

RECORD OF ORDINANCES

Ordinance No. 2023-20

Passed _____, 20____

SPONSOR: SAFETY COMMITTEE

A RESOLUTION APPROVING THE RETROACTIVE APPOINTMENT OF ERIC BERKHEIMER AS INTERIM POLICE CHIEF FOR THE VILLAGE OF MOGADORE, AND DECLARING AN EMERGENCY.

WHEREAS, due to a medical procedure, Police Chief Todd Higgins was on medical leave from his employment with the Village from January 17, 2023 to February 13, 2023; and

WHEREAS, the Mayor, as the Director of Public safety, has retroactively appointed Eric Berkheimer as the Interim Police Chief from January 17, 2023 to February 13, 2023, subject to the affirmative vote of at least five (5) members of this Council; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the Village to approve the retroactive appointment of Eric Berkheimer as the Interim Police Chief from January 17, 2023 to February 13, 2023.

NOW, THEREFORE BE IT RESOLVED, by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio, that:

SECTION 1: The retroactive appointment by the Mayor of Eric Berheimer as the Interim Police Chief from January 17, 2023 to February 13, 2023 is hereby approved.

SECTION 2: During the time in which Mr. Berkheimer is appointed the Intereim Polic Chief, Mr. Berkheimer shall be paid the same rate of compensation and shall have the same holiday package as the Chief of Police.

SECTION 3: During this retroactive appointment, Mr. Berkheimer shall maintain all rights and obligations associated with the Ohio Patrolmen's Benevolent Association along with all rights under the Village's contract with the same, subject to Section 2 of this Resolution.

SECTION 4: Mr. Berkheimer shall be retroactively restored to his prior position of Seargeant within the Police Department immediately after the timeframe set forth in Section 1 of this Resolution.

SECTION 5: This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements.

SECTION 6: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the residents of the Village of Mogadore and for the purpose of immediately approving the aforementioned retroactive appointment of the Interim Police Chief to provide for the appropriate pay and benefits during the time in which Mr. Berkheimer served as Interim Police Chief, and, provided this Resolution receives the affirmative vote of at least five

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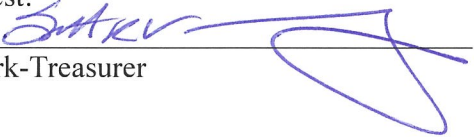
Passed _____, 20____

(5) members elected or appointed to this Council, it shall take effect and be in force upon its passage by Council and approval by the Mayor, otherwise it shall take effect and be in force at the earliest period allowed by law.

Michael Raddish 3-1-23
President of Council Date

Michael A. Rossi 3-1-23
Mayor Date

Attest:


Clerk-Treasurer