

**NOVEMBER 7, 2017
GENERAL ELECTION**

POLL POSTINGS

NOVEMBER 7, 2017 GENERAL ELECTION

CITY OF AKRON

- Ordinance No. 227-2017

Rules

EVB/ELN/BDB

Offered by: MAYOR HARRIGAN

RECEIVED
6/26/17 2017 JUN 26 AM 8:58
AKRON CITY COUNCIL

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ORDINANCE NO. 227 - 2017 authorizing and directing the submission to the electors of the City of Akron a proposal to adopt Section 86e of the Charter of the City of Akron, to provide for an additional $\frac{1}{4}$ percent levy on income subject to taxation in the City of Akron, in order to provide funding for police, fire, EMS, and roadway/public service needs in the City of Akron, to be voted upon at the next regularly scheduled general municipal election to be held on November 7, 2017; and declaring an emergency.

WHEREAS, the safety of our neighborhoods and the condition of our public infrastructure are two of the most important issues that affect the quality of life and the wellbeing of residents and workers in the City of Akron; and

WHEREAS, the City of Akron has lost significant funding from the State of Ohio and the federal government in the past several years through the loss of fair tax-sharing, including substantial reductions to the local government fund, the elimination of the estate tax, and cuts to federal programs; and

WHEREAS, the City desires to continue providing all members of the Akron Police Department and the Akron Fire Department with the necessary equipment to perform their jobs safely and effectively; and

WHEREAS, the City desires to provide the Akron Police Department and the Akron Fire Department with facilities that are safe, operational, and appropriately maintained; and

WHEREAS, the City desires to make significant improvements to the City's roadways in order to address the needs of residents and motorists throughout the City; and

WHEREAS, the City desires to fund public safety, infrastructure, and related capital and operational needs of the City of Akron at levels which will enable Akron neighborhoods to remain safe, stable, and strong; and

WHEREAS, in order to better serve the citizens and workers of the City of Akron and support the City's public safety and infrastructure needs, this Council has determined to submit this proposed Charter Amendment to the voters of the City of Akron to be voted upon at the next City-wide election.

NOW, THEREFORE, BE IT ENACTED by the Council of the City of Akron, Ohio:

Section 1. That this Council hereby authorizes and directs the submission to the electors of the City of Akron at a general municipal election to be held at the usual places of voting in said City on November 7, 2017, between the hours of 6:30 a.m. and 7:30 p.m. Eastern Standard Time of said day, of a proposal to amend the Charter of the City of Akron.

Section 2. That the ballots for said election shall, at the top thereof, be entitled "City of Akron Proposed Charter Amendment" and the question to be separately submitted on said ballot shall be as follows:

Charter Issue No. _____ - shall the proposed amendment to the Charter of the City of Akron adopting Section 86e thereof be adopted so that, as adopted, the said section shall provide as follows:

SECTION 86E: INCOME TAX FOR POLICE & FIRE/EMS PROTECTION & INFRASTRUCTURE IMPROVEMENTS

In addition to the tax imposed pursuant to Section 86d, an annual tax for the purposes set forth in this section is imposed on and after January 1, 2018, at the rate of 0.25% per year, on all income subject to taxation by the City of Akron, under the Constitution and the laws of the State of Ohio.

Notwithstanding the provisions of Section 86d, the funds collected under the provisions of this section shall be applied solely for the purposes of funding public safety protection, including the capital and operating expenses of the Akron police and fire departments, public service improvements, including roadway improvements, and related capital and operating expenses of the City of Akron.

Section 3. That it is the desire and request of this Council that the ballot for said question shall be substantially in the following form:

PROPOSED CHARTER AMENDMENT

CITY OF AKRON

**A Majority Affirmative Vote Is
Necessary For Passage**

Shall Section 86e of the Charter of the City of Akron be adopted to provide for an additional one-quarter of one percent (0.25%) tax on income, commencing January 1, 2018, to fund police and fire/EMS protection, roadway improvements, and related public services in the City of Akron.

	FOR THE INCOME TAX
	AGAINST THE INCOME TAX

Section 4. No provision of this ordinance shall in any way affect any rights or obligations of the City, any taxpayer, or any other person, official or entity, with respect to the municipal income tax in effect prior to the enactment of Section 86e.

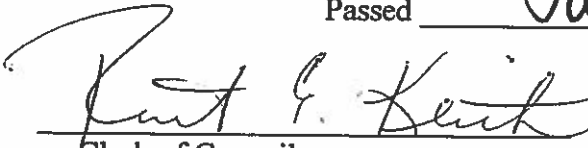
Section 5. That the Clerk of Council is hereby directed to certify a copy of this ordinance to the Board of Elections of Summit County, Ohio forthwith upon the passage of this ordinance.

Section 6. That the Clerk of Council is hereby directed and authorized to have the full text of the above proposed Charter amendment published once a week for not less than two (2) consecutive weeks in a newspaper published and of general circulation in said City with the first publication being at least fifteen (15) days prior to the election at which said amendment is to be submitted to the electors of this City.

