

Village of Bolivar, Ohio

Ordinance Number: O-12-2024

TITLE: AN ORDINANCE TO AUTHORIZE A CONTRACT WITH AND APPOINT MATTHEW BAILEY AS ZONING INSPECTOR FOR THE VILLAGE OF BOLIVAR; AND DECLARING AN EMERGENCY

WHEREAS, the position of Zoning Inspector/Zoning Administrator for the Village of Bolivar is currently vacant; and

WHEREAS, the Village of Bolivar has an immediate need to fill the vacancy in the position of Zoning Inspector/Zoning Administrator; and

WHEREAS, Matthew Bailey has expressed an interest and desire to be appointed as Zoning Inspector/Zoning Administrator for the Village of Bolivar on an independent contractor basis; and

WHEREAS, the Village Council desires to authorize a contract with Matthew Bailey and appoint Matthew Bailey as Zoning Inspector/Zoning Administrator for the Village of Bolivar; and

WHEREAS, the contract with Matthew Bailey shall allow Matthew Bailey to be compensated at an hourly rate of pay not to exceed ___\$100_____ per hour in an aggregate amount not to exceed ___\$5,000 per year___ per (month) / (year).

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BOLIVAR, COUNTY OF TUSCARAWAS, STATE OF OHIO, A MAJORITY OF ITS MEMBERS ELECTED THERETO CONCURRING, THAT:

SECTION 1. The Village Council for the Village of Bolivar hereby approves a contract with Matthew Bailey to serve as Zoning Inspector/Zoning Administrator for the Village of Bolivar.

SECTION 2. The contract with Matthew Bailey shall allow Matthew Bailey to be compensated at an hourly rate of pay not to exceed ___\$100_____ per hour in an aggregate amount not to exceed ___\$5,000 per year_____ per (month) / (year).

SECTION 3. Upon execution of the contract with Matthew Bailey, Village Council hereby appoints and names Matthew Bailey as Zoning Inspector/Zoning Administrator for the Village of Bolivar.

SECTION 4. Matthew Bailey shall be considered an Independent Contractor of the Village of Bolivar and shall not for any reason be considered an employee of the Village of Bolivar and, as such, shall be compensated for hours actually worked under a contract basis, with no deductions withheld for federal, state, or local taxes,

Medicare/Medicaid, Social Security/OPERS, or other withholding common to employees of the Village of Bolivar.

SECTION 5. Except as otherwise required by law, Matthew Bailey shall not be entitled to any benefits or other terms of employment as required by law or offered to employees of the Village of Bolivar.

SECTION 6. This Ordinance repeals all previous Ordinances or parts thereof in conflict herewith.

SECTION 7. It is found and determined that all formal actions of this Council concerning and related to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any its committees that resulted in such formal action were in meeting open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 8. This Ordinance is hereby declared to be an emergency measure for the immediate preservation of the public peace, health, safety, and general welfare for the reason that the Village is in immediate need of a Zoning Inspector/Zoning Administrator; and, this Ordinance shall be in full force and effective immediately upon its passage.

PASSED IN COUNCIL this 13th day of June 2024.

Attest:

Mayor Robert Lloyd

Maria App, Fiscal Officer

Approved as to Legal Form by:

Stephan P. Babik, Village Solicitor