

**MARCH 17, 2020  
PRIMARY ELECTION**

**POLL POSTINGS**

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THAT SUBDIVISION.**

**MARCH 17, 2020 PRIMARY ELECTION**

# **CITY OF STOW**

- **Ordinance No. 2019-167**
- **Ordinance No. 2019-169**

LORREE VILLERS, CLERK  
OF COUNCIL, HEREBY CERTIFY THAT  
THE AFOREGOING IS A TRUE AND  
ACCURATE COPY OF

Ord # 2019-167  
ADOPTED BY COUNCIL ON 12/30/19

ORDINANCE NO. 2019-167

1  
REQUESTED BY RIEHL & RASOR  
APPROVED BY COUNCIL  
INTRODUCED BY RIEHL

AN ORDINANCE PROVIDING FOR A SEPARATE AMENDMENT TO THE CHARTER OF THE CITY OF STOW, OHIO, UNDER AUTHORITY OF SECTION 20.03, CHARTER, AS ORIGINALLY ADOPTED BY THE ELECTORATE ON NOVEMBER 4, 1958, AS AMENDED, TO BE SUBMITTED TO THE ELECTORATE AT THE PRIMARY ELECTION ON MARCH 17, 2020, TO AMEND SECTION 20.03, ENTITLED "SUBMISSION TO THE ELECTORS", OF ARTICLE XX, ENTITLED "CHARTER REVIEW COMMISSION", OF THE CITY OF STOW'S CHARTER BE CREATED TO REQUIRE SUBMITTAL TO THE ELECTORS OF THE CITY OF STOW FOR APPROVAL BY MAJORITY OF COUNCIL AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Stow is desirous of placing the following amendment to the Charter of the City of Stow on the ballot;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STOW, COUNTY OF SUMMIT AND STATE OF OHIO, WITH AT LEAST FIVE OF SAID MEMBERS ELECTED OR APPOINTED THERETO CONCURRING:

SECTION 1. That the question of a proposed separate amendment to the Charter of the City of Stow, as originally adopted by the electorate on November 4, 1958 and as amended from time to time be, and the same is, hereby directed to be submitted to a vote of the qualified electors of the City of Stow, Ohio, at a Primary Election to be held on the 17<sup>th</sup> day of March 2020 at the regular places of polling in said City between the hours of 6:30 a.m. and 7:30 p.m.; that said issue shall be submitted as a separate and distinct Charter Amendment; and that said Charter Amendment shall not be dependent upon any other proposed amendment to the Charter.

SECTION 2. That the ballot shall, at the top thereof, be entitled "CITY OF STOW CHARTER AMENDMENT ISSUE" and the question to be separately submitted on said ballot shall be substantially in the words and form as follows:

Charter Issue -- Shall Section 20.03, entitled "Submission of the Electors", of Article XX, entitled "Charter Review Commission", of the City of Stow's Charter be amended as follows:

**SECTION 20.03 SUBMISSION TO THE ELECTORS. Upon approval by two-thirds of Council, Council shall submit to the electors all such proposed amendments to this Charter in accordance, in each instance, with the provisions of the Constitution of Ohio.**

To the left of said wording, in boxes with appropriate places of markings shall appear the words "YES" and "NO" and each voter shall indicate his vote by marking a cross mark "X" in the place so provided.

SECTION 3. That in the event said separate amendment to the City Charter is approved by a majority of the electors voting thereon, it shall become part of the Charter of the City of Stow and the present existing section or subsections of said Charter shall thereby be then repealed or amended as are affected thereby.

SECTION 4. That the Clerk be, and she is, hereby directed to give Public Notice of the time and place of holding such election by publication of such notice at least ten (10) days prior to the date of such election, in a newspaper of general circulation in said City.

SECTION 5. That the Clerk be, and she hereby is, directed to publish the full text of the proposed Charter Amendment Issue in accordance with Section 731.211, O.R.C.

SECTION 6. That the Clerk be, and she hereby is, directed to certify a copy of this ordinance to the Board of Elections of Summit County. That this ordinance be, and hereby is, determined sufficient authority upon filing with the Summit County Board of Elections to cause that government body to proceed to place the herein prescribed Charter Issue upon the Stow City ballot at the March 17, 2020 Primary Election, and that such authority be deemed granted to the Board upon receipt of a certified copy hereof.

SECTION 7. That to pay the costs of printing and mailing said copies of said proposed Charter Amendment Issue and publishing notice thereof be, and hereby is, appropriated from the general fund the appropriate sums of monies so needed and the Director of Finance shall cause payment to be made therefor from such funds as are heretofore or hereinafter lawfully appropriated by Council for such purpose.

SECTION 8. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees or subcommittees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 9. That this ordinance was adopted pursuant to Section 4.11 Charter, and is hereby declared to be an emergency measure necessary for the immediate preservation of the public health and safety for the reason to take effect immediately by the adoption of Council pursuant to Section 4.13, Charter, and approval by the Mayor, otherwise at the earliest period allowed by law.

