

RESOLUTION NO. 52-2020

Offered by All of Council

A RESOLUTION SUBMITTING TO THE ELECTORS OF THE VILLAGE OF RICHFIELD A PROPOSAL TO AMEND SECTION 13.03 OF THE CHARTER OF THE VILLAGE OF RICHFIELD TO CLARIFY THE POWERS AND DUTIES OF THE PARK AND RECREATION BOARD TO ACCEPT FINANCIAL AND LAND DONATIONS FOR PARK AND RECREATIONAL PURPOSES ONLY, AND DECLARING AN EMERGENCY

WHEREAS, the Village of Richfield's Charter requires a review of the Charter's provisions every ten (10) years; and

WHEREAS, Mayor Wheeler pursuant to the terms of the Charter, appointed a Charter Review Commission to review the Charter and recommend amendments; and

WHEREAS, the Charter permits the Council of the Village of Richfield to submit the proposed amendments to the electors of the Village of Richfield at the next general election if the proposed amendment is approved by a two-thirds (2/3) vote of the members of Council; and

WHEREAS, the Charter Review Commission unanimously recommended that the Council of the Village of Richfield submit to the electors of the Village of Richfield a proposal to amend Section 13.04 of the Charter of the Village of Richfield to clarify the power and duties of the Park and Recreation Board to accept financial and land donations for park and recreational purposes only; and

WHEREAS, the Village of Richfield Council determines that the proposed amendments to Section 13.04 of the Charter of the Village of Richfield should be submitted to the electors of the Village of Richfield on November 3, 2020.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Village of Richfield, Summit County, State of Ohio that:

SECTION 1. The Charter Review Commission has recommended that the electors of the Village of Richfield consider a proposal that Section 13.04 of the Charter of the Village of Richfield be amended to read as follows:

SECTION 13.04 POWERS AND DUTIES.

The Park and Recreation Board shall:

1. Have general policy-making, planning, and administrative power over all municipal parks, subject to the provisions of this Charter and appropriations of Council;

2. Accept financial and land donations **for park or recreational purposes**, subject to the approval of the majority of members elected or appointed to Council;
3. Promulgate rules, regulations, and policies, which shall be subject to the approval of the majority of members elected or appointed to Council;
4. Consult with the Planning Commission on all matters of mutual interest;
5. Have such other powers and duties as may be conferred upon it by Council.

SECTION 2. The proposed amendments to Section 13.04 of the Charter of the Village of Richfield shall be placed before the qualified electors of the Village of Richfield for their approval on the ballot of the November 3, 2020 election.

SECTION 3. The Council of the Village of Richfield requests the following ballot language:

“Shall Section 13.04 of the Charter of the Village of Richfield be amended to clarify the power and duties of the Park and Recreation Board to accept financial and land donations for park and recreational purposes only?”

YES _____

NO _____

SECTION 4. The Clerk of Council of the Village of Richfield shall certify a copy of this Resolution to the Board of Elections of Summit County, along with a copy of the proposed ballot language by no later than September 4, 2020, as required by law.

SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted 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 action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 6. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare and for the further reason that it is immediately necessary to meet the deadline to have the proposed amendments presented to the Village electors; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

As Amended, July 31, 2020

PASSED: 8-18-2020



President of Council



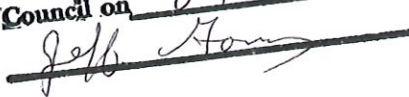
Mayor

ATTEST:

Dated: August 19, 2020



Clerk of Council

JEFF
Gorman Clerk of Council of the Village
of Richfield, Ohio, hereby certify that the foregoing
is a true and correct copy of Res. 52-2020
adopted by the Council on 8-18-2020


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