

CHARTER FOR THE
MUNICIPALITY OF REMINDERVILLE
SUMMIT COUNTY, OHIO

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CERTIFICATE

PREAMBLE

We, the people of the Village of Reminderville, in the County of Summit and State of Ohio, in order to secure for ourselves the benefits of municipal home rule and to exercise all the powers of local self-government under the Constitution and the laws of Ohio, do hereby adopt this Charter for our Municipality.

Article I. NAME AND BOUNDARIES

Section 1.01 Name

The present Municipality shall continue to be a body politic and corporate under the name of the Village of Reminderville.

Section 1.02 Boundaries

The Municipality shall have the same boundaries as now exist, with the power and authority to change its boundaries and annex other territory contiguous thereto in the manner authorized by general law.

Article II. FORM OF GOVERNMENT AND POWERS

Section 2.01 Form of Government

The elective officials of the Municipality shall be the Council and the Mayor, who shall possess respectively the legislative and executive powers specified in this Charter and those provided under general law. The Municipality shall have only such other officers as are provided for in this Charter or in ordinances enacted hereunder.

Section 2.02 Municipal Powers

The Municipality shall have all the powers, general or special, governmental or proprietary, expressed or implied, which may be possessed or assumed by municipalities under the Constitution and laws of Ohio. No enumeration of specific powers in this Charter shall be held to be exclusive.

All such powers shall be exercised in the manner prescribed in this Charter, or, if not prescribed herein, in such manner as Council may determine, or, unless a contrary intent appears in this Charter or in the enactments of Council, in such manner as may be provided by general law.

Article III. MAYOR

Section 3.01 Election and Term

The Mayor shall be elected at every other regular municipal election for a term of four (4) years, which term shall commence January 1 next following their election and shall hold office until a successor is elected and qualified.

Section 3.02 Qualifications

The Mayor shall have been for the two years preceding the date of election, and during his or her term of office shall be, a bona fide resident and qualified elector of the Municipality.

The Mayor shall hold no other elective public office, shall not be otherwise employed by, nor hold any other office in this Municipality, except as otherwise provided by this Charter.

The Mayor shall be administered the oath of office not later than the first day of January next following the election.

Section 3.03 Judicial Powers

The Mayor shall have all judicial powers which are conferred upon mayors by general law.

Section 3.04 Legislative Powers

The Mayor shall preside at all meetings of the Council, but shall have no vote. The Mayor may, however, introduce ordinances and resolutions and take part in the discussion of all matters coming before Council.

Section 3.05 Executive and Administrative Powers

The Mayor shall be the chief executive officer of the Municipality, and shall supervise the administration of all the affairs of the Municipality and the conduct and administration of all departments and divisions thereof except Council.

The Mayor shall be the chief conservator of the peace within the Municipality, and shall see that all laws, regulations, and ordinances are enforced therein.

The Mayor shall execute on behalf of the Municipality all authorized contracts, conveyances, evidences of indebtedness and all other instruments to which the Municipality is a party.

The Mayor shall keep the Council advised of the condition and needs of the Municipality, and shall recommend to Council such measures the Mayor deems necessary or expedient for the welfare of the Municipality.

As prescribed by general law, the Mayor shall initiate in conjunction with the fiscal officer the annual proposed budget.

Section 3.06 Veto Power

Each resolution or ordinance adopted by Council shall be attested by the Clerk of Council, who shall promptly present it to the Mayor for approval or disapproval.

The Mayor may approve or disapprove the whole, or any part of, any resolution or ordinance appropriating money, but otherwise the approval or disapproval shall be addressed to the entire resolution or ordinance.

If the Mayor approves such legislation, the Mayor shall sign it and file it with the Clerk of Council. If the Mayor disapproves such legislation, or any item of such legislation appropriating money, the Mayor shall file it, together with objections, in writing, with the Clerk of Council. The Mayor's objections shall be entered in full on the journal of Council.

Unless the resolution or ordinance is filed with the Clerk of Council with the Mayor's written notice of disapproval within seven (7) days after presentation to the Mayor, it shall take effect as though the Mayor had signed it.

Upon the Mayor's disapproval, as provided herein, the Council may, but not later than its next regular meeting, reconsider the legislation, and if, upon such reconsideration, the legislation is approved by five (5) members of Council, it shall take effect notwithstanding the disapproval of the Mayor.

Article IV. COUNCIL

Section 4.01 Legislative Authority

All legislative power of the Municipality under this Charter, together with all such powers now or hereafter conferred upon municipalities by general law, are vested in the Council.

Section 4.02 Composition and Term

Council shall be composed of six (6) members. ~~One member shall be elected by the electors of each of the three (3) voting districts herein provided, and three (3) members (Members) shall be elected by the electors of the Municipality at large. (AMENDED BY ELECTION OF NOVEMBER 6, 2012.)~~

The term of a council person shall be four (4) years, beginning January 1 next following his/her election unless otherwise provided by this charter. An elected council person shall hold office until a successor is elected and qualified.

