

ORDINANCE NO.: 113 -2022
INTRODUCED BY: All of Council

AN ORDINANCE TO SUBMIT TO THE ELECTORS OF THE CITY OF RICHMOND HEIGHTS THE QUESTION OF AMENDING THE CHARTER AT ARTICLE VI, SECTION 6, TO CLARIFY CIVIL SERVICE COMMISSION MEMBER REQUIREMENTS; TO SPECIFY EMPLOYEES TO BE IN THE UNCLASSIFIED SERVICE, AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Committee, pursuant to Article XIV of the City Charter, has recommended to place the issue of amending the Charter before the City's electorate in order to specify that members of the Civil Service Commission are restricted to electors not holding other employment with or holding office or other appointment with the City and to designate all fulltime employees of the Department of Public Service and Properties and all fulltime employees of the City, other than fulltime sworn police officers and fulltime sworn fire fighters, as unclassified civil service employees;

WHEREAS, pursuant to Charter, Article XIV, Council shall submit this proposed amendment to the electorate;

WHEREAS, the Ohio Constitution provides that the Council shall submit the amendments to the electors at the next regular election that occurs not less than 60 nor more than 120 days from the passage of such ordinance, which is the general election on November 8, 2022, but the Council is required to file this Ordinance with the Cuyahoga County Board of Elections by September 9, 2022.

NOW, THEREFORE, Be It Ordained by the Council of the City of Richmond Heights, Cuyahoga County, State of Ohio, that:

Section 1: There shall be submitted to a vote of the qualified electors of the City, at the general election to be held on Tuesday, the 8th day of November, 2022, at the regular places of voting in the City during the regular hours of voting on such date as prescribed by general law, the question of the amendment of the Charter of the City of Richmond Heights, at Article VI, Section 6 – "The Civil Service Commission", so that, as amended, it shall read in pertinent part as follows:

**ARTICLE VI
ADMINISTRATIVE DEPARTMENTS, BOARDS, AND COMMISSIONS**

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SECTION VI-6. THE CIVIL SERVICE COMMISSION.

Membership. The Civil Service Commission shall consist of three (3) electors of the Municipality, not holding other municipal employment by the Municipality or other office or appointment with the Municipality, to be appointed by the Mayor, with the concurrence of a majority of the members of Council, for terms of six (6) years each, except that of the three (3) appointed for the term beginning January 1, 1960, one shall be appointed for a term of two (2)

years, one for a term of four (4) years, and one for a term of six (6) years. A vacancy occurring during the term of any member of the Civil Service Commission shall be filled for the unexpired term in the manner authorized for an original appointment.

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Classification of Service. The Civil Service of the Municipality is hereby divided into the unclassified and the classified service.

The unclassified service shall include the following:

* * *

(n) All fulltime employees of the Department of Public Service and Properties.

(o) All fulltime employees of the Municipality, other than sworn fulltime officers in the Division of Police and sworn fulltime fire fighters in the Division of Fire.

Section 2: The Board of Elections of Cuyahoga County is hereby directed to provide for the voting upon said Amendment and the ballots for said election shall, at the top thereof, be entitled "Proposed Charter Amendment City of Richmond Heights", and the question to be submitted on said ballot shall be substantially in the following words:

"Shall Section 6 of Article VI of the Richmond Heights Charter be amended to specify that members of the Civil Service Commission are restricted to electors not holding other employment with or holding office or other appointment with the City and to designate all fulltime employees of the Department of Public Service and Properties and all fulltime employees of the City, other than fulltime sworn police officers and fulltime sworn fire fighters, as being unclassified civil service employees?"

Section 3: The Clerk of Council is directed to give notice of the above proposed Charter Amendment to the electors of the City in accordance with general law, and to certify a copy of the Ordinance to the Board of Elections of Cuyahoga County, Ohio, as provided by law.

Section 4: The Director of Finance is authorized and directed to appropriate from the general fund a sum sufficient to pay the cost of publishing said notice referred to in Section 3.

Section 5: It is found and determined that all formal actions of this Council concerning and relating to the adoption 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 action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

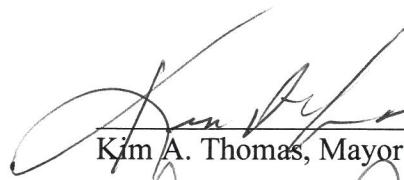
Section 6: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the

City of Richmond Heights for the reason that it is necessary to timely submit the proposed Charter Amendment to the Board of Elections for placement upon the ballot for the general election to be held on November 8, 2022, in compliance with the Ohio Constitution and the City Charter, and, therefore, shall take effect and be in force immediately upon its passage and approval by the Mayor.

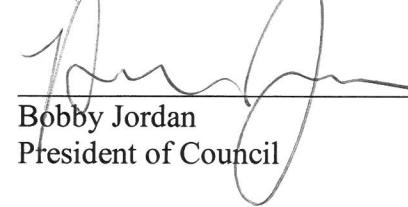
PASSED: August 23, 2022

APPROVED: August 23, 2022

ATTEST: Betsy Traben
Betsy Traben
Clerk of Council



Kim A. Thomas, Mayor



Bobby Jordan
President of Council