

**RESOLUTION NO. CRC 2020 - 04**

**INTRODUCED BY CHARTER REVIEW COMMISSION AS A WHOLE**

**A RESOLUTION REFERRING TO OAKWOOD VILLAGE COUNCIL RECOMMENDED AMENDMENTS TO OAKWOOD CHARTER SECTION 7.13**

**WHEREAS**, Oakwood Charter Section 12.02 commits to the Oakwood Charter Commission the responsibility to review the Oakwood Village Charter and recommend to Oakwood Village Council any alterations, revisions and amendments to the Charter as may be deemed advisable within the judgment of the Commission; and

**WHEREAS**, the Commission has been duly appointed and it has met and reviewed the Charter; and

**WHEREAS**, the Commission deems it advisable to amend Section 7.13 of the Charter so that it allows for the dispensation of the three-readings requirement in certain circumstances under which  $\frac{3}{4}$  of council members are in agreement.

**NOW THEREFORE, BE IT ORDAINED** that the Charter Review Commission of the Village of Oakwood, County of Cuyahoga, and State of Ohio recommends to the Oakwood Village Council that:

**SECTION 1.** Oakwood Village Charter Section 7.13 which presently reads as follows:

**Sec. 7.13. EFFECTIVE DATE OF ORDINANCES AND RESOLUTIONS.**

Each ordinance or resolution providing for (a) the appropriation of money, (b) an annual real or personal property tax levy, and (c) improvements petitioned for by the owners of a majority of the foot frontage of the property benefited and to be specially assessed therefor, and (d) any emergency ordinance or resolution necessary for the immediate preservation of the public peace, health or safety, shall take effect, unless a later time be specified therein, upon its signature by the Mayor, or upon the expiration of the time within which it may be disapproved by the Mayor, or upon its passage after disapproval by the Mayor, as the case may be. No other ordinance or resolution shall go into effect until thirty days after its passage or adoption by the Council. Each emergency measure shall contain a statement of the necessity for such emergency action and shall require the affirmative vote of two-thirds of the members of the Council for its enactment. No action of the Council (a) relating to any changes in the boundaries or the zoning ordinances of the Municipality, (b) providing for the surrender or joint exercise of any of its powers, (c) granting any franchise, or (d) contracting for the supply to the Municipality or its inhabitants of the product or service of any utility, whether Municipally owned or not, or (e) levying an income or excise tax shall be taken as an emergency measure.

should be amended to read as follows:

Each ordinance or resolution providing for (a) the appropriation of money, (b) an annual

real or personal property tax levy, and (c) improvements petitioned for by the owners of a majority of the foot frontage of the property benefited and to be specially assessed therefor, and (d) any emergency ordinance or resolution necessary for the immediate preservation of the public peace, health or safety, shall take effect, unless a later time be specified therein, upon its signature by the Mayor, or upon the expiration of the time within which it may be disapproved by the Mayor, or upon its passage after disapproval by the Mayor, as the case may be. No other ordinance or resolution shall go into effect until thirty days after its passage or adoption by the Council. Each emergency measure shall contain a statement of the necessity for such emergency action and shall require the affirmative vote of two-thirds of the members of the Council for its enactment. No action of the Council (a) relating to any changes in the boundaries or the zoning ordinances of the Municipality, (b) providing for the surrender or joint exercise of any of its powers, (c) granting any franchise, or (d) contracting for the supply to the Municipality or its inhabitants of the product or service of any utility, whether Municipally owned or not, or (e) levying an income or excise tax shall be taken as an emergency measure. Council may, by a vote of three fourths (3/4) of its members, dispense with three readings of any such ordinance(s).

A “redline” version showing the proposed amendments is attached hereto as Exhibit “A”.

**SECTION 2.** The Secretary of the Commission is hereby authorized and directed to refer the proposed amendment to the Oakwood Village Council for its consideration as provided in Oakwood Village Charter Sections. 12.01 and 12.02.

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

\_\_\_\_\_  
Debra L. Hladky, Secretary of the Commission

Exhibit "A"

**Sec. 7.13. EFFECTIVE DATE OF ORDINANCES AND RESOLUTIONS.**

Each ordinance or resolution providing for (a) the appropriation of money, (b) an annual real or personal property tax levy, and (c) improvements petitioned for by the owners of a majority of the foot frontage of the property benefited and to be specially assessed therefor, and (d) any emergency ordinance or resolution necessary for the immediate preservation of the public peace, health or safety, shall take effect, unless a later time be specified therein, upon its signature by the Mayor, or upon the expiration of the time within which it may be disapproved by the Mayor, or upon its passage after disapproval by the Mayor, as the case may be. No other ordinance or resolution shall go into effect until thirty days after its passage or adoption by the Council. Each emergency measure shall contain a statement of the necessity for such emergency action and shall require the affirmative vote of two-thirds of the members of the Council for its enactment. No action of the Council (a) relating to any changes in the boundaries or the zoning ordinances of the Municipality, (b) providing for the surrender or joint exercise of any of its powers, (c) granting any franchise, or (d) contracting for the supply to the Municipality or its inhabitants of the product or service of any utility, whether Municipally owned or not, or (e) levying an income or excise tax shall be taken as an emergency measure. Council may, by a vote of three fourths (3/4) of its members, dispense with three readings of any such ordinance(s).