Section 4.03 Councilmanic Districts

~~Three Voting Districts, each to be represented by a council person, shall be established by a commission appointed by the Council within three months of the 2010 Census figures becoming available. Districts shall be as nearly equal in population as is practicable, and shall be composed of contiguous and compact territory. The boundaries of these three districts may be changed from time to time by ordinance using the same requirements, but Council may not change the number of districts.~~

~~_____ Voting District elections will first occur at the regular election in November of 2013. One council person for each of the three districts, and one at-large council person will be elected at this time and every four years thereafter. The two at-large council positions elected in 2011 will remain as at-large positions in 2015, and every four years thereafter. Currently elected Council-at-large members who choose to run for their respective Voting District Council positions in the regular municipal election in November 2013 may do so without relinquishing their at-large council seat should they lose the Voting District election. Up to two (2) Council-at-large seats vacant after the Voting District election must be filled by Council to bring the total Council membership to six. See Vacancies section under Council in this Charter. (REPEALED BY ELECTION OF NOVEMBER 6, 2012.)~~

Section 4.04 Qualifications

Each council person elected at-large shall have been a resident and qualified elector for at least one full year prior to the date of election or appointment and shall continue to be a resident of the Municipality throughout their term of office.

~~Each council person elected to represent a voting district shall have been a resident of their respective voting district and a qualified elector for at least one full year prior to the date of election or appointment and shall continue to be a resident of their voting district throughout their term of office.~~

A council person shall hold no other elective public office, or be employed by or hold any other office in this Municipality except that of a notary public or service in state militia or armed forces of the United States, unless otherwise provided by this charter.

Council persons shall be administered the oath of office not later than the first day of January next following their election. (AMENDED BY ELECTION OF NOVEMBER 6, 2012.)

Section 4.05 President of Council

The Council shall elect one of its members President of Council to serve until the next succeeding organizational meeting of the Council. The President of Council shall have all the powers, duties, functions, obligations, and rights of any other member of Council. The President of Council shall establish the various committees of Council and shall establish agendas together with the Mayor, shall become Acting Mayor when required by Section 4.06 of this charter. At the same meeting, Council shall elect one of its members Vice-President.

If the President of Council shall succeed to the office of Mayor pursuant to Section 4.06 (B), the office of President of Council shall be vacant and shall be filled pursuant to Section 4.15.

The President of Council, neither by virtue of holding such office or in performing the duties of acting Mayor as provided in Section 4.06 (A) of this charter, shall be deprived of such powers and rights or be relieved of duties or obligations as a member of council.

Section 4.06 Acting Mayor and Vacancies

(A) Temporary Vacancy

When the Mayor is temporarily inaccessible from the Municipality or is temporarily unable for any reason to perform the duties of the office, the President of Council shall act as Mayor, with all the duties, rights, and powers of the Mayor during the period of the Mayor's absence or inability to perform the duties of the office.

(B) Permanent Vacancy

In the event of the death, disqualification, recall, removal, or resignation of the Mayor, the President of Council shall thereupon become Mayor and shall serve until a successor is elected and qualified at the next general election. In the event the President of Council shall decline the office of Mayor, he or she shall remain as President of Council. The Council shall then appoint a member of Council to fill the vacancy in the office of Mayor. Such appointment shall be

made by an affirmative vote of four (4) members of Council. In this event the President of Council or other Council member shall become Mayor, in accordance with the provisions of this section.

(C) Salary

The member of Council who then temporarily fills the office of Mayor pursuant to Section 4.06 (A) shall not be entitled to receive the then current salary of the Mayor.

The member of Council who then permanently fills the office of Mayor pursuant to Section 4.06 (B) shall be entitled to receive the then current salary of the Mayor.

Section 4.07 Rules and Journal of Council

Council shall adopt its own rules, regulations, or bylaws and shall keep a journal of all of its proceedings. The journal shall be open for public inspections at all reasonable times.

The voting upon any ordinance or resolution shall be by roll call, and the vote of each council person shall be recorded.

Section 4.08 Meetings

No later than the first regular January meeting of Council, the Council shall meet in the Council Chambers of the Municipal center to organize, including the election of president and vice president of Council. Council shall hold not less than one regular meeting per month, at such place and at such times as shall be determined by ordinance. Special meetings may be called by the Mayor or by any three members of Council by written notice served personally upon each member of left at his or her residence at least twenty-four (24) hours in advance of the time of such special meeting. Except as provided herein for executive sessions, all meetings of the Council and its committees shall be open to the public. Council and its committees may meet in executive session in the manner and for the purposes provided by general law.

Emergency Meetings: When necessary for the preservation of the public peace, health, and welfare or safety, the Council may hold an emergency meeting with a majority of members constituting a quorum.

Section 4.09 Committee of the Whole

(A) Purpose

The purpose of this committee is to enhance communications among officials, departments, boards, commissions, and committees, and to make the decision-making process more efficient. All involved personnel shall be updated on proposed legislation of Council, pertinent administration items of the Mayor, and main actions of boards, commissions, and other committees. The Committee of the Whole is the forum where issues or confusion about proposed Council or Mayoral action can be addresses, and where sponsors of proposals can provide background information and promote action.

(B) Composition

The Committee of the Whole shall consist of all Council members, the Mayor, Fiscal Officer, Law Director, and other personnel from departments, boards, commissions, or committees as determined by Council as the agenda is developed.

