



City of Mentor-on-the-Lake

5860 Andrews Road, Mentor-on-the-Lake, OH 44060-2827

Phone: (440) 257-7216 Fax: (440) 257-2766

www.CityMOL.org

AGENDA REGULAR MEETING OF COUNCIL CITY OF MENTOR-ON-THE-LAKE July 9, 2024 7:00 p.m.

CALL TO ORDER: PLEDGE OF ALLEGIANCE

ROLL CALL:

Ward 4: DESIREA THOMPSON, Vice President
At Large: MICHELLE MOORE
Ward 2: SKIP GRAY
At Large: KEVIN BITTNER
Ward 1: JEANNIE WONG
At Large: JIM LUNDER
Ward 3: ROB JOHNSON, President

APPROVAL OF MINUTES: Regular Meeting- June 25th, 2024

CORRESPONDENCE:

ADMINISTRATIVE AND DEPARTMENT HEAD REPORTS:

Mayor & Safety Director - Mr. Eva-
Swearing in Full-Time patrol officer Gregory Gedeon.
Administrative Director – Ms. Martin
Law Director - Mr. Lyons

QUESTIONS TO ADMINISTRATION AND DEPARTMENT HEADS:

BOARD/COMMITTEE/COMMISSION REPORTS:

Parks and Recreation Committee	Thursday, June 27 th , 2024 at 6:30 P.M.
Planning and Zoning	Monday, July 1 st , 2024 at 6:00 pm
Community Development Committee	Tuesday, July 2 nd , 2024 at 6:30 P.M
Ordinance Committee	Monday, July 8 th , 2024 at 6:30 pm

OPEN TO THE PUBLIC TO SPEAK:

LEGISLATION BEFORE COUNCIL:

RESOLUTION NO. 2024-R-20 (THIRD READING)

A RESOLUTION APPROVING THE 2025 BUDGET.

RESOLUTION NO. 2024-R-25 (SECOND READING)

A RESOLUTION APPROVING A RETIRE/REHIRE POLICY FOR ELIGIBLE CITY EMPLOYEES.

ORDINANCE NO. 2024-O-07

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE VI, SECTION 6.04, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2024-O-08

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE VI, SECTIONS 6.02 AND 6.03, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2024-O-09

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE IV, SECTION 4.01, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2024-O-10

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE III, SECTION 3.06, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2024-O-11

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO Article III, SECTION 3.05, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2024-O-12

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE VII, SECTION 7.04(A), OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2024-O-13

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO Article III, SECTION 3.04, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

ORDINANCE NO. 2024-O-14

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE VII, SECTION 7.07(C), OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

OLD BUSINESS:

NEW BUSINESS:

OPEN TO THE PUBLIC TO SPEAK:

ANNOUNCEMENTS AND SETTING OF MEETINGS:

Public Hearing On 2024-R-20

Tuesday, July 9th, 2024 at 7:00 P.M.

ADJOURNMENT:

The next REGULAR MEETING OF COUNCIL will be held on
Tuesday, July 23rd 2024, at 7:00 P.M.

RESOLUTION NO. 2024-R-25

**A RESOLUTION APPROVING A RETIRE/REHIRE POLICY FOR
ELIGIBLE CITY EMPLOYEES**

WHEREAS, the City does not currently have a retire/rehire policy for full time employees who wish to retire from the City and begin collecting an OPERS pension and then return to work for the City; and

WHEREAS, the Administration has developed a policy that is attached to this Resolution as Exhibit A that provides a process and rules for considering an employee who wishes to retire from the City so that they can collect an OPERS pension and then be rehired;

WHEREAS, the Administration believes that this policy is necessary in order to retain long tenured employees especially because such an employee has significant experience and job knowledge and the Administration believes that such a policy can be a significant benefit to the City and its residents; and

WHEREAS, in the private sector, an employee who meets all of the requirements of the Social Security laws is able to start collecting Social Security at age 62 and continue to work for their existing employer; and

WHEREAS, this retire/rehire policy should help the City to recruit and retain employees; and

WHEREAS, the retire/rehire policy will be decided on a case-by-case basis and will not automatically be granted to an employee and this policy cannot be changed without the approval of Council.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO, AS FOLLOWS:

Section 1. That the Mayor and the Administrative Director are hereby authorized to adopt the attached retire/rehire policy and to put it into effect for the City. Further, this retire/rehire policy cannot be changed by the Administration without the prior approval of Council.

Section 2. That all formal actions of this Council concerning the passage of this Resolution were adopted in an

open meeting, and all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22, of the Ohio Revised Code.

WHEREFORE, this Resolution shall be in full force and effect upon its passage by Council and approval by the Mayor as is provided by law.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR
Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

Exhibit A

Retire/Rehire Policy

A. It is the policy of the City of Mentor on the Lake (the "City") for the Administrative Director or his/her designee and then the Mayor, to review all recommendations for the re-employment of retired City employees within the parameters of this policy and as defined by applicable law.

B. As used in this Policy, a "Reemployed Retired City Employee" is an employee who (i) has worked for the City on a full-time basis for more than five years and (ii) has been paying in to the OPERS retirement system and (iii) such an employee has retired from the City and (iv) has begun to collect their retirement benefits from OPERS within zero to 180 days after retiring from the City and (v) where such an employee wishes to be rehired by the City within one day to one year after they have retired from the City.

C. No person who meets the definition of a Reemployed Retired City Employee shall be hired as a City employee unless the Mayor and/or the Administrative Director approve the hiring of such a person.

D The conditions under which a Reemployed Retired City Employee may be re-employed shall be dictated by the applicable provisions of the Ohio Revised Code and Ohio Administrative Code and by any applicable provision of the City Ordinances and shall be subject to applicable provisions of the respective collective bargaining agreement.