Section 7. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 8. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that its immediate effectiveness is necessary to enable funding to support the provision of police and fire/EMS protection in the City of Akron and to support infrastructure improvements, including roadway improvements in the City of Akron; and provided this ordinance receives the affirmative vote of two-thirds 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 period allowed by law.

Passed July 10, 2017


Clerk of Council


President of Council

Approved 7/20, 2017


MAYOR

NOVEMBER 7, 2017 GENERAL ELECTION

CITY OF FAIRLAWN

- Ordinance No. 2017-058

AN ORDINANCE PROVIDING FOR A PROPOSED AMENDMENT AND/OR SUPPLEMENT TO ARTICLE IV "COUNCIL" OF THE CITY CHARTER BY AMENDING AND/OR SUPPLEMENTING SECTION 4.14 "COMPENSATION AND BONDS" OF THE CHARTER OF THE CITY OF FAIRLAWN AS ORIGINALLY ADOPTED BY THE ELECTORATE ON JULY 13, 1971, AS AMENDED, TO BE SUBMITTED TO THE ELECTORATE AT THE NEXT GENERAL ELECTION ON NOVEMBER 7, 2017 AND DECLARING AN EMERGENCY

WHEREAS, pursuant to Section 19.01 of the Fairlawn Charter, a Charter Review Commission was appointed by the Mayor and made a recommendation on July 17, 2017 of the subject amendment to the Mayor and Council; and

WHEREAS, the Charter Review Commission recommends that the subject amendment be submitted to the electorate for its approval; and

WHEREAS, an affirmative vote of five (5) Councilpersons is necessary for the passage of this ordinance.

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY OF FAIRLAWN, OHIO THAT:

Section 1: The question of a proposed amendment to the Charter of the City of Fairlawn as originally adopted by the electorate on July 13, 1971, and as amended from time to time, be, and the same is, hereby directed to be submitted to a vote of the qualified electors of the City of Fairlawn, Ohio, at the next regular general election to be held on the 7th day of November, 2017, at the regular place of polling in said City and that said issue shall be submitted as a separate and distinct Charter Amendment and shall not be dependent upon any other proposed amendment to the Charter.

Section 2: It is the desire and request of this Council that the ballot for said question shall be substantially in the following form:

PROPOSED CHARTER AMENDMENT
City of Fairlawn
A Majority Affirmative Vote is Necessary for Passage

Shall Section 4.14 "COMPENSATION AND BONDS" of Article IV "COUNCIL" of the Charter of the City of Fairlawn be amended to provide for the repeal and replacement of paragraph three of Section 4.14?

Section 3: Should the proposed Amendment to the Charter of the City of Fairlawn be adopted, Article IV, Section 4.14, entitled "Compensation and Bonds," of the Charter shall read as follows:

ARTICLE IV
COUNCIL

SECTION 4.14. COMPENSATION AND BONDS.

Council shall fix the compensation of the Mayor, Finance Director, members of Council, and each officer and employee, or member of any board or commission of the Municipality, whether elected or appointed, excepted as specifically provided otherwise in this Charter. Except for the Mayor, Finance Director and members of Council, compensation may be changed at any time by ordinance at the discretion of Council and such compensation shall be effective as provided for in said ordinance.

With respect to the Mayor and Finance Director, not less than thirty (30) days prior to the final date for filing nominating petitions, Council may change the compensation to the Mayor and/or Finance Director by ordinance. However, such change in compensation shall not be effective prior to the beginning of the next elected term (full or partial) beginning after the date of adoption of the ordinance. The designated thirty (30) day time period prior to the final date for filing nominating petitions is mandatory and not directory.

~~**With respect to members of Council, not less than thirty (30) days prior to the final date for filing nominating petitions, Council may change the compensation of all members of Council. However, such change shall not be effective until the first January 1st four years after the date Council enacted said**~~

~~ordinance. The designated thirty (30) day time period prior to the final date for filing nominating petitions is mandatory and not directory.~~

If the Council determines to change the compensation of members of Council, such change must be made by Council on or before the first day of July, to be effective January 1 of the following year.

Council may authorize the payment of expenses incurred by any officer, employee or member of any board or commission of the Municipality, for traveling or other expenses incidental to the authorized furtherance of the interests of the Municipality.

The Mayor, Finance Director and such other officers, employees or members of any board or commission as Council may by ordinance require, shall give bond in such amount and with such surety as may be approved by Council. The Municipality shall pay the premiums on such bonds.

Section 4: In the event said proposed amendment to the City Charter is approved by a majority of the electors voting thereon, it shall become part of the Charter of the City of Fairlawn and shall become effective as of January 1, 2018, and the present existing section or sub section of said Charter shall thereby be then repealed or amended as are affected thereby.