(C) Meetings

Meetings are to be held before every regularly scheduled Council meeting and at other times as deemed necessary by Council. The President of Council is responsible for the scheduling, agenda, and the conducting of the meetings.

Section 4.10 Quorum

Four (4) members of Council shall constitute a quorum to transact business, but a lesser number may adjourn from time to time and compel the attendance of absent members in such manner and under such penalties as may be prescribed by resolution or ordinance.

Section 4.11 Legislative Procedure

All legislative action of Council shall be by resolution or ordinance introduced in written or printed form, each of which shall contain no more than one subject, which subject shall be clearly expressed in its title.

No resolution or ordinance shall be revised or amended unless the resolution or ordinance superseding it contains the entire resolution or ordinance so revised or amended, or the section or sections so revised or amended, and, having been revised or amended, the original resolution or ordinance, or section or sections, shall be considered to be repealed.

An affirmative vote of at least four (4) members of Council shall be required for the enactment of every resolution or ordinance, or to confirm and appoint, unless a larger number be required by the provisions of this charter, or by general law.

No ordinance or resolution shall be passed until it has been read, by title only and at three (3) different, regular Council meetings, unless Council votes to suspend this rule. Such suspension of this rule shall require the affirmative vote of at least five (5) members of Council.

No action of Council authorizing the surrender or joint exercise of any of its powers, or in granting any franchise, or in the enactment, amendment, or repeal of any zoning or building resolution or ordinance, ~~or in changing of any district boundaries,~~ or in authorizing any change in the boundaries of the Municipality, shall be enacted under a suspension of this rule. (AMENDED BY ELECTION OF NOVEMBER 6, 2012.)

Section 4.12 Public Notice and Hearings

Public notice, as required by law, or by this Charter or by resolution or ordinance shall be given resolutions and ordinances in the manner determined by Council, except that if public posting is selected as the medium, then the bulletin board in the Municipal Center shall be the only place established and required for such public posting. In addition to such public posting, a summary by title only shall be published in a manner determined by Council.

Council shall cause each resolution and ordinance to be given public notice commencing not later than seven (7) days after its adoption and approval by the Mayor, or upon the expiration of the time within which it may be vetoed by the Mayor, without having been vetoed, or upon its passage after veto by the Mayor, as the case may be. Notice of first readings of resolutions and ordinances is to be made available to the public in the records at the Municipal Center.

The Council may determine, by ordinance or resolution, all procedures to be followed by the Council and the Planning and Zoning Commission with respect to zoning within the Municipality and other land use regulations and matters, including but not limited to: public hearings; notices to owners of land; and notices to the general public. Otherwise, general law will apply.

The affirmative vote of at least five (5) members of Council shall be necessary to pass any zoning ordinance or resolution which differs from the written recommendations of the Planning and Zoning Commission, but in no event shall an ordinance or resolution be considered as having passed unless said amendment receives the affirmative vote of at least four (4) members of Council.

Section 4.13 Effective Date of Resolutions and Ordinances

Each resolution and ordinance providing for the appropriation of money, or for an annual tax levy, or for improvements petitioned for by a majority of the front footage of property to be benefitted and specially assessed therefor, and any measure that is to become immediately effective as necessary for the immediate preservation of the public peace, health, or safety, shall take effect upon the expiration of the time within which it may be vetoed by the Mayor without having been vetoed, or upon its passage after veto by the Mayor, as the case may be.

Each resolution that is to take immediate effect as provided in this section shall contain a statement of the necessity for such immediate effectiveness, and its enactment shall require the affirmative vote of at least five (5) members of Council if all members are present, or the affirmative of at least four (4) members if one or more members are absent or if one or more vacancies exist in the membership of the Council.

No action of Council authorizing the surrender of joint exercise of any of the powers of the Municipality, or in granting any franchise or in the enactment, amendment, or repeal of any zoning or building resolution or ordinance, ~~or in the changing of any voting district boundaries,~~ or in authorizing any change in the boundaries of the Municipality shall be enacted to become immediately effective.

No other resolution or ordinance shall become effective until thirty (30) days after the date of its approval by the Mayor, or upon the expiration of the time within which it may be vetoed by the Mayor without being vetoed, or its passage after veto by the Mayor. (AMENDED BY ELECTION OF NOVEMBER 6, 2012.)

Section 4.14 Compensation and Bonds

Council shall fix the compensation of the Mayor, members of Council, and each officer and employee, or member of any board or commission of the Municipality, whether elected or appointed.

Not less than one hundred twenty (120) days immediately preceding the date of the next municipal election, the compensation of the Mayor and each member of Council shall be fixed for the next term, and shall not thereafter be changed with respect to such term.

The compensation of every other employee, and member of any board or commission of the Municipality, as fixed by Council, may at any time be changed by resolution or ordinance.

Council may authorize the payment or reimbursement of expenses incurred by any officer or employee or member of any board or commission of the Municipality, for traveling or other expenses incidental to the authorized furtherance of the interests of the Municipality and upon recommendation of the Law Director may authorize the hiring the legal counsel to perform special legal services for the Municipality.

