

COUNCIL CHAMBER

City of Berea, Ohio

Ordinance No. 2018-30

By Nick Haschka Sponsored By Mayor Cyril M. Kleem

AN ORDINANCE

AMENDING BEREA CODIFIED ORDINANCE SECTION 127.02, PERSONNEL: DIVISION OF FIRE, OF CHAPTER 127, DEPARTMENT OF PUBLIC SAFETY, OF THE CODIFIED ORDINANCES OF THE CITY OF BEREA, TO PROVIDE FOR THE POSITION OF AN ASSISTANT CHIEF, AND ELIMINATING THE POSITION OF A FOURTH LIEUTENANT, AND TO AMEND THE HOURS OF WORK TO CONFORM TO THE EXISTING COLLECTIVE BARGAINING AGREEMENT.

WHEREAS, the management, administrative and reporting requirements of managing the Division of Fire have become increasingly complex; and

WHEREAS, the Division of Fire could be more effectively and efficiently operated with an executive officer to assist the Chief of Fire; and

WHEREAS, the City and Berea Firefighters entered into a Memorandum of Understanding in 2015, agreeing that if the Assistant Chief position was reinstated, that the position of the fourth lieutenant, also known as the Fire Prevention Lieutenant, would be eliminated; and

WHEREAS, the Administration and Berea Firefighters mutually agree that the best interests of the City will be served by the reinstatement of the position of Assistant Chief; and

WHEREAS, existing Section 127.02 states that firefighters, lieutenants and captains work a fifty-three (53) hour work week, in contrast to the existing collective bargaining agreement which states that employees of the Division of Fire work a fifty-one and seven-tenths (51.7) hour work week.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Berea, State of Ohio:

SECTION 1. That Section 127.02, Personnel: Division of Fire, which has heretofore read as follows:

127.02 PERSONNEL: DIVISION OF FIRE.

The Director of Public Safety, acting under the administrative authority of the Mayor of the City, is authorized to employ certain qualified persons in the Division of Fire according to the following schedule, to wit:

- (a) One Chief, who shall be the principal administrative officer of the Division; and
- (b) Three captains, whose basic tour of duty shall be a fifty-three hour work week, as assigned by the Chief; and
- (c) Three lieutenants, whose basic tour of duty shall be a fifty-three hour work week, and one lieutenant, whose basic tour of duty shall be a forty-hour work week, as assigned by the Chief.

shall be and the same is hereby amended in its entirety to read as follows:

127.02 Personnel: Division of Fire

The Director of Public Safety, acting under the administrative authority of the Mayor of the City, is authorized to employ certain qualified persons in the Division of Fire according to the following schedule, to wit:

- (a) One Chief, who shall be the principal administrative officer of the Division; and
- (b) One Assistant Chief
- (c) Three captains, whose basic tour of duty shall be a fifty-one and seven-tenths (51.7) hour work week, assigned by the Chief; and
- (d) Three lieutenants, whose basic tour of duty shall be a fifty-one and seven-tenths (51.7) hour work week, as assigned by the Chief.

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- (d) Three lieutenants, whose basic tour of duty shall be a fifty-one and seven-tenths (51.7) hour work week, as assigned by the Chief.

SECTION 2. That 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 actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: May 21, 2018

ATTEST: [Signature]
Clerk of Council

[Signature]
President of Council

APPROVED: May 22, 2018
[Signature]
Mayor

Approved as to Form:

[Signature]
Director of Law