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Lakewood City Council
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Issued 8-26-15

SPECIAL COUNCIL MEETING — PLEASE POST

In accordance with Article III, Section 4 of the Second Amended Charter of the City of Lakewood, you are hereby notified that I am calling and there will be a Special Meeting of Council, meeting with Members of the Board of Education Monday, August 31, 2015 at 6:00 PM in the auditorium Lakewood City Hall, 12650 Detroit Avenue; Lakewood, Ohio. The agenda is as follows:

Mary Louise Madigan
President
LAKEWOOD CITY COUNCIL

ORDINANCE NO. 27-15

BY:

AN ORDINANCE to take effect immediately provided it receives the affirmative vote of at least five members of Council, or otherwise to take effect at the earliest period allowed by law, providing for the submission to the registered voters of the City of Lakewood a proposed amendment to the Second Amended Charter of the City of Lakewood.

WHEREAS, citizens by committee have proposed an amendment to the Second Amended Charter of the City of Lakewood for consideration by the registered voters of the City, and have gathered the requisite number of signatures of the registered voters to cause that amendment to be placed on a ballot for popular vote; and

WHEREAS, pursuant to the Second Amended Charter of the City of Lakewood and the Constitution of the State of Ohio, the Council has determined to authorize and direct the submission to the registered voters of the City of Lakewood of the proposed amendment to the Second Amended Charter, reproduced below, at the general election to be held on Tuesday, November 3, 2015, which election is not less than 60 nor more than 120 days from the effective date of this ordinance; and

WHEREAS, this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation and enhancement of the public peace, health, safety and welfare of the City of Lakewood, in that the effective date must fall before the deadline imposed for the submission of municipal charter changes to the Cuyahoga County Board of Elections; now, therefore,

BE IT ORDAINED BY THE CITY OF LAKEWOOD, OHIO, TWO THIRDS OF ALL COUNCILMEMBERS CONCURRING:

Section 1. This Council hereby authorizes and directs the submission to the registered voters of the City of Lakewood at the general election to be held at the usual places of voting in the City on Tuesday, November 3, 2015, the proposed amendment to the Second Amended Charter of the City of Lakewood reading as follows:

LAKWOOD HOSPITAL VOTER APPROVAL

No ordinance passed by Council, exercising any legislative authority with respect to Lakewood Hospital, that would cause Lakewood Hospital, in whole or in part, to no longer be a full time and full service hospital and medical facility providing, without limitation, inpatient diagnostic, medical, surgical, and psychiatric care for a continuous period longer than twenty-four hours, shall take effect until such ordinance is approved by

a majority vote of the electors of the City of Lakewood at a general election. Said general election shall be held not less than ninety (90) days and not more than one hundred fifty (150) days after the ordinance is passed by Council. If there is no such general election within that time frame, then such ordinance shall be presented to the voters for their approval at a special election to be held within such time frame.

Such ordinances shall include, without limitation, any and all actions for the sale, lease, lease extension or renewal, sublease, management, closure, abandonment, demolition, or definitive agreement, contract, or agreement, that would cause Lakewood Hospital, in whole or in part, to no longer be a full time and full service hospital and medical facility providing, without limitation, inpatient diagnostic, medical, surgical, and psychiatric care for a continuous period longer than twenty-four hours.

This charter amendment provision shall be liberally construed to protect, preserve, and safeguard Lakewood Hospital as a full time and full service hospital and medical facility providing, without limitation, inpatient diagnostic, medical, surgical, and psychiatric care for a continuous period longer than twenty-four hours, through the elective process by means of a vote of the electors of the City of Lakewood.

The provisions of this Section to the extent that it conflicts with or is inconsistent with any other provisions of the City Charter, shall supersede and control over any and all such other provisions of the City Charter.

Section 2. The Board of Elections of Cuyahoga County is hereby authorized to submit the following proposed ballot question to the registered voters of the City at the general election on November 3, 2015:

Shall the Second Amended Charter of the City of Lakewood be amended to create an automatic referendum, requiring an affirmative vote by a majority of the registered voters of the city for passage, on any ordinance adopted by council that would cause Lakewood Hospital to no longer be a full-time and full-service hospital and medical facility providing, without limitation, inpatient diagnostic, medical, surgical, and psychiatric care for a continuous period longer than twenty-four hours?

Section 3. The Clerk of this Council is instructed immediately to file a certified copy of this ordinance and the proposed form of the ballot question with the County Board of Elections not less than 60 days and not more than 120 days prior to November 3, 2015.

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all such deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare in the City and for the usual daily operation of the City for the reasons set forth and defined in the preamble, and provided it receives the affirmative vote of at least five members of Council, this ordinance shall take effect and be in force immediately upon its adoption by the Council and approval by the Mayor, or otherwise it shall take effect and be in force after the earliest period allowed by law.

Adopted: _____

President

Clerk

Approved: _____

Mayor