Section 4.15 Vacancies

Whenever the office of a council person shall become vacant for any reason, the vacancy shall be filled by the majority vote of all remaining members of Council. ~~If the vacancy is in an office of a council person representing a voting district, such vacancy must be filled from that voting district. If the vacancy occurs in the office of an at-large council person Such vacancy can be filled from any voting district within the Municipality.~~

A vacancy in the office of President of Council or Vice-President of Council shall be filled by a majority vote of the remaining members of Council.

In the event Council should fail to fill a vacancy in the office of a Council person or in the office of President of Council or Vice-President of Council within thirty (30) days from the date of occurrence of vacancy, then the power of Council to do so shall lapse and the Mayor shall fill it by appointment.

The person elected or appointed to fill a vacancy shall have the qualifications for the particular office specified in Section 4.04 of this Charter, and shall hold office for the unexpired term and until a successor is elected and qualified. (AMENDED BY ELECTION OF NOVEMBER 6, 2012.)

Article V. REMOVAL OF ELECTIVE OFFICERS

Council may remove the Mayor, Council member, or other elected officer for (a) gross misconduct, gross neglect of duty, malfeasance, or misfeasance in office, (b) not possessing or ceasing to possess the qualifications for the office, (c) conviction while in office of a felony or crime involving moral turpitude, (d) adjudication by a court to be legally incompetent (e) being guilty of having personal interest as defined in Section 21.01, or (f) failure to take the oath of office or violating the oath of office.

The decision of Council to remove an elected officer shall be made only upon the concurrence of all members of Council in the case of Mayor, or concurrence of five (5) member of Council in the case of a Council member or

other elected officer; provided that such removal shall not take place until the elected officer shall have been notified in writing by certified mail of the charge(s) at least twenty (20) days in advance of a public hearing upon such charge(s). The elected officer and elected officer's legal counsel shall be given an opportunity at such hearing to be heard, to present evidence and to examine any witnesses appearing in support of the charge(s). The decision of Council after compliance with this section shall be final.

The elected officer so removed shall not be eligible for appointment to fill the vacancy created thereby.

Article VI. REMOVAL OF APPOINTIVE OFFICERS, DEPARTMENT HEADS, MEMBERS OF BOARD, COMMITTEES, AND COMMISSIONS

The power to make appointments of officers and department heads as herein provided carries with it the power to transfer demote, discipline, remove or discharge, subject only to other applicable provisions of this Charter.

The exercise of this power as it concerns appointments made by the Mayor or Council with confirmation of Council shall require approval of Council.

The power to remove members of boards, committees, and commissions shall be exercised only by Council in the manner and for the reasons provided for Removal of Elective Officers in Article V of this Charter.

Article VII. DEPARTMENTS, BOARDS, AND COMMISSIONS

Council may establish additional departments, boards, offices, and commissions as the needs of the Municipality may require, and except for those established herein, may abolish or combine them in any manner as it deems necessary.

Where organization, powers and duties of departments, boards, and commissions are not expressly provided for herein, they shall be provided by resolution or ordinance of Council.

Article VIII. FISCAL OFFICER

Section 8.01 Appointment, Qualifications, & Duties in General

The Fiscal Officer shall be appointed by the Mayor subject to confirmation by Council. The Fiscal Officer shall have a minimum of an associate degree in accounting or related field, or five (5) years' experience in accounting or related field. The Fiscal Officer shall be responsible for the collection, disbursement, and custody of all funds of the Municipality and shall establish and maintain those records and procedures necessary to perform the duties of the office. The Fiscal Officer shall act as liaison between the Finance Committee, Mayor, and Council, and shall perform such other functions as may be assigned by ordinance or resolution or by order of the Mayor or Council. The Fiscal Officer shall perform all other duties performed by municipal treasurers and municipal auditors under general law.

Section 8.02 Clerk of Council

The Fiscal Officer shall also serve as Clerk of Council except in the case of a Clerk of Council being hired as a separate position by the Council. The Clerk of Council shall keep the Journal of Council, an accurate and complete record of all proceedings of Council; authenticate by his or her signature and have custody of all laws, ordinances, and resolutions of Council; have custody of all official documents, reports, papers, and files of Council; and shall perform other such duties as Council shall require.

Article IX. FINANCES

Section 9.01 General

The laws of the State of Ohio relating generally to budgets, appropriations, deposits, expenditures, debts, bonds, and other fiscal matters of the Municipality shall be applicable to the Municipality, except as modified by or necessarily inconsistent with the provisions of this Charter.

Section 9.02 Limitations on Rate of Taxation

The power of Council to levy taxes shall be subject to the limitations now or hereafter provided by general law, and nothing contained in this Charter shall be construed as authorizing the levy of any taxes in excess of such limitation without a vote of the people.

Article X. CIVIL SERVICE

Section 10.01 Appointment and Term of Members

The Civil Service Commission shall consist of three (3) electors of the Municipality. The Civil Service Commissioners shall be appointed by the Mayor, subject to confirmation by council, and shall hold no other public employment. The term of office of a Civil Service Commissioner shall be four (4) years, except for the initial appointments in January 2010, and shall begin no later than sixty (60) days after the effective date of this Charter. Two Commissioners shall be appointed for a term of four (4) years, one for a term of two (2) years. A Commissioner shall continue in office after expiration of the term until a successor takes office. A vacancy occurring during a term shall be filled by the Mayor for the unexpired term with the consent of four (4) members of Council.

