

ORDINANCE NO. 6-2025

AN ORDINANCE ABOLISHING THE OFFICE OF THE VILLAGE CLERK -TREASURER AND CREATING THE POSITION OF VILLAGE FISCAL OFFICER and DECLARING AN EMERGENCY

WHEREAS, the village of Rushville, Fairfield County, Ohio, pursuant to §733.261 Ohio Revised Code, currently receives the services of a clerk-treasurer;

WHEREAS, §733.262 Ohio Revised Code provides that a village, in lieu of having the elected office of village clerk-treasurer, may combine the duties of the clerk and treasurer into one appointed office, to be known as the village fiscal officer;

WHEREAS, to make this change, the village legislative authority shall pass, by a two-thirds vote, an ordinance to make the change effective on the first day of January following the next regular municipal election at which the village clerk-treasurer, unless the position of fiscal officer is vacant;

WHEREAS, a village fiscal officer appointed under this section shall perform the duties provided by law for the village clerk and treasurer and any other duties consistent with the nature of the office that are provided for by municipal ordinance;

WHEREAS, a village fiscal officer shall be appointed by the mayor of the village, but that appointment shall not become effective until it is approved by a majority vote of the village legislative authority;

WHEREAS, the village fiscal officer need not be an elector of the village or reside in the village at the time of appointment, provided an ordinance is passed approving the fiscal officer's residency outside of the village;

WHEREAS, this council has considered this proposed change carefully and finds that abolishing the office of clerk-treasurer and creating the office of fiscal office would contribute to the economical and efficient operations of the village fiscal matter;

NOW, THEREFORE BE IT ORDAINED, by the village council for Rushville, Fairfield County, Ohio:

Section One: The village council hereby abolishes the office of clerk-treasurer, to take effect on April 1, 2025.

Section Two: The village council hereby creates the office of village fiscal officer, to take effect on April 1, 2025, and immediately following the abolishment of the position of clerk-treasurer.

Section Three: A village fiscal officer appointed under this section shall perform the duties provided by law for the village fiscal officer and any other duties consistent with the nature of the office are provided by village ordinance and consistent and complying with the provisions of §733.262 Ohio Revised Code.

Section Four: The mayor shall appoint the village fiscal officer, but that appointment shall not become effective until it is approved by a majority vote of the council.

Section Five: The fiscal officer may reside outside of the village.

Section Six: The village legislative authority directs the village clerk-treasurer to ensure that a certified copy of this ordinance shall be filed with the board of elections not less than one hundred twenty days before the next succeeding regular municipal election at which the village clerk or village clerk-treasurer is to be elected.

Section Seven: The fiscal officer is not required to be a resident of the village.

Section Eight: The compensation for the appointed clerk-treasurer shall be established by the village council.

Section Nine: This ordinance is declared to be an emergency necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the village, as the village is in immediate need of a person to attend to fiscal matters within the village.

This Ordinance take effect on the earliest date provided by law.

Passed March 13, 2025

Mayor John Buge Clerk

Cindy Lewis

Jon M. Browning
Approved as
to form only,
Jon M. Browning, Village Solicitor

CERTIFICATE OF AVAILABILITY OF FUNDS

I certify that the money required to meet this contract has hereby been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of this fund, free from any previous obligation or certification as by the Ohio Revised Code 5705.01-5705.47.

Village Fiscal Officer Cindy Lewis Date March 13, 2025