

ORDINANCE NO. 17-55

By: Mr. Garschulis

To provide for the submission to the electors of the City of Bexley, Ohio, of an amendment to the Charter of the City of Bexley to permit the transfer of excess money from the water fund to the general fund, and to declare an emergency.

Whereas, in the past and at the present time we have purchased and are purchasing our water from the City of Columbus and the terms of our contracts have been such as to create a surplus in our water fund which we are unable to transfer to our general fund because of the wording of our charter, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO, two-thirds or all members elected thereto concurring:

Section 1. That the question of the adoption of the proposed amendment to the charter of the City of Bexley be submitted to a vote of the qualified electors of the said city at the general election to be held on the 8th day of November, 1955, at the regular places of voting in said city between the hours of 6:30 A.M. and 6:30 P.M., said amendment to be as follows:

"Section 28A. Notwithstanding the provisions of Section 28, Council may, at any time by resolution and with the approval of the Mayor and Auditor, transfer excess money not necessary for the operation of the water fund from the water fund to the general fund, providing, however, that this permission to transfer funds shall be in effect only when the City of Bexley is buying its water from the City of Columbus, Ohio, and only as long as the ratio between the water rates charged by the cities of Columbus, Ohio, and Bexley, Ohio, remain the same or smaller than it was on July 1, 1955."

Section 2. That the ballots for said election shall, at the top thereof, be entitled "City Charter Amendment Ballot" and the question to be submitted on said ballot shall be in the words following: "Shall the amendment to the Charter of the City of Bexley to permit the transfer of excess money from the water fund to the general fund be adopted?" To the left of said wording in boxes, with appropriate place for marking, shall appear the words, "YES" and "NO", and each voter shall indicate his vote by making a crossmark with a black lead pencil in the place so provided.

Section 3. That the mayor be, and he is hereby, directed to give public notice of the time and place of holding such election by publication of such notice at least ten days prior to the day of such election, in a newspaper of general circulation in said city.

Section 4. That the clerk be, and he is hereby, directed to mail a copy of the proposed charter amendment to each elector whose name appears upon the registration books of the last regular or general election held in said city, at least thirty days before the date of such election.

Section 5. That the clerk be, and he is hereby, directed to certify a copy of this ordinance to the board of elections of Franklin County, Ohio.

Section 6. That to pay the cost of printing and mailing said copies of said proposed charter amendment and of publishing said notice, there be, and is hereby, appropriated from the general fund the sum of \$ 500.00 or so much thereof as may be needed.

Section 7. That this ordinance shall take effect and be in force from

and after its passage and approval by the Mayor because this ordinance is hereby declared to be an emergency measure due to the fact that it must be filed with the Board of Elections prior to the deadline for the November 8, 1955, election and for the preservation of the public peace, health, welfare and safety.

Adopted: 7/26, 1955

[Signature]
President of Council

Attest: [Signature]
Clerk of Council

Approved: 7/26, 1955

[Signature]
Mayor