Section 10.02 President and Secretary

The Commission shall designate one of its members as President and may appoint a secretary.

Section 10.03 Classified and Unclassified Service

The Civil Service of the Municipality is hereby divided into the unclassified and the classified service.

(1) The unclassified service shall include:

- (a) Elected officers;
- (b) Heads of departments, including the Fire Chief and the Chief of Police;
- (c) Members of all boards and commissions appointed by the

- Mayor or Council;
 - (d) The Clerk of Council, the Fiscal Officer, and the Mayor's administrative assistant;
 - (e) Personnel having access to confidential information as defined by the Civil Service Commission, and
 - (f) Part-time, temporary, and seasonal employees.
(AMENDED BY ELECTION ON 11/3/2015)
- (2) The classified service shall include:
- (a) Full-time employees;
 - (b) Personnel, regardless of classification, hired for promotional openings, and
 - (c) All other positions not specifically included in the unclassified service. (AMENDED BY ELECTION ON 11/3/2015)

Section 10.04 Procedure

The Commissions shall make, present, prescribe, and enforce rules for the appointment, promotion, transfer, lay-off, reinstatement, suspension and removal of employees in the classified service and such other rules as may be necessary and proper for the enforcement of the merit system and for the procedures of the Commission. The Civil Service Commission shall determine the practicality of competitive exams for any non-elected office or job classification in the service of the Municipality. The Commission shall keep a record of its proceedings, which shall be open to public inspection. The effective date of the Civil Service rules will be twelve (12) months after the effective date of this Charter.

Section 10.05 Salaries

The Council shall provide for salaries of the Commission members, and a sufficient sum shall be appropriated each year to carry out the civil service provisions of this Charter.

Section 10.06 Removal of Commission Member

The Mayor may remove any Commissioner for inefficiency, neglect of duty or malfeasance in office, after notice and public hearing before Council, provided at least four (4) members of Council concur.

Article XI. DEPARTMENT OF PUBLIC SERVICE

Section 11.01 Appointment

The Supervisor of Public Service shall be the head of the Department of Public Service.

The Mayor shall, subject to confirmation of Council, appoint a Supervisor of Public Service, who may be a nonresident of this Municipality.

Section 11.02 Qualifications

The Supervisor of Public Service shall be selected on the basis of supervisory and administrative qualifications with special reference to experience

in, and knowledge of, accepted practices in respect to the duties of Supervisor as hereinafter set forth, but shall not be required to be an engineer.

Section 11.03 Duties in General

The Supervisor of Public Service shall have the responsibility for construction, improvement and maintenance of all public works, buildings, ground, parks, roads, streets, and all other public places of the Municipality, and the collection and disposal of wastes. The Supervisor shall have charge of, and shall supervise the maintenance of, all municipal property and equipment, and the storage of all materials and supplies and perform such other duties as the Mayor may require.

Section 11.04 Employees

The Supervisor of Public Service, subject to appropriation by council, may employ such assistance and employees as may from time to time be necessary for the proper discharge of the duties of the office.

Article XII. DEPARTMENT OF PUBLIC SAFETY

Section 12.01 Appointment

The Director of Public Safety shall be the head of the Department of Public Safety.

The Mayor, in addition to other duties of that office, shall be, and shall perform the duties of the Director of Public Safety until such time as Council shall determine that it is in the best interest of the Municipality to appoint some other person to that office. Upon making such determination, the Council shall declare the office of Director of Public Safety vacant and the Director of Public Safety, who may be a nonresident of this Municipality, shall then be appointed by the Mayor, subject to confirmation by Council.

Section 12.02 Duties in General

The Director of Public Safety shall be the head of the Police and Fire Department and shall be responsible for the enforcement of all police, fire, health, safety and sanitary regulations that may be prescribed by resolutions and ordinances of the Municipality, or by general law.

Section 12.03 Police Department

The Police Department of the Municipality shall be administered by a Police Chief appointed by the Mayor subject to confirmation by Council. The Police Department shall preserve the peace, protect persons and property, and obey and enforce all ordinances of Council, and all criminal laws of the State of Ohio and the United States, and perform such other duties as are provided by ordinances or resolutions of Council.

Section 12.04 Fire Department

The Fire Department shall be administered by a Fire Chief appointed by the Mayor subject to confirmation by Council. The Fire Department shall protect the lives and property of the people in case of fire, and perform emergency

medical services (EMS), and such other duties as are provided by ordinance or resolution of Council.

