

ORDINANCE NO. 2023-8

**AN ORDINANCE
PROVIDING FOR THE SUBMISSION TO THE ELECTORS
OF THE VILLAGE OF WAITE HILL, A PROPOSED
AMENDMENT TO THE CHARTER OF THE VILLAGE TO
AMEND ARTICLE XIV, SECTION 14.1, FOR THE PURPOSE
OF ESTABLISHING HOW OFTEN THE CHARTER REVIEW
COMMISSION WILL MEET AND DECLARING AN
EMERGENCY.**

WHEREAS, pursuant to Article XVIII, Section 9, of the Constitution of the State of Ohio and Article XII of the Charter of the Village of Waite Hill, this Council, by a vote of two-thirds of its members, has the authority to submit proposed amendments to the Charter of the Village of Waite Hill; and

WHEREAS, this Council chooses the date of November 7, 2023, for a special election on the Charter amendment proposal hereinafter set forth, which election is not less than sixty (60) days nor more than one hundred twenty (120) days from the date of passage of this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WAITE HILL, COUNTY OF LAKE, STATE OF OHIO, WITH AT LEAST TWO-THIRDS (2/3) OF THE MEMBERS OF COUNCIL CONCURRING:

SECTION 1. That this Council hereby authorizes and directs the submission to the electors of Waite Hill Village, at a special election to be held at the usual places of voting in said Village, on Tuesday, November 7, 2023, of the following proposal to amend the Charter of the Village.

That existing Article XIV, Charter Review Commission, Section 14.1, Composition, be amended to read and provide, in its entirety, as follows:

“SECTION 14.1 COMPOSITION.

In January 2025, and not less than once every ten (10) years thereafter, there shall be a Charter Review Commission, which Commission shall consist of seven (7) electors appointed by the Mayor with the approval of Council, five (5) of whom shall not have held elective public office in the municipality during the three (3) years next preceding their appointment. The Commission shall serve until the next succeeding general election.”

A majority affirmative vote of those voting on the issue shall be necessary to adopt this amendment.

SECTION 2. That the form of ballot to be cast at the election for the proposed charter amendment contained in Section 1 shall read and provide as follows:

"PROPOSED CHARTER AMENDMENT TO ARTICLE XIV, CHARTER
REVIEW COMMISSION, SECTION 14.2, COMPOSITION
A majority affirmative vote is necessary for passage.

Shall the Charter of the Village of Waite Hill be amended to provide that commencing in the year 2025 and not less than once every ten (10) years thereafter a Charter Review Commission, composed of the seven (7) electors appointed by the Mayor with the approval of Council, five (5) of whom shall not have held elective public office in the municipality during the three (3) years preceding their appointment, and the Commission shall serve until the next succeeding general election?"

SECTION 3. That if such amendment is approved by a majority of the electors voting thereon at such election, such amendment shall become effective from and after the date that the Lake County Board of Elections certifies the results of the election on this issue.

SECTION 4. That the Clerk-Treasurer is hereby authorized and directed to cause copies of said proposed charter amendments to be mailed at least thirty (30) days prior to said election, to each elector in this Village whose name appears upon the registration book of the last regular or general elections held in the Village; provided, however, that in lieu of such mailing and to the extent provided by law, the Clerk-Treasurer is hereby authorized to cause a copy of the proposed charter amendments to be published in such manner as may be authorized by law.

SECTION 5. That the Clerk-Treasurer be, and hereby is, authorized and directed to forward a certified copy of this ordinance to the Board of Elections of Lake County.

SECTION 6. That the Board of Elections of Lake County is hereby requested to cause appropriate notice of such election to be duly given, and to conduct such election within the Village, in accordance with law.

SECTION 7. That there is hereby appropriated from the General Fund of the Village an amount sufficient to pay the cost of carrying out the directions of this ordinance, including the cost of printing or otherwise preparing and mailing or publishing said copies of said proposed charter amendments and of publishing notice of such election.

SECTION 8. That this Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the

inhabitants of the Village of Waite Hill and, further, for the reason that this ordinance must be immediately effective in order to permit necessary arrangements to be made in sufficient time for an election to be held in November of 2023; wherefore, this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: _____, 2023

Council President

Submitted to the Mayor
for his approval on this
_____ day of _____, 2023

Approved by the Mayor

ATTEST:

_____, 2023

Clerk-Treasurer

Mayor