

CITY OF CLAYTON, OHIO

RESOLUTION NO. R - 07 - 25 - 52

A RESOLUTION APPROVING AN AMENDMENT TO CLAYTON CHARTER SECTION 3.08 (SALARIES OF ELECTED OFFICIALS)

WHEREAS, the Clayton Charter at Section 12.16 – *Amendment of Charter* – provides, “Amendments to this Charter may be submitted to the electors of the City at any election by two-thirds vote of the City Council or by initiative petition or as otherwise provided under Ohio law.”; and

WHEREAS, City staff is presenting to Council the below Charter amendment regarding mid-term salary adjustment language in Section 3.08 of the Charter per the following rationale:

Rationale: Although mid-term salary adjustments for Council members have not occurred, City staff recommends removing the language in Section 3.08 which permits mid-term salary adjustments. Ohio Revised Code Section 731.07 states: “The salary of any officer of a city shall not be increased or diminished during the term for which he was elected or appointed. This section does not prohibit the payment of any increased costs of continuing to provide the identical benefits provided to an officer at the commencement of is term of office. ...”

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CLAYTON, STATE OF OHIO:

1. That the following amendment to the Clayton City Charter is hereby approved for submission to the voters of the City of Clayton at the November 4, 2025 General Election:

ARTICLE III COUNCIL

3.08 Salaries of Elected Officials

The salaries of elected officials of the City shall be established by Council by ordinance to be adopted no later than September 1, of each odd numbered year commencing in the year 2001. The salaries so established shall be effective for a two year period beginning January 1 of the year immediately following the adoption of the ordinance establishing them, **provided that the salary of elected officials shall not be increased or diminished during the term for which said official was elected or appointed.** ~~and shall apply to all elected officials whether they are beginning their terms or are in mid-term.~~ In the event Council shall fail to establish salaries as required in this Section, the salaries in effect for the prior two year period shall remain in effect until changed in accordance with this Section. The initial salary of elected officials under this Charter shall be that salary established for each office in effect on January 1, 1999, and if none

have been established, the Council first serving under this Charter shall establish such salaries within ninety days.

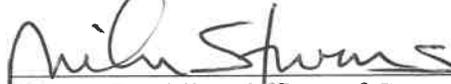
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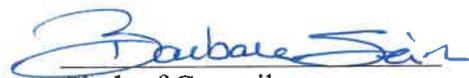
2. *That the Clerk of Council be and is hereby authorized and directed to forward a certified copy of this Resolution, no later than August 6, 2025, to the Montgomery County Board of Elections for placement on the November 4, 2025 Ballot.*

3. That this Resolution shall take effect from and after the date of its passage.

ADOPTED BY COUNCIL ON JULY 17, 2025.

AUTHENTICATION:


Mayor (Presiding Officer of Council)


Clerk of Council

APPROVED AS TO FORM:


Law Director

CERTIFICATION OF PUBLICATION

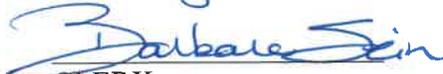
This shall certify that that the text of the above referenced enactment or a summary thereof was published once in the following newspaper and a summary posted in three places of public access as designated by Council.

Name of newspaper

Date of publication

Eaton Register Herald

July 23, 2025


CLERK