



**CITY OF WESTLAKE, OHIO
ORDINANCE NO. 2014-111**

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF WESTLAKE A PROPOSED AMENDMENT TO ARTICLE VII, SECTION 3 OF THE CITY CHARTER TO AMEND THE PETITION FILING DEADLINE OF DECLARATION OF CANDIDACY TO COMPLY WITH THE STATE OF OHIO LEGISLATION CHANGES, AND DECLARING AN EMERGENCY.

WHEREAS, a request has been submitted to the Council of the City of Westlake which asks the City to increase the petition filing deadline for declaration of candidacy to comply with the State of Ohio legislation changes; and

WHEREAS, Council has also reviewed the Charter and has also determined that certain amendments to the Charter may be necessary or desirable; and

WHEREAS, Council has determined that certain amendments should be submitted to the electors of the City at the election to be held on November 3, 2015.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WESTLAKE, COUNTY OF CUYAHOGA AND STATE OF OHIO, NOT LESS THAN TWO-THIRDS OF ALL THE MEMBERS ELECTED THERETO CONCURRING THAT:

Section 1: Pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article IX, Section 2 of the City Charter, this Council hereby authorizes and directs the submission to the electors of the City at the election to be held at the usual places of voting in said City on November 3, 2015, of the following proposal to amend Article VII, Section 3 of the City Charter so that it shall read upon adoption of said amendment as follows:

**ARTICLE VII
NOMINATIONS & ELECTIONS**

SECTION 3. DECLARATION OF CANDIDACY.

Any persons desiring to become a candidate for election to any office to be voted for at the next succeeding regular municipal election shall, not later than 4:00 p.m. of the 90th day before primary election day, file a nominating petition. Such petition shall require signatures of registered electors and shall be accompanied by the written acceptance of the nominees. The petition for offices of Mayor, President of Council and Director of Law shall be signed by not less than five hundred (500) qualified electors. The petition for office of Ward Councilman shall be signed by not less than one hundred (100) qualified electors of the ward in which election is sought. Petitions shall be circulated by a qualified elector of the City of Westlake.

Section 2: If the proposed amendment set forth in Section 1 of this Ordinance receives the affirmative vote of a majority of the electors voting on it, it shall become effective and part of the City Charter immediately and the existing Article VII, Section 3 of the City Charter shall be repealed thereby.

Section 3: It is the desire of this Council that the ballot submitting the question of that amendment be in substantially the following form:

**PROPOSED CHARTER AMENDMENT
CITY OF WESTLAKE, OHIO**

A majority affirmative vote is necessary for passage.

Shall the City Charter be amended to read as follows:

**ARTICLE VII
NOMINATIONS & ELECTIONS**

SECTION 3. DECLARATION OF CANDIDACY.

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YES

NO

Section 4: The Director of Law is authorized to summarize the ballot language of the Charter amendment to be referred, if requested or required by the Board of Elections, for ballot purposes.

Section 5: The Clerk of Council is authorized and directed to certify to the Board of Elections not later than September 4, 2015, a certified copy of this Ordinance.

Section 6: Council requests and directs that the Board of Elections give appropriate notice of the election to be held on November 3, 2015, on the question of that proposed amendment and otherwise provide for the election in the manner provided by the general laws of the State of Ohio.

Section 7: The Clerk of Council is authorized and directed to mail or cause to be mailed a copy of the proposed amendment to each elector whose name appears in registration books of the last general or regular municipal election held in the City not less than thirty (30) days prior to the November 3, 2015 election, or, alternatively, give notice of the same in such other manner as may be provided by general law, as provided in Article IX, Section 2 of the City Charter and in Article XVIII, Section 9 of the Ohio Constitution.

Section 8: There is hereby appropriated from the General Fund a sufficient sum of money to pay the costs of carrying out the authorizations and directions of this Ordinance.

Section 9: It is found and determined that all formal actions of this Council concerning and relating to this legislation were adopted in an open meeting of this Council and

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that all deliberations of this Council and of 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 10, Article XI of the Charter of the City of Westlake.

Section 10: This legislation is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare, and for the further reason that it is immediately effective so that the proposed amendment to the City Charter can be timely filed with the Board of Elections in order that it can be submitted to the electors of the City at the November 3, 2015 election; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

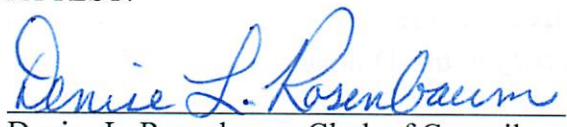
Passed: 5/7/15

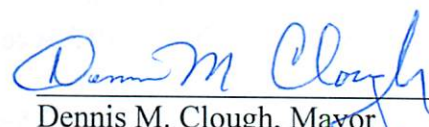

Michael F. Killeen
President of Council

Presented to Mayor: 5/8/15

Approved: 5/8/15

ATTEST:


Denise L. Rosenbaum, Clerk of Council


Dennis M. Clough, Mayor

I, Denise L. Rosenbaum, Clerk of Council of the City of Westlake do hereby certify that Ordinance/Resolution no. 2014-111 adopted 5/7/15 was duly posted on 5/8/15 and remained posted for a period of 15 days thereafter in not less than 2 of the most public places in the City as determined by the Charter of said City.