

ORDINANCE NO. 61-1990

Offered by Council

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE VILLAGE OF RICHFIELD THE QUESTION OF WHETHER ARTICLE IV, SECTIONS 4.03 AND 4.04; ARTICLE X, SECTION 10.01; AND ARTICLE XIII, SECTION 13.01 SHALL BE AMENDED TO ELIMINATE HISTORICALLY OBSOLETE REFERENCES TO ITEMS WHICH ONLY APPLIED WHEN THE CHARTER WAS FIRST ENACTED AND DECLARING AN EMERGENCY

WHEREAS, a Charter Review Commission has been created; and

WHEREAS, the Charter Review Commission has recommended that Article IV, Sections 4.03 and 4.04; Article X, Section 10.01; and Article XIII, Section 13.01 be amended as hereinafter provided; and

WHEREAS, pursuant to Article XVIII, Section 18.02 of the Charter, the Council of the Village of Richfield has by a vote of two-thirds of its members determined to submit the proposed amendment to the Charter to the electors; and

WHEREAS, pursuant to Article XVIII, Section 18.02 of the Charter of the Village of Richfield and Article XVIII, Section 8 of the Constitution of Ohio, the Council has determined to submit the proposed Charter amendment at the general election to be held on November 6, 1990.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Richfield, State of Ohio, by the vote of two-thirds of its members:

SECTION 1: That this Council hereby authorizes and directs the submission to the electors of the Village of Richfield at the general election to be held on November 6, 1990 a proposal to amend the Charter of the Village of Richfield by amending Article IV, Sections 4.03 and 4.04; Article X, Section 10.01; and Article XIII, Section 13.01 to read as follows:

"ARTICLE IV
Council

Section 4.03 Composition and Term

The Council shall consist of seven (7) members, elected at large for terms of four (4) years, except as herein provided, beginning on the first day of January next following their election. A Council

member shall not serve more than two (2) consecutive elected terms. The terms of members of Council shall be staggered with four (4) members elected to Council at the regular municipal election in 1989 and three (3) members elected at the regular municipal election in 1991, or any successor appointed to fill a vacancy in such term. Thereafter, at each regular municipal election, members of Council shall be elected to fill expiring terms.

Section 4.04 Organization

At 8:00 p.m. on the second day of January of each year, ~~1971~~ and on the second day of January of each year thereafter (or if such date be a Saturday or a Sunday, then the following Monday) the Council shall meet in the Council Chambers for the purpose of organization.

ARTICLE X Board of Zoning Appeals

Section 10.01 Organization

There shall be a Board of Zoning Appeals which shall consist of five (5) electors of the Municipality not holding other municipal office or employment, to be appointed for terms of five (5) years, or removed by the Mayor subject to confirmation by the affirmative vote of a majority of the members elected or appointed to Council. The terms of the members of the Board of Zoning Appeals shall be staggered so that the term for one (1) member shall expire annually on each December 31st. Thereafter, a member shall be appointed to a new five (5) year term to begin on January 1st. A vacancy occurring during the term of any member shall be filled for the unexpired term in the manner authorized for an original appointment.

All members of the Board shall serve without compensation unless otherwise provided by ordinance of Council.

ARTICLE XIII Park and Recreation Board

Section 13.01 Organization

There shall be a Park and Recreation Board which shall consist of five (5) electors of the Municipality not holding other municipal office or employment

to be appointed, for terms of five (5) years, or removed by the Mayor subject to confirmation by the affirmative vote of a majority of the members elected or appointed to Council. The terms of the members of the Park and Recreation Board shall be staggered so that the term for one (1) member shall expire annually on each December 31st. Thereafter, a member shall be appointed to a new five (5) year term to begin on January 1st. A vacancy occurring during the term of any member shall be filled for the unexpired term in the manner authorized for an original appointment.

All meetings of the Board shall be open to the public."

- SECTION 2: That the foregoing proposed amendment shall be voted on at the general election to be held on November 6, 1990 as above provided, and if approved by a majority of the electors voting thereon at such election shall become effective from and after the time of its approval by the electors.
- SECTION 3: That, provided the foregoing proposed amendment is approved by a majority of the electors voting thereon at such election, any provisions of the Richfield Charter inconsistent therewith be, and the same hereby are, repealed.
- SECTION 4: That the Clerk of Council is hereby authorized and directed to cause a copy of the proposed Charter amendment to be published in accordance with the provisions contained in Ohio Revised Code Section 731.211(B).
- SECTION 5: That the Clerk of Council be, and she hereby is, authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Summit County, Ohio and to request the Board of Elections to place this issue on the ballot at the general election to be held in the Village of Richfield on November 6, 1990.
- SECTION 6: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety for the reason to be forwarded to the Summit County Board of Elections to be voted upon by the electors on November 6, 1990

and provided this Ordinance receives the affirmative vote of two-thirds of the members elected or appointed, it shall take effect and be in force from and after its approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed: 8/21/90


President of Council


Mayor

Dated: 8/23/90

ATTEST:


Clerk of Council