Section 5: Pursuant to Section 731.21.1 of the O.R.C. and in accordance with Section 9 of Article XVIII, Ohio Constitution, the Clerk of Council shall give notice by publishing said Charter Amendment once a week for not less than two (2) consecutive weeks in a newspaper published in the municipal corporation, with the first publication being at least fifteen (15) days prior to the election at which the amendment is to be submitted to the electors.

Section 6: If adopted, the Clerk of Council is hereby directed to certify a copy of this ordinance to the Board of Elections of Summit County. That this ordinance is hereby, determined sufficient authority upon filing with the Summit County Board of Elections to cause that government body to proceed to place the herein prescribed Charter Amendment upon the Fairlawn City ballot at the November 7, 2017, general election, and that such authority be deemed granted to the Board upon receipt of a certified copy hereof.

Section 7: It is hereby found and determined that this legislation complies with Section 121.22, O.R.C. regarding notification of meetings and all deliberations of this Council pertaining hereto have been conducted in accordance therewith.

Section 8: This ordinance was adopted pursuant to Section 18.01 of the Charter, and is hereby declared to be an emergency measure necessary for the immediate preservation of the public health and safety for the reason that it is immediately necessary to certify the proposed Charter Amendment to the Summit County Board of Elections which will provide for a more efficient administration of local city government, and pursuant to Section 18.01 of the Charter of the City of Fairlawn, shall take effect upon its adoption by Council and approval by the Mayor, otherwise at the earliest period allowed by law.

Enacted: September 5, 2017

Tonja K. Caldwell
Tonja K. Caldwell, Clerk of Council

Approved: September 5, 2017

William J. Roth, Jr.
William J. Roth, Jr., Mayor

CERTIFICATION OF PASSAGE

I, Tonja K. Caldwell, Clerk of Council of the City of Fairlawn, Summit County, Ohio, do hereby certify that the foregoing Ordinance 2017-058, was duly and regularly passed at a Regular Meeting on September 5, 2017.

Tonja K. Caldwell
Tonja K. Caldwell, Clerk of Council

Russell T. Sharnsky
Russell T. Sharnsky, President of Council

Approved as to Form:

R. Bryan Nace
R. Bryan Nace, Director of Law

CERTIFICATION OF POSTING

This is to certify that on September 6, 2017 the within ordinance was published by posting a true copy of the same in five public places within the City as prescribed in Section 222.03(a), Codified Ordinances of Fairlawn.

Tonja K. Caldwell
Tonja K. Caldwell, Clerk of Council

NOVEMBER 7, 2017 GENERAL ELECTION

CITY OF MUNROE FALLS

- Ordinance No. 2017-07 (Amended)

RECORD OF ORDINANCES

ORDINANCE NO. 2017-07 (AMENDED) PASSED: July 18, 2017

Sponsored By: Charter Review Commission

Referred to: General Gov't Services
Date: June 20, 2017

AN ORDINANCE ADOPTING THE RECOMMENDATIONS OF THE CITY OF MUNROE FALLS CHARTER REVIEW COMMISSION TO PLACE ON THE BALLOT A CHARTER AMENDMENT ENACTING ARTICLE VIII, SECTION 8.04, ENTITLED "CHARTER CHANGE" REGARDING THE AUTHORITY OF THE DIRECTOR OF LAW TO MAKE CHANGES ONLY TO THE FORM OF THE CHARTER.

WHEREAS, the City of Munroe Falls, through its Charter, provides for periodic review of the Charter by an appointed Charter Review Commission; and

WHEREAS, a Charter Review Commission was formed by the Mayor and confirmed by City Council on March 21, 2017; and

WHEREAS, said Commission has held public meetings to research, review, and study the Charter of the City of Munroe Falls; and

WHEREAS, said Commission presented its findings and recommendations to City Council during a Council meeting held on June 6, 2017; and

WHEREAS, City Council has considered said recommendations and desires to accept the recommendations for purposes of submitting the proposed amendment to the electors.

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

Section 1. Pursuant to Article XVIII, Section 9 of the Ohio Constitution, and Article XVII, Section 17.01 of the Charter of the City of Munroe Falls, this Council hereby authorizes and directs the submission to the electors of the City of Munroe Falls, at an election to be held in the usual places of voting in said City on November 7, 2017, a proposed amendment to the Charter of the City of Munroe Falls, to Article VIII, Director of Law, enacting Section 8.04, Charter Change, which shall read follows:

**ARTICLE VIII
DIRECTOR OF LAW**

SECTION 8.04 CHARTER CHANGE

The Law Director shall be authorized to make typographical corrections to or changes or deletions in, as well as changes in the form of, the Charter; however, the changes shall relate to matters of form only. Any such modification, change, or correction shall, in all cases, be approved by resolution of Council, prior to going into effect. In no event shall any such modification, change, or correction affect the construction, meaning, substance, or intent of the Charter as adopted and amended by the people.

