the appointment of Robert Gandee to serve as Fire Chief for the City of Willoughby Hills.

**SECTION 2.** In accordance with Section 3.32 of the City Charter, Council has fixed the compensation for the position of **Chief of the Fire Department** as follows:

<b><u>Job Title</u></b>	<b><u>Annual Salary</u></b>
<b>Chief of the Fire Department</b>	<b>\$ 98,000.00</b>

In accordance with Section 157.03, the position of Chief of the Fire Department is not eligible for overtime compensation.

**SECTION 3.** The Chief of the Fire Department shall be a full-time municipal employee and serve under the direction of Mayor and Safety Director, and in accordance with the City’s Charter. In addition to the established annual salary, such Chief shall receive those benefits afforded other full-time employees as provided in Chapter 157 – General Employment Provisions of the Codified Ordinances of the City of Willoughby Hills. The Chief of the Fire Department shall be employed on an exclusive basis by the City and, while employed by the City, such Chief shall not work for or be employed by any other fire service, municipal or otherwise, on a part-time or full-time basis (or any other basis). In addition, such Chief shall not accept any employment which is in conflict with his duties and obligations (including

the commitment of time) under the laws and Charter of Willoughby Hills. A firm or corporation within the limits of the City shall not gainfully employ the Chief of the Fire Department.

**SECTION 4.** For the purpose of calculating hours of paid vacation time, the Mayor has approved a net service credit of 21 years which will entitle the Chief of the Fire Department to 240 hours of vacation pay.

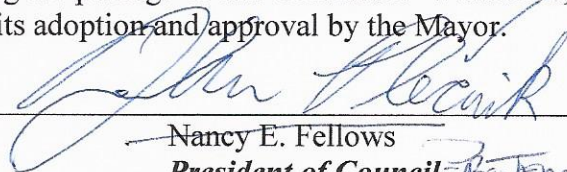
**SECTION 5.** Section 157.07 (g) provides that an employee of any public agency who transfers his employment from such public agency to the City shall be credited with the unused balance of his accumulated sick leave with the public agency, provided that the balance is evidenced to the satisfaction of the Mayor by an appropriate certificate or letter from an appropriate official of the public agency. The Mayor has approved 1440 hours of sick time for the Chief of the Fire Department.

**SECTION 6.** All Ordinances, or parts thereof in conflict with the provisions of this Ordinance be, and are hereby repealed as of the effective date of this Ordinance.

**SECTION 7.** All the actions of this Council concerning and relating to the passage of this legislation were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were held in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 8.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the Fire Department, and further being to confirm the appointment and fix the compensation of the Chief of the Fire Department with said compensation to commence with the first pay period following the passage of this ordinance. Wherefore, this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: April 11, 2019

  
Nancy E. Fellows  
President of Council - R.M.


Submitted to the Mayor for his approval


on this 11 day of April, 2019

Approved by the Mayor

April 12, 2019

ATTEST:

  
Victoria Ann Savage, CMC  
Clerk of Council

  
Robert M. Weger  
Mayor