Article XIII. DEPARTMENT OF LAW

Section 13.01 Law Director

The Law Director shall be appointed by the Mayor subject to confirmation by Council. The Law Director shall be an attorney at law, admitted to the practice of law in the State of Ohio, but need not be a resident. The Law Director shall be adviser, attorney and counsel for the Municipality and for all officers and divisions thereof in all matters relating to their official duties and shall, when requested, give legal opinions in writing. The Law Director shall represent the Municipality in all suits or cases in which it may be a party and shall prosecute for all offenses against the ordinances of the Municipality and such offenses against the laws of Ohio as may be required. The Law Director shall, at the request of the Mayor, prepare contracts, legislation, bonds, and other instruments in writing in which the Municipality is concerned and shall endorse on each approval of the form and correctness thereof. The Law Director shall perform such other duties as the Mayor or Council may impose consistent with the office. When it deems necessary, Council may provide legal counsel for the Municipality, or for any department or official thereof, for a period not to exceed two years.

Article XIV. PLANNING & ZONING COMMISSION

Section 14.01 Composition and Term

The Planning and Zoning Commission shall consist of five (5) members of the Municipality, including the Mayor, one (1) Council member and three (3) electors. The electors shall be appointed by the Mayor subject to the confirmation by Council, to serve four (4) year overlapping, staggered terms beginning, no later than the first regular January meeting of Council. One elector shall be appointed for a term of two (2) years, one for a term of three (3) years and one for a term of four (4) years and shall serve with no compensation. A vacancy occurring during the term of any incumbent of the Commission shall be filled for the unexpired term in the manner authorized for the original appointment.

Section 14.02 Powers and Duties

The Planning and Zoning Commission shall have such powers and duties as shall be conferred upon it by ordinance of the Council concerning the plan, design, location, removal, relocation and alteration of any buildings or structures owned by the public or located on public streets or public property; the location, relocation, widening, extension, and vacation of streets, parkways, and other public places, or the improvement thereof; the reviewing of plats for the subdivision of land; and the zoning of the Municipality for any lawful purpose or purposes.

Article XV. BOARD OF ZONING AND BUILDING APPEALS

Section 15.01 Composition and Term

The Board of Zoning and Building Appeals shall consist of five (5) members, made up of two (2) Council members and three (3) residents

appointed by Council, beginning no later than the first regular January meeting of Council. Resident members shall serve for a term of four (4) years. A member of the Planning and Zoning Commission shall not be a member of this board. A vacancy occurring during the term of any member of the Board shall be filled for the unexpired term in the manner authorized for an original appointment.

Section 15.02 Powers and General Duties

The Board shall elect a Chairman and a Vice Chairman from its membership, and may appoint a secretary. The Board of Zoning and Building Appeals shall hear and decide appeals for exceptions to, and variances from, the application of resolutions, ordinances, regulations, measures and orders of administrative officials or agencies governing zoning and building in the Municipality, as may be required to afford justice and avoid unreasonable hardship, subject to such reasonable standards as shall be prescribed by Council, and such other powers as may be granted to it by Council.

Article XVII. FINANCE COMMITTEE

Section 16.01 Composition and Term

The Finance Committee shall be comprised of five (5) persons made up of two (2) members of Council and three (3) residents. All members of the Finance Committee shall be appointed by the Mayor, subject to confirmation by Council, beginning no later than the first regular January meeting of Council. All members shall hold their position for two (2) years. One of the appointed members of Council shall serve as Chairperson. The Fiscal Officer shall act as liaison between the Finance Committee, Mayor, and Council.

Section 16.02 Responsibilities and Duties

The responsibilities and duties of the Finance Committee shall include the following items, together with any additional duties assigned by Council:

- Review the financial aspects of all purchase orders, contracts, and other documents, exceeding a threshold amount established by Council, by which the Municipality incurs financial obligations.
- Audit and review payment of all invoices, and other evidences of claims or charges against the Municipality.
 - ★ Establish appropriate exemptions to the above to maintain the effective and efficient operation of the Municipality.
- Seek the advice of the Law Director as necessary to determine the regularity, legality and correctness of any claims, demands or charges.
- Assist in the coordination of budget preparation and recommend the budget to Council.
- Recommend fiscal policy to the Mayor and Council.

Article XVII. LONG-TERM COMMUNITY DEVELOPMENT COMMITTEE

Section 17.01 Composition and Term

The Community Development Committee shall consist of six (6) members including the Mayor and five (5) residents. The residents shall be appointed by the Mayor, subject to confirmation by Council, and shall hold their position for a

term of four (4) years except for some of the initial appointments on the effective date of the charter. In order to have staggered terms, one (1) of the initial members will serve for two (2) years, and two (2) of the initial members will serve for three (3) years. All appointments shall be made beginning no later than the first regular scheduled January meeting of Council.

Section 17.02 Duties in General

The Community Development Committee shall prepare a set of written long-range planning recommendations for Council that will enhance the character and quality of life of the Municipality. The planning recommendations shall include standards or requirements for preserving and protecting the character and quality of life. These include open spaces, buffer zones and landscaping that minimizes objectionable noise, glare, odor, traffic and other impacts of future development, especially when adjacent to residential areas.

An annual report shall be made to Council and made available to the public.

Article XVIII. INITIATIVE, REFERENDUM AND RECALL

Section 18.01 Initiative

The electors of the Municipality may propose ordinances and other measures by initiative petition; in accordance with the provisions of general law, now or hereafter in effect, with respect to municipal corporations.

