

# RECORD OF RESOLUTION

Resolution No. 2024-R-22 Passed 9/17, 2024  
YEAR

## VILLAGE COUNCIL OF GREENWICH, OHIO RESOLUTION NO.: 2024-R-22

### A RESOLUTION ESTABLISHING VACATION TIME AND FULL-TIME SERVICE CREDIT FOR INCOMING VILLAGE ADMINISTRATOR AND DECLARING AN EMERGENCY

WHEREAS, the former village administrator recently tendered his resignation effective July 19, 2024; and

WHEREAS, the current Village Administrator was recently appointed pursuant to ORC 735.271 and began work on 08/26/2024; and

WHEREAS, the Mayor reports that the incoming Administrator, and Village Council all discussed the issue of vacation prior to Administrator beginning work and all agreed to provide the incoming administrator with three weeks of vacation with full time service credit of ten years pursuant to Greenwich Code Section 252.03(a)(3); and

WHEREAS, Chapter 232, Section 232.08 of the Greenwich Codified Municipal Code of Ordinances provides as follows:

#### CHAPTER 232

##### Administrator

#### 232.08 VACATIONS.

*The Administrator shall be entitled to vacations as set forth in Section 252.03.  
(Ord. 708. Passed 11-16-82.)*

WHEREAS Chapter 252, Section 252.08(a) of the Greenwich Codified Municipal Code of Ordinances provides in part as follows:

#### CHAPTER 252

##### Employees Generally

#### 252.03 VACATIONS.

(a) All regular full-time employees of the Village, whether receiving compensation on a yearly, monthly or hourly basis, shall be entitled to receive vacations as follows effective with 2021 vacations:

(1) One week of vacation with full pay for each employee who has been continuously employed in full-time service for one year or more, with satisfactory service.

(2) Two weeks of vacation with full pay for each employee who has been continuously employed in full-time service for two years or more, with satisfactory service.

(3) Three weeks of vacation with full pay for each employee who has been continuously employed in full-time service for ten years or more, with satisfactory service.

(Ord. 388. Passed 2-3-56.)

(4) Four weeks of vacation with full pay for each employee who has been continually employed in full-time service for fifteen years or more, with satisfactory service.

(Ord. 897. Passed 8-18-98.)...

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

**SECTION 1. VACATION TIME CREDIT.** That Village Council hereby authorizes and approves **THREE WEEKS OF VACATION** with **FULL TIME SERVICE CREDIT OF TEN YEARS** pursuant to Greenwich Code Section 252.03(a)(3) for the newly appointed administrator **retroactive to 08/26/2024**. Such full-time service credit herein shall be used for vacation purposes only and shall expire at such time where the current administrator's employment is discontinued.

**SECTION 2. RETROACTIVE.** That the Agreement will begin retroactively on **08/26/2024**. Village Council expressly intends the amendments adopted herein to operate retrospectively pursuant to Section 1.48 of the Ohio Revised Code.

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Council further finds that the retroactive application does not take away or impair vested rights acquired under current existing laws, nor does it create new obligations, nor impose a new duty, nor attach a new disability, in respect to transactions or considerations already passed and adopted.

**SECTION 3. SEVERABILITY.** This legislation and the various parts, sentences, paragraphs, sections, and clauses thereof are hereby declared to be severable. Should any part, sentence, paragraph, section, or clause be declared unconstitutional, null, or void by a court of competent jurisdiction, such declaration shall not have any effect on the validity of the remaining parts, sentences, paragraphs, sections, and clauses of this legislation.

**SECTION 4. PERSONNEL FILE.** The Fiscal Officer, on behalf of the mayor, is hereby instructed to place a copy of this legislation in the Personnel File of the current Administrator.

**SECTION 5. 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 resolution shall be read on three different days.

**SECTION 6. 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 current village administrator took office on 08/26/2024*

**SECTION 7. 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 19 day of September, 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. [See also ORC 735.271 - MAJORITY VOTE OF MEMBERS ELECTED]

  
MAYOR

  
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: 9/17/24 Second Reading: Dispensed Third Reading: Dispensed



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## 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

Absent  
Jason Hunter

Yes  
Regina Luck

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