

VILLAGE OF GEORGETOWN, OHIO

ORDINANCE NO. 1188

**AN ORDINANCE AMENDING THE CONTRACT OF EMPLOYMENT
OF THE VILLAGE ADMINISTRATOR AND DECLARING AN EMERGENCY**

WHEREAS, the Village of Georgetown appointed Arthur D. Owens as Village Administrator at a meeting of the Council held on September 18, 2014 and entered into an Employment Agreement with him on October 15, 2014 (the "Employment Agreement"); and

WHEREAS, Council amended the Employment Agreement and increased the annual salary paid to Arthur D. Owens for serving as Village Administrator pursuant to Ordinance 1171 in an amendment dated October 22, 2015; and

WHEREAS, Council now seeks to amend the Employment Agreement to include a total of 160 vacation hours per year and allow for him to carry forward not more than 40 hours of unused vacation per year.

BE IT ORDAINED by the Council of the Village of Georgetown, Brown County, Ohio, a majority or more of all members thereof concurring as follows:

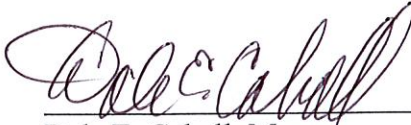
SECTION 1: As provided for in the attached Exhibit A, the amount of vacation provided for in paragraph 4 of Arthur D. Owens' Employment Agreement shall be amended to provide a total of 160 vacation hours per year and allow for him to carry forward not more than 15 hours of unused vacation per year.

SECTION 3: This Ordinance is declared to be an emergency measure necessary for the preservation of the health, safety and well-being of the residents of the Village and in order to allow the increase to begin on passage and to ensure continuity of service.


SECTION 4: That the Council hereby finds and determines that all formal actions relative to the passage of this Ordinance were taken in an open meeting of the Council, and that all deliberations of this Council and of its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5: This Ordinance shall be in full force and effect from and after the earliest date allowed by law.

Passed and adopted at a legally convened meeting of Council held on the 12th day of January, 2017.


Dale E. Cahall, Mayor

Attest:


Natalie K. R. Newberry, Fiscal Officer

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SECOND AMENDMENT TO CONTRACT OF EMPLOYMENT

This Second Amendment to the October 15, 2014 Contract of Employment of Arthur D. Owens ("Employment Agreement") is made this 12th day of January, 2017 by and between the Village of Georgetown, Ohio (the "Village") and Arthur D. Owens ("Employee").

WHEREAS, the Mayor of the Village appointed the Employee to serve as the Administrator of the Village at a meeting of the Georgetown Village Council (the "Council") held on September 18, 2014, which said appointment was approved by a majority vote of the Council; and

WHEREAS, it is the desire of the Council of the Village to continue to provide certain benefits, establish certain conditions and expectations of employment and to set working conditions of Employee as set forth herein; and

WHEREAS, Council desires to amend the Employment Agreement to include a total of 160 vacation hours per year and allow for him to carry forward not more than ~~40~~ 15 hours of unused vacation per year.

NOW THEREFORE, in consideration of the promises hereinafter exchanged, the parties agree as follows:

Section 4 of the Employment Agreement shall be amended in its entirety as follows:

(4) VACATION LEAVE. The Employee shall be entitled to carry over his accumulated but unused vacation hours from his former position as Chief of the Washington Township, Clermont County, Ohio Fire Department. Thereafter, the Employee will earn 160 hours of paid vacation leave per year and all vacation leave shall vest as of the first day of January of each year covered by this agreement. If the Employee is unable to take his vacation in the year it accrued, the Employee may carry forward not more than 15 hours of unused vacation leave from year to year.

In all other respects, the Village and Employee hereby adopt and ratify the provisions of the previously entered into October 15, 2014 Employment Agreement except as such terms have been amended or superseded by the provisions set forth above.

IN WITNESS WHEREOF, the Mayor and the Fiscal Officer, on behalf of the Village, and the Employee have caused this First Amendment to the Employment Agreement to be executed in duplicate at Georgetown, Ohio, this 12th day of January, 2017.

FOR THE VILLAGE OF
GEORGETOWN, OHIO


Dale E. Cahall, Mayor

BY THE EMPLOYEE


Arthur D. Owens

ATTEST:


Natalie K.R. Newberry, Fiscal Officer

APPROVED AS TO FORM:


Joseph J. Braun, Solicitor