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SUMMIT COUNTY
REGISTRATION
DIVISION

RECORD OF ORDINANCES

ORDINANCE NO. 2017-07 (AMENDED) PASSED: July 18, 2017

The Law Director may correct obvious misspellings and typographical errors.

The Law Director may divide the text of any section or paragraph into shorter paragraphs or subparagraphs and letter or number the same to improve clarity and ease of reference.

The Law Director may renumber the sections and rearrange their order to provide:

- (a) More coherent grouping of sections related in subject matter; and
- (b) Continuous, consecutive numbering of sections.

Upon the adoption of any amendment that creates or abolishes an office or offices or changes the powers or duties of any officer or agency of the City, the Law Director shall make necessary correlative changes in existing sections that refer to such offices, officers, or agencies by deleting therefrom, as the case may be, the name of the office abolished or title of the officer or agency no longer having such powers or duties and inserting therein, as the case may be, the name of the office created or the title of the officer or agency then having such powers or duties.

Section 2. The ballot for said issue shall be in substantially the following form:

PROPOSED CHARTER AMENDMENT

A majority affirmative vote is necessary for passage.

**SHALL THE CHARTER OF THE CITY OF MUNROE FALLS,
ARTICLE VIII, DIRECTOR OF LAW, SECTION 8.04, CHARTER
CHANGE, BE AMENDED TO AUTHORIZE THE DIRECTOR OF
LAW TO MAKE CHANGES ONLY TO THE FORM OF THE
CHARTER ?**

	YES
	NO

Section 3. The foregoing amendment, if approved by a majority of the electors voting thereon at the aforesaid election to be held on November 7, 2017 shall become part of the Charter of this City and shall be effective as of the date that said amendment has been certified by the Summit County Board of Elections as having been approved by the majority of the voters.

Section 4. The Clerk of Council be and hereby is authorized and directed to immediately deliver the Board of Elections a certified copy of this Ordinance.

RECORD OF ORDINANCES

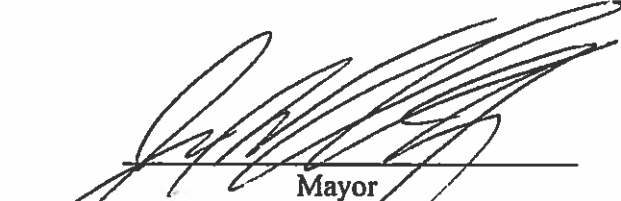
ORDINANCE NO. 2017-07 (AMENDED) PASSED: July 18, 2017

Section 5. The Clerk of Council be and hereby is authorized and directed, pursuant to the laws passed by the General Assembly, to give notice of this proposed Charter Amendment by newspaper advertising.

Section 6. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and all deliberations of this Council, and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.



President of Council

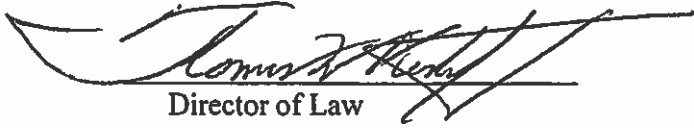


Mayor




Director of Finance

Reviewed as to form:



Director of Law

I, the duly appointed and qualified Clerk of Council of the City of Munroe Falls, County of Summit, and State of Ohio do hereby certify that this is a true copy of the original Ordinance adopted at a meeting of City Council duly held on the 18th day of July, 2017
Dated this 20th day of July, 2017.



Clerk of Council

First Reading: June 20, 2017
Second Reading: July 11, 2017
Third Reading: July 18, 2017

NOVEMBER 7, 2017 GENERAL ELECTION

CITY OF NORTON

- **Ordinance No. 61-2017**

SPONSORED BY: Council
REFERRED TO: Committee Work Session
INTRODUCED BY: Paul Tousley-Rules Chair

CITY OF NORTON ORDINANCE NO. 61-2017

AN ORDINANCE SUBMITTING TO THE ELECTORS OF THE CITY OF NORTON A PROPOSAL TO AMEND SECTION 6.01 OF THE CHARTER OF THE CITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the at least two-thirds of the members of Council of the City of Norton, Counties of Summit and Wayne, and State of Ohio:

Section 1: That there be, and hereby is, submitted to a vote of the qualified electors of the City of Norton at the November 7, 2017 election at the regular places of voting in the City during the regular hours of voting on such date as prescribed by general law the proposal to Section 6.01 of the Charter of the City of Norton, as set forth in Section 2 hereof.

Section 2: The ballot language for said issue shall read substantially as follows:

"CITY OF NORTON
PROPOSED AMENDMENT TO CHARTER

Shall Article VI, Section 6.01 of the Charter of the City of Norton, Ohio be changed and amended to read as follows:

SECTION 6.01 GENERAL PROVISIONS.


The Mayor shall establish the date, time and place for the first meeting of each year for all boards and commissions, at which meeting the board or commission shall organize under a Chairperson and Vice-Chairperson elected from among the elector members for a period of one year. The board or commission shall appoint a secretary who need not be a member of that board or commission.

