

(b) Council may by ordinance designate additional public places in the City for posting copies of ordinances or resolutions and may make provision in any ordinance or resolution for the publication of such ordinance or resolution in one English language newspaper of general circulation in the City. In the case of newspaper publication, ordinances and resolutions shall be published once a week for two (2) consecutive weeks; notices shall be published not less than two (2) nor more than four (4) consecutive weeks, and all other matters once.

(c) Notices to bidders for construction of public improvements and notices of the sale of notes or bonds of the City shall be published in not more than two (2) English language newspapers printed in the State of Ohio and of general circulation in the City.

(d) Proof of any publication provided for in this Section shall be made by the Clerk-Auditor as provided by ordinance, or if not so provided, by the laws of the State of Ohio.

SECTION 13.0 EFFECTIVE DATE OF ORDINANCES AND RESOLUTIONS.

(a) Each ordinance or resolution providing for the appropriation of money or for any annual tax levy, or for the authorization or making of improvements petitioned for by the owners of not less than a majority of the front footage of property to be benefitted and specially assessed therefor, and any emergency ordinance or resolution declared by the Council to be necessary for the immediate preservation of the public peace, health or safety shall take effect, unless a later date be specified therein, (1) upon its approval by the Mayor, (2) upon the expiration of the time within which it may be disapproved by the Mayor, or (3) upon the passage thereof after disapproval by the Mayor, as the case may be.
(Adopted 9-6-61.)

(b) No other ordinance or resolution shall become effective until thirty (30) days after (1) its approval by the Mayor, (2) the expiration of the time within which it may be disapproved by the Mayor, or (3) its passage after disapproval by the Mayor, as the case may be. Each emergency measure shall contain a statement of the necessity for such emergency action and shall require the affirmative vote of at least five (5) members of Council for its enactment. No action of the Council authorizing the surrender or joint exercise of its powers, or granting, renewing or extending any franchise or contracting for the supply of the City or its inhabitants of the product or service of any utility shall be taken as an emergency measure.
(Amended 11-5-68.)

ARTICLE IV THE MAYOR

SECTION 1.0 ELECTION AND TERM.

The Mayor shall be elected at the regular municipal election held in the year 1961, and every fourth year thereafter, for a term of four (4) years. His term shall commence and he shall assume office on the first day of January next following such election.

SECTION 2.0 QUALIFICATIONS.

The Mayor shall have been a resident and an elector of the City for at least two (2) years immediately prior to the date of his election and shall continue to be a resident and an elector therein throughout his term of office. He shall not hold any other elective public office. He shall not, directly or indirectly, solicit, contract for, receive or be interested in any profit or emolument from or on account of any contract, job, work or service with or for the City.

SECTION 3.0 COMPENSATION.

The salary of the Mayor shall be twelve hundred dollars (\$1,200) per year for the first term beginning January 1, 1962. For terms thereafter, such salary shall be fixed and determined by the Council, but the salary of the Mayor shall not be increased or decreased during the elective term of office which he is serving. If the established salary of the Mayor is to be changed in respect to a succeeding term of office, such change must be made by the Council prior to the first day of September of the last year of the term then being served by the Mayor. Unless and until such salary is so changed, it shall remain as last fixed.

SECTION 4.0 ABSENCE OR VACANCY.

(a) Absence. When the Mayor is absent or inaccessible or is unable for any cause or reason to perform his duties, the President of Council shall become the Acting Mayor and during such period shall have the same powers, except the power to disapprove legislation of the Council, and perform the same duties as the Mayor. He shall also continue as a member of Council with all the powers and duties of such member.

(b) Vacancy. In the event the office of Mayor shall become vacant for any reason, the President of Council shall thereupon become the Mayor and shall serve for the unexpired term or until the beginning of the term of a successor duly elected as hereinafter provided. Upon becoming Mayor, his offices as President of Council and member of Council shall become vacant.

(c) Absence of President of Council. In the event the President of Council shall be absent or inaccessible or for any reason unable to perform his duties as Acting Mayor, and an emergency or urgent necessity so requires, the Council, by vote of a majority of the remaining members of Council may designate one of their number Acting Mayor for the purposes and duration only of such emergency or urgent necessity. (Adopted 9-6-61.)

(d) Election of Successor in the Event of Vacancy. In the event the office of Mayor shall become vacant more than sixty (60) days prior to the next regular municipal primary election, a successor for the unexpired term shall be elected Mayor at the next regular Municipal General Election. (Amended 11-5-68.)

