

ORDINANCE NO. 259 (22-23)

An Ordinance to amend Ordinance No. 404 (12-13) and the Exhibit(s) attached thereto that was passed on November 21, 2013; and to amend Ordinance No. 145 (20-21), As Amended, and the Exhibit(s) attached thereto, that was passed on December 17, 2000; and to amend Ordinance No. 330 (20-21), and the Exhibit(s) attached thereto, that was passed on December 31, 2021, in order to provide uniformity, specifically as it pertains to the fringe benefits for the position of the Code Enforcement Officer of the City of Marietta, Ohio, and declaring an EMERGENCY.

WHEREAS, the part-time position of Code Enforcement Officer was created by Ordinance No. 404 (12-13) that passed on November 21, 2013. Ordinance No. 404 (12-13) set forth that the Code Enforcement Officer would work in the Department of Property Maintenance and serve under the Director of Public Safety and Service. Section 2 of Ordinance No. 404 (12-13) designated the duties of the Code Enforcement Officer. Section 3 of Ordinance No. 404 (12-23) established the salary of the newly created position of Code Enforcement Officer. Said duties and salary were set forth in Exhibit "A" that was attached to Ordinance No. 404 (12-13); and

WHEREAS, on December 17, 2000, Ordinance No. 145 (20-21) As Amended, was created. The purpose of Ordinance No. 145 (20-21) As Amended, was to amend the job description of the Code Enforcement Officer that had been previously designated in Section 2 of Ordinance No. 404 (12-13). Additionally, the purpose of Ordinance 145 (20-21) As Amended, was to amend the salary of the Code Enforcement Officer that was previously established in Section 3 of Ordinance No. 404 (12-13) that was passed on November 21, 2013; and

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WHEREAS, on December 31, 2021, Ordinance No. 330 (20-21) was passed. The purpose of 330 (20-21) was to amend Ordinance 145 (20-21), As Amended, so as to clarify that the position of Code Enforcement Officer in the Department of Property Maintenance, is a “part-time” position, of no more than 29 hours per week. Ordinance 330 (20-21) also clarified that “no other *part-time* position (29 hours or less per week) in the City of Marietta has an A through F Step Salary Schedule. Ordinance 330 (20-21) then again amended the job description of the Code Enforcement Officer and further established a Step-A-only, pay rate of \$20.37 for the Code Enforcement Officer position; now therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARIETTA, OHIO:


- Section 1: That Ordinance No. 404 (12-13) and the Exhibit(s) attached thereto that was passed on November 21, 2013 is hereby amended; and Ordinance No. 145 (20-21), As Amended, and the Exhibit(s) attached thereto, that was passed on December 17, 2020 is hereby amended; and Ordinance No. 330 (20-21), and the Exhibit(s) attached thereto, that was passed on December 31, 2021, are hereby amended in order to provide uniformity, specifically as it pertains to the fringe benefits for the position of the Code Enforcement Officer of the City of Marietta, Ohio.
- Section 2: That the *part-time* position of Code Enforcement Officer does NOT provide for any fringe benefits, other than Worker’s Compensation, Medicare and Public Employee Retirement System benefits.
- Section 3: That the salary, duties, responsibilities, qualifications and requirements of the position of Code Enforcement Officer are attached hereto as Exhibit “A”, and incorporated herein.

Section 4: That all previous Ordinances and Exhibits thereto, pertaining to fringe benefits for the position of Code Enforcement Officer that are in conflict with this Ordinance, are hereby Repealed.

Section 5: That this Ordinance shall be and is hereby declared to be an EMERGENCY measure necessary for the immediate preservation of the public peace, health and safety of the City of Marietta, Ohio, and for the further reason that this clarification needs to be made effective immediately, so as to ensure uniformity for the position of Code Enforcement Office with other *part-time* positions within the City of Marietta, Ohio.

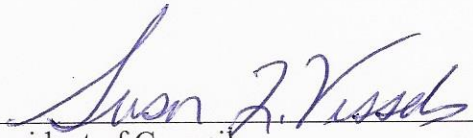
WHEREFORE, this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

Introduced by the Employee Relations Committee, Cassidi Shoaf, Chairwoman.



Chairwoman

Passed this 4th day of May, 2023.



President of Council

ATTEST:

Michelle Newbanks
Clerk of Council

Approved this 1st day of June, 2023.

Mayor

First Reading April 20, 2023

Second Reading Suspended

Third Reading May 4, 2023

~~Adopted~~ May 4, 2023

Mayor Submitted Veto on May 18, 2023

Reconsidered June 1, 2023

Council override failed 4-2 on June 1, 2023