

Sponsor: Vice Mayor Jeannie Stinson

First Reading:	July 9, 2018
Second Reading:	Suspended, 2018
Third Reading:	Suspended, 2018
Adopted:	July 9, 2018

**VILLAGE OF LINCOLN HEIGHTS
HAMILTON COUNTY, OHIO
ORDINANCE NO. 2018-O-7**

**ORDINANCE AMENDING THE QUALIFICATIONS FOR COUNCIL MEMBERS
CONTAINED IN SECTION 2.02 OF THE VILLAGE CHARTER**

WHEREAS, The Council for the Village of Lincoln Heights has determined that it is necessary to place a question on the November 2018 ballot for the amendment of the qualifications of Council members contained in Section 2.02 of the Charter;

WHEREAS, Council for the Village of Lincoln Heights previously passed Ordinance No. 2018-O-4, Ordinance Amending The Qualifications For Council Members Contained In Section 2.02 of the Village Charter, at its June 11, 2018 meeting;

WHEREAS, Ohio Law prohibits the legislative authority of a municipality from taking any action on a proposed Charter Amendment sooner than 120 days before the General Election, which is July 9, 2018 for the General Election occurring on November 6, 2018;

WHEREAS, The Council for the Village of Lincoln Heights still desires to place a question on the November, 2018 ballot for the amendment of the qualifications for Council members contained in Section 2.02 of the Charter.

NOW, THEREFORE, BE IT ORDAINED by the Council for the Village of Lincoln Heights, Hamilton County, Ohio, that:

SECTION I It is hereby declared that the provisions contained in Section 2.02 of the Charter pertaining to the qualifications of Council members are insufficient because they fail to provide that to be eligible to run for Council the candidate must be current on all tax filings with the Village. Thus, Council proposes that Section 2.02 of the Charter be amended, pursuant to Section 9.03 thereof, to read as follows:

Section 2.02 QUALIFICATIONS

*Any qualified resident elector who has been a resident of the Municipality for a continuous period of time not less than one year preceding the election shall be eligible to serve as a member of Council. An Elector, **who is not current on all tax filings with the Village**, who is delinquent on taxes due the Village, or who has been convicted of a felony, treason, or who has been imprisoned for a felony shall not be qualified to serve as a member of Council, **or eligible to run for the office of Council member**. In addition, an Elector who has been recalled by the voters of Lincoln Heights pursuant to Section 6.01 of the Charter shall not be*

qualified to serve as a member of Council until a period of five calendar years has passed since the date of the election by which the Elector was recalled. Council members shall not hold any other public office, or any other employment with the Municipality of Lincoln Heights except that of a Notary Public, or a member of the National Guard or a Reserve in the Armed Forces. All members of Council must be willing to accept and receive ongoing training in laws or other regulations pertaining to Local, County, State, National or Federal affairs.

SECTION II The question of the adoption of said amendment shall be submitted to the electors of the Village of Lincoln Heights at the election to be held on November 6, 2018.

SECTION III The Clerk of Council is hereby directed to certify a copy of this Ordinance to the Board of Elections, not later than four o'clock (4:00) p.m. on the ninety-first (91st) day before the date of said election and to notify the Board of Elections to cause the Question of Qualifications for Council to appear on the ballot as follows: "Shall candidates for the office of Council member be required to be current on all their tax filings with the Village? Yes____ No____."

SECTION IV. It is found and determined that all formal actions of Council concerning and relating to the adoption of the Ordinance took place in an open meeting of Council, and all deliberations of Council and of any of its committees that resulted in the formal action were in meetings open to the public, in compliance with all legal requirements, including Ohio Revised Code Section 121.22.

SECTION V. This Ordinance is hereby declared to be an emergency measure necessary for the health, safety and general welfare of the Village of Lincoln Heights. The reason for said emergency is the need to place the Charter amendment on the November 6, 2018 election ballot.

Passed this 9th day of July, 2018.


Mayor, Village of Lincoln Heights

Attested:

Clerk of Council

RECORD OF VOTES CAST

	<u>Yes</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Ruby Kinsey-Mumphrey	x	—	—	—
Vice Mayor Jeannie Stinson	x	—	—	—
Phyllis Baber	x	—	—	—
Linda Childs-Jeter	x	—	—	—
Daronce Daniels	—	—	—	x
Kathy Goodwin-Williams	x	—	—	—
LaVerne Mitchell	x	—	—	—

CERTIFICATION OF PUBLICATION

I hereby certify that I have published the foregoing legislation beginning on July 9, 2018 in accordance with Section 2.12 of the Charter for the Village of Lincoln Heights, Hamilton County, Ohio, by posting a complete copy of the legislation for at least 14 days after its adoption in 5 conspicuous places in the Village, to wit: 1) Healthcare Connection; 2) Seven Hills Seniors; 3) Friendship Plaza; 4) Centennial Apartments; and 5) Oak Park.


 Clerk of Council