

**RESOLUTION NO.:** 2019-R62  
**SPONSOR:** MAYOR NEUGEBAUER  
**INTRODUCED:** JUNE 25, 2019 **ASSIGNED TO:** \_\_\_\_\_

**A RESOLUTION TO AMEND SECTION 5.4 OF THE CHARTER OF THE CITY OF GREEN TO SET REQUIREMENTS FOR NOMINATING PETITIONS FOR THE OFFICE OF THE DIRECTOR OF LAW, AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Green's Charter requires a review of the Charter's provisions every seven (7) years; and

WHEREAS, Mayor Neugebauer, pursuant to the terms of the Charter, appointed a Charter Review Commission to review the Charter and recommend amendments; and

WHEREAS, the Charter requires Green City Council to submit the proposed amendments to the electors of the City of Green at the next regular municipal or Ohio General Election unless the proposed amendment is rejected by three-fourths ( $\frac{3}{4}$ ) vote of the members of Council; and

WHEREAS, Green City Council determines that the amendments should be submitted to the electors of the City of Green on November 5, 2019; and

WHEREAS, the Charter Review Commission unanimously recommended that Green City Council amend Section 5.4 of the Charter to require a nomination petition for the office of the Director of Law to contain not less than seventy-five (75) nor more than two hundred twenty-five (225) signatures of registered electors of the City of Green, the same requirements as the Mayor.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT AND STATE OF OHIO, THAT:**

**SECTION ONE:**

Section 5.4 of the Charter of the City of Green shall be amended as follows:

**5.4 NOMINATING PETITIONS**

Although a primary election may not be necessary, as provided by this Charter, each person desiring to become a candidate for the nomination for any City office shall, not later than 4:00 p.m. of the ninetieth (90<sup>th</sup>) day before the date set by Section 5.3 of this Charter, file with the Board of Elections, a nominating petition and a petition requiring signatures of registered electors as follows: not less than fifty (50) nor more than one hundred fifty (150) for the office of Ward Councilmember; not less than seventy-five (75) nor more than two hundred twenty-five (225) for the office of Councilmember At Large; and, not less than one hundred fifty (150) nor more than three hundred fifty (350) for the office of Mayor-, **and, not less than seventy-five (75) nor more than two hundred twenty-five (225) for the office of the Director of Law.**

**SECTION TWO:**

The proposed amendments to Section 5.4 of the Charter of the City of Green shall be placed before the qualified electors of the City of Green for their approval on the ballot of the November 5, 2019 election.

**SECTION THREE:**

Green City Council requests the following ballot language:

**“Shall Section 5.4 the Charter of the City of Green be amended to require a nomination petition for the office of the Director of Law to contain not less than seventy-five (75) nor more than two hundred twenty-five (225) signatures of registered electors of the City of Green?”**

\_\_\_\_\_ **FOR THE AMENDMENT**

\_\_\_\_\_ **AGAINST THE AMENDMENT**

**SECTION FOUR:**

The Clerk of Council of the City of Green shall certify a copy of this Resolution to the Board of Elections of Summit County, along with a copy of the proposed ballot language no later than September 6, 2019, as required by law.

**SECTION FIVE:**

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meeting of this Council and any deliberations of this City and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

**SECTION SIX:**

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: \_\_\_\_\_

\_\_\_\_\_  
Molly Kapeluck, Clerk

\_\_\_\_\_  
Bob Young, Council President

APPROVED: \_\_\_\_\_, 2019

\_\_\_\_\_  
Gerard M. Neugebauer, Mayor

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ENACTED EFFECTIVE: \_\_\_\_\_, 2019

ON ROLL CALL:   Babbitt           Dyer                   Humphrey           Shaughnessy  
                    Speight          Yeargin               Young

*Suburbanite* publication on \_\_\_\_\_ and \_\_\_\_\_

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Molly Kapeluck, Clerk

06/20/2019 Approved as to form and content by William G. Chris, Director of Law, Interim \_\_\_\_\_