The board or commission shall establish its own rules or procedures, except that meetings shall be open to the public, and a record of its resolutions, findings and determinations shall be maintained and shall be open to the public at all reasonable times and the Planning Commission shall be required to act upon every application received by the Planning Commission within thirty days after the date it is filed with the Planning Commission. Failure to act upon said application within thirty days shall be deemed approval of said application.

That this legislation was posted according to law on July 27th 2017 and will become effective on July 26th 2017.


Karla Richards, CMC-Clerk of Council

Prepared and approved as to legal form by Justin P. Markey, Solicitor, City of Norton, June 20, 2017.

I hereby certify that the foregoing is a true and accurate copy of SRD.#61-2017 as taken from the records on file in the office of the Norton City Council.
7-27-17 
Date Karla Richards - Clerk of Council

NOVEMBER 7, 2017 GENERAL ELECTION

CITY OF STOW

- **Ordinance No. 2017-46**

REQUESTED BY COUNCIL
APPROVED BY COMMITTEE OF THE WHOLE
INTRODUCED BY RASOR

ORDINANCE NO. 2017-46

AN ORDINANCE PROVIDING FOR A SEPARATE AMENDMENT TO THE CHARTER OF THE CITY OF STOW, OHIO, UNDER AUTHORITY OF SECTION 19.01, CHARTER, AS ORIGINALLY ADOPTED BY THE ELECTORATE ON NOVEMBER 4, 1958, AS AMENDED, TO BE SUBMITTED TO THE ELECTORATE AT THE GENERAL ELECTION ON NOVEMBER 7, 2017, WHICH SHALL AMEND SECTION 16.02 "NOMINATIONS" AND SECTION 16.03 "SELECTION OF CANDIDATES" BY ELIMINATING ALL REFERENCES TO PRIMARY ELECTIONS FOR CITY ELECTED OFFICIALS; AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Stow is desirous of placing the following amendment to the Charter of the City of Stow on the ballot;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STOW, COUNTY OF SUMMIT AND STATE OF OHIO, WITH AT LEAST FIVE OF SAID MEMBERS ELECTED OR APPOINTED THERETO CONCURRING:

SECTION 1. That the question of a proposed separate amendment to the Charter of the City of Stow, as originally adopted by the electorate on November 4, 1958 and as amended from time to time be, and the same is, hereby directed to be submitted to a vote of the qualified electors of the City of Stow, Ohio, at a general election to be held on the 7th day of November 2017 at the regular places of polling in said City between the hours of 6:30 a.m. and 7:30 p.m.; that said issue shall be submitted as a separate and distinct Charter Amendment; and that said Charter Amendment shall not be dependent upon any other proposed amendment to the Charter.

SECTION 2. That the ballot shall, at the top thereof, be entitled "CITY OF STOW CHARTER AMENDMENT ISSUE" and the question to be separately submitted on said ballot shall be substantially in the words and form as follows:

Charter Issue -- Shall the City of Stow eliminate primary elections and all reference to primary elections in Charter Sections 16.02 and 16.03 for the elected offices of Mayor, Finance Director, Law Director, and all City Council offices and allow all qualified candidates certified by the Board of Elections to appear on the ballot of the regular municipal election?

To the left of said wording, in boxes with appropriate places of markings shall appear the words "YES" and "NO" and each voter shall indicate his vote by marking a cross mark "X" in the place so provided.

SECTION 3. That in the event said separate amendment to the City Charter is approved by a majority of the electors voting thereon, it shall become part of the Charter of the City of Stow and the present existing section or subsections of said Charter shall thereby be then repealed or amended as are affected thereby.

SECTION 4. That the Clerk be, and she is, hereby directed to give Public Notice of the time and place of holding such election by publication of such notice at least ten (10) days prior to the date of such election, in a newspaper of general circulation in said City.

SECTION 5. That the Clerk be, and she hereby is, directed to publish the full text of the proposed Charter Amendment Issue in accordance with Section 731.211, O.R.C.

SECTION 6. That the Clerk be, and she hereby is, directed to certify a copy of this ordinance to the Board of Elections of Summit County. That this ordinance be, and hereby is, determined sufficient authority upon filing with the Summit County Board of Elections to cause that government body to proceed to place the herein prescribed Charter Issue upon the Stow City ballot at the November 7, 2017 general election, and that such authority be deemed granted to the Board upon receipt of a certified copy hereof.


SECTION 7. That to pay the costs of printing and mailing said copies of said proposed Charter Amendment Issue and publishing notice thereof be, and hereby is, appropriated from the general fund the appropriate sums of monies so needed and the Director of Finance shall cause payment to be made therefor from such funds as are heretofore or hereinafter lawfully appropriated by Council for such purpose.