ADOPTED BY COUNCIL 12-30-19

ATTEST [Signature]  
Lorree Villers  
CLERK OF COUNCIL

\_\_\_\_\_  
Matt Riehl  
PRESIDENT OF COUNCIL

FILED WITH MAYOR 1-2-20

APPROVED [Signature]  
John Pribonic  
MAYOR

FILED WITH CLERK 1-7-20

APPROVED AS TO FORM

EFFECTIVE DATE \_\_\_\_\_

\_\_\_\_\_  
Brendan Mackin / Jaime Syx  
LAW DIRECTOR

I Lorree Villers, Clerk  
of Council, do hereby certify that  
copies of the foregoing were  
posted in accordance with  
Section 10.13 C.O.S.

[Signature]

(Rdgs: 12/12/19 – Tabled 12/19/19 Sp C - Reg C 12/30/19)

Primary Election 3/17/20  
Newspaper Notice Full Text 2/23/20 & 3/1/20  
Newspaper Notice Polling Locations 3/1/20

T LORREE VILLERS, CLERK  
OF COUNCIL, HEREBY CERTIFY THAT  
THE AFOREGOING IS A TRUE AND  
ACCURATE COPY OF

Ord. # 2019-169  
ADOPTED BY COUNCIL ON 12-30-19

ORDINANCE NO. 2019-169

2

REQUESTED BY RIEHL  
APPROVED BY COUNCIL  
INTRODUCED BY RIEHL

AN ORDINANCE PROVIDING FOR A SEPARATE AMENDMENT TO THE CHARTER OF THE CITY OF STOW, OHIO, UNDER AUTHORITY OF SECTION 3.07, CHARTER, AS ORIGINALLY ADOPTED BY THE ELECTORATE ON NOVEMBER 4, 1958, AS AMENDED, TO BE SUBMITTED TO THE ELECTORATE AT THE PRIMARY ELECTION ON MARCH 17, 2020, TO AMEND SECTION 3.07, ENTITLED "VACANCY MAYOR", OF ARTICLE III, ENTITLED "CHARTER REVIEW COMMISSION", OF THE CITY OF STOW'S CHARTER BE CREATED TO REQUIRE SUBMITTAL TO THE ELECTORS OF THE CITY OF STOW FOR APPROVAL BY A MAJORITY OF COUNCIL AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Stow is desirous of placing the following amendment to the Charter of the City of Stow on the ballot;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STOW, COUNTY OF SUMMIT AND STATE OF OHIO, WITH AT LEAST FIVE OF SAID MEMBERS ELECTED OR APPOINTED THERETO CONCURRING:

SECTION 1. That the question of a proposed separate amendment to the Charter of the City of Stow, as originally adopted by the electorate on November 4, 1958 and as amended from time to time be, and the same is, hereby directed to be submitted to a vote of the qualified electors of the City of Stow, Ohio, at a Primary Election to be held on the 17<sup>th</sup> day of March 2020 at the regular places of polling in said City between the hours of 6:30 a.m. and 7:30 p.m.; that said issue shall be submitted as a separate and distinct Charter Amendment; and that said Charter Amendment shall not be dependent upon any other proposed amendment to the Charter.

SECTION 2. That the ballot shall, at the top thereof, be entitled "CITY OF STOW CHARTER AMENDMENT ISSUE" and the question to be separately submitted on said ballot shall be substantially in the words and form previously read as follows:

**SECTION 3.07 VACANCY - MAYOR.**

In the event of the death, resignation, recall or removal of the Mayor, the members of City Council shall elect one of its members to serve as Mayor until a successor is elected at the next general or special election for such purpose. A majority vote of all members elected or appointed to Council shall be required to fill such vacancy. Said Mayor shall not forfeit said Mayor's Council office; however Council, by majority vote shall appoint an acting councilman to assume the Mayor's councilmanic duties and privileges while said Mayor serves in the office of Mayor. Provided, however, if a general election shall be further removed than one year from the date of such vacancy, a special election to fill the office of Mayor for the remaining unexpired term shall be held within 6 months from the date of such vacancy and the Mayor shall serve until such special election is held and an elected successor is qualified in office, which shall be by assuming office within 10 days after certification of election from the County Board of Elections. The Mayor may succeed himself/herself, if so elected by the electorate, for the remaining unexpired original term.

Charter Issue -- Shall Section 3.07, entitled "Vacancy – Mayor", of Article III, entitled "Mayor", of the City of Stow's Charter be amended as follows:

**SECTION 3.07 VACANCY - MAYOR.**

In the event of the death, resignation, recall or removal of the Mayor, the members of City Council shall elect ~~one of its members~~ **any Stow resident who meets the Charter's qualifications** to serve as Mayor until a successor is elected at the next general or special election for such purpose. Said Mayor shall not forfeit said Mayor's Council office; however Council, by majority vote shall appoint ~~an acting councilman~~ **any Stow resident who meets the Charter's qualifications** to assume the Mayor's councilmanic duties and privileges while said Mayor serves in the office of Mayor. Provided, however, if a general election shall be further removed than one year from the date of such vacancy, a special election to fill the office of Mayor for the remaining unexpired term shall be held within 6 months from the date of such vacancy and the Mayor shall serve until such special election is held and an elected successor is qualified in office, which shall be by assuming office within 10 days after certification of election from the County Board of Elections. The Mayor may succeed himself/herself, if so elected by the electorate, for the remaining unexpired original term. (Amended 11-5-68)

To the left of said wording, in boxes with appropriate places of markings shall appear the words "YES" and "NO" and each voter shall indicate his vote by marking a cross mark "X" in the place so provided.

