

ARTICLE XII GENERAL PROVISIONS

Section 12.01. Oath of Office. Every officer and employee of the Municipality shall, before entering upon his/her duties, take and subscribe to the following oath or affirmation to be filed and kept in the office of the Clerk of Council:

"I solemnly swear (or affirm) that I will support the Constitution of the United States and the State of Ohio and will obey the laws thereof, and that I will, in all respects, uphold and enforce the provisions of the Charter and ordinances of this Municipality and will faithfully discharge the duties of _____ which I am about to enter."

Section 12.02. Official Bonds. All officers and employees of the Municipality whose duties require that they handle or be concerned with the management of its money or other property, and any other employee required by Council to furnish a bond, shall furnish to the Clerk of Council before entering upon their duties, a corporate surety bond, issued by a company authorized to do business in Ohio, to protect the Municipality against loss due to their acts or omissions. The amount of such bond shall, in each case, be fixed by the Council. The premium on such bonds shall be paid from the funds of the Municipality.

Section 12.03. Fees. All fees received by any officer or employee of the Municipality in connection with his/her employment with the Municipality shall be accounted for and paid into the Municipal treasury, except as otherwise provided by law.

Section 12.04. Removal from Office. Whenever in this Charter certain acts on the part of Municipal officials or employees are described as constituting malfeasance in office, the procedure for complaint, trial and judgement thereon shall be that prescribed in Section 733.72 to 733.77 of the Ohio Revised Code.

Section 12.05. Enforcement of Subpoenas. Whenever in this Charter the Council or any other agency of the Municipal government is given authority to issue subpoenas or to require attendance of witnesses or the production of books, ballots, papers and records, the same shall be issued and enforced in the manner provided in Section 705.21 of the Ohio Revised Code.

Section 12.06. Amendments to Charter. Any provision of this Charter may be amended as provided in Article XVIII, Section 9 of the Ohio Constitution, by submission of a proposed amendment to the voters of the Municipality and approved by a majority of those voting on the question of its adoption. Such amendments may be initiated either by a vote of at least five (5) members of Council, or by petition to the Council signed by ten percent of the electors.

The Council shall no later than every five (5) years appoint a Charter Review Commission, commencing in the year 1985, and every five years thereafter, to review the Charter of the City of West Carrollton and if such Commission finds changes in the Charter may be necessary, to make recommendations for such changes to the Council to be placed upon the ballot for approval by a majority of the electors of the city.

Section 12.07. Effect of Partial Invalidity. A determination that any article, section, or part of any article or section, of this Charter is invalid shall not invalidate or impair the force or effect of any other part thereof, except to the extent that such other part is wholly dependent for its operation upon the part declared invalid.

Section 12.08. Publication. Whenever publication of an ordinance, resolution, notice or other official document is required by the provisions of this Charter or by any ordinance passed thereunder, it shall be sufficient compliance with such requirement if the publication is made as provided in Section 5.05 of this Charter. As an alternative, the Municipality may publish and distribute an official Municipal bulletin to the residences in the Municipality, containing such official notices and general reports concerning Municipal affairs. Such official bulletin may be reproduced by letterpress, offset or any other suitable method and the cost of its reproduction and distribution shall be paid from public funds. Whenever the Council so determines, official notice may also be given by radio or television news services.

Section 12.09. Incorporation of General Law. Whenever reference is made in this Charter to sections of the Ohio Revised Code as governing organization or procedure of Municipal officials or agencies, it is declared to be the intention of the voters in approving this Charter that if such sections should be amended in the future by the Ohio General Assembly, such amendments shall be incorporated into this Charter also, unless the people amend the Charter to provide a different organization or procedure from that established by state law. If a section referred to in this Charter is repealed, the Council, may by ordinance, establish the rule to be followed.