

# RECORD OF RESOLUTIONS

Resolution No. 2001-28

Passed May 15

19 2001

## AN ORDINANCE ESTABLISHING A PERSONNEL BOARD OF REVIEW AND DECLARING AN EMERGENCY.

**WHEREAS**, the Charter for the Municipality of Powell at Section 11.03 provides for the establishment of a Personnel Board of Review upon the Municipality having attained City status and

**WHEREAS**, the Municipality of Powell having been declared a City by the Secretary of State on April 29, 2001 and

**WHEREAS**, the voters of the Municipality having further adopted an Amendment to the Charter dealing with such Personnel Board of Review at a primary election had on May 8, 2001 and

**WHEREAS**, pursuant to such Charter, declaration by the Secretary of State, and Charter Amendment,

## NOW THEREFORE BE IT ORDAINED BY THE MUNICIPALITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:

Section 1: There is hereby created a Personnel Board of Review consisting of three (3) Electors of the Municipality, not holding other Municipal office or employment, to be appointed by the Council for terms of four (4) years each excepting that of the members first appointed, one shall be appointed for a term of two (2) years, one for three (3) years, and one for four (4) years. A vacancy occurring during the term of any member of the Personnel Board of Review shall be filled through an appointment by the Council for the un-expired term. The Board shall designate one (1) of its members as chair and may appoint a secretary who need not be a member of the Board and who may hold other Municipal office or appointment, as set forth in Charter Section 11.03 as amended.

Section 2: The Personnel Board of Review shall prescribe, amend, and enforce rules consistent with the City Charter and Ordinances of Council, (a) for effecting appointments and promotions in the Civil Service of the Municipality according to merit and fitness, to be ascertained as far as practicable by competitive examinations; (b) for removals, transfers, layoffs, suspensions, reduction and reinstatement therein; (c) for appeals to the Board; and (d) for standardizing positions and maintaining efficiency therein. The rules, individually or collectively, shall be subject to review by Council, which may reject a rule or rules by a majority of the members of Council when those rules are submitted to the Council by the Personnel Board of Review. Rules promulgated by the Personnel Board of Review shall be submitted to Council for review and shall not become effective until thirty (30) days after the date of submission, as set forth in Charter Section 11.03 as amended.

Section 3: Council determined an emergency exists effecting the health, safety, and welfare of the residents of the Municipality of Powell consisting of a charter requirement that the board created upon achieving city status and the necessity to implement Rules and Regulations

Section 4. That it is hereby found and determined that all formal actions of the Council concerning and relating to the passage of the Ordinance were adopted in an open meeting of the Council and that all deliberations of the Council and any of the decision making bodies of the Municipality of Powell which resulted in such formal actions were in meetings so open to the public in compliance with all legal requirements of the Municipality of Powell, Delaware County, Ohio.

Section 5: This Ordinance shall take effect at the earliest possible date permitted by law.

VOTE RULE SUSPENSION

Y 7 N 0

VOTE ON ORDINANCE 2001-28:

Y 7 N 0

Mark F. Klein 6/1/01  
Date

Mark F. Klein  
Mayor

Dawn Nauman 6/1/01  
Date  
Dawn Nauman  
Clerk of Council

This ordinance or resolution has been posted in three (3) public places as defined in ordinance on this date 6/15/01 dated 4-3-04

Dawn Nauman  
Clerk of Council