

ORDINANCE NO. 125-22

**AN ORDINANCE AUTHORIZING THE MAYOR AND/OR HIS DESIGNEE(S)
TO ENTER INTO A MEMORANDUM OF UNDERSTANDING TO
AMEND THE JANUARY 1, 2022 THROUGH DECEMBER 31, 2024
COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF AVON
AND THE AMERICAN FEDERATION OF STATE, COUNTY & MUNICIPAL
EMPLOYEES (“AFSCME” or “UNION”)
AND DECLARING AN EMERGENCY**

WHEREAS, pursuant to Ordinance No. 104-21, passed 12/23/21, the City and the Union, are parties to a collective bargaining agreement (CBA) effective January 1, 2022 through December 31, 2024; and

WHEREAS, the City administration and its representatives determined it to be in the best interests of the City to modify Appendix C of the collective bargaining agreement, specifically, effective the first full pay period of 2023, Pay Range 5 shall be eliminated and the positions within Pay Range 5 (Clerk / Secretary 1 and Utilities Billing Clerk 1) shall be assigned to Pay Range 4; and

WHEREAS, the City and the Union were successful in their efforts to reach an agreement and a Memorandum of Understanding was executed which will require review and action by City Council; and

WHEREAS, upon review, the administration and the legislative body have determined the Memorandum of Understanding to be acceptable and in the best interest of the health, safety and welfare of residents of the City of Avon.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 – That Council of the City of Avon hereby authorizes the Mayor and/or his designee(s) to enter into a Memorandum of Understanding, attached hereto and incorporated herein as [Exhibit A](#), modifying Appendix C of the collective bargaining agreement, effective the first full pay period of 2023.

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 This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of in the City of Avon the immediate emergency being the need to adopt the MOU with the Union prior to the start of 2023; therefore, this Ordinance shall be in full force and effect immediately upon its passage by this Council and approval by the Mayor.

Ordinance No. 125-22 (Con't.)

PASSED: _____ DATE SIGNED: _____

BY: _____
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks, Clerk of Council

POSTED:

In five places as
provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director