

**ORDINANCE NO. 34-2018**

**INTRODUCED BY: COUNCIL AS A WHOLE**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE SUBMISSION TO THE ELECTORS A PROPOSAL TO AMEND SECTIONS 6.01 AND 6.03 OF ARTICLE VI OF THE CHARTER OF THE CITY OF OLMSTED FALLS TO PROVIDE FOR A NON-PARTISAN PRIMARY ELECTION FOR MAYOR, AND DECLARING AN EMERGENCY**

**WHEREAS**, Council has received the recommendation of the 2018 Olmsted Falls Charter Review Commission, appointed pursuant to the Charter of the City of Olmsted Falls, to amend the Charter as herein provided, and Council is obligated to submit such proposed amendment to the Electors of the City at the General Election to be held November 6, 2018. Now therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS, OHIO, THAT:**

**SECTION 1.** That this Council hereby authorizes and directs the submission to the Electors of the City of Olmsted Falls at the General Election to be held at the usual places of voting of said City on Tuesday, November 6, 2018, between the hours as provided by law, the following proposal to amend Article VI of the Charter of the City of Olmsted Falls to read as follows:

**ARTICLE VI  
NOMINATIONS, ELECTIONS, QUALIFICATIONS, AND VACANCIES**

**SECTION 6.01        NOMINATIONS**

There shall be no primary election for the selection of candidates for any elective office of this Municipality, **EXCEPT UNDER THE CIRCUMSTANCES IDENTIFIED BELOW IN SECTION 6.03(a) FOR MAYORAL NON-PARTISAN PRIMARY ELECTIONS.**

Nominations for each elective municipal office shall be made by petition only, on the standard forms provided by the Board of Elections for the nomination of non-partisan candidates, filed with such Board at least ninety (90) days before the day of the **GENERAL MUNICIPAL ELECTION FOR ANY CITY COUNCIL POSITION, AND NINETY (90) DAYS BEFORE THE DAY OF THE NON-PARTISAN PRIMARY ELECTION FOR THE OFFICE OF MAYOR.**

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SECTION 6.03 ~~RUN-OFF~~ NON-PARTISAN PRIMARY ELECTIONS.

**(a) OFFICE OF MAYOR**

~~If no candidate for Mayor receives a majority of the votes cast for that office, there shall be a run-off election held on the first (1st ) Tuesday in December between the two (2) candidates receiving the greatest number of votes cast for that office.~~ **IN THE EVENT THERE ARE THREE OR MORE CERTIFIED CANDIDATES FOR THE OFFICE OF MAYOR, A NON-PARTISAN PRIMARY ELECTION SHALL BE HELD FOR THAT OFFICE IN ACCORDANCE WITH THE LAWS OF THE STATE OF OHIO ON THE SECOND TUESDAY IN SEPTEMBER, IN THE YEAR OF A GENERAL MUNICIPAL ELECTION FOR MAYOR. THE NAMES OF THE TWO CANDIDATES FOR MAYOR RECEIVING THE HIGHEST NUMBER OF VOTES AT THE NON-PARTISAN PRIMARY ELECTION SHALL APPEAR AT THE GENERAL MUNICIPAL ELECTION.**

**(b) CITY COUNCIL**

- (1) Of the candidates for an office filled by election from a ward, the one (1) receiving the greatest number of votes shall be declared elected.
- (2) Of the candidates for Councilman-at-Large, the three (3) or fewer receiving the greatest number of votes shall be declared elected.

**(c) GOVERNING LAW**

Except as otherwise provided in this Charter, the laws of Ohio shall govern the nomination and election of the elective officers of the City.

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**SECTION 2.** That the foregoing proposed amendment upon receiving at least a majority of the votes cast thereon at the November 6, 2018, General Election shall become effective immediately upon adoption.

**SECTION 3.** That the ballot submitting the question of adoption of the aforesaid amendment shall read substantially as follows:

PROPOSED CHARTER AMENDMENT  
CITY OF OLMSTED FALLS

A majority affirmative vote is necessary for passage.

Shall Article VI of the Charter concerning Nominations and Elections be amended to include a Non-Partisan Primary Election if there are three or more candidates running for the Office of Mayor?

**SECTION 4.** That the Clerk of Council is hereby authorized and directed promptly to forward a certified copy of this Ordinance to the Board of Elections of Cuyahoga County.

**SECTION 5.** That the Board of Elections of Cuyahoga County shall cause an appropriate notice to be given of the Election to be held on November 6, 2018, on the



ATTEST: \_\_\_\_\_  
*Angela Mancini, Clerk of Council*

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

	Yea	Nay
Haviland	_____	_____
Stibich	_____	_____
Jones	_____	_____
Gorski	_____	_____
Nicolay	_____	_____
Duncan	_____	_____
Miller	_____	_____