

AN ORDINANCE AMENDING CODIFIED ORDINANCE SECTIONS 220.03, 220.08, 222.03, 276.01, 284.01, 284.02, 286.02, AND 288.02 TO IMPLEMENT CERTAIN AMENDMENTS TO THE CHARTER OF THE CITY OF HUDSON ADOPTED IN 2020.

WHEREAS, in the last round of City Charter Amendments approved by City voters in November 2020, amendments to Charter provisions relating to Article III, The Council; Article VIII, Operating and Staff Divisions and Departments; and Article XI, Personnel System, were adopted by the voters, and staff recommends that the City's Codified Ordinances should be amended in Sections 220.03, 220.08, 276.01, 284.01, 284.02, 286.02, and 288.02 to reflect the related Charter Amendments, so as to be consistent therewith; and

WHEREAS, upon review of the Codified Ordinances to identify said necessary changes, staff has herein also included a housekeeping measure within Section 222.03 related to a previous Charter amendment that had not been previously incorporated into the Codified Ordinances; and

WHEREAS, City Charter Amendments approved by City voters in November 2020 relating to the City's Planning Land Development Code will be addressed in a separate Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hudson, County of Summit, State of Ohio, that:

Section 1. Codified Ordinance Chapters 220, "Council," 222, "Ordinances and Resolutions," 276, "Tree Commission," 284, "Personnel Advisory and Appeals Board," 286, "Hudson Cemetery Board," and 288, "Hudson Park Board," be amended in part to hereinafter read as follows:

"220.03 RULES.

The following rules shall govern the regular and special meetings of Council:

(e) Suspension of Rules Relating to Reading Resolutions, Ordinances and Bylaws. No resolution, ordinance, or bylaw of a general or permanent nature, or granting a franchise, or creating a right, or involving the expenditure of money, or the levying of a tax, or for the purchase, lease, sale, or transfer of property, shall be passed unless it has been fully and distinctly read on three (3) different days. Council may dispense with this rule provided there is an affirmative vote of at least six (6) members if seven (7) are present ~~five Council members if only five or six members are present~~, or an affirmative vote of at least five (5) members if only five (5) or six (6) are present ~~six Council~~

members if seven members are present; the affirmative vote of four (4) members or less shall not be sufficient to suspend this three (3) reading rule regardless of the number of members present at a Council meeting. The vote on suspension of the rule requiring reading on three (3) separate days shall be taken by yeas and nays, separately on each resolution or ordinance (except as may be dispensed with in the consent portion of the agenda), and the Clerk of Council shall enter such vote on the minute book, together with the names of the members voting yea and members voting nay.

220.08 COMPENSATION OF COUNCIL MEMBERS.

Members of Council shall be compensated at the rate of eighty dollars (\$80.00) per meeting for their attendance at ~~either a regular legislative meeting of the Council, a Workshop meeting of the Council, or at a regularly scheduled Committee meetings~~ of the Council but shall not be compensated for attendance at more than four (4) ~~two~~ of such meetings per month and for an amount not to exceed three hundred twenty dollars (\$320.00) ~~one hundred sixty dollars (\$160.00)~~ per month, plus such reasonable and necessary reimbursement of expenses incurred by the Council member as is necessary for the fulfillment of the Council member's duties.

222.03 FORM; EFFECTIVE DATE; AMENDMENT AND REFERRAL.

(b) Immediately Effective Legislation. Ordinances and resolutions will go into immediate effect if they provide for appropriations for current expenses of the Municipality, street and utility improvements petitioned for by the owners of a majority of the feet front on the property benefitted and to be especially assessed for the cost thereof, or emergency ordinances or measures necessary for the immediate preservation of the public peace, health or safety in the Municipality.

276.01 ESTABLISHMENT; MEMBERSHIP; TERMS; VACANCIES; COMPENSATION; DUTIES.

(a) There is hereby established in and for the City a Tree Commission, which shall consist of five (5) or seven (7) qualified electors of the city who shall be appointed by Council and not holding other public office, to serve without compensation for staggered four (4)-year terms, provided that the initial appointments shall consist of the members of the former Hudson Township Tree Commission.

