

# RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_\_

## ORDINANCE NO: 2024-18

### AN ORDINANCE APPOINTING AN INTERIM FIRE CHIEF FOR THE VILLAGE OF LAKEVIEW UNDER R.C. 737.22, AND DECLARING AN EMERGENCY

WHEREAS, the Village of Lakeview desires to appoint an Interim Fire Chief as the office is currently vacant following the voluntary resignation of the former chief; and

WHEREAS, the Village of Lakeview now fulfils its mandatory obligation to appoint an Interim Fire Chief, consistent with the terms and conditions of R.C. 737.22 (A), which states in relevant part:

- (A) Each village establishing a fire department shall have a fire chief as the department's head, appointed by the mayor with the advice and consent of the legislative authority of the village, who shall continue in office until removed from office as provided by sections 733.35 to 733.39 of the Revised Code. Neither this section nor any other section of the Revised Code requires, or shall be construed to require, that the fire chief be a resident of the village.

WHEREAS, the law requires a fire chief to be appointed at all times, thus, this appointment is being made on an interim basis as Joshua Oakley has expressed interest in serving the fire department on an interim basis only, until such time as Council can interview and make a permanent appointment.

**NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Lakeview, Ohio:**

SECTION I. Leading up to this point, Joshua Oakley has served the department as one of its Assistant Fire Chiefs and is certified as an active Firefighter II (January 9, 2024 – January 9, 2027) and Emergency Medical Technician (January 9, 2024 – January 9, 2027).

SECTION II. The Mayor hereby recommends and appoints, with the advice and consent of the legislative authority of the village, Joshua Oakley to serve as Interim Fire Chief in accordance with R.C. 737.22 and all other governing local, state and federal laws and mandates.

SECTION III. Village Council approves the Mayor's appointment of Joshua Oakley as Interim Fire Chief.

SECTION IV: Joshua Oakley, Interim Fire Chief, shall perform the duties provided by law for the Village of Lakeview Fire Department and any other duties consistent with the nature of the office that are provided for by municipal ordinance.

SECTION V: Joshua Oakley will serve as Interim Fire Chief, effective immediately, with compensation of \$240.00 salary and \$1400.00 officer pay per year; as appropriated for the position of Fire Chief in addition to standard volunteer pay per run and per meeting while the Village undergoes its search for a permanent Fire Chief, and upon appointment of the permanent Fire Chief the Mayor and Village Council will accept Joshua Oakley's voluntary resignation as Interim Fire Chief and he will resume his position as a Firefighter II.

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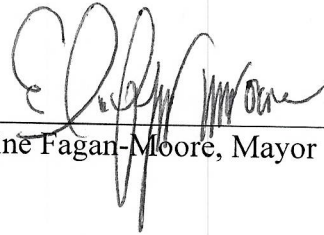
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and that all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Rules of Council.

SECTION VIII: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the Village of Lakeview, as additional assistance with fire department equipment is immediately needed to best serve the public. This Ordinance shall be in immediate effect or on the earliest date allowed by law if it receives a two-thirds vote of all members elected to the Village Council.

Passed in Council this 6<sup>th</sup> day of May, 2024.



Elaine Fagan-Moore, Mayor

ATTEST:   
Heather Kegg, Fiscal Officer

APPROVED:

Approved as to form this 6<sup>th</sup> day of May, 2024.



Lynnette Dinkler, Esq.  
Village Solicitor