

**ORDINANCE NO. 50-14**

**AN ORDINANCE TO PROVIDE FOR AN ELECTION ON THE ADOPTION OF A PROPOSED AMENDMENT TO THE CHARTER OF THE CITY OF ASHLAND, OHIO; AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Ashland has adopted a Charter pursuant to the authority of the Constitution of the State of Ohio; and

WHEREAS, this Council believes that a certain change to the Charter should be considered; and

WHEREAS, this Council now desires to submit said proposed amendment to the Charter of the City of Ashland, Ohio to the electors of said City; and

WHEREAS, this Council desires that the question as to whether to adopt such Charter amendment be submitted to the electors at the next regular municipal election, this Ordinance is declared to be an emergency measure immediately necessary for the preservation of the public peace, property, health, safety and welfare and so that the deadline of the Board of Elections for placement of said question upon the ballot may be met, now therefore,

BE IT ORDAINED by the Council of the City of Ashland, State of Ohio, 5 members, being two-thirds of the members thereof, thereto concurring:

Section 1. That the question of the adoption of a proposed amendment, as hereinafter set forth, to the Charter of the City of Ashland, Ohio, be submitted to a vote of the qualified electors of the City of Ashland, Ohio at an election to be held on Tuesday, the 4<sup>th</sup> day of November, 2014, during the regular hours of voting, on such date, prescribed by general law.

**Proposed Amendment**

**SECTION 97. ALTERATIONS OR MODIFICATIONS IN CONTRACT**

When it becomes necessary, in the opinion of the Mayor or in the prosecution of any work or improvement under contract, to make alterations or modifications in such contract, such alterations or modifications shall be made only upon the order of said Mayor in writing. Provided, however, that such alterationS OR MODIFICATIONS must be approved by the Council in case ~~it~~ SUCH involves an additional expenditure exceeding ~~one thousand~~ five thousand dollars (~~\$1,000.00~~ \$5,000.00). No such order shall be effective until the price to be paid for the work and material, or both, under the altered or modified contract, has been agreed upon in writing and signed by the contractor and the Mayor in behalf of the City.

Section 2. That the ballots for said election shall, at the top thereof, be entitled "City of Ashland Charter Amendment Ballot" and the question to be submitted on said ballot be in the following words: "Shall the proposed charter amendment of the City of Ashland, Ohio be adopted?" Provision shall be made by the Ashland County Board of Elections for voting on such question.

Section 3. That the Director of Law is hereby directed to make the necessary arrangements with the Ashland County Board of Elections for giving notice, conducting such election and placing said question on the ballot.

Section 4. That notice of the proposed amendment be given by newspaper advertising, as authorized by law.

Section 5. That the Clerk of Council is hereby directed to certify a copy of this Ordinance to the Ashland County Board of Elections, not later than August 6, 2014.

Section 6. That this Ordinance is declared to be an emergency measure immediately necessary for the preservation of the public peace, property, health, safety and welfare for the reason that prompt action is required to provide for the election referred to in Section 1 of this Ordinance and to permit the Ashland County Board of Elections, the Director of Law and the Clerk of Council to take all actions necessary to prepare and provide for such election.

Section 7. That this Ordinance shall take effect and be in force from and after its passage by Council and approval pursuant to Section 12 of the Charter of the City of Ashland, Ohio.

PASSED: July 15, 2014

/s/ Stephen L. Stuart  
Stephen L. Stuart, President of Council

Attest: /s/ Lindsey Gardiner  
Lindsey M. Gardiner, Clerk of Council

Approved: /s/ Glen P. Stewart  
Glen P. Stewart, Mayor

Approved as to form & correctness:

/s/ Richard P. Wolfe  
Richard P. Wolfe II, Director of Law

Date: July 15, 2014