

# COUNCIL CHAMBER

City of Berea, Ohio

ORDINANCE No. 2016-95

By Jim Maxwell Sponsored By Mayor Cyril M. Kleem

## AN ORDINANCE

### AMENDING CODIFIED ORDINANCE SECTION 111.01, RULE 4 - SPECIAL MEETINGS, TO CHANGE THE METHOD BY WHICH COUNCIL MEMBERS RECEIVE NOTICE OF A SPECIAL MEETING, AND DECLARING AN EMERGENCY.

WHEREAS, voters approved an amendment to the Berea City Charter, ITEM IV-4(c) in the November 8, 2016 general election; and

WHEREAS, the amendment authorizes the Council of the City of Berea to establish, by Ordinance, the method by which Council members receive notice of special meetings.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Berea, State of Ohio:

SECTION 1. That Berea Codified Ordinance Section 111.01, Rule 4 - Special Meetings, which has heretofore read as follows:

Rule 4. Special Meetings. Special meetings may be called by the Mayor or any three members of Council. There shall be given at least twenty-four hours' notice in writing of such special meeting, served personally on each member of Council or left at his usual place of residence. Such notice shall state the subjects to be considered at the meeting and no other subjects shall be considered prior to the disposition of those for which such meeting was called.

shall be, and is hereby, amended to read as follows:

Rule 4. Special Meetings. Special meetings may be called by the Mayor or any three members of Council. There shall be given at least twenty-four hours' notice in writing of such special meeting, served by electronic mail or U.S. mail or by personal service or by leaving it at the members' usual place of residence. Such notice shall state the subjects to be considered at the meeting and no other subjects shall be considered prior to the disposition of those for which such meeting was called.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were approved in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare, or providing for the usual daily operation of a municipal department, and for the further reason that alternate methods of service are more efficient and effective in the daily operations of the City. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: December 19, 2016

ATTEST: [Signature]  
Clerk of Council

APPROVED: December 20, 2016  
[Signature]  
Mayor

Approved as to Form:  
[Signature]  
Director of Law