E. The City reserves the right to make re-employment determinations on a case-by-case basis. No approval or denial of a recommendation for re-employment shall be considered precedent setting or binding on the City.

F. Any eligible employee must complete a Retire / Rehire application form 6 months prior to the date they wish to retire. Any requests received less than 6 months prior to retirement will be automatically denied.

G. The application must be signed by the employee's immediate supervisor with their recommendation and then submitted to the Mayor for the final decision.

H. In the event of a Retire - Rehire,

(1) Allowable Sick pay must be paid out to employee upon retirement, and they will start at zero sick days upon return.

(2) At the option of the retired/rehired employee vacation can either (a) be paid out upon retirement or (b) if not cashed out, the employee can carry forward up to six weeks of vacation time when they are rehired and return to work.

(3) The employee may accrue vacation hours based on previous years served.

(4) Once an employee retires, they will lose longevity pay upon rehire.

(5) Pre-retirement years of service also will not be counted as seniority for purposes of work scheduling or for overtime work.

J. This policy cannot be changed by the Administration without the prior approval of Council.

RESOLUTION NO. 2024-R-20

A RESOLUTION APPROVING THE 2025 BUDGET

WHEREAS, the Administrative Director has prepared a proposed Budget for 2025, in accordance with the form prescribed by the Auditor of State, and approved by the Auditor of Lake County, as required by law; and

WHEREAS, a Public Hearing on said proposed Budget was held by Council on July 9th, 2024; and

WHEREAS, this Council has duly considered the proposed Budget on the dates shown below.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO, AS FOLLOWS:

Section 1. That the annual Budget for 2025, as attached hereto and made a part hereof, be and the same is hereby adopted by the Council.

Section 2. That the following funds that derive revenues from general property tax sources and their respective levied millage rates are hereby submitted to the County Budget Commission for approval:

<u>FUND</u>	<u>MILLAGE</u>	<u>ESTIMATED REVENUES</u>
General - 101	2.70	\$ 375,000
Police Pension - 211	.30	\$ 42,000
Police Protection Levy - 212	9.20	\$ 415,000
Fire Protection Levy - 221	7.30	\$ 330,000
Safety Forces Levy - 240	4.50	\$ 620,000
Charter Police Levy - 241	1.50	\$ 207,000
Charter Fire Levy - 242	1.10	\$ 153,000
Charter Road Levy - 243	1.20	\$ 166,000
Parks & Recreation Levy – 244	0.75	\$ 103,500
TOTAL MILLAGE	28.55	

Section 3. That the Administrative Director is hereby authorized and directed to certify the same to the Lake County Auditor according to law.

Section 4. That this Resolution shall take effect and be in full force from and after its adoption at the earliest period allowed by law.

ADOPTED: _____

**ROBERT JOHNSON
PRESIDENT OF COUNCIL**

ATTEST: _____
CLERK OF COUNCIL

**DAVID R. EVA DATE
MAYOR**

1st Reading _____

2nd Reading _____

3rd Reading _____

ORDINANCE NO. 2024-O-07

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE VI, SECTION 6.04, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO, that the Council of Mentor-on-the-Lake hereby submits to the Lake County Board of Elections and to the voters of the City of Mentor-on-the-Lake the following individual and separate proposed Charter Amendments as follows:

Section 1. Council hereby authorizes and directs that the following proposal to amend Article VI, Section 6.04, of the Charter of the City of Mentor on the Lake, Ohio, be submitted to the electors of the City on Tuesday, November 5, 2024 and the proposed Charter provision with the additional language highlighted in **bold type** reads as follows:

SECTION 6.04 ENGINEER AND LAW DIRECTOR.

The Charter hereby establishes an office of Engineer and office of Law Director, appointed by the Mayor **within the first 12 months of the start of the Mayor's current term of office** annually with the approval of the majority of Council. They shall serve on a contract basis **as negotiated, extending no longer than one year past the Mayor's current term of office.** Each shall provide the Municipality with his or her respective services as the Mayor and Council shall direct.

The Law Director shall be a practicing attorney who is duly licensed by and in good standing with the Ohio Supreme Court. **A summary of qualifications shall be presented, with the Mayor's recommendation, to the Council at the time of contractual review.**

The Engineer shall be a registered civil engineer. **As part of the contract review, the Mayor shall conduct a comprehensive evaluation with minimum qualification criteria in compliance with Ohio's Qualifications-Based Selection Law for Professional Engineers, Architects & Surveyors (Ohio Revised Code §153.65-.73) This evaluation shall be presented, with Mayor's recommendation, to Council at the time of contractual review.**

Section 2. That if such Charter Amendment is approved by a

majority of the electors voting thereon at such election, said Amendment shall become effective from and after the time of its approval by the electors.

Section 3. That the Clerk of Council be and she hereby is directed to mail a copy of the above proposed Charter amendments, additions or revisions to each elector whose name appears upon the poll or registration books of the last regular or general election held in the City, or cause to be published the full text of the proposed Charter amendments, additions or revisions as set forth above, once a week for not less than two consecutive weeks in a newspaper of general circulation within the City, or as provided in section 7.16 of the Revised Code, with the first publication being at least fifteen (15) days prior to the election hereinbefore provided, all, in accordance with Section 9 of Article XVIII of the Ohio Constitution, Section 731.211 of the Ohio Revised Code, and the Charter of the City of Mentor-on-the-Lake.

SECTION 4. That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Lake County, 105 Main Street, P.O. Box 490, Painesville, OH 44077.

SECTION 5. That the Board of Elections of Lake County is hereby requested to cause appropriate notice of such election to be duly given in accordance with law.

SECTION 6. That the form of ballots to be cast at the election shall be as follows:

PROPOSED CHARTER AMENDMENT

(A majority affirmative vote is necessary for passage)

Shall Article VI, Section 6.04, Engineer and Law Director be amended in order to align the contracts of the Engineer and Law Director with the election of the Mayor and to establish enhanced qualifications for these positions:

SECTION 6.04 ENGINEER AND LAW DIRECTOR.