SECTION 8. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees or subcommittees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 9. This Ordinance was adopted pursuant to Section 4.11, Charter, and is hereby declared to be an emergency measure necessary for the immediate preservation of the public health and safety for the reason that it is immediately necessary to certify the proposed Charter Amendment to the Summit County Board of Elections in order to meet the deadline for said election, and, pursuant to Section 4.13, Charter, shall take effect upon its adoption by Council and approval by the Mayor, otherwise at the earliest period allowed by law.

ADOPTED BY COUNCIL 4/27/17


ATTEST


Bonnie J. Emahiser
CLERK OF COUNCIL


Mike Rasor
PRESIDENT OF COUNCIL


FILED WITH MAYOR 4/28/17

FILED WITH CLERK 5/1/17

APPROVED 
Sara Kline
MAYOR

APPROVED AS TO FORM

EFFECTIVE DATE 5/1/17


Amber K. Zibratosky
LAW DIRECTOR

I, Bonnie J. Emahiser, Clerk of Council, do hereby certify that copies of the forgoing were posted in accordance with Section 10.13 C.O.S.



NOVEMBER 7, 2017 GENERAL ELECTION

VILLAGE OF LAKEMORE

- Ordinance No. 1587-2017
- Resolution No. 6716-2017

ORDINANCE NO 1587-2017

2017 JUN 21 AM 9: 26

Introduced by: Mr. Lance
First Reading: May 15, 2017
Second Reading: June 5, 2017
Third Reading: June 19, 2017

AN ORDINANCE AMENDING ORDINANCE 1538-2015 OF THE VILLAGE OF LAKEMORE TO INCREASE THE MUNICIPAL INCOME TAX RATE FROM TWO PERCENT (2%) TO TWO AND ONE-QUARTER PERCENT (2.25%), EFFECTIVE JANUARY 1, 2018, SUBJECT TO THE APPROVAL OF THE ELECTORS OF THE VILLAGE.

WHEREAS, this Council previously adopted Ordinance 1538-2015 to levy a municipal income tax at the rate of two percent (2.0%) pursuant to Chapter 718 of the Ohio Revised Code; and

WHEREAS, this Council has determined to amend Ordinance 1538-2015 of the Village of Lakemore to increase the municipal income tax rate one-quarter percent (0.25%) from two percent (2.0%) to two and one-quarter percent (2.25%), effective January 1, 2018, and subject to approval of the electors of the Village of Lakemore, to afford street maintenance and improvements.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF LAKEMORE, STATE OF OHIO, THAT:

Section 1: This Council has determined that it is necessary to increase the municipal income tax rate of the Village one-quarter percent (0.25%) from two percent (2.0%) to two and one-quarter percent (2.25%), effective January 1, 2018, and subject to approval of the electors of the Village of Lakemore.

Section 2: Subject to the approval of the electors of the Village of Lakemore as provided in Section 718.04 of the Ohio Revised Code, Ordinance 1538-2015 of the Village of Lakemore is hereby amended and restated in its entirety, effective January 1, 2018, to read as follows:

“Section 1 Authority To Levy Tax; Purpose of Tax

(A) To provide funds for the purpose of general municipal operations, maintenance of equipment, new equipment, extension, enlargement and improvement of municipal services, facilities, and capital improvements of the Village of Lakemore hereby levies an annual municipal income tax on income, qualifying wages, commissions and other compensation, and on net profits as hereinafter provided.

(B)(1) The annual tax is levied at the rate of Two Percent (2%), effective January 1, 1982 through December 31, 2017; and Two and one-quarter percent (2.25%), commencing January 1, 2018 through December 31, 2018, then per annum during each calendar year thereafter. The tax is levied at a uniform rate on all persons residing in or earning or receiving income in the Village of Lakemore. The tax is levied on income, qualifying wages, commissions and other compensation, and on net profits as hereinafter provided in Section 3 of this Ordinance and other sections as they may apply.”

Section 3: As provided in Section 718.04 of the Ohio Revised Code, the amendment specified in Section 2 of this Ordinance shall take effect only if approved by the affirmative vote of the electors of the Village of Lakemore, who shall vote on the question at the general election to be held November 7, 2017.

Section 4: The form of the ballot to be given at the election on the question of the increase in the municipal income tax levy shall be substantially as follows in accordance with Section 718.04(C) of the Ohio Revised Code:

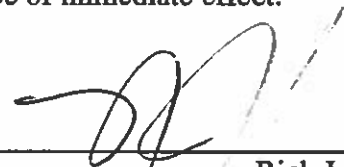
SHALL THE ORDINANCE PROVIDING FOR A 0.25% INCREASE IN THE VILLAGE OF LAKEMORE INCOME TAX RATE FROM 2.0% TO A 2.25% LEVY ON INCOME FOR THE PURPOSE OF STREET MAINTENANCE AND IMPROVEMENTS EFFECTIVE JANUARY 1, 2018, BE PASSED?

Section 5. The Fiscal Officer is hereby authorized and directed to certify a copy of this Ordinance immediately after its adoption, and prior to August 9, 2017, to the Summit County Board of Elections for the purpose of having the question set forth in Section 4 above placed on the ballot in order to submit the proposed tax levy to the electors of the Village of Lakemore at the general election on November 7, 2017.