Section 18.02 Referendum

The electors of the Municipality may approve of or reject any ordinance or other measure enacted by Council, except as otherwise provided by general law. The exercise of said power of referendum shall be in accordance with the provisions of general law now or hereafter in effect, with respect to municipal corporations.

Section 18.03 Recall

The electors may remove from office by a recall election any elected officer of the Municipality. If an elected officer shall have served six months or more in office, a petition demanding removal may be filed with the Clerk of Council, who shall note thereon the name and address of the person filing the petition and the date of such filing, and shall deliver to said person a receipt therefor and attach a copy thereof to said petition. Such petition may be circulated in separate parts, but the separate parts shall be bound together and filed as one instrument. Each part shall contain the name and office of the person whose removal is sought and a statement in not more than 200 words of the grounds for removal. Except as otherwise provided herein, such petition shall be signed by at least fifty percent (50%) of the number of electors voting at the preceding November election; ~~provided, however, that in the case of a council person elected from a voting district, such signatures must be obtained from the voting district electing such council person and shall be signed by at least fifty percent (50%) of the number of electors voting in said council person's voting district in the preceding November election.~~

Within ten (10) days after the day on which such petition shall have been filed, the Clerk of Council shall determine whether or not it meets the

requirements hereof. If the Clerk of Council shall find the petition insufficient, the Clerk of Council shall promptly certify the particulars in which the petition is defective, shall deliver a certified copy to the person who filed the petition, and make a record of such delivery. Such person shall be allowed a period of twenty (20) days after the day on which such delivery was made in which to make the petition sufficient.

If the Clerk of Council shall find the petition sufficient, the Clerk of Council shall promptly so certify to the Council, shall deliver a copy of such certificate to the officer whose removal is sought and shall make a record of such delivery. If such officer shall not resign within five (5) days after the day on which such delivery shall have been made, the Council shall thereupon fix a day for holding a recall election, not less than sixty (60) days, nor more than seventy- five (75) days after the date of such delivery. At such recall election this question shall be placed upon the ballot: "Shall (naming the officer) be allowed to continue as (naming the office)?" with provision being made on the ballot for voting affirmatively or negatively on such question. If a majority of the votes cast at such election shall be voted affirmatively, such officer shall remain in office. If a majority of the votes cast shall be voted negatively, such officer shall be considered as removed and said office shall be declared vacant, and such vacancy shall be filled as provided in this Charter. The officer removed by such recall election shall not be eligible for appointment to the vacancy created thereby. (AMENDED BY ELECTION OF NOVEMBER 6, 2012.)

Article XIX. AMENDMENTS

Section 19.01 Submission by Council or Petition

The Council may, by affirmative vote of two-thirds (2/3) members, submit any proposed amendment to this Charter to the electors and, upon receipt of petitions signed by ten percent of the electors of the Municipality setting forth any proposed amendment to the Charter, Council shall submit such proposed amendment to the electors. The Council shall determine the manner of the submission of any proposed amendment to the electors to the extent that such submission is not governed by the Constitution and the laws of Ohio. If any such proposed amendment shall be approved by a majority of the electors voting thereon, it shall become a part of this Charter; except that if two or more inconsistent proposed amendments on the same subject shall be submitted at the same election, only the one of such amendments receiving the largest affirmative vote, not less than a majority, shall become a part of the Charter.

Article XX. CHARTER REVIEW COMMISSION

Section 20.01 Composition and Term

In January, 2015 and each five (5) years thereafter the Mayor shall, subject to confirmation by Council, appoint a Commission of five (5) qualified electors of the Municipality holding no other office or appointment in this Municipality as members of a Charter Review Commission to serve until their

duties as provided in Section 20.02 of this Charter are completed. The members shall serve without compensation.

Section 20.02 Duties

The Charter Review Commission shall, in meetings open to the public, review the Municipal Charter, and, no later than August 1 of the same year, recommend to Council such amendments, if any, to this Charter as in its judgment are conducive to the public interest.

Section 20.03 Submission to Electors

Council may submit to the electors any such proposed amendments to this Charter, which submission, in each instance, shall be in accordance with the provisions of the Constitution of Ohio.

Article XXI. GENERAL PROVISIONS

Section 21.01 Personal Interest

No officer or employee of this Municipality shall directly or indirectly, solicit, contract for, receive, or be interested in, any gift, profit or emolument, from or on account of, any contract, job, work, or service with, or for the Municipality, other than the person's compensation and expenses as fixed by Council.

Section 21.02 Rearrangement, Reprinting of, and Correction of Typographical Errors in the Charter

Following any election at which any amendment to this Charter is adopted, the Clerk of Council, with the approval of the Council and the Law Director, may prior to any reprinting of this Charter, make such changes therein, including the numbers, titles and arrangement of articles and sections hereof, as may be necessary or desirable to maintain or assure the logical and consistent ordering thereof, but no such change shall in any way affect the substance or meaning of this Charter or any part thereof or amendment thereto. The Clerk of Council may, at any time, with the approval of the Council, correct typographical errors appearing in this Charter, but no such change shall in any way affect the substance or meaning of this Charter or any part thereof or amendment thereto.

