

ORDINANCE NO.: 2026 – 70

INTRODUCED BY COUNCIL AS A WHOLE

AN ORDINANCE TO SUBMIT TO THE ELECTORS OF THE VILLAGE OF OAKWOOD THE QUESTION OF AMENDING SECTION 7.07 OF THE VILLAGE CHARTER CONCERNING THE PRESIDENT OF COUNCIL OF THE VILLAGE AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the Village of Oakwood, pursuant to the authority vested in it by Section 12.01 of the Oakwood Village Charter, has considered a proposed amendment to Section 7.07 of the said Charter concerning the President of Council of the Village; and

WHEREAS, Section 12.01 of the Village Charter and the Ohio Constitution require that Council submit to the electors any proposed alterations, revisions or amendments to the Charter at the next regular election or at a special election on a date designated by Council after submission by Council of the proposed Charter Amendment;

NOW, THEREFORE, Be It Ordained by the Council of the Village of Oakwood, County of Cuyahoga, State of Ohio, that:

Section 1: There shall be submitted to the electors of the Village of Oakwood, Ohio, on the date of the regular election to be held on the 3rd day of November, 2026, the question of whether Section 7.07 of the Charter of the Village of Oakwood be amended.

Section 2: The ballot of said election shall at the top thereof be entitled:

"Proposed Charter Amendment a majority affirmative vote is necessary for passage" and the question to be submitted on said ballot shall be in words as follows:

"Shall Section 7.07 of the Charter of the Village of Oakwood be amended to establish an election process to fill certain vacancies, including nomination requirements and candidate eligibility rules? Section 7.07, which presently reads as follows:

Sec. 7.07. - Vacancy. Whenever the office of a member of Council shall become vacant for any reason, the vacancy shall be filled by a majority vote of all the remaining members of the Council. If the Council shall not so fill such vacancy within thirty (30) days after the date the vacancy has occurred, the power of Council to do so shall lapse and the Mayor shall make an appointment to fill such vacancy. Such appointee shall hold office for the unexpired term of the member in whose office the vacancy has occurred.

will be amended to reads as follows:

Sec. 7.07. - Vacancy. Whenever the office of a member of Council shall become vacant for any reason, the vacancy shall be filled by a majority vote of all the remaining members

of the Council. If the Council shall not so fill such vacancy within thirty (30) days after the date the vacancy has occurred, the power of Council to do so shall lapse and the Mayor shall make an appointment to fill such vacancy. Such appointee shall hold office for the unexpired term of the member in whose office the vacancy has occurred or until the beginning of the term of a successor elected as hereinafter provided. A successor shall be elected to serve the remainder of the unexpired term of the member in whose office the vacancy occurs at the next regular or primary municipal election if (a) such election shall occur more than one year prior to the expiration of the unexpired term, and (b) the vacancy shall have occurred not less than 120 days prior to such election. There shall be no primary contest for the election held under this Section and the candidate receiving the highest number of votes shall be elected to serve the remainder of the term in which the vacancy has occurred. A candidate for office under this Section shall file with the Board of Elections, not less than 60 days before the election, a petition signed by the number of voters specified for the office by Section 6.05 of this Charter. A candidate for office under this Section is ineligible if he or she holds a different elective office of the Village at the time of filing his or her nominating petition for said office and his or her office as member of Council shall thereby become vacant.

YES - For Passage

NO - Against Passage"

Section 3: The Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Cuyahoga County and cause notice of the foregoing proposed Charter amendment to be given in accordance with general law.

Section 4: To pay the cost of publishing said notice, there be and is hereby appropriated from the General Fund such sums of money as may be required.

Section 5: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of the Village of Oakwood and for the reason that it is necessary to submit the proposed Charter Amendment to the Board of Elections in time for placement upon the ballot for the regular election to be held on November 3, 2026 and, therefore, this Ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor.

PASSED: August 20, 2026

Eloise Hardin
Eloise Hardin, President of Council

Carol Jackson
Carol Jackson, Clerk of Council

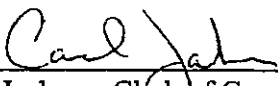
Presented to the

Mayor: _____

Approved: _____

Mayor, Erica Nikolic

I, Carol Jackson, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that the foregoing Ordinance No. 2026-70 duly and regularly passed by this Council at the meeting held on the 20th day of August 2026.



Carol Jackson, Clerk of Council

POSTING CERTIFICATE

I, Carol Jackson, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that Ordinance No. 2026-70 was duly posted on the 31st day of August, 2026, and will remain posted in accordance with the Oakwood Village Charter.

Carol Jackson
Carol Jackson, Clerk of Council

DATED: August 31, 2026

I, Carol Jackson, Clerk of **Council**, Village of Oakwood, County of Cuyahoga, State of **Ohio**, do hereby certify this to be a true and exact copy of Ord. No. 2026-70 passed by Oakwood Village Council on the 1st reading on the 20th day of August, 2026 by a vote of 6 out of 6 Councilpersons present. Certified this 31st day of August, 2026

Carol Jackson 8-31-2026
Carol Jackson, Clerk of Council Date