

**ORDINANCE NO. 2011-37-L&R**

**DIRECTING THE HAMILTON COUNTY BOARD OF ELECTIONS TO SUBMIT TO THE ELECTORS OF THE VILLAGE OF GREENHILLS, OHIO, AT THE NOVEMBER 8, 2011, GENERAL ELECTION, AMENDMENTS TO SECTION 2.01 AND SECTION 3.01 OF THE CHARTER OF THE VILLAGE OF GREENHILLS AND DECLARING AN EMERGENCY (NONPARTISAN ELECTIONS AND TERM LIMITS)**

**WHEREAS**, Section 9, Article XVIII of the Ohio Constitution provides for the amendment of a municipal charter upon petition of electors; and

**WHEREAS**, petitions for a charter amendment have been filed with the Village to provide for nonpartisan elections and to provide for term limits for elected officials; and

**WHEREAS**, Council for the Village of Greenhills has determined that the petitions are sufficient to submit said charter amendment to the electors at the general election of November 8, 2011.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Village of Greenhills, Ohio, five members elected thereto concurring:

**SECTION 1.**

That the Board of Elections of Hamilton County is hereby directed to submit the following question to the electors of the Village of Greenhills at the general election on November 8, 2011:

Shall Section 2.01 and Section 3.01 of the Charter of the Village of Greenhills be amended to read as follows:

**SECTION 2.01      NUMBER, TERMS, QUALIFICATIONS OF COUNCIL**

Council shall consist of six (6) members to be elected in a nonpartisan election from the Municipality at large to serve overlapping four (4) year terms. There shall be a Councilmanic election held every two years. Members of Council shall be sworn into office the first meeting of January of the year following their election.

Previously elected Members of Council shall serve until the end of their terms.

Members of Council shall have been qualified electors of the Municipality for at least twelve (12) consecutive months immediately prior to the time of filing as candidates for the office of Council; shall remain qualified electors and residents thereof throughout their terms of office; and shall hold no other elective public office. No member of Council shall be employed by the Municipality. Any member of Council who ceases to possess or who violates any of the qualifications herein provided shall forfeit the office. Failure to maintain qualifications or removal from office shall not render void nor invalidate any action of Council in which such member participated.

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No person shall hold the office of Member of Council for a period longer than two (2) consecutive four-year terms of Council (Eligible Service Period), unless a period of at least one (1) four-year term of Council has intervened following each such Eligible Service Period without such person serving on Council. No person may be nominated for, elected or appointed to any term on the Council, unless such person is eligible to serve as provided in this section. This provision shall apply commencing with the nominations for the election for the Council term commencing January 1, 2014, but the Eligible Service Period includes only consecutive terms of service to which Members of the Council were elected on or after the general election in 2011.

**SECTION 3.01 TERM OF MAYOR**

The Mayor shall be elected in a nonpartisan election by the popular vote of the electors of the Municipality for a four (4) year term to begin on the first day of January following election.

No person shall hold the office of Mayor for a period longer than two (2) consecutive four-year terms (Eligible Service Period), unless a period of at least one (1) four-year term of Mayor has intervened following each such Eligible Service Period. No person may be nominated for, elected or appointed to any term for mayor unless such person is eligible to serve as provided in this section. This provision shall apply commencing with the nominations for the election for the term of Mayor commencing January 1, 2014, but the Eligible Service Period includes only consecutive terms of service to which the Mayor was elected on or after the general election in 2011.

**SECTION 2.**

That the Clerk of Council is hereby directed to file a certified copy of this Ordinance with the Hamilton County Board of Elections.

**SECTION 3.**

That the proposed Charter Amendment shall be placed on the November 8, 2011, general election ballot for consideration by the electors of the Village of Greenhills.

**SECTION 4.**

That this ordinance is declared to be an emergency necessary for the immediate preservation of the public peace, health, safety and welfare of the citizens of the Village of Greenhills and shall be effective immediately upon its passage. The reason for the said declaration of emergency is the necessity to meet the filing deadline imposed by the Ohio Revised Code.

Passed this 6<sup>th</sup> day of September, 2011.

Fred Murrell, MAYOR /s/

Kathryn L. Lives, CLERK OF COUNCIL /s/