

**RESOLUTION NO. 2019-1**

**A RESOLUTION REPEALING RESOLUTION NO. 2018-128 AND APPOINTING JONA BURTON AND DAVE MAIL TO THE BOARD OF ZONING APPEALS, AND DECLARING AN EMERGENCY.**

**WHEREAS**, ballots from the Board of Zoning Appeals appointments on December 19, 2018 were recounted and it was determined that none of the candidates for the third vacancy received a majority vote, including Paul Sellman; and

**WHEREAS**, a vacancy still remains on the Board of Zoning Appeals beginning February 8, 2019 through December 31, 2022.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Kent, Portage County, Ohio, at least three-fourths (3/4) of all members elected thereto concurring:

**SECTION 1.** Resolution No. 2018-128 of the City of Kent is hereby repealed.

**SECTION 2.** That **JONA BURTON** and **DAVE MAIL** are hereby appointed to the **BOARD OF ZONING APPEALS**.

<u>NAME</u>	<u>TERM</u>
JONA BURTON	04/22/2019 - 12/31/2022
DAVE MAIL	04/22/2019 - 12/31/2022

**SECTION 2.** As stated in Section 150.01 of the Codified Ordinances of the City of Kent, any person hereby appointed shall forfeit his or her term if he or she is absent from three (3) regular meetings of the Board or Commission to which he or she is appointed, unless one or more of these absences has been excused by the majority of members thereof.

**SECTION 3.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 of Section 121.22 of the Ohio Revised Code.

**SECTION 4.** That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of this City, for which reason and other reasons manifest to this Council this Resolution is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: \_\_\_\_\_  
Date

\_\_\_\_\_  
Jerry T. Fiala  
Mayor and President of Council

EFFECTIVE: \_\_\_\_\_  
Date

ATTEST: \_\_\_\_\_  
Tara Grimm, MMC  
Clerk of Council

I, TARA GRIMM, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF *RESOLUTION No.* \_\_\_\_\_, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON \_\_\_\_\_, 20\_\_\_\_.

(SEAL)

\_\_\_\_\_  
TARA GRIMM, MMC  
CLERK OF COUNCIL