The Charter hereby establishes an office of Engineer and office of Law Director, appointed by the Mayor within the first 12 months of the start of the Mayor's current term of office annually with the approval of the majority of Council. They shall serve on a contract

basis as negotiated, extending no longer than one year past the Mayor's current term of office. Each shall provide the Municipality with his or her respective services as the Mayor and Council shall direct.

The Law Director shall be a practicing attorney who is duly licensed by and in good standing with the Ohio Supreme Court. A summary of qualifications shall be presented, with the Mayor's recommendation, to the Council at the time of contractual review.

The Engineer shall be a registered civil engineer. As part of the contract review, the Mayor shall conduct a comprehensive evaluation with minimum qualification criteria in compliance with Ohio's Qualifications-Based Selection Law for Professional Engineers, Architects & Surveyors (Ohio Revised Code §153.65-.73) This evaluation shall be presented, with Mayor's recommendation, to Council at the time of contractual review.

Section 7. That the proposed Charter amendment is being submitted pursuant to the submission of said amendments, additions and revisions by the Charter Review Commission of the City of Mentor-on-the-Lake, as provided in Section 11.05 of the Charter.

Section 8. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 123.22 of the Ohio Revised Code.

Section 9. That this Ordinance is hereby declared to be and is passed as an emergency measure, the emergency being the need to comply with the provisions of the Charter and to preserve order and peace, quiet and dignity in this City. Said Ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake, Ohio.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

ORDINANCE NO. 2024-O-08

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE VI, SECTIONS 6.02 AND 6.03, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO, that the Council of Mentor-on-the-Lake hereby submits to the Lake County Board of Elections and to the voters of the City of Mentor-on-the-Lake the following individual and separate proposed Charter Amendments as follows:

Section 1. Council hereby authorizes and directs that the following proposal to amend Article VI, Sections 6.02 and 6.03, of the Charter of the City of Mentor on the Lake, Ohio, be submitted to the electors of the City on Tuesday, November 5, 2024:

SECTION 6.02 ADMINISTRATIVE DIRECTOR.

Remove the requirement in Section C that the Administrative Director shall serve as the Fiscal Officer but allow the Administrative Director to serve as the Fiscal Officer subject to the provisions of Section 6.03.

SECTION 6.03 FISCAL OFFICER.

Add the following language to Section 6.03:

There is hereby created the office of the Fiscal Officer. This office may be combined with the Administrative Director at the discretion of the Mayor, with approval by Council.

Section 2. That if such Charter Amendment is approved by a majority of the electors voting thereon at such election, said Amendment shall become effective from and after the time of its approval by the electors.

Section 3. That the Clerk of Council be and she hereby is directed to mail a copy of the above proposed Charter amendments, additions or revisions to each elector whose name appears upon the poll or registration books of the last regular or general election held in the City, or cause to be published the full text of the proposed Charter amendments, additions or revisions as set forth above,

once a week for not less than two consecutive weeks in a newspaper of general circulation within the City, or as provided in section 7.16 of the Revised Code, with the first publication being at least fifteen (15) days prior to the election hereinbefore provided, all, in accordance with Section 9 of Article XVIII of the Ohio Constitution, Section 731.211 of the Ohio Revised Code, and the Charter of the City of Mentor-on-the-Lake.

SECTION 4. That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Lake County, 105 Main Street, P.O. Box 490, Painesville, OH 44077.

SECTION 5. That the Board of Elections of Lake County is hereby requested to cause appropriate notice of such election to be duly given in accordance with law.

SECTION 6. That the form of ballots to be cast at the election shall be as follows:

PROPOSED CHARTER AMENDMENT

(A majority affirmative vote is necessary for passage)

Shall Article VI, Sections 6.02 (Administrative Director) and 6.03 (Fiscal Officer) of the City of Mentor on the Lake Charter, Ohio be amended so that the Administrative Director is not required to be the Fiscal Officer and creating the official City position of Fiscal Officer:

SECTION 6.02 ADMINISTRATIVE DIRECTOR.

There is hereby created the office of Administrative Director:

A. Such administrator shall be appointed by the Mayor subject to confirmation by the majority of Council; provided, however, that if the Council fails to confirm or reject such appointment within thirty (30) days after it is submitted, such appointment shall become final.

B. The Administrative Director shall be possessed of financial and administrative qualifications.

C. Subject to the provisions of Section 6.03, he or she may also serve as the Fiscal Officer for the City.

D. He or she shall serve at the pleasure of the Mayor.

E. He or she shall, under the supervision and control of the Mayor, be charged with general supervision of the administration of the affairs of the Municipality and of the departments herein created, except the Safety Department.

F. He or she shall serve as administrator of all departments except the Safety Department.

G. He or she shall perform such other duties as may be required of him or her by the Mayor or by ordinance.

H. He or she shall be the purchasing agent for the Municipality.

I. Upon re-election of the Mayor his or her appointment is again subject to confirmation by a majority of the members of Council.

SECTION 6.03 FISCAL OFFICER.

There is hereby created the office of the Fiscal Officer. This office and position may be combined with the Administrative Director at the discretion of the Mayor, with approval by Council.

A. Keep the financial accounts of the Municipality, including taxes and assessments, monies due to, and all receipts and disbursements by the Municipality.

B. Be the custodian of all monies of the Municipality and shall perform the functions of the Treasurer of the Municipality.

C. Assist the Mayor and Council in the preparation of estimates, budgets and appropriations and shall keep the Mayor and Council informed as to the financial condition of the Municipality from time to time as Council may request.

D. Examine all payrolls, bills and other claims against the Municipality and shall issue no warrant unless he or she shall find that the claim is in proper form, correctly computed, duly approved and that it is due and payable and that an appropriation has been made therefor.

