

# THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 16-82

INTRODUCED BY: Antoskiewicz, Nickell, Petrusky, Langshaw,  
Marnecheck, Muller, Kasaris

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF NORTH ROYALTON A CERTAIN AMENDMENT TO ARTICLE XVIII, MISCELLANEOUS, BY CREATING A NEW SUBSECTION (g) ENTITLED DELETION OF OBSOLETE LANGUAGE, REARRANGEMENT OF NUMBERS AND TITLES, AND CORRECTION OF TYPOGRAPHICAL ERRORS, OF THE CHARTER OF THE CITY OF NORTH ROYALTON TO ALLOW FOR COUNCIL TO MAKE CERTAIN CORRECTIONS TO THE CHARTER BY ORDINANCE, AND DECLARING AN EMERGENCY

WHEREAS: The 2016 North Royalton Charter Review Commission has determined to provide a ballot issue to allow for the deletion of obsolete language, rearrangement of numbers and titles, and correction of typographical errors by ordinance of Council; and

WHEREAS: No such deletion of obsolete language, or rearrangement of numbers and titles, and correction of typographical errors may be made which affects the substance or meaning of the Charter or any part thereof or amendment thereto; and

WHEREAS: In order to provide for the above it is necessary to recommend amending Article XVIII, Miscellaneous, by creating a new Subsection (g) entitled Deletion of Obsolete Language, Rearrangement of Numbers and Titles, and Correction of Typographical Errors, of the Charter of the City of North Royalton; and

WHEREAS: Pursuant to Article XVIII, Subsection (f) of the Charter, the Council is obligated to submit the Charter Review Commission recommendations to the electors.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article XVIII, Subsection €of the Charter of the City of North Royalton, the Council hereby authorizes and directs the submission to the electors of the City of North Royalton, at an election to be held in usual places of voting in said city on November 8, 2016, an amendment to Article XVIII, Miscellaneous, by creating a new Subsection (g) entitled Deletion of Obsolete Language, Rearrangement of Numbers and Titles, and Correction of Typographical Errors which shall upon adoption read as follows:

(g) ***DELETION OF OBSOLETE LANGUAGE, REARRANGEMENT OF NUMBERS AND TITLES, AND CORRECTION OF TYPOGRAPHICAL ERRORS.***

*City Council, in consultation with the Director of Law, may by Ordinance do any of the following:*

*(1) Delete any Charter language that has become obsolete as a result of either the passage of time, an amendment to the Charter, or the preemption of State or Federal law;*

*(2) Prior to reprinting the Charter upon any adoption by the electorate of any amendment hereto, make such changes to the numbers, titles and arrangement of articles and sections as may be necessary to maintain the logical and consistent ordering of the Charter; and*

*(3) Correct typographical errors appearing in the Charter.*

*No such deletion of obsolete language, or rearrangement of numbers and titles, and correction of typographical errors may be made which affects the substance or meaning of this Charter or any part thereof or amendment thereto.*

Section 2. The ballot for said question 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 NORTH ROYALTON, ARTICLE XVIII, MISCELLANEOUS, BE AMENDED TO ALLOW FOR THE DELETION OF OBSOLETE LANGUAGE, REARRANGEMENT OF NUMBERS AND TITLES, AND CORRECTION OF TYPOGRAPHICAL ERRORS BY ORDINANCE OF COUNCIL?

	YES
	NO

Section 3. The foregoing proposed amendment, if approved by a majority of the electors voting thereon at the aforesaid election to be held on November 8, 2016, shall become a part of the Charter of this city and shall be effective as of the date that said amendment or amendments have been certified by the Cuyahoga County Board of Elections as having been approved by a majority of the voters.

Section 4. The Director of Legislative Services in her capacity as Clerk of Council is hereby authorized and directed to deliver immediately to the Board of Elections a certified copy of this Ordinance.

Section 5. The Director of Legislative Services in her capacity as Clerk of Council is hereby authorized and directed, pursuant to laws passed by the General Assembly, to give notice of these proposed amendments by newspaper advertising.

Section 6. There shall be and hereby is appropriated from the General Fund a sufficient sum of money to pay the cost of printing and mailing copies of said proposed Charter amendment to the electors for publishing such election notice, and other costs incidental to carrying out the terms of this Ordinance.

Section 7. 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 that 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.

Section 8. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that this Ordinance must be effective immediately in order to permit necessary arrangements to be made in sufficient time for said election.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Larry Antoskiewicz  
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik  
MAYOR

DATE PASSED: April 19, 2016

DATE APPROVED: April 20, 2016

ATTEST: /s/ Laura J. Haller  
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended  
Second reading suspended  
Third reading April 19, 2016

YEAS: Antoskiewicz, Nickell, Petrusky, Langshaw,  
Marnecheck, Muller, Kasaris

NAYS: none