

ORDINANCE NO.: 2018-07 (PRIOR RESOLUTION 2018-R27 WAS READ
MARCH 13, 2018)

SPONSOR: COUNCILMAN SHAUGHNESSY

INTRODUCED: MARCH 27, 2018

ASSIGNED TO: _____

FINES & PERSONNEL

AN ORDINANCE TO AMEND CITY OF GREEN CODIFIED ORDINANCE 220.02, SECTION 6, RULE 6.8 TO INCLUDE A PROVISION WHICH SHALL REQUIRE THE TITLE OF ALL PROPOSED ORDINANCES OR RESOLUTIONS RELATING TO A MATTER PENDING IN LITIGATION TO IDENTIFY WITH SPECIFICITY THE MATTER IN LITIGATION AND THE PARTIES TO THE LITIGATION, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Green Council passed by a 4 to 3 vote Resolution 2018-R09, a resolution authorizing the mayor to enter into a settlement agreement regarding a litigation matter; and

WHEREAS, Resolution 2018-R09 was titled: "A resolution approving a settlement of pending litigation, authorizing the mayor to enter into a settlement agreement and related documents thereto, and declaring an emergency"; and

WHEREAS, the title of Resolution 2018-R09 lacked reference to the parties to the litigation or the court or case numbers; and

WHEREAS, Citizens arrived at the meeting and expressed frustration, not knowing the exact purpose of the special meeting.

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

SECTION ONE:

City Council Rule 6.8 shall be amended as follows:

Rule 6.8 - Presenting Ordinances and Resolutions to Council

Proposed Ordinances and Resolutions shall be introduced in written or printed form. Each one shall contain only one subject, which shall be clearly stated in the title. The exception is the general appropriation ordinance, for which monies are to be appropriated. (Charter 4.9)

The title of proposed ordinances and resolutions relating to a matter pending in litigation shall clearly identify the parties to the litigation, the court in which the matter is pending, and the relevant case number(s).

SECTION TWO:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance 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 THREE:

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: April 10, 2018

Molly Kapeluck
Molly Kapeluck, Clerk

Chris Humphrey
Chris Humphrey, Council President

APPROVED: April 10, 2018

Gerard M. Neugebauer
Gerard M. Neugebauer, Mayor

CORIED
MAY FIN LAW PLAN ENG
SVCE FIRE PARK ZONE HR

ENACTED EFFECTIVE: April 10, 2018

ON ROLL CALL: Babbitt Aye Dyer Aye Humphrey Aye Shaughnessy Aye
Speight Aye Yeargin Aye Young Aye Adopted 7-0

Suburbanite publication on April 13 and April 20, 2018

Molly Kapeluck
Molly Kapeluck, Clerk

Diane A. Calta

3.20.18