

ORDINANCE NO. 23-016

**AN ORDINANCE TO PROVIDE FOR THE SUBMISSION OF
PROPOSED CHARTER AMENDMENTS TO THE ELECTORS OF THE
CITY OF CANAL WINCHESTER AT THE NOVEMBER 7, 2023
MUNICIPAL ELECTION**

WHEREAS, the Charter of the Village of Canal Winchester was originally approved on November 7, 1995; and

WHEREAS, amendments to the Charter have been made from time to time, pursuant to Article XI, Section 11.06, the last amendment having been made November 2, 2021; and

WHEREAS, Council has determined that proposed charter amendments providing for a transition of the City's form of government from Strong Mayor-Council to Council-City Manager shall be submitted to the electors of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL WINCHESTER, OHIO AS FOLLOWS:

SECTION 1. The question of amendment to the City Charter, in the form attached hereto as **Exhibit A**, be submitted as a single ballot question to the qualified electors of the City at the Municipal Election to be held on November 7, 2023 at the regular places and times of voting in the City.

SECTION 2. The ballot for said election shall conform to the election laws of the State of Ohio, and shall: (a) be entitled "City of Canal Winchester Charter Amendment Ballot," and shall be worded as follows: "Shall the Charter of the City of Canal Winchester be amended to change its form of government from Strong Mayor-Council to Council-City Manager, as provided in the attached Charter and such change to be effective January 1, 2028?;" and (b) contain a statement that a majority affirmative vote is necessary for passage and approval of the amendments as proposed herein.

SECTION 3. The Clerk of Council, Law Director, and other officials of the City are hereby authorized and directed to make such arrangements with the Board of Elections of Franklin County as are necessary for giving notice of said election and for placing the question on the ballot, and for printing the text of the proposed amendment for posting at polling places. In the event that either the Board of Elections of Franklin County or the Ohio Secretary of State determine that the ballot language must read differently than the language set forth in Section 2 above or that the reference to the proposed amended charter language should change for presentation on the ballot, then the Director of Law, upon approval of the City Council President, may make such changes sufficient to permit the issue to be placed on the November 7, 2023 ballot; provided that the proposed change must be presented upon the ballot as a single ballot issue.

SECTION 4. The Clerk of Council is directed to certify a copy of this Ordinance to the Board of Elections of Franklin County, and to either cause the publication of the full text of the proposed amendment to the Charter as set forth above, once a week for not less than two consecutive weeks in a newspaper of general circulation within the City, with the first publication being at least fifteen days prior to the election, or to mail a copy of the proposed charter amendment to each elector whose name appears upon the poll or registration books of the last regular or general election held within the City, not less than thirty days prior to the election in accordance with Section 9 of Article XVIII, Ohio Constitution and Ohio Revised Code §731.211.

SECTION 5. This Ordinance shall be in full force and effect from and after the earliest period provided for by law.

DATE PASSED _____

PRESIDENT OF COUNCIL

ATTEST _____
CLERK OF COUNCIL

MAYOR

APPROVED AS TO FORM:

DATE APPROVED _____

LEGAL COUNSEL

I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

Clerk of Council

WITHDRAWN