

RESOLUTION NO.: 2019-R57 (AMENDED AUGUST 27, 2019)  
SPONSOR: MAYOR NEUGEBAUER  
INTRODUCED: JUNE 25, 2019 ASSIGNED TO: \_\_\_\_\_

**A RESOLUTION SUBMITTING TO THE ELECTORS OF THE CITY OF GREEN A PROPOSAL TO AMEND SECTION 3.2 OF THE CHARTER OF THE CITY OF GREEN TO REQUIRE THAT THE MAYOR SHALL BE A RESIDENT OF THE CITY OF GREEN FOR AT LEAST TWO (2) CONTINUOUS YEARS IMMEDIATELY PRIOR TO THE MAYOR'S ELECTION OR APPOINTMENT, 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 **submit to the City's electorate a proposal to** amend Section 3.2 of the Charter to require that **the Mayor must be a resident of the City of Green** for at least two (2) continuous years immediately prior to the Mayor's election or appointment. ~~the Mayor shall be a resident of the City of Green.~~

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

**SECTION ONE:**

**The Charter Review Commission has recommended that the electors of the City of Green consider a proposal that** Section 3.2 of the Charter of the City of Green ~~shall~~ be amended **to read** as follows:

**3.2 QUALIFICATIONS**

Immediately prior to ~~his~~ **their** election or appointment, the ~~mayor~~ **Mayor** shall be a qualified elector of the City of Green, and, for at least two (2) continuous years **immediately prior to the Mayor's election or appointment, the Mayor shall be a**

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resident of the City of Green. During ~~his~~**their** term, the Mayor shall remain a resident and qualified elector of the City.

**The Mayor shall not be otherwise employed by the City and shall hold no other public office than that of Notary Public or member of the Ohio National Guard or Reserve Corps of the United States. The Mayor shall have an office in the administration building of the City and shall be considered a full-time elected official to properly conduct the business of the City. (Amended November 3, 1998; November 2, 1999) The Mayor shall devote ~~his~~**their** entire time and effort during regular business hours and all other times as are necessary to properly conduct the business of the City. (Amended November 6, 2012)**

**SECTION TWO:**

The proposed amendments to Section 3.2 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 3.2 of the Charter of the City of Green be amended to require that for at least the minimum two-year residency requirement for a person to be qualified for election or appointment as Mayor must include the two (2) continuous years immediately prior to the Mayor’s that election or appointment, the Mayor shall be a resident 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.

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**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

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

ON ROLL CALL:	Babbitt	Dyer	Humphrey	Shaughnessy
	Speight	Yeargin	Young	

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

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