

ARTICLE IV

MAYOR

SECTION 4.01 ELECTION AND TERM OF OFFICE.

The individual elected to the office of Mayor under the general statutory plan of government for villages at the November, 2019 regular Municipal election shall continue to serve as Mayor under this Charter through December 31, 2023.

The Mayor shall be a qualified elector of the Municipality and shall be elected on a nonpartisan ballot by the voters of the Municipality at municipal elections beginning 2023, and every fourth year thereafter, for a term of four years. This term shall commence on the first day of January following each election.

SECTION 4.02 POWERS AND DUTIES.

(A) *Executive Powers:* The Mayor is the Chief Executive of the Municipality, and shall:

- (1) Supervise the administration of the Municipality's affairs and all departments and divisions thereof, except Council;
- (2) Exercise control over the affairs of the Police and Fire departments;
- (3) Be the chief conservator of the peace within the Municipality and shall cause all laws and ordinances to be enforced therein;
- (4) Recommend to Council such ordinances, resolutions, or other measures as are deemed necessary or expedient for the welfare of the Municipality and shall keep Council advised of the condition and future of the Municipality;
- (5) Act as the head of the Municipal government for all official ceremonial purposes, and shall have authority to perform marriages and to act as the executive head of the government for purposes of military law and as designated by the Governor;
- (6) Shall sign on behalf of the Municipality, all contracts between the Municipality and the Fire Chief, the Police Chief, the Director of Law or the Administrator contemplated or authorized by Section [5.05](#) hereof;
- (7) Perform such other duties as are conferred or required by this Charter or by any ordinance or resolution of the Council or by the laws of the State of Ohio.

(B) *Legislative Powers:*

1. The Mayor shall preside at and attend all meetings of Council, but shall not be considered a member of Council. The Mayor shall have no vote in the proceedings of Council, except in case of a tie vote or such other times when a vote of two-thirds of Council and the Mayor inclusive is required thereunder. The Mayor shall be an ex officio member of all committees created by Council and shall, at the annual organizational meeting of Council, submit recommendations for Council members to serve on committees of Council.
2. The Mayor shall not have a veto power over matters considered by the Council.

(C) *Judicial Powers.* The Mayor shall appoint the magistrate for Mayor's court.

SECTION 4.03 QUALIFICATIONS.

The Mayor shall have been a continuous resident and qualified elector of the Municipality for at least one year immediately prior to election and shall continue to be a resident and qualified elector of the Municipality throughout the term of office.

Except as provided by or under this Charter, the Mayor shall not hold any other compensated office or position of employment with the Municipality, nor shall the Mayor hold any other compensated elected public office, including School Board; provided that the Mayor shall not be prohibited from holding an elected or appointed political party position, being a notary public or a member of the National Guard or a member of the reserve armed forces of the United States. Absence due to military service shall always be excused. The Mayor shall forfeit his or her office if he or she shall be absent for four regular meetings per year, except where Council has excused the absences.

If the Mayor ceases to possess, or shall violate, any of the qualifications herein enumerated, the Mayor may be removed from such office, but failure to maintain said qualifications shall not render void or ineffective any actions of Council in which the Mayor participated.

SECTION 4.04 REMOVAL.

The Mayor will remain in office unless status or position changes whereby the Mayor no longer meets the qualifications of the office as enumerated in Section 4.03 hereof, whereupon he or she shall resign from the office of Mayor.

Council may by a vote of three-fourths of its membership remove the Mayor for failure to meet or maintain the qualifications of office, for violations of the Mayor's oath of office, or conviction of a felony or other crime involving moral turpitude, or for persistent failure to abide by the rules of Council.

Charges may be brought by any two members of Council who shall notify the Mayor in writing of such charge. Council shall consider the charges at a public meeting which shall occur not less than fifteen days after written notice is delivered to the Mayor of the charges. If the Mayor cannot be located after reasonable effort, written notice of the charges and the date, time and location of the public meeting of Council to consider the charge shall be provided by public notice pursuant to section 13.07 **?ONCE EACH WEEK FOR TWO CONSECUTIVE WEEKS?** Notification shall include the date of the meeting when Council shall consider the charges. The meeting shall be held not earlier than seven days after the date of the last publication of the notice of the meeting. The Mayor may be represented by an attorney and shall have the opportunity to be heard, present evidence, and examine under oath witnesses. The Mayor shall not vote on any matters dealing with the charges or removal of the Mayor.

If removed, the Mayor could not be appointed by council to any position, but may run for election after four years.

SECTION 4.05 VACANCIES.

In the event that the office of Mayor shall become vacant, the President of Council shall become Mayor for the unexpired term, and Council shall elect a successor from among the membership of Council to the office of President of Council for that unexpired term.