

1 RESOLUTION NO. 2009-444

2
3 SPONSOR Mr. Pry

4
5 DATE November 30, 2009

COMMITTEE Personnel

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7 **A Resolution, pursuant to Section 169.04(j) of the Codified Ordinances of the County of**
8 **Summit, entitled, "Temporary Hiring Freeze," to authorize the County Prosecutor to re-**
9 **hire, following her retirement, Mary Ann Kovach, effective March 29, 2010, into a part-**
10 **time, non-bargaining unclassified position of Chief Counsel, at an hourly rate of \$53.16**
11 **hour, for the Prosecutor, and declaring an emergency.**

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13 WHEREAS, this Council previously adopted Ordinance No. 2009-110, which enacted
14 Section 169.04(j) of the Codified Ordinances of the County of Summit, entitled, "Temporary
15 Hiring Freeze," to control and reduce the County's budget deficit; and

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17 WHEREAS, Section 169.04(j) provides that if a County office is able to demonstrate that
18 the filling of an existing position by hiring an employee is necessary for the effective and
19 continued operation of the office, Council may adopt a Resolution authorizing the office to hire
20 said employee; and

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22 WHEREAS, currently, Mary Ann Kovach serves in the capacity of Chief Counsel, a non-
23 bargaining unclassified position for the County Prosecutor, and intends to retire on December 18,
24 2009; and

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26 WHEREAS, upon her retirement, it will be necessary for the continued and effective
27 operation of her office for the County Prosecutor to fill the position of Chief Counsel, and Ms.
28 Kovach has a unique understanding of the nature and responsibilities of that office; and

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30 WHEREAS, the County Prosecutor desires to rehire Ms. Kovach into the position of
31 Chief Counsel, effective March 29, 2010, but to make that position a part-time position during
32 the time that it would be filled by Ms. Kovach; and

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34 WHEREAS, by rehiring Ms. Kovach into said part-time position, the County will realize
35 savings by not having to pay benefits for that position and by paying wages at a part-time, rather
36 than full-time level; and

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38 WHEREAS, this Council has determined, after reviewing all pertinent information, that it
39 is necessary and in the best interest of the County of Summit to authorize the County Prosecutor
40 to rehire, following her retirement, Mary Ann Kovach, effective March 29, 2010, into a part-time
41 non-bargaining unclassified position of Chief Counsel, at an hourly rate of \$53.16 hour, for the
42 aforementioned reasons.

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44 NOW, THEREFORE, BE IT RESOLVED, by the Council of the County of Summit,
45 State of Ohio, that:

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PAGE TWO

SECTION 1

County Council hereby determines that the County Prosecutor has demonstrated that it is necessary for the effective and continued operation of her office to authorize the County Prosecutor, pursuant to Section 169.04(j) of the Codified Ordinance, to rehire, following her retirement, Mary Ann Kovach, effective March 29, 2010, into a part-time non-bargaining unclassified position of Chief Counsel, at an hourly rate of \$53.16 hour.

SECTION 2

This Resolution is hereby declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit and for the further reason to immediately authorize the County Prosecutor to rehire said individual.

SECTION 3

Provided this Resolution receives the affirmative vote of eight members, it shall take effect immediately upon its adoption and approval by the Executive; otherwise it shall take effect and be in force at the earliest time provided by law.

SECTION 4

It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of 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.

INTRODUCED November 16, 2009

ADOPTED November 30, 2009

Sharley F. Greer
CLERK OF COUNCIL

Nick Kostandaras
PRESIDENT OF COUNCIL

APPROVED November 30, 2009

[Signature]
EXECUTIVE

ENACTED EFFECTIVE November 30, 2009

Voice Vote: 10-1 YES: Komunale, Crawford, Crossland, Feeman, Kostandaras, Poda, Prentice, Schmidt, Shapiro, Smith NO: Rodgers