

ORDINANCE NO. 2021-21

Introduced by Monty Tapp

AN ORDINANCE PROVIDING FOR APPOINTMENTS TO VACANT POSITIONS WITHIN THE FIRE DEPARTMENT AND DECLARING AN EMERGENCY.

WHEREAS, the City of Huron (“City”) currently has two vacancies in classified positions within the Fire Department as a result of medical leaves of absence; and

WHEREAS, the City is expecting a third vacancy in a classified position within the Fire Department to arise in the very near future; and

WHEREAS, vacancies in the classified positions within the Fire Department put additional stress on the remaining employees working within the Fire Department and endangers the life, health, and safety of the remaining employees; and

WHEREAS, vacancies within the Fire Department further endanger the life, health, and safety of the residents of the City as a whole; and

WHEREAS, the Ohio Revised Code (“ORC”) Section 124.06 provides that appointments to positions in the classified service may only be made in compliance with ORC Chapter 124; and

WHEREAS, ORC Section 124.27 provides that all original appointments to positions in the classified service shall be made only from persons identified on an eligible list; and

WHEREAS, the City does not have a current list of persons eligible for appointment to the vacant positions; and

WHEREAS, ORC Section 124.30(A) provides that a classified position in the City’s civil service may be filled without competition provided that there are urgent reasons to fill the vacancy and there is no list of persons eligible for appointment to the position after competitive examination; and

WHEREAS, the City has an urgent need to fill the classified position vacancies in the Fire Department until such time as a competitive examination is held and a list created of persons deemed eligible for appointment; and

WHEREAS, ORC Section 124.271 further provides that an appointment made pursuant to Section 124.30(A) shall become a permanent appointee in the classified service if the appointee successfully completes a probationary period for the position or remains in the position for a period of six months of continuous service; and

WHEREAS, the City in conjunction with the Firefighters Union (IAFF) have agreed to appoint one or more persons to fill vacancies in the City’s civil service within the City’s Fire Department until such time as a competitive examination is held to fill future vacancies and such a list of eligible persons is created for appointment to the classified positions in the civil service of the City, in accordance with the Ohio Revised Code and the applicable collective bargaining agreement.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL
OF THE CITY OF HURON, OHIO:**

SECTION 1: That Council in conjunction with the Fire Department of the City of Huron and the Firefighters Union (IAFF) hereby temporarily establishes a list of criteria to be used in selecting provisional employees to fill the vacant classified positions within the City's Fire Department until such time as a competitive examination is held and a list of eligible persons is created from which future vacancies can be filled.

SECTION 2: That it is found and determined that all formal actions of this Council concerning and relating to the passage 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 is hereby declared to be an emergency measure, the emergency being the necessity to authorize the City Manager and/or Council to take any and all measures to protect the public health, safety and welfare of the City and its citizens. Therefore, this Ordinance shall be in full force and effect from and immediately after passage and approval by the City Manager.



Sam Artino, Mayor

ATTEST: 
Clerk of Council

ADOPTED: 22 JUN 2021