

INITIATIVE PETITION

Proposed Amendment to Section 26, The Council, of the Charter of the City of Toledo

NOTICE: Whoever knowingly signs this Petition more than once, signs a name other than his own, or signs when not a legal voter is liable to prosecution.

All names must be signed in ink or indelible pencil and must be followed by the date of signing, and signers place of residence by street and number.

To the Council and Clerk thereof of the City of Toledo, Lucas County, Ohio;

We, the undersigned, electors of the City of Toledo, Ohio respectfully propose by this Initiative Petition to the electors of the said City for their approval or rejection at an election to be held in accordance with the provisions of the Constitution of the State of Ohio, the Law and the Charter of the City of Toledo the following Amendment by addition as Section 26 of said Charter.

The following is a full and correct copy of the Title and Text of said Section 26. And the proposed Charter Amendment thereto that:
SECTION 26, THE COUNCIL, OF THE CHARTER OF THE CITY OF TOLEDO, READS AS FOLLOWS:

Except as reserved to the people by this Charter, the legislative power of the City shall be vested in a Council of twelve (12) members elected at the 1993 regular City election and thereafter. Members of Council shall be elected in 1993 and in subsequent regular City elections as follows:

- (a) One (1) Council member shall be elected from each of the six (6) districts constituted pursuant to Section 27(A) of this Charter, and
- (b) Six (6) Council members shall be elected from the City at-large.

Vacancies in Council shall be filled by election of the remaining members of the Council of an individual qualified to serve as a member of Council in accordance with this Charter. In the event Council fails to fill such vacancy within thirty (30) days of the occurrence of any vacancy, then the Mayor shall fill such vacancy. Such individual shall serve by appointment until a successor is elected and qualified at an election as specified herein.

BE AMENDED BY ADDING TO SAID SECTION 26, THE COUNCIL, THE FOLLOWING QUOTED PARAGRAPHS:

Except as reserved to the people by this Charter, the legislative power of the City shall be vested in a Council of “eight (8) members elected at the 2009 regular City election and thereafter. Members of Council shall be elected in 2009 and in subsequent regular City elections as follows:”

One (1) Council member shall be elected from each of “eight (8)” districts constituted pursuant to Section 27(A) of this Charter. “The two (2) district seats elected in 2009 will serve a two (2) year term and at the 2011 City election and thereafter shall be elected for a term of four (4) years.”

Vacancies in Council shall be filled by “the person receiving the next highest amount of votes at the last Council election. Should no persons be available, then the vacancy shall remain vacant and filled pursuant to Section 15(A) of this Charter.

“Any section(s) of the Charter inconsistent with the intent and purpose of this Section shall be construed so as to affect enactment of this Section. Effective with the municipal election in 2009, at-large seats cease to exist by operation of the law.”

The undersigned electors hereby designate the following duly qualified electors of the City of Toledo, who are also signers of this petition, as the proponents of this petition and as a Committee in charge thereof, who by their signatures of acceptance do hereby accept such designation:

SIGNATURE	DATE	RESIDENCE & STREET	WARD PRECINCT
_____		5310 303rd	1-D
_____		3305 Drummond	12-H
_____		4111 Drummond	21-L
_____		134 Palmer	2-D
_____		4644 283rd	1-I

Each of the undersigned electors hereby requests that said Amendment hereinbefore set forth, be certified to the proper election authorities and submitted to the electors of the City of Toledo, Ohio, for approval or rejection, and the proper notices be published and mailed, as required by the Constitution of the State of Ohio, the law and the provisions of the Charter of the City of Toledo, Ohio

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WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

State of Ohio, Lucas County, ss.

_____, being first duly sworn, deposes and says that he/she resides at the address appearing below his/her signature hereto; that he/she is the circulator of the foregoing petition paper containing _____ signatures; that he/she witnessed the affixing of each signature, that all signers were to the best of his/her knowledge and belief qualified to sign, and that every signature is to the best of his/her knowledge and belief the signature of the person whose signature it purports to be.

Signed: _____

Address: _____

Subscribed and sworn to before me, this ____ day of _____, 2007

Notary Public