(b) ~~The term of the five persons to be appointed shall be four years, except that in order to begin a system of staggered terms, one such member shall be appointed for one year, one for two years, one for three years, one for four years and one for five years. In the event that a~~

vacancy shall occur during the term of any member, ~~his or her successor shall be appointed for the unexpired portion of the term~~ **Council shall appoint a qualified elector to fill the unexpired term.** No member of the Commission may serve more than three **(3)** consecutive full **four (4)-year** terms. The Chair of the Commission shall be elected annually by a majority vote of all members of the Commission.

(c) ~~Members of the Commission shall serve without compensation.~~ **Meetings shall be open to the public, except as may be provided by State law.**

284.01 ESTABLISHMENT; MEMBERSHIP; TERMS.

A Personnel Advisory and Appeals Board is hereby established in and for the City pursuant to Section 11.01 of the Charter. The Board shall consist of three **(3)** ~~disinterested~~ **qualified** electors of the City, **appointed by Council with the advice of the City Manager and** not holding other public or municipal office, to ~~be appointed by Council with the advice of the City Manager~~ **serve without compensation for staggered six (6)-year terms.** ~~The Board members shall be appointed for terms of six years, except that the first appointments made shall be for staggered terms of six years, four years and two years, respectively.~~ No member shall serve more than two **(2)** ~~full~~, consecutive **full six (6)-year** terms, including the first appointments made hereunder. **Meetings of the Personnel Advisory and Appeals Board shall be open to the public except as may be provided by State law.**

284.02 VACANCIES.

~~A vacancy occurring during the term of any member of the Personnel Advisory and Appeals Board shall be filled for the unexpired term in the manner authorized for an original appointment.~~ **In the event that a vacancy shall occur during the term of any Personnel Advisory and Appeals Board member, Council shall appoint a qualified elector to fill the unexpired term.**

286.02 TRUSTEES.

The Hudson Cemetery Board shall consist of five **(5) or seven (7)** **qualified** electors of the Municipality ~~to be appointed by a majority vote of Council for~~ **appointed by Council and not holding other public office, to serve without compensation for** staggered **four (4)-year** terms of three years each, provided, however, that as of January 1, 1994, the Board members of the former Union Cemetery Board serving as of the first day of January, 1994, shall automatically become the Board members of the Hudson Cemetery Board until their terms on the Union Cemetery Board would have expired.

~~A vacancy occurring during the term of any member of the Hudson Cemetery Board shall, subsequent to the Council election scheduled for May, 1994, as set forth in Condition 1.03 of the Conditions of Merger, adopted by the electorate at the November 19,~~

1993, election, as well as future appointments to the Board, be subject to a majority vote of the merged City Council. **In the event of a vacancy, Council shall appoint a qualified elector to fill the unexpired term. No members shall serve more than three (3) consecutive full four (4)-year terms.**

~~The present Union Cemetery Board trustee serving as a paid administrator shall continue in the same capacity and at the same compensation until Council provides otherwise.~~

Meetings shall be open to the public, except as may be provided by State law.

288.02 PARK BOARD; COMPOSITION AND TERMS.

(a) The Park Board shall consist of five **(5) to or seven (7) qualified** electors of the Municipality appointed by Council **and not holding other public office.** Each member shall have been a resident of the Municipality **or territory annexed thereto** for two **(2)** years preceding appointment and shall **continue to** remain a resident during the member's term. ~~Each member~~ **Members** shall serve without compensation for a **staggered** terms of four **(4)** years. No member ~~may~~ **shall** serve more than three **(3)** full **consecutive full four (4)-year** terms. In the event of a vacancy, Council shall appoint a ~~new member~~ **qualified elector** to ~~complete~~ **fill** the unexpired term. **Meetings shall be open to the public, except as may be provided by State law.**

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Section 2. Codified Ordinance Chapters 220, “Council,” 222, “Ordinances and Resolutions,” 276, “Tree Commission,” 284, “Personnel Advisory and Appeals Board,” 286, “Hudson Cemetery Board,” and 288, “Hudson Park Board,” to the extent not amended by this Ordinance shall remain in full force and effect.

Section 3. 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, and that all deliberations of this Council and any of its committees that 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.

Section 4. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED:

Craig A. Shubert, Mayor

ATTEST:

Elizabeth Slagle, Clerk of Council

I certify that the foregoing Ordinance No. 21-47 was duly passed by the Council of said Municipality on _____, 2021.

Elizabeth Slagle, Clerk of Council

First Reading: April 20, 2021

Second Reading:

Third Reading: