

**RESOLUTION NO.:** 2012-R18  
**SPONSOR:** MAYOR NORTON AND COUNCIL AS A WHOLE  
**INTRODUCED:** JUNE 12, 2012      **ASSIGNED TO:** **RULES & PERSONNEL**

**A RESOLUTION TO AMEND SECTION 7.3 OF THE CHARTER OF THE CITY OF GREEN TO ALLOW CITY COUNCIL TO APPROVE CHANGES TO THE RULES AND REGULATIONS OF THE CIVIL SERVICE COMMISSION THAT DIFFER FROM THOSE ESTABLISHED BY THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Green's Charter requires a review of the Charter's provisions every seven years; and

WHEREAS, Mayor Norton, pursuant to the terms of the Charter, appointed a Charter Review Commission, which was unanimously approved by City Council, to review the Charter and recommend amendments; and

WHEREAS, the Charter Review Commission recommended that City Council amend Section 7.3 of the Charter to allow the Civil Service Commission to adopt rules and regulations that differ from those established by the Ohio Revised Code as long as those rules and regulations are reviewed and approved by City Council; and

WHEREAS, the Charter requires Green City Council to submit the proposed amendments to the electors of the City of Green at the next regular municipal or Ohio general election unless the proposed amendment is rejected by three-fourths ( $\frac{3}{4}$ ) vote of the members of Council; and

WHEREAS, Green City Council determines that the amendment should be submitted to the electors of the City of Green on November 6, 2012.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT AND STATE OF OHIO, THAT:**

**SECTION ONE:**

Section 7.3 the Charter of the City of Green shall be amended as follows:

**7.3 CIVIL SERVICE COMMISSION**

**A. Composition and Term**

The Civil Service Commission shall consist of three (3) members, appointed for staggered terms of six (6) years, or until their successors have been appointed.

The members of the Civil Service Commission shall be appointed as follows. One (1) member shall be appointed by the Mayor, one (1) member shall be appointed by Council, and one (1) member shall be appointed by the Green Local Board of Education. If the Board of Education shall fail to make its appointment within thirty (30) days after written notification by the Clerk of Council, the Mayor shall make that appointment. Members of the Civil Service Commission shall be persons of recognized competence in personnel administration, public administration, labor relations, law, or a relevant field.

B. Powers and Duties

The Civil Service Commission shall provide by written rule for the ascertainment of merit and fitness as the basis for appointment and promotion in the service of the City, and for appeals from actions of transfer, reduction, or removal of classified personnel under the civil service provisions.

**Except as provided in collective bargaining agreements with the City, which agreements shall govern in event of conflict with the Civil Service Commission rules and regulations, the municipal Civil Service Commission shall prescribe, amend and enforce rules and regulations for the classification of positions, removals, transfers, layoffs, suspensions, reductions and reinstatements, and for standardizing efficiency in the Civil Service of the City of Green.**

**The Civil Service Commission shall provide for examinations and resignations and for appointments, and promotions within the classified civil service. The Civil Service Commission may adopt rules and regulations that establish standards, examination rules and credits, and procedures for appointments and promotions within the classified civil service that differ from those established by the Ohio Revised Code as long as such rules and regulations are reviewed and approved by City Council.**

**SECTION TWO:**

The proposed amendment to Section 7.3 of the Charter of the City of Green shall be placed before the qualified electors of the City of Green for their approval on the ballot of the November 6, 2012 election.

**SECTION THREE:**

Green City Council requests the following ballot language:

“Shall Section 7.3 of the Charter of the City of Green be amended to provide that the Civil Service Commission may adopt rules and regulations that establish standards, examination rules and credits, and procedures for appointments and promotions within the Classified Civil Service that differ from those established by the Ohio Revised Code as long as such rules and regulations are reviewed and approved by City Council?”

FOR THE AMENDMENT

AGAINST THE AMENDMENT

**SECTION FOUR:**

The Clerk of Council of the City of Green shall certify a copy of this Resolution to the Board of Elections of Summit County, along with a copy of the proposed ballot language no later than September 6, 2012, as required by law.

**SECTION FIVE:**

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meeting of this Council and any deliberations of this City and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

**SECTION SIX:**

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: July 10, 2012  
Molly Stevens  
Molly Stevens, Clerk

[Signature]  
Joel Reed, Council President

APPROVED: July 11, 2012  
[Signature]  
Richard G. Norton, Mayor

COPIED \_\_\_\_\_  
SVCE ZONE PARK ROAD ENG  
LAW FIN MAY PLAN FIRE

ENACTED EFFECTIVE: July 11, 2012

ON ROLL CALL: Colopy -yee France -yee Humphrey -yee Knodel -yee  
Neugebauer -yee Reed -yee Summerville -yee Adopted 7-0

Suburbanite publication on July 15 and July 22, 2012  
Molly Stevens  
Molly Stevens, Clerk

6/05/2012 Approved as to form and content by Stephen J. Pruneski, Law Director [Signature] 6/7/12