

ORDINANCE NO: 136 -2018  
INTRODUCED BY: Mayor Roche

**AN ORDINANCE REPEALING SECTION 141.02, "APPOINTMENT OF POLICEMEN", OF THE CODIFIED ORDINANCES.**

WHEREAS, Section V-5 of the Charter provides that the Mayor has the power to appoint, promote, transfer, reduce or remove any officer or employee except as otherwise provided by the Charter or laws of Ohio;

WHEREAS, at the general election on November 6, 2018, the City's residents approved an amendment to Section IV-9 of the Charter to make Council's authority to confirm appointments consistent with the appointment power granted to the Mayor under the Charter;

WHEREAS, the City's Civil Service Rules, adopted by this Council, set forth a system of appointments to both original and promotions positions in the Division of Police based on competitive testing and merit that does not include confirmation of appointments by Council, which confirmation would not be consistent with the requirement that such appointments be based on merit and fitness as required by the Civil Service Rules, Section VI-6 of the City Charter, and the Ohio Constitution at Article XV, Section 10;

NOW, THEREFORE, Be it Ordained by the Council of the City of Richmond Heights, County of Cuyahoga, State of Ohio, that:

Section 1. Section 141.02 "Appointment of Policemen", of Chapter 141, "Division of Police", is hereby repealed in its entirety.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, 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 shall be in full force and effect at the earliest time as permitted by law. .

PASSED: December 11, 2018

orce and effect at the earliest time as permitted



David H. Roche Mayor

APPROVED: December 11, 2018

ATTEST: Betsy Traben  
Betsy Traben  
Clerk of Council

*Eloise Cotton-Henry*  
Eloise Cotton-Henry  
President of Council