Section 7. That the proposed Charter amendment is being submitted pursuant to the submission of said amendments, additions and

revisions by the Charter Review Commission of the City of Mentor-on-the-Lake, as provided in Section 11.05 of the Charter.

Section 8. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 123.22 of the Ohio Revised Code.

Section 9. That this Ordinance is hereby declared to be and is passed as an emergency measure, the emergency being the need to comply with the provisions of the Charter and to preserve order and peace, quiet and dignity in this City. Said Ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake, Ohio.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

ORDINANCE NO. 2024-O-09

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE IV, SECTION 4.01, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO, that the Council of Mentor-on-the-Lake hereby submits to the Lake County Board of Elections and to the voters of the City of Mentor-on-the-Lake the following individual and separate proposed Charter Amendments as follows:

Section 1. Council hereby authorizes and directs that the following proposal to amend Article IV, Section 4.01, of the Charter of the City of Mentor on the Lake, Ohio, be submitted to the electors of the City on Tuesday, November 5, 2024:

SECTION 4.01 COMPOSITION AND TERMS.

Seven (7) Council members are to be elected. Three (3) Council members are to be elected at large. Four (4) Council Members shall be elected from wards, one from each ward. The Ward Council Members must be a resident of the Ward on the date they file their petitions for election with the Board of Elections and he or she must also meet the qualifications of Section 4.02 of the Charter. The present Council shall, within 45 days after adoption of this Charter provision, divide the municipality into four (4) wards having as near as practical, equal population, and thereafter the then existing Council shall have the power to change the boundaries of the wards by ordinance every four (4) years thereafter and upon the annexation of any territory, shall have the power to place said district or any part thereof in any existing ward or wards as will most efficiently keep said wards of equal population.

Ward council members shall serve for a term of four (4) years beginning on the first day of January next following their election. The initial term of office of the ward council members shall commence on January 1, 2016 and every four (4) years thereafter. At large members of Council shall also serve for a term of four (4) years. ~~In November 2025 17, and quadrennially thereafter, the at-large councilpersons shall be elected so as to provide that the term of one three councilpersons at large will commence on the first day of January, 2026 18 and quadrennially thereafter; the term of one councilperson at large shall commence~~

~~on the second day of January, 2018, and quadrennially thereafter, and the term of one councilperson at large shall commence on the third day of January, 2018, and quadrennially thereafter.~~

SECTION 4.01 COMPOSITION AND TERMS.

Seven (7) Council members are to be elected. Three (3) Council members are to be elected at large. Four (4) Council Members shall be elected from wards, one from each ward. The Ward Council Members must be a resident of the Ward on the date they file their petitions for election with the Board of Elections and he or she must also meet the qualifications of Section 4.02 of the Charter. The present Council shall, within 45 days after adoption of this Charter provision, divide the municipality into four (4) wards having as near as practical, equal population, and thereafter the then existing Council shall have the power to change the boundaries of the wards by ordinance every four (4) years thereafter and upon the annexation of any territory, shall have the power to place said district or any part thereof in any existing ward or wards as will most efficiently keep said wards of equal population.

Ward council members shall serve for a term of four (4) years beginning on the first day of January next following their election. The initial term of office of the ward council members shall commence on January 1, 2016 and every four (4) years thereafter. At large members of Council shall also serve for a term of four (4) years. Starting with the November 2025 general election, the three (3) At large candidates with the greatest number of votes are elected to a term commencing on the first day of January 2026.

Section 2. That if such Charter Amendment is approved by a majority of the electors voting thereon at such election, said Amendment shall become effective from and after the time of its approval by the electors.

Section 3. That the Clerk of Council be and she hereby is directed to mail a copy of the above proposed Charter amendments, additions or revisions to each elector whose name appears upon the poll or registration books of the last regular or general election held in the City, or cause to be published the full text of the proposed Charter amendments, additions or revisions as set forth above, once a week for not less than two consecutive weeks in a newspaper of general circulation within the City, or as provided in section

7.16 of the Revised Code, with the first publication being at least fifteen (15) days prior to the election hereinbefore provided, all, in accordance with Section 9 of Article XVIII of the Ohio Constitution, Section 731.211 of the Ohio Revised Code, and the Charter of the City of Mentor-on-the-Lake.

SECTION 4. That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Lake County, 105 Main Street, P.O. Box 490, Painesville, OH 44077.

SECTION 5. That the Board of Elections of Lake County is hereby requested to cause appropriate notice of such election to be duly given in accordance with law.

SECTION 6. That the form of ballots to be cast at the election shall be as follows:

PROPOSED CHARTER AMENDMENT

(A majority affirmative vote is necessary for passage)

Shall Article IV, Section 4.01, Composition and Terms of Council of the City of Mentor on the Lake, Ohio Charter be amended so that the three At Large Candidates for Council with the greatest number of votes are elected to the three At Large Council positions that all begin on January 1:

SECTION 4.01 COMPOSITION AND TERMS.

Seven (7) Council members are to be elected. Three (3) Council members are to be elected at large. Four (4) Council Members shall be elected from wards, one from each ward. The Ward Council Members must be a resident of the Ward on the date they file their petitions for election with the Board of Elections and he or she must also meet the qualifications of Section 4.02 of the Charter. The present Council shall, within 45 days after adoption of this Charter provision, divide the municipality into four (4) wards having as near as practical, equal population, and thereafter the then existing Council shall have the power to change the boundaries of the wards by ordinance every four (4) years thereafter and upon the annexation of any territory, shall have the power to place said district or any part thereof in any existing ward or wards as will most efficiently keep said wards of equal population.