Section 6. It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with the law.


Section 7. That this ordinance is necessary to provide for and to accomplish the purposes herein set forth, which are conducive to the health, safety, and welfare of the citizens of the Village of Lakemore. For that reason, provided this ordinance shall receive the affirmative vote of three-fourths of the members of Council and approval by the Mayor, it shall be enacted immediately and shall be of immediate effect.

PRESENTED, PASSED, APPROVED this June 19, 2017.



Rick Justice, Mayor

ATTEST:



Tracy Fast, Fiscal Officer

I, Tracy Fast, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Ordinance 1587-2017 was duly adopted by Council at its regular meeting held on June 19 2017.



Tracy Fast, Fiscal Officer

RESOLUTION NO 6716-2017

*Introduced by: MR. LANCE
First Reading: May 15, 2017
Second Reading: June 5, 2017
Third Reading: June 19, 2017*

2017 JUN 21 AM 9: 27

A RESOLUTION PROVIDING FOR THE SUBMISSION OF THE AMENDMENT TO ORDINANCE 1538-2015 OF THE VILLAGE OF LAKEMORE TO THE ELECTORS OF THE VILLAGE OF LAKEMORE AT THE GENERAL ELECTION ON NOVEMBER 7, 2017; DIRECTING THE FISCAL OFFICER TO FILE THIS RESOLUTION WITH THE SUMMIT COUNTY BOARD OF ELECTIONS

WHEREAS, pursuant to Ordinance No. 1573-2017, this Council amended Ordinance 1538-2015 of the Village of Lakemore to increase the municipal income tax rate one-quarter percent (0.25%) from two percent (2.0%) to two and one-quarter (2.25%), effective January 1, 2018 and subject to approval of the electors of the Village of Lakemore, to afford street maintenance and improvements ; and

WHEREAS, it is necessary to submit such amendment to the electorate in accordance with Section 718.04 of the Ohio Revised Code.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF LAKEMORE, STATE OF OHIO, THAT:

Section 1: This Council has determined that it is necessary to increase the municipal income tax rate of the Village of Lakemore one-quarter percent (0.25%) from two percent (2.0%) to two and one-quarter percent (2.25%) by amending Ordinance 1538-2015 of the Village of Lakemore, as set forth in Ordinance 1587-2017 adopted on June 19, 2017.

Section 2: As required by Section 718.04 of the Ohio Revised Code, the amendment to Ordinance 1538-2015 of the Village of Lakemore shall become effective only if it is approved by the affirmative vote of a majority of electors of the Village of Lakemore, who shall vote on the question at the election on November 7, 2017.

Section 3: The Fiscal Officer is hereby authorized and directed to certify a copy of this Resolution and Ordinance No. 1587-2017 to the Summit County Board of Elections on or before August 9, 2017. The Fiscal Officer shall request that the Summit County Board of Elections include on the election to be held on November 7, 2017 the question of the approval of the amendment to Ordinance 1538-2015 of the Village of Lakemore.

Section 4: The form of the ballot to be given at the election on the question of the increase in the municipal income tax levy shall be substantially as follows in accordance with Section 718.04 (C) of the Ohio Revised Code:


SHALL THE ORDINANCE PROVIDING FOR A 0.25% INCREASE IN THE VILLAGE OF LAKEMORE INCOME TAX RATE FROM 2.0% TO A 2.25% LEVY ON INCOME FOR THE PURPOSE OF STREET MAINTENANCE AND IMPROVEMENTS EFFECTIVE JANUARY 1, 2018, BE PASSED?

Section 5: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council,

and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with the law.

Section 6: That this Resolution is necessary to provide for and to accomplish the purposes herein set forth, which are conducive to the health, safety, and welfare of the citizens of the Village of Lakemore. For that reason, provided this Resolution shall receive the affirmative vote of three-fourths of the members of Council and approval by the Mayor, it shall be enacted immediately and shall be of immediate effect.

Passed: June 19, 2017



Rick Justice, Mayor

ATTEST:



TRACY FAST, Fiscal Officer

I, Tracy Fast, Fiscal Officer of the Village of Lakemore, do hereby certify that the foregoing Resolution No. 6716-2017 was duly adopted by Council at its regular meeting held on June 19, 2017.



