

CITY OF OBERLIN, OHIO

ORDINANCE No. 14-42 AC CMS

AN ORDINANCE PROPOSING TO AMEND SECTION III(A) OF THE CHARTER OF THE CITY OF OBERLIN RELATING TO THE NUMBER OF TERMS THAT A PERSON MAY SERVE ON COUNCIL AND DECLARING AN EMERGENCY

WHEREAS, The Council of the City of Oberlin, pursuant to Section XXVIII of the Charter of the City of Oberlin, previously appointed a Charter Review Committee to review the Charter of the City and make recommendations to Council; and,

WHEREAS, the Charter Review Committee has completed its task of reviewing the Charter and has made its recommendations to Council; and,

WHEREAS, Council has determined that it is in the best interests of the City of Oberlin to propose those recommended Charter amendments to the electors of the City of Oberlin for approval.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the amendment to Section III(A) of the Charter of the City of Oberlin, Ohio, as is set forth in the attachment hereto, which is marked "Exhibit A" and incorporated herein by reference, is, subject to approval by the electors of the City of Oberlin, hereby approved and adopted.

SECTION 2. That said proposed amendment to Section III (A) of the Charter of the City of Oberlin, Ohio, shall be submitted to the electors of the City of Oberlin for acceptance or rejection at an election to be held on the first Tuesday after the first Monday in November, 2014, to wit: November 4, 2014; and if approved by majority vote shall become effective immediately thereafter.

SECTION 3. That the ballot language for said proposed amendments to the Charter of the City of Oberlin, Ohio, shall read as follows, or as required to be modified by the Ohio Secretary of State:

PROPOSED CHARTER AMENDMENT

A majority affirmative vote is necessary for passage.

Shall Section III (A) of the Charter of the City of Oberlin be amended, as proposed by Ordinance No. 14- 42 AC CMS, to remove the restriction on the number of terms that a person may serve on Council?

SHALL THE PROPOSED AMENDMENT TO SECTION III (A) OF THE CHARTER OF THE CITY OF OBERLIN, OHIO, BE ADOPTED?

YES _____

NO _____

SECTION 4. The Clerk of Council of the City of Oberlin shall cause this ordinance to be certified to the Board of Elections of Lorain County, Ohio, no later than September 4, 2014, and shall further cause the full text of said proposed Charter Amendment to be published in a newspaper of general circulation in the City of Oberlin, Ohio, at least once a week for three consecutive weeks during the month of October 2014.

SECTION 5. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were conducted 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.

SECTION 6. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, safety and welfare of the citizens of the City of Oberlin, Ohio, to wit: to comply with all applicable time limits in placing a charter amendment on the ballot, and shall take effect immediately upon passage.

FAILED: 1st Reading: July 21, 2014

~~2nd Reading:~~

~~3rd Reading:~~

ATTEST:

BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL

H. SCOTT BROADWELL
PRESIDENT OF COUNCIL

POSTED: 07/22/2014

FAILED

ORDINANCE No. 14-42 AC CMS

EXHIBIT A

SECTION III. COUNCIL.

A. Powers, Number and Terms. All the legislative powers of the City of Oberlin, except as limited by this Charter and the Constitution of Ohio, shall be vested in a Council of seven (7) members elected at large in a nonpartisan election, for a term of two (2) years. Members shall serve concurrently, beginning on the first meeting in January of the year following their election and until their successors are elected and qualified. ~~and no member shall be elected to more than five (5) consecutive terms.~~

FAILED