SECTION 5.0 EXECUTIVE POWERS.

(a) The Mayor shall be the chief executive officer of the City. He shall supervise the administration of the affairs of the City and shall exercise control over all departments and divisions thereof. He shall be the chief conservator of the peace within the City and shall cause all laws and ordinances to be enforced therein.

(b) He and the Clerk-Auditor shall be responsible for the preparation and submission of the annual estimate of receipts and expenditures and of appropriation measures and for furnishing to the Council full information of the financial condition and needs of the City. He shall be responsible for the faithful observance and performance of the conditions imposed in favor of the City or its inhabitants by any franchise or contract to which the City is a party.

(c) Except as otherwise provided by this Charter, the Mayor shall have the power to appoint, promote, transfer, suspend for a period of not more than thirty (30) days, reduce or remove any officer or employee of the City except those required by this Charter to be elected; provided, however, that such appointment, promotion, transfer, reduction or removal of officers provided for by this Charter and the heads of Departments or Divisions established pursuant thereto shall not take effect without the concurrence of a majority of the members of Council.

(d) After notice and public hearing as hereinafter provided the Mayor with the concurrence of a majority of the members of Council may remove any member of a municipal board or commission for inefficiency, incapacity, incompetency, neglect of duty, malfeasance, misfeasance or nonfeasance in office. To effect such removal the Mayor shall deliver to the individual concerned personally or by registered mail a written notice to show cause why he should not be removed accompanied by a statement of reasons for removal and shall fix therein a date, time and place for a public hearing not earlier than ten (10) days after the date of delivery of such notice and statement. Pending such hearing the Mayor may suspend such individual from office and prohibit him from exercising any duties, functions or authority of his office or position. At such hearing such individual shall have the right to be heard in person and to be represented by counsel in respect to any charge specified in said written statement of the Mayor. If following such hearing the Mayor shall remove such individual, he shall file with the Clerk-Auditor a signed order of removal accompanied by a written statement of his findings at such hearing and the reasons for such removal. Upon approval of such order by a majority of the members of Council such removal shall become final and the Clerk-Auditor shall notify the individual so removed accordingly.

(e) The Mayor and Clerk-Auditor shall execute on behalf of the City all contracts, conveyances, evidences of indebtedness and all other instruments to which it is a party. He shall have custody of the Seal of the City and may affix it to any of said instruments, but the absence of the Seal shall not affect the validity of such instrument. The Mayor shall be recognized as the official and ceremonial head of the City by the Governor for military purposes and by the Courts for the purpose of serving civil processes.

SECTION 6.0 LEGISLATIVE POWERS.

(a) The Mayor shall preside at all meetings of the Council but shall have no vote therein except in the event of a tie vote of members of Council upon any ordinance or resolution or other action of the Council. In the event of such tie vote, the Mayor, presiding at such meeting, shall have the power to vote upon such ordinance, resolution or other action and his vote shall have the same legal effect as a vote of a member of Council. The Mayor, in addition to presiding at Council meetings, may take part in the discussion upon all matters under consideration by the Council and may introduce and propose ordinances and resolutions. If adoption thereof be moved by a member of Council, the same shall be considered and acted upon as if introduced and proposed by a member of Council.

(b) Every ordinance or resolution adopted by the Council shall be signed by its President or in his absence by a President pro tem, designated by the Council, shall be attested by the Clerk-Auditor, and promptly presented to the Mayor. If the Mayor approves such ordinance or resolution, he shall sign it within five (5) days after its passage by the Council. If he does not approve it, he shall return the same to the Council, by delivery to the Clerk-Auditor, within said five (5) day period together with a written statement of his objections, which statement in its entirety shall be entered on the journal of the Council.

(c) The Mayor may approve or disapprove, in the manner above provided, the whole or any item of an ordinance or resolution appropriating money and the item or items so disapproved shall be void unless repassed by the Council in the manner herein prescribed, but otherwise his approval or disapproval shall cover the entire ordinance or resolution.

(d) If the Mayor does not sign or disapprove an ordinance or resolution within said five (5) day period after its passage by the Council, it shall take effect in the same manner as if he had signed it on the last day of such five (5) day period.

(e) The Council may reconsider the vote on the passage of any legislation disapproved by the Mayor not later than thirty (30) days after the date upon which the Mayor returned the same to the Council with its objections. If on reconsideration such legislation is approved by five (5) members of the Council, it shall become effective as of the time provided in Section 13.0 of Article III.