TRACY FAST, Fiscal Officer

NOVEMBER 7, 2017 GENERAL ELECTION

VILLAGE OF MOGADORE

- Resolution No. 2017-41

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8084 FORM NO. 30043

Resolution

First Reading June 7, 2017

Ordinance No. 2017-41

Passed July 5, 2017

Second Reading June 21, 2017

SPONSOR: FINANCE COMMITTEE

RESOLUTION DECLARING THE NECESSITY OF AN ELECTION ON THE QUESTION OF APPROVING THE PASSAGE OF AN ORDINANCE TO AMEND SECTIONS 37.012, and 37.013 OF THE CODE OF ORDINANCES OF THE VILLAGE OF MOGADORE IN ORDER TO REMOVE THE EXPIRATION DATE PERTAINING TO THE PERIOD OF TIME IN WHICH A PORTION OF THE INCOME TAX IS LEVIED AND COLLECTED AND DECLARING AN EMERGENCY

WHEREAS, As a result of issues passed by the electorate in 1999 and 2010, the current income tax rate for the Village is 2.25% per annum; and

WHEREAS, The issue approved in 1999 contained a requirement that 1/2% of all income tax collected be used solely for infrastructure improvement purposes of the municipality; and

WHEREAS, The issue approved in 2010 increased the income tax rate by an additional 1/4% to be utilized for purposes provided in Sections 37.013(A) of the Mogadore Code of Ordinances; and

WHEREAS, The Village is unable, without the level of funding provided by the current income tax rate, to provide for those necessary infrastructure improvements as well as general operating expenses for safety, service, and capital development projects; and

WHEREAS, The previously approved issues contain an expiration date of December 31, 2019; and

WHEREAS, Pursuant to the current ordinances, the Village's total income tax rate will be reduced by 3/4% effective January 1, 2020; and

WHEREAS, Council deems it critical to the continued safety and welfare of the Village residents that the current income tax rate for the Village remain at 2.25% until such time that the electorate has determined said rate is no longer necessary; and

WHEREAS, Council finds it appropriate and necessary to place before the voters and ordinance to remove the expiration date of December 31, 2019, for the current income tax rate; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Summit and Portage, State of Ohio:

SECTION 1: That this Council hereby authorizes and directs the submission to the electors of the Village of Mogadore, Ohio, at an election to be held at the usual places of voting in the Village on Tuesday November 7, 2017, of the question approving the passage of an ordinance to amend Sections 37.012 and 37.013 of the Code of Ordinance of the Village of Mogadore, Ohio in order to remove the expiration date of a portion of the income tax rate of the Village of Mogadore.

2017 AUG -4 AM 10:54

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Resolution		First Reading June 7, 2017
Ordinance No. 2017-41	Passed	July 5, 2017

Second Reading June 21, 2017

SECTION 2: That should the electors approve said ordinance, the following amendments shall be made to Chapter 37 Finance and Taxation:

§37.012 PURPOSE OF TAX; RATE

(A) To provide funds for the purposes of general municipal operations, maintenance, new equipment, extension and enlargement of municipal services and facilities and capital improvements of this municipality.

(B) There shall be, and is hereby levied an annual tax for the purposes specified above on and after July 1, 2010 at the rate of 2 ¼ % per annum through December 31, 2019 and thereafter at the rate of 1 ½ % per annum

§37.013 ALLOCATION OF FUNDS:

(B) Funds derived from the remaining ½% of the 2 ¼% income tax collected through December 31, 2019 shall be used ^{solely} for infrastructure improvement purposes of the municipality and accordingly, such funds collected under the provisions of this section through December 31, 2019, shall be deposited in the Income Tax Fund and shall be set aside for such infrastructure improvement purposes of the municipality.

SECTION 3: The proposed ordinance amending Sections 37.012 and 37.013 of the Code of Ordinances for the Village of Mogadore, Ohio shall be placed before the qualified electors of the Village of Mogadore for their approval on the ballot of the November 7, 2017 election.

SECTION 4: The Village of Mogadore Council requests the following ballot language:

“Shall Sections 37.012 and 37.013 of the Code of Ordinances for the Village of Mogadore be amended to remove the expiration date for a portion of the income tax and instead permit the current income tax rate of 2.25% to continue until such time as the electors of the Village vote to amend said rate?”

___ FOR THE AMENDMENT ___ AGAINST THE AMENDMENT

SECTION 5: The Clerk-Treasurer shall certify a copy of this resolution to the Board of Elections, along with a copy of the proposed ballot language no later than August 9, 2017, as required by law.

SECTION 6: The Village of Mogadore finds and determines that all formal actions of this Council concerning and relating to the adoption of this resolution were taken in open meetings of this Council and any deliberations of this council and any of its committees that resulted in this formal action were in meetings open to the public, in compliance with all legal requirements.

SECTION 7: This Resolution is hereby declared to be an emergency measure in the interest of the health, safety and welfare of the residents of the Village of Mogadore, County of Summit, State of Ohio and for the further purpose of allowing this proposed amendment to the codified ordinances to be placed before the electorate, provided this legislation receives the affirmative vote of at least five (5) 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 a the earliest period allowed by law.

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Resolution
Ordinance No. 2017-41

First Reading June 7, 2017
Passed July 5, 2017

Second Reading June 21, 2017

Michael Radtch 7-5-17
President of Council Date

Michael A. McR 7-5-17
Mayor Date

Attest:

[Signature]
Clerk-Treasurer