

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. 43 - 2025

AN ORDINANCE PROVIDING AN AMENDMENT TO THE CHARTER OF THE CITY OF CUYAHOGA FALLS, OHIO, ORIGINALLY ADOPTED BY THE ELECTORATE ON NOVEMBER 3, 1959, AND AMENDED FROM TIME TO TIME, TO BE SUBMITTED AT THE NEXT GENERAL ELECTION ON NOVEMBER 4, 2025, WHICH AMENDMENT WILL REVISE ARTICLE II, SECTION 7, "VACANCY IN THE OFFICE OF THE MAYOR," AND DECLARING AN EMERGENCY.

WHEREAS, Article XI of the Charter of the City of Cuyahoga Falls provides that the Charter Review Commission may recommend to Council such amendments to the Charter, if any, as in its judgment are conducive to the public interest; and

WHEREAS, the Charter Review Commission recommends such a Charter amendment, the text of which is set forth in Section 2, to be submitted to the electorate at the next general election on November 4, 2025.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit, and State of Ohio:

Section 1. That the question of the proposed amendment to the Charter of the City of Cuyahoga Falls, Ohio, as adopted by the electorate on November 3, 1959, and amended from time to time, such amendment being to Article II, "Mayor" Section 7, "Vacancy In The Office Of Mayor" in the form set forth in the ballot text appearing in Section 2 of this ordinance, is hereby directed to be submitted to the vote of the qualified electors of the City of Cuyahoga Falls, Ohio at the next general election to be held on November 4, 2025, at the regular places of voting in the City of Cuyahoga Falls, during hours provided by law.

Section 2. That the ballots for said election shall, at the top thereof, be entitled "City of Cuyahoga Falls Proposed Charter Amendment," and the question to be separately submitted on said ballots shall be as follows:

Charter Issue No. \_\_\_\_\_. Shall an amendment to the Charter of the City of Cuyahoga Falls be adopted to provide for a revision in how mayoral vacancies are filled as follows:

ARTICLE II MAYOR

SECTION 7. VACANCY IN THE OFFICE OF MAYOR.

In the event of the death, resignation or recall from office of the Mayor or the Mayor ceasing to qualify for such office, the President of Council shall succeed to the office of Mayor to serve until a successor is elected and the offices as President of Council and as Councilmember shall become vacant. The qualifications applicable to a President of Council who succeeds to the office of Mayor shall be those applicable to a Councilmember. If the President of Council declines to serve as Mayor, he or she may remain as President of Council.

If the President of Council declines to serve as Mayor or is unable for any reason to perform the duties of the office of Mayor, Council shall then appoint a successor to the Mayor a member

of Council, elected by the people, such elector so succeeding to the office of Mayor shall have those qualifications applicable to the office of Mayor.

The successor to the Mayor shall serve until replaced in the next regularly scheduled municipal election. If the vacancy occurs more than thirty (30) days prior to the filing deadline for the primary for the regular municipal election in the second year of the term, then the seat shall be filled at that next regular municipal election.

Section 3. That the Clerk of Council is hereby directed to certify a copy of this ordinance to the Board of Elections of Summit County, Ohio, immediately upon the passage of this ordinance.

Section 4. That the Board of Elections of Summit County, Ohio, shall cause an appropriate notice to be duly given of the election to be held on November 4, 2025, on the foregoing amendment to the Cuyahoga Falls Charter and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.


Section 5. That any ordinances or resolutions or portions of ordinances and resolutions inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

Section 6. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all 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, to the extent applicable, including Chapter 107 of the Codified Ordinances.

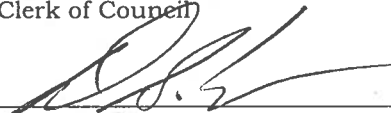
Section 7. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

Passed: 7-14-2025

  
\_\_\_\_\_  
President of Council

  
\_\_\_\_\_  
Clerk of Council

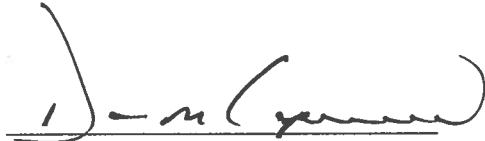
Approved 7-14-2025

  
\_\_\_\_\_  
Mayor

6/23/25

CERTIFICATE

The undersigned Clerk of this Council hereby certifies that the foregoing is a true copy of Ordinance 43 duly adopted by the Council of the City of Cuyahoga Falls, Ohio on July 14, 2025.

A handwritten signature in black ink, appearing to read 'Dana M. Capriulo', is written over a horizontal line.

Dana M. Capriulo  
Clerk of Council