

ORDINANCE RECORD
COUNCIL OF THE CITY OF BRECKSVILLE

5611

Ordinance No. _____

**AN ORDINANCE PROVIDING FOR THE SUBMISSION
TO THE ELECTORS OF THE CITY OF BRECKSVILLE
THE QUESTION OF AMENDING ARTICLE XII, SECTION 5.
OF THE CHARTER ENTITLED "GENDER NEUTRAL
DESIGNATIONS" TO CHANGE THE TITLE OF THE
SECTION AND AUTHORIZE THE CLERK OF COUNCIL
WITH THE MAJORITY APPROVAL OF COUNCIL AND
THE LAW DIRECTOR TO CHANGE MISPELLINGS,
ERRORS IN GRAMMAR, RENUMBERING UPON
CODIFICATION AND GENDER NEUTRAL DESIGNATIONS;
AND DECLARING AN EMERGENCY**

WHEREAS, pursuant to Article XI of the Charter of the City of Brecksville, a Charter Review Commission was duly convened and, according to law and after due deliberation, has issued its report to City Council of those alterations, revisions or amendments to the Brecksville City Charter which in its judgment are deemed desirable; and

WHEREAS, in accordance with the provisions contained in Article XI of the Brecksville City Charter, and the provisions contained in Article XVIII, Section 9 of the Ohio Constitution, the legislative authority of the City of Brecksville, two-thirds (2/3) of its members concurring, must place before the electorate the alterations, revisions or amendments to the Brecksville City Charter as proposed by the Charter Review Commission; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. Upon the recommendation of the Charter Review Commission, Article XII, Section 5. entitled "Gender Neutral Designations" be and the same is hereby amended as follows:

**"ARTICLE XII
MISCELLANEOUS PROVISIONS**

**SECTION 5. MISPELLINGS, ERRORS IN GRAMMAR,
RENUMBERING UPON CODIFICATION AND GENDER
NEUTRAL DESIGNATIONS.**

All legislation; **and all** amendments to the Codified Ordinances, and any amendments made to this Charter shall henceforth contain gender neutral language. **Following any election at which any amendment to this Charter is adopted and prior to any reprinting of this Charter, the Clerk of Council, with the majority approval of Council and the Law Director, shall make the following changes therein, provided that no substantive changes to the Charter language are made:**

- A. Misspellings and Errors in Grammar. Any misspellings and errors of grammar or construction may be corrected.**
- B. Making Language Gender Neutral. Any gender specific terms shall become gender neutral.**
- C. Renumbering upon Codification. Any changes in the numbering of the provisions of this Charter or the cross**

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referencing of provisions of this Charter by the addition or deletion of Articles, Sections, or Subsections may be made.

SECTION 2. The ballot language for the amendment proposed in Section 1 above shall read as follows:

“Shall Article XII, Section 5. of the Charter of the City of Brecksville be amended to provide that following any election at which any amendment to this Charter is adopted and prior to the reprinting of this Charter, the Clerk of Council, with the majority approval of Council and the Law Director, shall change misspellings, errors in grammar, numbering of provisions of this Charter or the cross referencing of provisions of this Charter upon codification, and gender neutral designations, provided that no substantive changes to the Charter language are made?”

SECTION 3. In the event the voters approve this Charter amendment, existing Article XII, Section 5. of the Brecksville City Charter be and the same is hereby repealed from and after the certification of the favorable election results by the Cuyahoga County Board of Elections.

SECTION 4. The Clerk of Council be and is hereby authorized and directed to certify a copy of this Ordinance to the Cuyahoga County Board of Elections with a request that the same be placed on the ballot for the General Election to be held on November 7, 2023.

SECTION 5. The Clerk of Council be and is hereby authorized and directed to give notice in accordance with the provisions contained in Section 731.211 of the Ohio Revised Code concerning this proposed Charter Amendment.

SECTION 6. In the event this proposed Charter Amendment is approved by the voters of the City of Brecksville, the Clerk of Council be and is hereby authorized and directed to certify a copy of this Ordinance to the Ohio Secretary of State within thirty (30) days of its adoption.

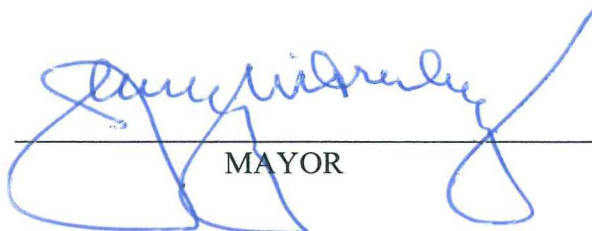
SECTION 7. The Council declares this Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency is the need to meet the Cuyahoga County Board of Elections deadline to submit issues for the November 7, 2023 General Election ballot, therefore, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

First Reading: April 4, 2023
Second Reading: April 18, 2023
Third Reading: July 18, 2023


PASSED: July 18, 2023

APPROVED: July 18, 2023

I do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5611 duly passed by the Council of the City of Brecksville, Ohio, on July 18, 20 23 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on July 21, 20 23.



MAYOR



(Acting) **Kristin Kauri**
CLERK OF COUNCIL