Ward council members shall serve for a term of four (4) years beginning on the first day of January next following their election. The initial term of office of the ward council members shall commence on January 1, 2016 and every four (4) years thereafter. At large members of Council shall also serve for a term of four (4) years. Starting with the November 2025 general election, the three (3) At large candidates with the greatest number of votes are elected to a term commencing on the first day of January 2026.

Section 7. That the proposed Charter amendment is being submitted pursuant to the submission of said amendments, additions and revisions by the Charter Review Commission of the City of Mentor-on-the-Lake, as provided in Section 11.05 of the Charter.

Section 8. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 123.22 of the Ohio Revised Code.

Section 9. That this Ordinance is hereby declared to be and is passed as an emergency measure, the emergency being the need to comply with the provisions of the Charter and to preserve order and peace, quiet and dignity in this City. Said Ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake, Ohio.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

ORDINANCE NO. 2024-O-10

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE III, SECTION 3.06, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO, that the Council of Mentor-on-the-Lake hereby submits to the Lake County Board of Elections and to the voters of the City of Mentor-on-the-Lake the following individual and separate proposed Charter Amendments as follows:

Section 1. Council hereby authorizes and directs that the following proposal to amend Article III, Section 3.06, of the Charter of the City of Mentor on the Lake, Ohio, be submitted to the electors of the City on Tuesday, November 5, 2024:

SECTION 3.06 VACANCY.

~~When a vacancy shall occur in the office of the Mayor, the President of Council shall serve as Mayor until the next Municipal election, providing the vacancy does not occur subsequent to one hundred days before said election. In that event, he or she shall serve the full unexpired term. In this event, the President of Council shall relinquish his or her duties as a councilman.~~

SECTION 3.06 VACANCY

A. When a vacancy occurs in the office of the Mayor (by death, disqualification, removal, or action of Council per sections 3.03) the President of Council shall serve as Mayor until the next general election. The successful Mayoral candidate will then fill the remainder of the unexpired term.

B. The President of Council shall relinquish his or her duties as a councilperson during the time they are serving as Mayor. The Vice-President of Council shall serve as President of Council for the remainder of the 1-year term as outlined in Charter Article IV, Section 4.09. The remaining Council vacancy shall be filled according to Charter Article IV, Section 4.03.

C. If the President of Council declines to serve as Mayor, the Vice President of Council shall serve as Mayor. If the Vice President of Council declines to serve as Mayor, the President of

Council shall perform the duties of Mayor until a qualified elector is appointed by Council to serve as Mayor until next general election to fill the unexpired term. The appointment must be made within thirty (30) days of the date in which the vacancy in the Mayor's office occurs. If Council does not appoint a Mayor within the thirty (30) day period, the President of Council shall appoint a qualified elector to serve as Mayor until the next general election to fill the unexpired term.

Section 2. That if such Charter Amendment is approved by a majority of the electors voting thereon at such election, said Amendment shall become effective from and after the time of its approval by the electors.

Section 3. That the Clerk of Council be and she hereby is directed to mail a copy of the above proposed Charter amendments, additions or revisions to each elector whose name appears upon the poll or registration books of the last regular or general election held in the City, or cause to be published the full text of the proposed Charter amendments, additions or revisions as set forth above, once a week for not less than two consecutive weeks in a newspaper of general circulation within the City, or as provided in section 7.16 of the Revised Code, with the first publication being at least fifteen (15) days prior to the election hereinbefore provided, all, in accordance with Section 9 of Article XVIII of the Ohio Constitution, Section 731.211 of the Ohio Revised Code, and the Charter of the City of Mentor-on-the-Lake.

SECTION 4. That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Lake County, 105 Main Street, P.O. Box 490, Painesville, OH 44077.

SECTION 5. That the Board of Elections of Lake County is hereby requested to cause appropriate notice of such election to be duly given in accordance with law.

SECTION 6. That the form of ballots to be cast at the election shall be as follows:

PROPOSED CHARTER AMENDMENT

(A majority affirmative vote is necessary for passage)

Shall Article III, Section 3.06, Vacancy in the Office of the Mayor

be amended in order to specify the process for appointing a successor to the Mayor if the Office of the Mayor becomes vacant and providing that the Council President shall become Mayor for the remainder of the term and if the President of Council declines the position then to have the Vice-President of Council become the Mayor and further succession provisions if both the President or Vice-President of Council decline to serve as the Mayor:

SECTION 3.06 VACANCY

A. When a vacancy occurs in the office of the Mayor (by death, disqualification, removal, or action of Council per sections 3.03) the President of Council shall serve as Mayor until the next general election. The successful Mayoral candidate will then fill the remainder of the unexpired term.

B. The President of Council shall relinquish his or her duties as a councilperson during the time they are serving as Mayor. The Vice-President of Council shall serve as President of Council for the remainder of the 1-year term as outlined in Charter Article IV, Section 4.09. The remaining Council vacancy shall be filled according to Charter Article IV, Section 4.03.

C. If the President of Council declines to serve as Mayor, the Vice President of Council shall serve as Mayor. If the Vice President of Council declines to serve as Mayor, the President of Council shall perform the duties of Mayor until a qualified elector is appointed by Council to serve as Mayor until next general election to fill the unexpired term. The appointment must be made within thirty (30) days of the date in which the vacancy in the Mayor's office occurs. If Council does not appoint a Mayor within the thirty (30) day period, the President of Council shall appoint a qualified elector to serve as Mayor until the next general election to fill the unexpired term.

Section 7. That the proposed Charter amendment is being submitted pursuant to the submission of said amendments, additions and revisions by the Charter Review Commission of the City of Mentor-on-the-Lake, as provided in Section 11.05 of the Charter.

Section 8. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including

Section 123.22 of the Ohio Revised Code.

