

ORDINANCE 33 - 22

AN ORDINANCE AMENDING SECTION 5.04 OF THE CIVIL SERVICE COMMISSION OF THE CITY OF PORT CLINTON, OHIO RULES AND REGULATIONS, AND DECLARING AN EMERGENCY

WHEREAS, the Civil Service Commission of the City of Port Clinton, Ohio Rules and Regulation Section 5.04 states that no person shall be eligible to receive an original appointment to the Police Department on or after his thirty-fifth (35th) birthday; and

WHEREAS, Section 124.41 of the Ohio Revised Code states the maximum age limitation, of thirty-five years of age, established by this section does not apply to a city in which an ordinance establishes a different maximum age limitation for an original appointment to the Police Department; and

WHEREAS, the Civil Service Commission of the City of Port Clinton would like to establish a different maximum age limitation for an original appointment to the Police Department by changing the maximum age limitation to no maximum age limitation; and

WHEREAS, the Civil Service Commission of the City of Port Clinton made a recommendation to remove the following language from Section 5.04 that states no person shall be eligible to receive an original appointment to the Police Department on or after his thirty-fifth (35th) birthday; and

WHEREAS, by removing the maximum age limitation, of thirty-five years of age, the Police Department will be able to expand its eligible applicant pool and attract more qualified applicants to apply for employment with the Police Department; and

WHEREAS, all applicants are still subject to a physical agility test, a physical examination, a psychological examination, and a background investigation prior to receiving an original appointment with the Police Department; and

WHEREAS, this Council finds and determines that the recommendation by the Civil Service Commission of the City of Port Clinton is appropriate and amending Section 5.04 would be in the best interest of the City.

NOW THEREFORE, be it ORDAINED by the Council of the City of Port Clinton, Ottawa County, State of Ohio:

Section 1. Existing Section 5.04 of the Civil Service Commission of City of Port Clinton, Ohio Rules and Regulations is hereby amended to read as follows:

AGE RESTRICTIONS: POLICE

Applicants for original appointment examination to the Police Department must have attained the age of twenty-one (21) years on or before the date of appointment.

Section 2. Existing Section 5.04 of the Civil Service Commission of the City of Port Clinton, Ohio Rules and Regulations is hereby repealed.

Section 3. Each section and each part of each section of this Chapter of the Codified Ordinances is hereby declared to be an independent Section or part of a Section and, notwithstanding any other evidence of legislative intent, it is hereby declared that if such section or part of a section, or any provision thereof, or the application thereof to any person or circumstance is held to be invalid, the remaining sections or parts of sections and the application of such provision to any other person or circumstances, other than those as to which it is held invalid, shall not be affected thereby, and it is hereby declared to be the legislative intent that the other provisions of this Chapter of the Codified Ordinances would have been adopted independently of such Section, Sections, or parts of a Section so held to be invalid.

Section 4. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council, and any of its committees, that resulted in those actions were in meetings open to the public, in compliance with the law.

Section 5. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason, removing the maximum age limitation, of thirty-five years of age, allows the Police Department to interview applicants immediately, **wherefore**, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: _____, 2022

President of Council

Attest: _____
Clerk of Council

Approved _____, 2022

Mayor