

RECORD OF ORDINANCES

Ordinance No. _____

Passed _____, _____

ORDINANCE 2021-11

AN ORDINANCE TO SUBMIT TO THE ELECTORS OF THE VILLAGE OF DOYLESTOWN, WAYNE COUNTY, OHIO, THE QUESTIONS SHALL A COMMISSION BE CHOSEN TO FRAME A CHARTER AND WHO SHALL BE THE COMMISSION MEMBERS FOR THE VILLAGE OF DOYLESTOWN

WHEREAS, the Ohio Constitution empowers electors of local municipalities to establish home rule through the adoption of a charter form of government; and

WHEREAS, pursuant to Article XVIII, Section 8 of the Ohio Constitution, the electors of the Village of Doylestown have the authority to adopt a charter rather than be governed by the statutes of the State of Ohio; and

WHEREAS, as the first step in the charter process, the Village of Doylestown desires to submit to the electors of the Village of Doylestown the following question: "Shall a commission be chosen to frame a charter?"; and

WHEREAS, Article XVIII, Section 8 of the Ohio Constitution requires that the question be submitted to the electors at the next regular municipal election (or at a special election if a regular election is not to occur within 60 days nor more than 120 days after passage of the ordinance); and

WHEREAS, the Village of Doylestown is currently a noncharter municipal corporation subject to the general statutes established by state law with limited home rule authority; and

WHEREAS, a charter commission must be established to develop a charter for the Village of Doylestown; and

WHEREAS, the resulting charter will later be voted on by the electors of the Village of Doylestown; and

WHEREAS, two-thirds (2/3) of all members concurring, Council hereby finds and determines that the best interests of the community and citizens would be best served if the question establishing a Charter Commission was submitted to the electorate:

NOW THEREFORE, be it ordained by the Council of the Village of Doylestown, Wayne County and State of Ohio, that:

SECTION 1: 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 Doylestown, Wayne County, Ohio at the election to be held on November 2,2021 at the regular places and hours in the Village of Doylestown as established by the Board of Elections of Wayne County, Ohio. The question shall be submitted in the following form:

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

To the left of such wording shall appear, in boxes with appropriate place of marking, the words "Yes" and "No" and each voter shall indicate his or her vote by placing an appropriate mark in one of the places so provided or otherwise clearly shown on the voting machines as the Wayne County Board of Elections may determine.

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SECTION 2: The ballot under which the question provided for in Section 1 shall be submitted 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 3, and such directions as will aid the elector, as for members of the charter commission "Vote for no more than fifteen" and the like, and certification of the election officers upon the back of the ballot as prescribed by law. If a majority of the electors voting on the question " Shall a commission be chosen to frame a charter ?" shall vote in the affirmative the 15 electors receiving the largest number of votes for members of the commission shall constitute a commission to frame a charter.

SECTION 3: All nominations for members of the Commission shall be made by nomination papers signed by not fewer than 25 of the persons eligible to vote at regular municipal elections, and the nomination papers shall be filed with the Wayne County Board of Elections no later than 4:00 p.m. at least 60 days before the election. In all other respects, the nominating papers shall be signed, filed and certified in the same manner as is provided by law for the signing, filing, and certification of the nomination papers of candidates for village offices.

SECTION 4: Pursuant to law, the whole number of ballots to be printed for the election of persons to act as members of the charter commission shall be divided equally 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. The names of candidates shall be arranged in alphabetical order in the first series of ballots printed, and the process shall be repeated until each name shall have been first. The ballots shall then be combined in tablets, with no two having the same order of names together.

SECTION 5: The ballots shall be printed so as to give each elector a clear opportunity to designate his or her choice of candidates. Provisions shall be made on the ballot to allow the voter to write in the name or names of any person or persons not printed on the ballot for whom he or she desires to vote, provided write-in candidates comply with any applicable law or valid Wayne County Board of Elections rule or regulation.

SECTION 6: The Fiscal Office and Clerk of the Village of Doylestown is hereby directed and authorized to proceed forthwith to certify a copy of this Ordinance within 7 days passage to the Wayne County Board of Elections, pursuant to the provisions of the Ohio Revised Code and to proceed with all things necessary to be done to accomplish the purpose 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, a vote of two-thirds (2/3) or more of voting members concurring; and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 8: This Ordinance shall take effect and be in force from and after the earliest period permitted by law.

| | |
|-------------------|---------------|
| Mr. Doug Nestor | <u>yes</u> |
| Mr. DJ Youngblood | <u>yes</u> |
| Mrs. Mistie Hray | <u>Absent</u> |
| Mrs. Kay Kerr | <u>yes</u> |
| Mr. Chad Marti | <u>yes</u> |
| Mr. Mark Hammer | <u>yes</u> |

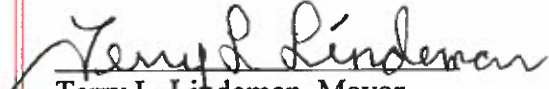
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ADOPTED: July 14, 2021

Attest:


Terry L. Lindeman, Mayor

CERTIFICATION OF CLERK

State of Ohio)
County of Wayne) SS:

I, Kristen J. Robison, Fiscal Officer and Clerk of the Village of Doylestown, Wayne County, Ohio, in whose custody and control the files and records of said council are required by the Laws of the State of Ohio to be kept, do hereby certify that the foregoing is taken and copied from the original ordinance now on file, and that the foregoing has been compared by me with said original ordinance, and the same is a true and correct copy thereof.

WITNESS my signature this 14th day of July, 2021.


Kristen J. Robison, Fiscal Office and Clerk