

**VILLAGE OF GRAFTON**

**ORDINANCE NO. 18-013**

**INTRODUCED BY:**

**MOTION BY:** LESCHER

**SECONDED BY:** SAUER

AN ORDINANCE AUTHORIZING AND DIRECTING SUBMISSION TO THE ELECTORS OF THE VILLAGE OF GRAFTON, OF A PROPOSAL TO AMEND ARTICLE V, SECTION 1 OF THE CHARTER FOR THE VILLAGE OF GRAFTON, OHIO, TO MODIFY THE PROCEDURE BY WHICH THE POSITION OF CLERK-TREASURER IS DETERMINED, FROM AN ELECTED POSITION TO AN APPOINTED POSITION EFFECTIVE JANUARY 1, 2020, AND DELCLARING AN EMERGENCY

WHEREAS, Village Council has considered an amendment to Article V, Section 1 of the Village of Grafton Charter, to modify the procedure by which the position of Clerk-Treasurer is determined, from an elected position to an appointed position effective January 1, 2020.

NOW THEREFORE, be it ordained by the Council of the Village of Grafton, County of Lorain, and State of Ohio:

Section 1: That, Council hereby authorizes and directs the submission to the electors of the Village of Grafton at the General Election to be held on November 6, 2018, of the following proposal as requested by the Charter Review Commission, to amend Article V Section 1 of the Charter of the Village of Grafton, Ohio, to modify the procedure by which the position of Clerk-Treasurer is determined, from an elected position to an appointed position effective January 1, 2020.

Section 2: That, the foregoing proposed amendment, upon receiving at least a majority of the votes cast thereon at the November 6, 2018 election, shall become effective immediately upon its adoption.

Section 3: That, the ballot submitting the question of the adoption of the aforesaid amendment shall read as follows:

“PROPOSED CHARTER AMENDMENT  
VILLAGE OF GRAFTON, OHIO

A majority affirmative vote is necessary for passage.

**(Modified Language in bold print. Deleted Language Shown)**

Shall Article V, Section 1 of the Charter for the Village of Grafton, Ohio be amended to modify the procedure by which the position of Clerk-Treasurer is determined from an elected position to an appointed position effective January 1, 2020, and shall the language therein requiring he or she to have been a qualified elector and resident of the municipality for at least one (1) year immediately prior to the date of his or her appointment and shall continue to be a qualified elector and resident during his or her term be deleted?

The language of Article V, Section 1 shall read as follows:

ARTICLE V  
THE CLERK-TREASURER

**Section 1. Appointment and Term**

**The Clerk-Treasurer shall be appointed by the Mayor with the approval of the majority of the membership of Council effective January 1, 2020. He or she may be removed from office by the Mayor, but such removal shall not take place without the concurrence of the majority of the membership of Council.** ~~He or she shall have been a qualified elector and a resident of this Municipality for at least one (1) year immediately prior to the date of his or her election, and shall continue to be a qualified elector and resident therein during his or her term.~~ He or she shall not serve on continuous active military service in excess of sixty-one days, either State or National, nor shall he or she hold any other public office or public employment, except that of Notary Public or member of the State Militia, National Guard or Reserve Corps of the United States. He or she shall not, directly or indirectly, solicit, contract for, receive or be interested in any profit or emolument from or on account of any contract, job, work or service with or for the Municipality.”

Section 4: That, the Director of Law is authorized to modify or summarize the language of the proposed amendment to Article V, Section 1 of the Village of Grafton Charter if requested or required by the Board of Elections for ballot purposes.

Section 5: That, the Clerk-Treasurer is hereby authorized and directed to promptly forward a certified copy of this Ordinance to the Board of Elections of Lorain County.

Section 6: That, the Board of Elections of Lorain County shall cause an appropriate notice to be duly given of the General Election to be held on November 6, 2018, on the foregoing proposed amendment to the Charter of the Village of Grafton and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

Section 7: That, the Clerk-Treasurer is hereby authorized and directed to cause the full text of such proposed Charter amendment to be published once a week for two consecutive weeks in a newspaper of general circulation in the Village of Grafton, with the first publication to be made at least fifteen (15) days prior to the General Election to be held on November 6, 2018, as provided by Article XVIII, Section 9 of the Constitution of the State of Ohio.

Section 8: That, 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 of and of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including the Ohio Revised Code.

Section 9: That, this Ordinance is hereby declared to be an emergency measure for the preservation of the health, safety and welfare of the citizens of the Village of Grafton, and for the further reason that it is necessary that it become effective immediately so as to be promptly certified to the election authorities in order for the question to appear on the ballot at the next General Election.

Section 10: That, this Ordinance shall be in full force and effect from and immediately after the earliest date allowed by law.

  
\_\_\_\_\_  
PRESIDENT OF COUNCIL

6/19/18  
\_\_\_\_\_  
DATE PASSED

  
\_\_\_\_\_  
MAYOR

6-19-18  
\_\_\_\_\_  
DATE APPROVED

  
\_\_\_\_\_  
CLERK-TREASURER

6-19-18  
\_\_\_\_\_  
DATE ATTESTED

APPROVED AS TO FORM BY:

  
\_\_\_\_\_  
GRETCHEN A. HOLDERMAN, LAW DIRECTOR