SECTION 3. That in the event said separate amendment to the City Charter is approved by a majority of the electors voting thereon, it shall become part of the Charter of the City of Stow and the present existing section or subsections of said Charter shall thereby be then repealed or amended as are affected thereby.

SECTION 4. That the Clerk be, and she is, hereby directed to give Public Notice of the time and place of holding such election by publication of such notice at least ten (10) days prior to the date of such election, in a newspaper of general circulation in said City.

SECTION 5. That the Clerk be, and she hereby is, directed to publish the full text of the proposed Charter Amendment Issue in accordance with Section 731.211, O.R.C.

SECTION 6. That the Clerk be, and she hereby is, directed to certify a copy of this ordinance to the Board of Elections of Summit County. That this ordinance be, and hereby is, determined sufficient authority upon filing with the Summit County Board of Elections to cause that government body to proceed to place the herein prescribed Charter Issue upon the Stow City ballot at the **March 17, 2020 Primary Election**, and that such authority be deemed granted to the Board upon receipt of a certified copy hereof.

SECTION 7. That to pay the costs of printing and mailing said copies of said proposed Charter Amendment Issue and publishing notice thereof be, and hereby is, appropriated from the general fund the appropriate sums of monies so needed and the Director of Finance shall cause payment to be made therefor from such funds as are heretofore or hereinafter lawfully appropriated by Council for such purpose.

SECTION 8. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees or subcommittees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 9. That this ordinance was adopted pursuant to Section 4.11 Charter, and is

hereby declared to be an emergency measure necessary for the immediate preservation of the public health and safety for the reason to take effect immediately by the adoption of Council pursuant to Section 4.13, Charter, and approval by the Mayor, otherwise at the earliest period allowed by law.

ADOPTED BY COUNCIL 12.30.19

ATTEST Lorree Villers  
Lorree Villers  
CLERK OF COUNCIL

Matt Riehl  
PRESIDENT OF COUNCIL

FILED WITH MAYOR 1.2.20

APPROVED John Pribonic  
MAYOR

FILED WITH CLERK 1.7.20

APPROVED AS TO FORM

EFFECTIVE DATE \_\_\_\_\_

Brendan Mackin / Jaime Syx  
LAW DIRECTOR

I Lorree Villers, Clerk  
of Council, do hereby certify that  
copies of the foregoing were  
posted in accordance with  
Section 10.13 C.O.S.

(Rdgs: 12/12/19 – Sp C 12/19/19 – 12/30/19)

Primary Election 3/17/20  
Newspaper Notice Full Text 2/23/20 & 3/1/20  
Newspaper Notice Polling Locations 3/1/20

**MARCH 17, 2020 PRIMARY ELECTION**

# **VILLAGE OF MOGADORE**

- Resolution No. 2019-100



RECORD OF ORDINANCES

Resolution  
Ordinance No. 2019-100

Passed December 4, 2019

SPONSOR: UTILITIES COMMITTEE

A RESOLUTION PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF MOGADORE, OHIO TO ALLOW AN EXCLUSIVE TRASH HAULER CONTRACT WITH THE VILLAGE AND DECLARING AN EMERGENCY

WHEREAS, the Council for the Village of Mogadore has determined that an amendment to Article XIII, Section 13.01 should be submitted to the electorate of the Village of Mogadore on March 17, 2020.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Village of Mogadore, Counties of Portage and Summit, State of Ohio, that:

SECTION 1: The Council submits to the electorate that Section 13.01 of the Charter be amended to provide as follows:

**SECTION 13.01 FUNCTION.**

The Council may, by legislation approved by five (5) members, grant a non-exclusive franchise to any person, firm, or corporation to construct, operate and maintain a public utility system or service in, on, above, across, over or under any public street or property within the Municipality or any extension thereof for a period of not more than twenty-five (25) years. The Council may, by legislation approved by five (5) members, grant an exclusive franchise/contract to any person, firm, or corporation to operate, maintain and/or provide trash removal and/or recycling services within the Municipality or any extension thereof for a period of not more than twenty-five (25) years. Any franchise hereunder may be amended or extended in the same manner and subject to the same provisions as herein provided for an original grant.

The Council may, in like manner, prescribe the kind, quality, quantity or type of the product or service which is to be furnished, provided or supplied to the Municipality or to its inhabitants and the rates to be charged therefor.

All such grants, amendments and rights of extension within the Municipality and within annexed territory shall be made subject to the continuing right of Council to enact and enforce reasonable regulations as may be necessary to protect the interest or safety of the public.

SECTION 2: The proposed amendment to Section 13.01 of the Charter of the Village of Mogadore shall be placed before the qualified electors of the Village of Mogadore for their approval on the ballot of the March 17, 2020 election.

