



City of Powell, Ohio

RESOLUTION 2007-19

Adopted October 16, 2007

A RESOLUTION FIXING THE TIME AND PLACE FOR A HEARING TO DETERMINE THE QUALIFICATIONS OF CANDIDATES FOR CITY COUNCIL.

WHEREAS, pursuant to Section 4.09 of the Charter of the City of Powell, Council shall be the judge of the election and qualifications of its own members; and,

WHEREAS, pursuant to Section 4.02 of the Charter of the City of Powell, "any elector who has resided for one (1) year in the Municipality or in a territory annexed thereto by the date of filing of his or her petition of candidacy, shall be eligible to have his or her name placed on the ballot...and to serve as a member of Council, if elected"; and,

WHEREAS, the residency requirement is a potential issue with respect to candidates for Council on the November 2007 general election ballot, and it is therefore incumbent upon Council to undertake appropriate proceedings to determine whether each candidate meets the qualifications to serve as a Councilmember.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF POWELL, DELAWARE COUNTY, OHIO, AS FOLLOWS:

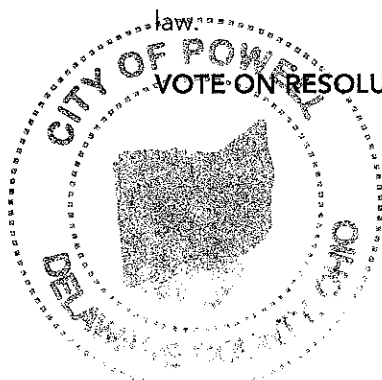
Section 1: Council hereby fixes the time and place for a hearing to determine the qualifications of the candidates for Council on the November 2007 general election ballot to serve as members of Council, such hearing to be held at a special meeting of City Council on Thursday, October 18, 2007, at 7:30 p.m., at Council Chambers located at 47 Hall Street. The City Clerk shall forthwith provide notice of the time and place for the hearing to all candidates, and shall advise each candidate that he shall be required at the hearing to submit proof that he meets the residency requirement contained in Section 4.02 of the Charter of the City of Powell.

Section 2: That the following documents shall serve as proof of residency to meet Charter requirements: Mortgage Statement; Lease or Rental Agreement; Property Tax Statement; Settlement Statement; Property Tax Bill; Warranty Deed; documentation as provided under Ohio Revised Code 3503.02, captioned Residence Determination Rules; or any other evidence that reasonably shows a candidate was a resident of the City during the required time frame.

Section 3: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the City of Powell which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

Section 4: That this Resolution shall take effect upon the earliest possible date permitted by

VOTE ON RESOLUTION 2007-19: Y 6 N 1 (Abstain: Grubbs)



Susie Ross

Susie Ross
City Clerk
10/30/07
Date

EFFECTIVE DATE: October 17, 2007
This legislation has been posted in accordance with the City Charter on this date 10/30/07
Susie Ross City Clerk

City Council
Don Grubbs, Mayor

Richard Cline Tom Counts Elmer Meider Bill Morton Art Schultz Dan Wiencek