

ORDINANCE NO.: 19-O-07
SPONSOR: MAYOR ADAMSON
INTRODUCED: JUNE 5, 2019

AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE CITY OF NEW FRANKLIN A PROPOSAL TO AMEND SECTIONS 3.02, 3.03, AND 4.03 OF THE CHARTER, AND DECLARING THAT THIS ORDINANCE SHALL BE EFFECTIVE IMMEDIATELY UPON PASSAGE.

WHEREAS, the Charter Review Commission has reviewed the Charter of the City of New Franklin; and,

WHEREAS, the Charter Review Commission recommends amending Sections 3.02, 3.03, and 4.03 of the Charter in various aspects; and

WHEREAS, Council desires to provide for submission of the proposed amendments to the electors of the municipality at the upcoming general election on November 5, 2019.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEW FRANKLIN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE:

That the proposal of the Charter Review Commission to amend and revise Sections 3.02, 3.03, and 4.03 of the Charter shall be submitted to a vote of the qualified electors of the City of New Franklin at the general election to be held on November 5, 2019.

SECTION TWO:

That in the event the foregoing amendments to the City Charter are approved by a majority of the electors voting thereon, such amendments shall become a part of the Charter of the City of New Franklin and shall become effective as provided therein; and the present sections or part sections of the Charter shall thereby be deemed repealed as they are affected.

SECTION THREE:

The ballot language for said issues shall read substantially as follows:

City of New Franklin
Proposed Amendments to Charter

Shall the Charter of the City of New Franklin be amended so as to specify that a minimum period of continuous prior residency is required for mayoral candidates; that if a councilperson fills a temporary vacancy in the position of the Mayor, Council can set additional compensation for such councilperson in its discretion;

that a minimum period of continuous prior residency is required for ward Council candidates and ward councilpersons must be residents of the ward they wish to represent at the time they circulate a nominating petition.

3.02 Qualifications

The Mayor shall be a qualified elector of the Municipality and shall have been immediately prior to the date of election a continuous resident of the Municipality for at least two (2) years. During the term of office, the Mayor shall continue to be a continuous resident and a qualified elector.

3.03 Vacancy

(G) Salary

The member of Council who temporarily fills the office of Mayor pursuant to Section 3.03(A) or Section 3.03(B) shall not be entitled to receive the current salary of the Mayor but shall continue to be compensated in accordance with the current rate for that person's position on Council. Council shall have the discretion to set additional compensation depending on the nature and extent of the vacancy.

4.03 Qualifications

Each Councilperson shall be a qualified elector of the Municipality and shall have been immediately prior to the date of election a continuous resident of the Municipality for at least two (2) years. Ward Councilpersons shall be residents of the Ward they seek to represent at the time they circulate nominating petitions and remain residents throughout any term as Councilperson of that Ward. During the term of office, the Councilperson shall continue to be a continuous resident and qualified elector. All Councilpersons shall continue to comply with the above requirements throughout their term of office.

___ FOR
___ AGAINST

SECTION FOUR:

The City of New Franklin Clerk of Council shall send a certified copy of this ordinance to the Summit County Board of Elections on or before August 7, 2019.

SECTION FIVE:

The Clerk is authorized and instructed to give notice of the proposed amendments in accordance with Ohio Revised Code Section 731.211.

SECTION SIX:

The City of New Franklin finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberation of this Council and any other Committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION SEVEN:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety, and welfare of the citizens of the City of New Franklin and for the reason that it is immediately necessary to certify the Resolution to the Summit County Board of Elections in order to meet the deadline for said election. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest time allowed by law.

ADOPTED:

June 5, 2019

Kelly Kepler
Kelly Kepler, Clerk

David Stock
David Stock, President
19-0-07

APPROVED:

June 5, 2019

Paul F. Adamson
Paul F. Adamson, Mayor

ENACTED EFFECTIVE: June 5, 2019

ON ROLL CALL:	Cotts	<u>Yes</u>	Jones	<u>Yes</u>
	Hargett	<u>Absent</u>	Fetterman	<u>Yes</u>
	Stock	<u>Yes</u>	Hawk	<u>Yes</u>
	Norris	<u>Yes</u>		

Publications on June 14, 2019 and June 21, 2019

Kelly Kepler
Kelly Kepler, Clerk