Section 9. That this Ordinance is hereby declared to be and is passed as an emergency measure, the emergency being the need to comply with the provisions of the Charter and to preserve order and peace, quiet and dignity in this City. Said Ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake, Ohio.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

ORDINANCE NO. 2024-O-11

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO Article III, SECTION 3.05, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO, that the Council of Mentor-on-the-Lake hereby submits to the Lake County Board of Elections and to the voters of the City of Mentor-on-the-Lake the following individual and separate proposed Charter Amendments as follows:

Section 1. Council hereby authorizes and directs that the following proposal to amend Article III, Section 3.05, of the Charter of the City of Mentor on the Lake, Ohio, be submitted to the electors of the City on Tuesday, November 5, 2024:

SECTION 3.05 DUTIES AND POWERS

(Add new Section 12)

SECTION 3.05 DUTIES AND POWERS

12. Annual Appropriations. In order to certify the budget of the Municipality to the County Appropriations Commission or similar officials, the Mayor shall submit to the Council an annual budget covering the estimated needs of the Municipality for the next fiscal year which shall be compiled from information which shall be furnished by each office, department, agency and commission such form and detail and at such time as the Mayor shall require. This budget shall be submitted with sufficient time to allow for discussion, review, and approval, per the requirements of the Ohio Revised Code.

Such annual budget shall set forth specifically such items as may be required by general law or by ordinance of Council and the Council shall thereupon adopt such budget by ordinance, with or without amendment, and submit same to the County Budget Commission or similar officials. The Mayor and Council shall in their best capacity implement the goals of the City Comprehensive Plan, as available, when entering such contracts.

Section 2. That if such Charter Amendment is approved by a majority of the electors voting thereon at such election, said

Amendment shall become effective from and after the time of its approval by the electors.

Section 3. That the Clerk of Council be and she hereby is directed to mail a copy of the above proposed Charter amendments, additions or revisions to each elector whose name appears upon the poll or registration books of the last regular or general election held in the City, or cause to be published the full text of the proposed Charter amendments, additions or revisions as set forth above, once a week for not less than two consecutive weeks in a newspaper of general circulation within the City, or as provided in section 7.16 of the Revised Code, with the first publication being at least fifteen (15) days prior to the election hereinbefore provided, all, in accordance with Section 9 of Article XVIII of the Ohio Constitution, Section 731.211 of the Ohio Revised Code, and the Charter of the City of Mentor-on-the-Lake.

SECTION 4. That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Lake County, 105 Main Street, P.O. Box 490, Painesville, OH 44077.

SECTION 5. That the Board of Elections of Lake County is hereby requested to cause appropriate notice of such election to be duly given in accordance with law.

SECTION 6. That the form of ballots to be cast at the election shall be as follows:

PROPOSED CHARTER AMENDMENT

(A majority affirmative vote is necessary for passage)

Shall Article III, Section 3.05, Duties and Powers of the Mayor of the City of Mentor on the Lake, Ohio be amended in order to add an additional duty regarding the City budget process and to use the best capacity of the Mayor and Council to implement the goals of a City Comprehensive Plan:

SECTION 3.05(A) DUTIES AND POWERS - Executive Powers of Mayor - New Section 12

12. Annual Appropriations. In order to certify the budget of the Municipality to the County Appropriations Commission or similar officials, the Mayor shall submit to the Council an annual budget covering the estimated needs of the Municipality for the next

fiscal year which shall be compiled from information which shall be furnished by each office, department, agency and commission such form and detail and at such time as the Mayor shall require. This budget shall be submitted with sufficient time to allow for discussion, review, and approval, per the requirements of the Ohio Revised Code.

Such annual budget shall set forth specifically such items as may be required by general law or by ordinance of Council and the Council shall thereupon adopt such budget by ordinance, with or without amendment, and submit same to the County Budget Commission or similar officials. The Mayor and Council shall in their best capacity implement the goals of the City Comprehensive Plan, as available, when entering such contracts.

Section 7. That the proposed Charter amendment is being submitted pursuant to the submission of said amendments, additions and revisions by the Charter Review Commission of the City of Mentor-on-the-Lake, as provided in Section 11.05 of the Charter.

Section 8. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 123.22 of the Ohio Revised Code.

Section 9. That this Ordinance is hereby declared to be and is passed as an emergency measure, the emergency being the need to comply with the provisions of the Charter and to preserve order and peace, quiet and dignity in this City. Said Ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake, Ohio.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

ORDINANCE NO. 2024-O-12

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE VII, SECTION 7.04(A), OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO, that the Council of Mentor-on-the-Lake hereby submits to the Lake County Board of Elections and to the voters of the City of Mentor-on-the-Lake the following individual and separate proposed Charter Amendments as follows:

Section 1. Council hereby authorizes and directs that the following proposal to amend Article VII, Section 7.04, of the Charter of the City of Mentor on the Lake, Ohio, be submitted to the electors of the City on Tuesday, November 5, 2024 and the proposed Charter provision with the additional language highlighted in **bold type** reads as follows:

SECTION 7.04 (A) PARKS AND RECREATION BOARD

A. There is created a Parks and Recreation Board to **represent the cultural and recreational interests of the citizens of Mentor on the Lake by providing** planning and oversight of ~~prepare, equip, operate and maintain recreation~~ **recreational** facilities, **cultural activities, and** as the Council may deem necessary.

Section 2. That if such Charter Amendment is approved by a majority of the electors voting thereon at such election, said Amendment shall become effective from and after the time of its approval by the electors.

Section 3. That the Clerk of Council be and she hereby is directed to mail a copy of the above proposed Charter amendments, additions or revisions to each elector whose name appears upon the poll or registration books of the last regular or general election held in the City, or cause to be published the full text of the proposed Charter amendments, additions or revisions as set forth above, once a week for not less than two consecutive weeks in a newspaper of general circulation within the City, or as provided in section 7.16 of the Revised Code, with the first publication being at least fifteen (15) days prior to the election hereinbefore provided, all, in accordance with Section 9 of Article XVIII of the Ohio Constitution, Section 731.211 of the Ohio Revised Code, and the

Charter of the City of Mentor-on-the-Lake.

