

ORDINANCE NO. 2015-58
INTRODUCED BY: ADMINISTRATION

**AN ORDINANCE AMENDING SECTION 121.01 OF THE
CODIFIED ORDINANCES OF THE CITY TITLED
“COUNCIL”, AND DECLARING AN EMERGENCY**

WHEREAS, Council has determined to change the time of the regular meetings of Council. Now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNDHURST, CUYAHOGA COUNTY, STATE OF OHIO, THAT:

SECTION 1. Section 121.01 of the Codified Ordinances of the City entitled “Council” is hereby amended to read as follows: (new material appears like THIS and deleted material appears like ~~this~~):

121.01 MEETINGS.

(a) Regular meetings of Council shall be held at the Council Chamber in the City Hall on the first and third Monday of each month at ~~8:00~~ 7:00 p.m. except that only one regular meeting for June, July, August and December shall be required, which shall be on the first Monday of June, July, August and December. When City Hall is closed in observance of a legal holiday on the regular meeting date, such regular meeting shall be held on the following day.

A special meeting may be called by the Mayor or by any three Councilmen. At least twenty-four hours notice of a special meeting shall be given to each Councilman and the Mayor, which notice may either be in writing, delivered to the person notified or left at his or her residence, or verbal notice delivered directly or by telephone to the person notified. A regular or special meeting may be adjourned to any time not later than that of the next regular meeting. All meetings of Council shall be public and any resident shall have access to the meetings and records thereof at all reasonable times, except as stated in Ohio R.C. 121.22(G).

At the initial regular meeting of the new term of the elected officials elected at the election prior thereto, such officials may be sworn in and assume their duties. Their compensation shall commence from the first day of the year. Nothing herein, however, prevents an official from being sworn in prior to such date should he or she so elect. It shall not be necessary for Council to meet on New Year's Day as provided for in Ohio R.C. 705.74.

(b) Any official described in subsection (a) hereof who calls a special meeting, and any Chairperson of a committee of Council who calls a meeting of such committee, shall notify the Clerk of Council verbally or in writing as such Clerk may require, at least seventy-two hours in advance of such meeting, of the date, time and agenda of such meeting to permit such Clerk to comply with the requirements of Ohio R.C. 121.22. In the event of any emergency requiring a meeting on less notice than provided in Ohio R.C. 121.22(F), the person calling such special meeting of Council or committee meeting shall give immediate notice to the Clerk or his or her office so that immediate notice may be given to the news media which have requested such notice. Ohio R.C. 121.22(G) shall be observed.

Each committee of Council shall be responsible for the recording of the minutes reflecting the action taken at all committee meetings. Such minutes shall be properly authenticated and submitted to the Clerk of Council and retained by him or her until the end of the year following each Municipal election. Thereafter the Clerk may destroy such minutes.

(c) Persons desiring notice and agendas of meetings of Council, its committees and boards and commissions, as provided in Ohio R.C. 121.22, shall deposit money with the Clerk of Council for one year, or if only one meeting notice is desired, as follows:

(1) One dollar (\$1.00) for a notice and agenda of any one meeting of any body, agency or committee hereinafter referred to;

(2) Twenty-five dollars (\$25.00) for notices and agendas of all meetings of Council and its committees for one year or any part thereof ending December 31, 1976, and for succeeding calendar years thereafter; or

(3) Five dollars (\$5.00) for notices and agendas of meetings of each separate committee of Council or a board or commission of the City during the periods set forth in paragraph (c)(2) hereof.

SECTION 2. All other provisions of Section 121.01 of the Codified Ordinances of the City not specifically amended or repealed herein shall remain in full force and effect, and only those sections specifically deleted shall be repealed and those sections specifically amended shall be amended without any effect on the other provisions of said sections.

SECTION 3. The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of the City of Lyndhurst so the time of the regular meetings of Council may be publicized. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

PASSED: August 3, 2015

MAYOR

VICE-MAYOR

ATTEST: _____

Clerk of Council

I, the undersigned Clerk of Council of the City of Lyndhurst, hereby certify that there is no newspaper published or having an office of publication in said City, and that I published the foregoing Resolution by advertising the same by title on one day in each of two consecutive weeks in a newspaper of general circulation in said City, on August 13, 2015 and August 20, 2015.

Clerk of Council

First Reading: August 3, 2015

Second Reading: Suspended

Third Reading: Suspended