

RECORD OF RESOLUTION

Resolution No. 2024-R-04 Passed February 6, 2024
YEAR

VILLAGE COUNCIL OF GREENWICH, OHIO
RESOLUTION NO.: 2024-R-04

FINAL APPOINTMENT OF POLICE OFFICER
ORC 737.17

A RESOLUTION CONCURRING WITH MAYOR'S FINAL APPOINTMENT OF ALEXANDER J. MICHEL TO GREENWICH POLICE DEPARTMENT AND DECLARING AN EMERGENCY

WHEREAS, Section 737.16 of the Ohio Revised Code provides for the appointment of village deputy marshals and police officers as follows:

*Section 737.16 | Appointment of deputy marshals, police officers, night guards and special police officers.
The mayor shall, when provided for by the legislative authority of a village, and subject to its confirmation, appoint all deputy marshals, police officers, night guards, and special police officers. All such officers shall continue in office until removed therefrom for the cause and in the manner provided by section 737.19 of the Revised Code.*

WHEREAS, Section 737.17 of the Ohio Revised Code provides for the probationary period and final appointment of village deputy marshals, also known as police officers, as follows:

*Section 737.17 | Probationary period - final appointment.
All appointments made under sections 737.15 and 737.16 of the Revised Code shall be for a probationary period of six months' continuous service, and none shall be finally made until the appointee has satisfactorily served his probationary period. At the end of the probationary period the mayor shall transmit to the legislative authority of the village a record of such employee's service with his recommendations thereon and he may, with the concurrence of the legislative authority, remove or finally appoint the employee.*

WHEREAS, Section 242.07(b) of the Greenwich Municipal Code CURRENTLY requires that all Village patrolmen whether full or part time, shall serve a one-year continuous service probationary period and none shall be finally hired until the appointee has satisfactorily served the probationary period; and

WHEREAS, Officer ALEXANDER J. MICHEL obtained Confirmation of Mayor's Probationary Appointment to the police department in Resolution No.: 2022-R-24 (part-time) and 2023-R-12 (full-time); and

WHEREAS, the Chief of Police reports that the probationary patrolman has satisfactorily served the probationary period and is requesting that the mayor seek concurrence of council for final appointment; and

WHEREAS, the Mayor has transmitted to Council a record of such probationary patrolman's service; as required by Section 737.17 of the Ohio Revised Code; and

WHEREAS, after a review of the record and at the recommendation of the Chief of Police, the Mayor recommends that the probationary patrolman receive the concurrence of council for final appointment.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF GREENWICH, STATE OF OHIO: (RC 731.18)

SECTION 1. CONCURRENCE WITH FINAL APPOINTMENT. That after a review of the record of the probationary patrolman, Council hereby concurs with the mayor's final appointment of ALEXANDER J. MICHEL to the Greenwich Police Department effective the 6th day of December, 2023.

SECTION 2. That upon concurrence of council for final appointment, this officer shall continue in office until removed therefrom for cause and in a manner provided by Section 737.19 of the Revised Code. [See also RC 737.16]

SECTION 3. DISPENSE WITH THREE READINGS. [R.C. 731.17(A)(2)] That the legislative authority, upon a vote of at least three-fourths of its members, hereby dispenses with the rule requiring each ordinance or

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resolution shall be read on three different days.

SECTION 4. DECLARATION OF EMERGENCY FOR IMMEDIATE EFFECT. That by two-thirds vote of all the members elected to the legislative authority, this Ordinance/Resolution is hereby declared to be an emergency measure pursuant to RC 731.30, being necessary for the immediate preservation of the public peace, health, or safety of the municipal corporation and shall go into immediate effect for the following reason(s):

The Chief of Police reports that the officer has satisfactorily passed his probation period, which ended on December 6, 2023.

SECTION 5. PUBLIC MEETING. That it is found and determined that all formal action of this public body concerning or relating to the passage of this Resolution/Ordinance were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that resulted in such formal action, were in public meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of Section 121.22 of the Ohio Revised Code.

WHEREFORE, this legislation shall be in full force and effect from and after the earliest period allowed by law.

PASSED AND ADOPTED on this 6 day of February, 2024.

ATTESTATION (RC 731.20)

We hereby attest and affirm that the foregoing legislation received the necessary affirmative roll call votes required for passage by R.C. 731.17.

[Signature]
MAYOR

[Signature]
FISCAL OFFICER

LEGISLATION READINGS ORC 731.17(A)

- (1) Each ordinance and resolution shall be read by title only, provided the legislative authority may require any reading to be in full by a majority vote of its members.
- (2) Each ordinance or resolution shall be read on three different days, provided the legislative authority may dispense with this rule by a vote of at least three-fourths of its members.

First Reading: 2/6/24 Second Reading: Dispensed Third Reading: Dispensed

ROLL CALL VOTE ORC 731.17(A)(3)

The vote on the passage was taken by yeas and nays and entered upon the journal. Each ordinance or resolution shall be passed, except as otherwise provided by law, by a vote of at least a majority of all the members of the legislative authority. Yeas, nays, abstentions, excused or absent votes were recorded as follows:

yes
Mike King

yes
Randy Wilson

yes
Lynne Phillips

yes
Jason Hunter

yes
Regina Lueders

yes
Dorene Beverly

PREPARED BY AND APPROVED AS TO FORM [See also RC 731.21(B)]:

[Signature]
VILLAGE SOLICITOR, Steve Palmer

CERTIFICATE OF PUBLICATION ORC 731.21 and 731.22

Pursuant to ORC 731.21(A)(3), I hereby certify that a succinct summary of the above legislation was/will be published using the following method: **ON THE WEBSITE AND SOCIAL MEDIA ACCOUNT OF THE MUNICIPAL CORPORATION**

The succinct summary was reviewed by the village solicitor as required by ORC 731.21(B). Publication was/will be made at least once a week for two consecutive weeks as required by ORC 731.22.

[Signature]
FISCAL OFFICER