Section 21.03 Effective Date of Charter

The question of the adoption of this Charter shall be submitted to the voters at the general election to be held in November 2009. This Charter, if approved, shall become effective January 1, 2010, except as may otherwise be provided for in this Charter.

Section 21.04 Effect of Charter on Existing Laws and Rights

The adoption of this Charter shall not affect any pre-existing rights of the Municipality, nor any right or liability, pending suit or prosecution, either on behalf of or against the Municipality or any officer thereof, nor any franchise granted by the Municipality, nor pending proceedings for the authorization of public improvements or the levy of assessments therefor, if any. Except as a contrary intent appears in this Charter, all ordinances, resolutions and acts of the Council of the Municipality shall continue in effect until lawfully amended or repealed.

Section 21.05 Effect of Partial Invalidity

The determination by a court of competent jurisdiction that any part of this Charter is invalid shall not invalidate or impair the force or effect of any other part hereof except to the extent that such other part is wholly dependent for its operation upon the part declared invalid.

Article XXII TRANSITION TO CHARTER GOVERNMENT

Section 22.01 Officers and Employees

1) Rights and Privileges Preserved. Nothing in this Charter except as otherwise specifically provided shall affect or impair the rights or privileges of persons who are Municipality officers or employees at the time of its adoption.

(2) Continuance of Office or Employment. Except as specifically provided by this Charter, if at the time this Charter takes effect a Municipal administrative officer or employee holds any office or position that is affected in described duties or length of term, he or she shall continue in such position until the taking effect of some specific provision under this Charter.

(3) Civil Service System. An employee holding a position at the time this Charter takes full effect who was serving in that same or a comparable position at the time of its adoption shall not be subject to competitive examination as a condition of continuing in the same position, but in all other respects shall be subject to the provision of this Charter and ordinances and regulations enacted pursuant to this Charter relating to the human resource system.

Section 22.02 Departments, Offices, Boards, Commissions, and Committees

(1) Transition - Duties and Terms. If a department, office, board, commission or committee has its powers and duties or length of term changed when the Charter takes effect, the current powers, duties and term will continue until other provisions have been made, subject to the provision of this Charter, and ordinances and regulations enacted pursuant to this Charter.

(2) Continuance of Present Board, Commission, and Committee Members. All existing Boards, Commissions, and Committees shall remain in their current terms and shall continue pursuant to the ordinances and resolutions creating them until the taking effect of some specific provision under this Charter.

(3) Property and Records. All property, records and equipment of any department, office, board, commission or committee in existence when this Charter becomes effective shall be transferred to any department, office, board, commission, or committee that assumes its powers and duties as provided herein, but, in the event that the powers or duties are to be discontinued or divided between such entities or in the event that any conflict arises regarding any such transfer, such property, records or equipment shall be transferred to the department, office or agency designated by the Council in accordance with this Charter.

Section 22.03 Pending Matters

All rights, claims, orders, contracts and legal administrative proceedings shall continue except as modified pursuant to this Charter, and in each case shall be maintained, carried out or dealt with by the Municipality department, office or agency as shall be appropriate under this Charter.

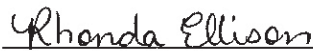
Section 22.04 Laws in Force

All Municipal resolutions, orders and regulations that are in force when this Charter becomes fully effective are repealed to the extent that they are inconsistent or interfere with the effective operation of this Charter or of ordinances or resolutions enacted pursuant hereto. To the extent that general law permits, all laws relating to or affecting the Municipality or its officers, agencies, departments or employees that are in force when this Charter becomes fully effective are superseded to the extent that they are inconsistent or interfere with the effective operation of this Charter or of ordinances or resolutions enacted pursuant hereto.



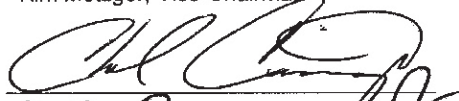
CERTIFICATE

We, the qualified members of the Charter Commission of the Village of Reminderville, Ohio, elected November 4, 2008, have framed the foregoing Charter and have fixed the November 3, 2009 as the time of the election which the Charter shall be submitted to the electors of the Village of Reminderville.



Rhonda Ellison, Chairwoman

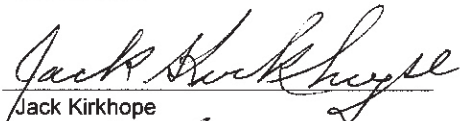

Kirk Metzger, Vice-Chairman


Tom Cannon

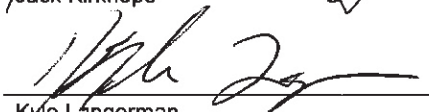

Chad Cummings


Tom DiCarlo

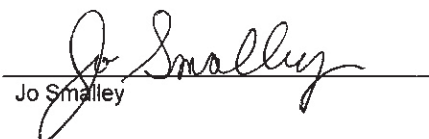

Chris Flora

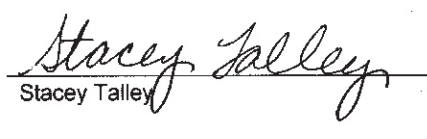

Jack Kirkhope


Mark Kondik


Kyle Langerman


Mark Silversten


Jo Smalley


Stacey Talley