SECTION 4. That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Lake County, 105 Main Street, P.O. Box 490, Painesville, OH 44077.

SECTION 5. That the Board of Elections of Lake County is hereby requested to cause appropriate notice of such election to be duly given in accordance with law.

SECTION 6. That the form of ballots to be cast at the election shall be as follows:

PROPOSED CHARTER AMENDMENT

(A majority affirmative vote is necessary for passage)

Shall Article VII, Section 7.04(A), Parks and Recreation Board be amended in order to describe that this Board only provides oversight and coordination of activities for recreational and cultural activities in the City:

SECTION 7.04 (A) PARKS AND RECREATION BOARD

A. There is created a Parks and Recreation Board to represent the cultural and recreational interests of the citizens of Mentor on the Lake by providing planning and oversight of recreational facilities, cultural activities, and as the Council may deem necessary.

Section 7. That the proposed Charter amendment is being submitted pursuant to the submission of said amendments, additions and revisions by the Charter Review Commission of the City of Mentor-on-the-Lake, as provided in Section 11.05 of the Charter.

Section 8. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 123.22 of the Ohio Revised Code.

Section 9. That this Ordinance is hereby declared to be and is passed as an emergency measure, the emergency being the need to

comply with the provisions of the Charter and to preserve order and peace, quiet and dignity in this City. Said Ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake, Ohio.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

ORDINANCE NO. 2024-O-13

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO Article III, SECTION 3.04, OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO, that the Council of Mentor-on-the-Lake hereby submits to the Lake County Board of Elections and to the voters of the City of Mentor-on-the-Lake the following individual and separate proposed Charter Amendments as follows:

Section 1. Council hereby authorizes and directs that the following proposal to amend Article III, Section 3.04, of the Charter of the City of Mentor on the Lake, Ohio, be submitted to the electors of the City on Tuesday, November 5, 2024:

SECTION 3.04 ~~ABSENCE OR DISABILITY.~~

~~When the Mayor is absent from the Municipality or for any reason is unable to perform his or her duties as Mayor, the Administrative Director shall become Acting Mayor for a period of seventy-two (72) hours. The Administrative Director within twenty-four (24) hours shall notify the President of Council that he or she is Acting Mayor and that if the Mayor is unable to return within the seventy-two (72) hours that the President of Council is to become Acting Mayor for the remainder of the Mayor's absence and shall exercise all of the powers of Mayor but shall cease to be President of Council while acting as Mayor. In the event the President of Council is absent from the Municipality, or for any reason is unable to perform his or her duties as Acting Mayor, the Vice President of Council shall become the Acting Mayor, and while so acting shall have all the powers and duties of the Mayor, and he or she shall thereby cease to be Vice President of Council.~~

SECTION 3.04 ACTING MAYOR

When the Mayor is unable to perform his or her duties for any cause, the Administrative Director shall become Acting Mayor for a period of seven (7) days. The Administrative Director within twenty-four (24) hours shall notify the President of Council that he or she is Acting Mayor and that if the Mayor is unable to perform his or her duties within the next seven (7) days that the President of Council is to become Acting Mayor until the Mayor is

able to return to duty and shall exercise all of the powers of Mayor but shall cease to be President of Council while acting as Mayor.

In the event the President of Council for any reason is unable to perform his or her duties as Acting Mayor, the Vice President of Council shall become the Acting Mayor, and while so acting shall have all the powers and duties of the Mayor, and he or she shall thereby cease to be Vice President of Council.

Any and all appointments made by an acting Mayor are subject to confirmation by the Mayor upon resuming duties of the Mayoral office.

When the Mayor is unable to perform his or her duties for a period of at least twelve (12) weeks, the Council may declare the office of the Mayor vacant. Such vacancy shall be filled as provided by in section 3.06.

Section 2. That if such Charter Amendment is approved by a majority of the electors voting thereon at such election, said Amendment shall become effective from and after the time of its approval by the electors.

Section 3. That the Clerk of Council be and she hereby is directed to mail a copy of the above proposed Charter amendments, additions or revisions to each elector whose name appears upon the poll or registration books of the last regular or general election held in the City, or cause to be published the full text of the proposed Charter amendments, additions or revisions as set forth above, once a week for not less than two consecutive weeks in a newspaper of general circulation within the City, or as provided in section 7.16 of the Revised Code, with the first publication being at least fifteen (15) days prior to the election hereinbefore provided, all, in accordance with Section 9 of Article XVIII of the Ohio Constitution, Section 731.211 of the Ohio Revised Code, and the Charter of the City of Mentor-on-the-Lake.

SECTION 4. That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Lake County, 105 Main Street, P.O. Box 490, Painesville, OH 44077.

SECTION 5. That the Board of Elections of Lake County is hereby requested to cause appropriate notice of such election to be duly

given in accordance with law.

SECTION 6. That the form of ballots to be cast at the election shall be as follows:

PROPOSED CHARTER AMENDMENT

(A majority affirmative vote is necessary for passage)

Shall Article III, Section 3.04, Absence or Disability / Acting Mayor of the City of Mentor on the Lake, Ohio Charter be amended so that the President of Council becomes the Acting Mayor after seven days and that the Office of the Mayor may become vacant after 12 weeks if the Mayor is unable to perform the duties of the Office of the Mayor:

SECTION 3.04 ACTING MAYOR

When the Mayor is unable to perform his or her duties for any cause, the Administrative Director shall become Acting Mayor for a period of seven (7) days. The Administrative Director within twenty-four (24) hours shall notify the President of Council that he or she is Acting Mayor and that if the Mayor is unable to perform his or her duties within the next seven (7) days that the President of Council is to become Acting Mayor until the Mayor is able to return to duty and shall exercise all of the powers of Mayor but shall cease to be President of Council while acting as Mayor.

