

ORDINANCE NO. 13-2019

AN ORDINANCE BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO TO ADOPT CHAPTER 977 CITY CEMETERY BOARD OF THE CODIFIED ORDINANCES OF THE CITY OF NEW PHILADELPHIA FOR PURPOSES OF CODIFYING THE NEW PHILADELPHIA CITY CEMETERY BOARD FOR PURPOSES OF ESTABLISHING ALL RULES AND REGULATIONS GOVERNING THE USE AND OPERATIONS OF THE CITY CEMETERIES, AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of New Philadelphia, Ohio has deemed it necessary to adopt Chapter 977 City Cemetery Board of the Codified Ordinances of the City of New Philadelphia for purposes of codifying the New Philadelphia City Cemetery Board for purposes of establishing all rules and regulations governing the use and operations of the city cemeteries.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NEW PHILADELPHIA, OHIO, THAT:

SECTION 1. Chapter 977 City Cemetery Board is hereby enacted to the Codified Ordinances of the City of New Philadelphia, Ohio and shall hereby be adopted as set forth in Exhibit A of this Ordinance, which is attached hereto and incorporated herein by reference as if fully rewritten, for purposes of codifying the New Philadelphia City Cemetery Board for purposes of establishing all rules and regulations governing the use and operations of the city cemeteries.

SECTION 4. This Ordinance is hereby declared to be an emergency measure and its immediate passage is necessary in order to preserve, protect and maintain the health, safety and welfare of the citizens of the City of New Philadelphia, Ohio.

SECTION 5. This Ordinance shall take effect and be in force immediately upon its passage.

PASSED: Sept 9, 2019

  
SAM R. HITCHCOCK  
PRESIDENT OF COUNCIL

ATTEST:

  
JULIE COURTRIGHT  
CLERK OF COUNCIL

APPROVED:

  
MAYOR JOEL B. DAY

SPONSORED BY: PARKS AND CEMETERY COMMITTEE

EXHIBIT A

CHAPTER 977  
City Cemetery Board

977.01 Establishment; membership.  
977.02 Term; vacancies.  
977.03 Service to be noncompensatory.

977.04 Powers and duties.  
977.05 Organization; rules; journal;  
quorum; special reports.

977.01 ESTABLISHMENT; MEMBERSHIP.

There is hereby established a City Cemetery Board which shall consist of the following six members: the director of Public Service, the Chairperson of the Parks and Cemetery Committee of council and four persons, residents of the city, who shall be appointed by the Mayor and approved by council.

977.02 TERM VACANCIES.

The term of the three persons of the City Cemetery Board to be appointed by the Mayor shall be three years except for 2019 when each member shall be appointed for one, two or three years. In the event that a vacancy occurs during the term of any member, a successor shall be appointed for the unexpired portion of the term.

977.03 SERVICE TO BE NONCOMPENSATORY.

Members of the City Cemetery Board shall serve without compensation.

977.04 POWERS AND DUTIES.

The City Cemetery Board has power to study, investigate, plan, advise, report and recommend to Council, the Director of Public Service or the Mayor, any action, program, plan or legislation which the board finds or determines to be necessary or advisable for the care, and preservation of the city cemeteries, and shall establish all rules and regulations governing the use and operations of the city cemeteries, a copy of which shall be posted to the City's Website, and shall also be available from the Office of the Cemetery Superintendent.

977.05 ORGANIZATION; RULES; JOURNAL; QUORUM; SPECIAL REPORTS.

(a) The City Cemetery Board shall choose its own officers, follow Modified Roberts Rules of Order, and keep minutes of its proceedings. A majority of the members shall be a quorum for the transaction of business. All plans, findings, advice, reports and recommendations made by the Board shall be in writing and designate by name those members of the Board approving or concurring therein. Members who do not so approve or concur therein have the right, as a part of such report, to state their reasons for refusing to approve or concur.

(b) The Board, when requested by Council, the Mayor or Director of Public Service, shall consider, investigate, make findings, report and recommend upon any special matter or question coming within the scope of its work.

(c) The City Cemetery Board shall meet the 2nd Thursday of each month. A copy of the minutes of any meeting shall be submitted to City Council.