

**CITY OF TWINSBURG, OHIO**

**RESOLUTION 56-2014**

A RESOLUTION REQUESTING AND AUTHORIZING THE SUMMIT COUNTY BOARD OF ELECTIONS TO PLACE UPON THE CITY OF TWINSBURG BALLOT AT THE GENERAL ELECTION OF NOVEMBER 4, 2014, CERTAIN PROPOSED AMENDMENTS TO SECTION 4.05B OF THE CHARTER OF THE CITY OF TWINSBURG REGARDING POWERS OF THE MAYOR

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**WHEREAS**, the Charter Review Commission of the City of Twinsburg appointed pursuant to Section 11.01 of the City Charter has recommended that Section 4.05B of the Charter titled POWERS OF THE MAYOR be amended; and

**WHEREAS**, said amendment of §4.05B would establish that the Mayor has a vote on the appointments to all boards and commissions in the City; and

**WHEREAS**, Section 11.01 of the Charter provides that the Charter Review Commission shall submit to Council such alterations, revisions and amendments as in its judgment are desirable and Council shall then submit such proposed alterations, revisions, or amendments in the manner provided in Article X of the Charter; and

**WHEREAS**, Section 10.01 of Article X of the Charter provides that Council shall submit issues presented by the duly appointed Charter review Commission to the electors unless five (5) or more members of Council vote against the recommendation, and such amendment or amendments shall only be effective upon approval of a majority of the electors voting thereon.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Twinsburg, County of Summit and State of Ohio:

**SECTION I:** That the question of proposed amendments to the Charter of the City of Twinsburg, Ohio, as originally adopted by the electorate on June 25, 1957, and as subsequently amended by the electorate since that date is hereby directed to be submitted to a vote of the qualified electors of the City of Twinsburg, Ohio, at the general election to be held on the 4th day of November, 2014, at the regular places of polling in said municipality between the hours established by the Summit County Board of Elections.

**SECTION II:** That the ballot at the top thereof be entitled, “City of Twinsburg Charter Amendment Issue,” and the question to be submitted on said ballot shall be substantially in the words and form following which may, however, be synopsised on the ballot by reference to an appropriate title to the issue: “City of Twinsburg Charter

Amendment Issue...shall a proposed amendment to the Charter of the City of Twinsburg be adopted which amendment reads as follows:

Sec. 4.05 Powers of the Mayor

- B. Legislative. The Mayor shall be entitled to a seat in Council but shall have no vote therein except the Mayor shall have a vote on appointments to all Boards and Commissions. The Mayor shall have the right to recommend and introduce legislation and to take part in the discussion of all matters coming before Council.

Every ordinance passed or resolution adopted shall be signed by the President of Council or other presiding officer and presented promptly to the Mayor by the Clerk of Council. If the Mayor approves such ordinance or resolution the Mayor shall sign and return it to the Clerk of Council within ten (10) days after its passage or adoption by Council, but if the Mayor does not approve it, the Mayor shall deliver it, within ten (10) days, together with the Mayor's written objections thereto, to the Clerk of Council who shall forthwith return it to Council. The Mayor's objections shall be read at the next Council meeting and be entered in full on the journal of Council. The Mayor may approve or disapprove the whole or any section of an ordinance or resolution. When the Mayor disapproves any section of an ordinance or a resolution, it will not affect the remaining sections of such ordinance or resolution, but otherwise the Mayor's approval or disapproval shall be addressed to the entire ordinance or resolution.

If the Mayor does not return an ordinance or resolution within the time limit provided in this section, it shall take effect in the same manner as if the Mayor had signed it. When the Mayor disapproves an ordinance or resolution, or any part thereof, and returns it to the Council with the Mayor's objections, Council shall, but not later than its next regular meeting, reconsider it and, if such ordinance, resolution or section, upon reconsideration is approved by the vote of at least two-thirds (2/3) of all members of Council, it shall become effective notwithstanding the veto of the Mayor.

**SECTION III:** That for purposes of presentation on the ballot the issue presented herein may be synopsized as follows:

**PROPOSED CHARTER AMENDMENT**

**Shall section 4.05B of Article IV of the Charter of the City of Twinsburg be amended to establish that the Mayor has a vote on the appointments to all Boards and Commissions in the City?**

**FOR THE AMENDMENT**

**AGAINST THE AMENDMENT**

**SECTION IV:** That in the event the foregoing amendments to the City Charter are approved by a majority of the electors voting thereon, they shall become part of the Charter of the City of Twinsburg and shall become effective as provided therein.

**SECTION V:** That the Clerk be, and she hereby is ordered to give notice of such pending and proposed amendments through publishing or mailing according to law.

**SECTION VI:** That the Clerk be, and she hereby is directed to certify a copy of this Resolution to the Board of Elections of Summit County. That this Resolution be, and hereby is, determined sufficient authority upon filing with the Summit County Board of Elections to cause that government body to proceed to place the herein prescribed Charter Amendment Issue upon the Twinsburg City Ballot November 4, 2014, general election, and that such authority be deemed granted to the Board upon receipt of a certified copy of this Resolution from the Clerk of Council.

**SECTION VII:** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting or meetings of this Council and any of its committees that resulted in such formal action, were in meetings open to the public and in full compliance with all legal requirements, including without limitations, those set forth in Section 121.22 of the Ohio Revised Code.

**SECTION VIII:** That this Resolution shall be read on three (3) different days in order to publish and notice the proposed changes to be presented on the ballot and shall thereafter take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_

APPROVED: \_\_\_\_\_

EFFECTIVE: \_\_\_\_\_

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Maureen Stauffer, President of Council

Submitted to the Mayor for approval this  
\_\_\_\_\_ day of \_\_\_\_\_, 2014

Approved by the Mayor \_\_\_\_\_, 2014

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Katherine A. Procop, Mayor

ATTEST:

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Shannon Collins  
Clerk of Council

Passed: \_\_\_\_\_  
Yes \_\_\_\_\_ No \_\_\_\_\_

**CERTIFICATE OF POSTING**

I, Shannon Collins, Clerk of Council, of the City of Twinsburg, State of Ohio, do hereby certify that publication of the foregoing ordinances, resolutions was duly made by posting true copies thereof at five of the most public places in said City as determined by Section 113.02 of the Codified Ordinances of the City of Twinsburg; each for a period of fifteen days commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2014.

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Shannon Collins  
Clerk of Council  
City of Twinsburg

Sec. 4.05 Powers of the Mayor

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