

Ordinance No. 10-19

AN ORDINANCE SUBMITTING THE QUESTION OF SELECTING A COMMISSION TO FRAME A CHARTER TO A VOTE OF THE QUALIFIED ELECTORS OF THE VILLAGE OF PLAIN CITY

WHEREAS, Council of the Village of Plain City acknowledges that the population of the Village of Plain City, Madison/Union Counties, Ohio will likely exceed the minimum requirements to become a City upon the certification of the Federal Census to be conducted in 2020; and

WHEREAS, the Village Council wishes to enact a charter to be implemented prior to the Village obtaining city status which will better provide for a governmental framework for the Village of Plain City; and

WHEREAS, pursuant to Article XVIII, Section 8 of the Constitution of Ohio, Council now wishes to submit the question of selection of a commission to frame a charter to the qualified electors of the Village of Plain City.

NOW THEREFORE BE IT ORDAINED by the Council of the Village of Plain City, Madison/Union Counties, Ohio, a majority of the members elected or appointed thereto concurring, as follows:

Section I. The question "Shall a Commission be chosen to frame a charter?" shall be submitted to a vote of the qualified electors of the Village of Plain City at the primary election to be held on March 17, 2020 at the regular places and hours of voting in the Village of Plain City as established by the Board of Elections of Madison and Union Counties, Ohio. The question shall be submitted in the following form:

"Shall a Commission be chosen to frame a charter?"

This question shall be followed by the words "Yes" and "No."

Section II. The ballot upon which the question provided for in Section I shall be submitted and shall bear no party designation. It shall have printed or written thereon the name of all electors who shall have been nominated as provided in Section III, and such directions as will aid the elector such as "Vote for not more than fifteen."

If a majority of qualified electors voting on the question "Shall a commission be chose to frame a charter?" shall vote in the affirmative, the fifteen electors receiving the largest number of votes for members of the Commission shall constitute a Commission to frame a charter.

Section III. Nominations for members of the Commission shall be made by nomination petitions signed by not less than twenty-five persons eligible to vote at regular municipal elections,

and the nomination papers shall be filed with the Board of Elections at least seventy-five (75) days before the election. Nomination papers shall be filed using Ohio Secretary of State Form 3-Q. No effect shall be given to any candidate's naming of a committee to represent the candidate on a nomination petition, and any vacancy shall be filled by Council in accordance with the terms of this Ordinance regardless of whether the candidate's nomination petition named a committee.

Section IV. If fewer than fifteen qualified electors of the Village have filed sufficient nomination papers by the deadline provided in Section III of this Ordinance, Council shall nominate any qualified elector of the Village to be added to the ballot. Council shall nominate as many qualified electors of the Village as necessary to populate the ballot with fifteen candidates for the Commission; provided, that any nominee shall be a qualified elector of the Village that is eligible to serve on the Commission. If any nominations are made by Council in accordance with this Section, Council shall cause the Fiscal Officer, serving as Clerk, pursuant to Ohio Revised Code § 733.262, to file the nominations with the Board of Elections of Madison and Union Counties, in accordance with Ohio Revised Code § 3513.261, together with any other information required by the Board of Elections to cause the names of such nominees to be placed on the ballot, at least sixty (60) days before the election.

Section V. The whole number of ballots to be printed for the election of persons to act as members of the Charter Commission shall be divided by the number of candidates for said offices, and the quotient shall be the number of ballots in each series of ballots to be printed. Then names of candidates shall be arranged in alphabetical order in a group under the title of the office and must rotate from one precinct to another, except when the number of candidates is the same as the number of candidates to be elected.

Section VI. The ballots shall be printed so as to give each elector a clear opportunity to designate his/her choice of candidates.

Section VII. If, at any time, the Commission chosen to frame a charter has fewer than fifteen (15) members, Council may appoint additional members to the Commission so that the Commission has a total of fifteen (15) members; provided, that any member so appointed by Council to the Commission shall be a qualified elector of the Village that is eligible to serve on the Commission.

Section VIII. The Mayor shall request the Board of Elections to give public notice of the time and place of holding the election in accordance with Ohio Revised Code § 3501.03 by publication at least ten (10) days prior to the date of the election and advertise the question in a newspaper of general circulation in the Village.

Section IX. The Fiscal Officer, serving as Clerk, pursuant to Ohio Revised Code § 733.262, is directed to certify a copy of this Ordinance to the Boards of Elections of Madison and Union Counties at least sixty (60) days before the election.

Section X. It is found and determined that all formal actions of this Council concerning or relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action


were meetings open to the public, and in compliance with all legal requirements, including Ohio Revised Code § 121.22.

WHEREFORE, this Ordinance shall be in effect and in force from and after the earliest time permitted by law.

VOTE ON ORDINANCE No. 10-19

YEAS	NAYS
<u>6</u>	<u>0</u>

PASSED: November 25, 2019



Darrin Lane, Mayor

ATTEST:

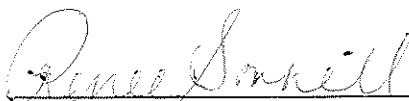


Renee Sonnett, Fiscal Officer

Certificate of Publication

The undersigned, being Village Fiscal Officer of the Village of Plain City, hereby certifies that the foregoing was published by posting for 15 days as required by law and in accordance with Section 123.01 of the Codified Ordinances. The posting was done from _____, 2019 to _____, 2019 at the Office of the Fiscal Officer located at 213 South Chillicothe Street; the Plain City Public Library located at 305 W. Main Street; the Security National Bank located at 105 W. Main Street; the Richwood Banking Co. located at 601 W. Main Street; all being in the Village of Plain City, Ohio and the Village of Plain City Website at www.plain-city.com.

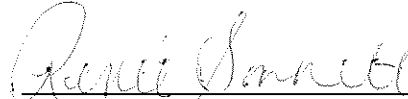
Date: 12-9, 2019



Village Fiscal Officer

CERTIFICATION

I hereby certify on this 25th of November, 2019, that the foregoing is a true and accurate copy of the Ordinance passed at the meeting of the Council of the Village of Plain City, Madison/Union Counties, Ohio, held on November 25th, 2019.



Renee Sonnett, Fiscal Officer