

ORDINANCE NO. 2015-34

AN ORDINANCE AMENDING THE CHARTER OF THE CITY OF PARMA HEIGHTS
PURSUANT TO ARTICLE IX OF THE PARMA HEIGHTS CHARTER BY THE
SUBMISSION OF THE PROPOSED AMENDMENTS TO THE ELECTORS OF THE CITY
AND ADDING A NEW SECTION, ARTICLE XI SECTION 11 AND DECLARING AN
EMERGENCY

WHEREAS, this Council, pursuant to the provisions of Article IX of the Charter of the City and Sections 9 and 14 of Article XVIII of the Ohio Constitution, has received petitions signed by not less than ten percent (10%) of the electors of the Municipality setting forth a proposed amendment to the Charter, and it is now necessary to submit to the electors of the City the question of the adoption of said proposed amendment:

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Parma Heights, County of Cuyahoga, State of Ohio:

Section 1. This Council authorizes and directs the submission to the electors of the City of Parma Heights, Ohio, at the regular municipal election to be held at the regular places of voting in said City on November 3, 2015, between the hours of 6:30 am and 7:30 pm, Eastern Daylight Time on said day, of the proposals to amend Article XI to provide for a new Section 11; to read as follows:

PROPOSAL:

Article XI be amended to provide for a new Section 11 to read as follows:

ARTICLE XI MISCELLANEOUS

SECTION 11. MINIMUM SAFETY PERSONNEL

In the interest of public safety to provide the Citizens of the City of Parma Heights with adequate fire, rescue and emergency services, at no time shall any City Official, including the Director of Public Safety pursuant to Article IV, Section 7 of this Charter, or by means of any City Ordinance, staff the Fire Department of the City of Parma Heights with fewer than six regular Firefighters and/or Fire Lieutenants per shift, or privatize any fire, rescue, or emergency services. This section shall take precedence over any conflicting City Ordinance and shall only be superseded upon passage of a subsequent Charter Section.

Section 2. If the proposal submitted pursuant to Section 1 of this Ordinance receives the affirmative vote of a majority of the electors voting therein, then the existing sections to which the proposal relates shall become effective as of the date on which such amendment become effective.

Section 3. That the ballots submitting the adoption of the aforesaid amendments and new sections shall be separately stated and shall read as follows:

PROPOSED CHARTER AMENDMENT
(By Petition)
CITY OF PARMA HEIGHTS

A majority of the affirmative votes of the proposal is necessary
for the passage of the issue

Shall the Charter of the City of Parma Heights be amended to provide for new Article XI Miscellaneous Section 11, providing that at no time shall any city official, including the Director of Public Safety, privatize any fire, rescue, or emergency service; and require the staffing of the Fire Department of the city with no fewer than six regular Firefighters and/or Fire Lieutenants per shift?

- YES
 NO

Section 4. The Clerk of this Council be authorized and directed to promptly forward a certified copy of this Ordinance to the Board of Elections in Cuyahoga County.

Section 5. The Board of Elections of Cuyahoga County shall cause an appropriate notice to be duly given of the election to be held on November 3, 2015, on the foregoing amendments to the Charter of this City.

Section 6. The Director of Law is authorized and directed to prepare and submit to the Board of Elections of Cuyahoga County the foregoing ballot language and any request from the Board of Elections that the City furnish additional or alternative wording to that set forth in Section 3 of this Ordinance.

Section 7. The Clerk of Council be authorized and directed to publish the full text of the proposed charter amendment once a week for not less than two consecutive weeks in a newspaper published in the municipal corporation, with the first publication being at least fifteen days prior to November 3, 2015.

Section 8. There be and is appropriated from the General Fund of this City an amount sufficient to apply the costs of carrying out the authorizations and directions of this Ordinance.

Sections 9. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 10. This Council declares this Ordinance to be an emergency measure for the immediate preservation of the public health, peace and safety of this municipality and for the further reason that said ordinance must be effective in order to permit the necessary arrangements to be made so as to submit to the electors the question of said amendment at the November 3, 2015 election and thereby carry out the requirement of Article IX of said Charter; wherefore, it shall be in full force and effect immediately after its passage by Council and approval by the Mayor.

PASSED: 8-31-2015 
PRESIDENT OF COUNCIL

ATTEST: Florence A. Bohdan 8-31-2015
CLERK OF COUNCIL APPROVED

FILED WITH
THE MAYOR: 8-31-2015 
MAYOR