In the event the President of Council for any reason is unable to perform his or her duties as Acting Mayor, the Vice President of Council shall become the Acting Mayor, and while so acting shall have all the powers and duties of the Mayor, and he or she shall thereby cease to be Vice President of Council.

Any and all appointments made by an acting Mayor are subject to confirmation by the Mayor upon resuming duties of the Mayoral office.

When the Mayor is unable to perform his or her duties for a period of at least twelve (12) weeks, the Council may declare the office of the Mayor vacant. Such vacancy shall be filled as provided by in section 3.06.

Section 7. That the proposed Charter amendment is being submitted pursuant to the submission of said amendments, additions and

revisions by the Charter Review Commission of the City of Mentor-on-the-Lake, as provided in Section 11.05 of the Charter.

Section 8. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 123.22 of the Ohio Revised Code.

Section 9. That this Ordinance is hereby declared to be and is passed as an emergency measure, the emergency being the need to comply with the provisions of the Charter and to preserve order and peace, quiet and dignity in this City. Said Ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake, Ohio.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council

ORDINANCE NO. 2024-O-14

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO ARTICLE VII, SECTION 7.07(C), OF THE MUNICIPAL CHARTER, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MENTOR-ON-THE-LAKE, COUNTY OF LAKE, AND STATE OF OHIO, that the Council of Mentor-on-the-Lake hereby submits to the Lake County Board of Elections and to the voters of the City of Mentor-on-the-Lake the following individual and separate proposed Charter Amendments as follows:

Section 1. Council hereby authorizes and directs that the following proposal to amend Article VII, Section 7.07(C), of the Charter of the City of Mentor on the Lake, Ohio, be submitted to the electors of the City on Tuesday, November 5, 2024:

SECTION 7.07(C) CIVIL SERVICE COMMISSION.

Delete the position of part-time fire fighter from the Classified Civil Service and make that position an Unclassified position that does not require a Civil Service Test for the purpose of hiring a person to fill that position.

Section 2. That if such Charter Amendment is approved by a majority of the electors voting thereon at such election, said Amendment shall become effective from and after the time of its approval by the electors.

Section 3. That the Clerk of Council be and she hereby is directed to mail a copy of the above proposed Charter amendments, additions or revisions to each elector whose name appears upon the poll or registration books of the last regular or general election held in the City, or cause to be published the full text of the proposed Charter amendments, additions or revisions as set forth above, once a week for not less than two consecutive weeks in a newspaper of general circulation within the City, or as provided in section 7.16 of the Revised Code, with the first publication being at least fifteen (15) days prior to the election hereinbefore provided, all, in accordance with Section 9 of Article XVIII of the Ohio Constitution, Section 731.211 of the Ohio Revised Code, and the Charter of the City of Mentor-on-the-Lake.

SECTION 4. That the Clerk of Council is hereby authorized and

directed to forward a certified copy of this Ordinance to the Board of Elections of Lake County, 105 Main Street, P.O. Box 490, Painesville, OH 44077.

SECTION 5. That the Board of Elections of Lake County is hereby requested to cause appropriate notice of such election to be duly given in accordance with law.

SECTION 6. That the form of ballots to be cast at the election shall be as follows:

PROPOSED CHARTER AMENDMENT

(A majority affirmative vote is necessary for passage)

Shall Article VII, Sections 7.07(C) Civil Service Commission of the City of Mentor on the Lake Charter, Ohio be amended so that the position of Part-time Fire fighter is deleted from the Classified Civil Service Designation and instead make that position an Unclassified Civil Service position that does not require a Civil Service Test for the purpose of hiring a person to fill the position of a Part-time Firefighter:

SECTION 7.07 CIVIL SERVICE COMMISSION.

C. Classification of Service. The Civil Service of the Municipality is hereby divided into unclassified and classified service. The unclassified service shall include:

1. All officers elected by the people;
2. Any member of a board or commission or any head of a department, subdepartment or division thereof, other than the Police and Fire Departments;
3. One secretary to the Mayor and one secretary to each head, superintendent and foreman of any department, sub-department or division, or his or her assistant;
4. Any deputy of an elected or appointed officer who holds a fiduciary relationship to his or her principal;
5. Any office or position requiring peculiar or exceptional qualifications;
6. Part-time members of the Police **and Fire** Department;
7. Plumbing, heating, building, electrical, health and sanitary or sewer inspectors;
8. Provisional employees whose employment without extension by the Commission shall not exceed one hundred twenty (120) days;

9. Unskilled labor.

The classified service shall include:

1. All full-time members, including officers, of the Fire Department except the office of the Fire Chief. All full-time members of the Police Department, including officers, except the office of the Police Chief;

2. Employees of any utility operated by the Municipality requiring an operator's license except a chauffeur's license in the performance of their duties.

Except as herein provided the Civil Service Commission shall determine the practicability of classification and competitive examination for any nonelective office or job in the service of the Municipality.

Any person in the classified service, who is serving the Municipality on the effective date of this Charter, may be retained in the same or similar position without examination.

Section 7. That the proposed Charter amendment is being submitted pursuant to the submission of said amendments, additions and revisions by the Charter Review Commission of the City of Mentor-on-the-Lake, as provided in Section 11.05 of the Charter.

Section 8. That all formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 123.22 of the Ohio Revised Code.

Section 9. That this Ordinance is hereby declared to be and is passed as an emergency measure, the emergency being the need to comply with the provisions of the Charter and to preserve order and peace, quiet and dignity in this City. Said Ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Mentor-on-the-Lake, Ohio.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

ROBERT JOHNSON
PRESIDENT OF COUNCIL

DAVID R. EVA
MAYOR

Dated: _____

ADOPTED: _____

ATTEST: _____
Clerk of Council