RECORD OF ORDINANCES

Ordinance No. 3839 *Passed:* November 10, *2026*

AN ORDINANCE REPEALING SECTIONS 33.120, 33.121, 33.122, 33.123, AND 33.124 OF CHAPTER 33: BUSINESS ADVISORY COUNCIL OF THE CODE OF ORDINANCES OF THE CITY OF WEST CARROLLTON, OHIO.

WHEREAS, in 1994 the City Council adopted Resolution 39-94 establishing a Business Advisory Council; and

WHEREAS, Resolution 39-94 was submitted to the codifier for the purpose of establishing Sections 33.120, 33.121, 33.122, 33.123, and 33.124 of Chapter 33: Business Advisory Council of the Code of Ordinances of West Carrollton, Ohio (the "WCO"); and

WHEREAS, Article IX "Boards and Commissions", Section 9.06 "Creation of New Boards and Commissions" of the West Carrollton City Charter provides that "The Council by ordinance may create, change and abolish boards and commissions, other than those established by this Charter. The Council may assign additional duties to the boards and commissions established by this Charter, but may not discontinue or assign to any other board or commission any function assigned by this Charter to a particular board or commission."; and

WHEREAS, the establishment of the Business Advisory Council through Resolution 39-94, rather than by ordinance was inconsistent with the requirements of Section 9.06 of the West Carrollton City Charter; and

WHEREAS, the Business Advisory Council is not currently an active group; and

WHEREAS, the City Manager recommends that City Council repeal Sections 33.120, 33.121, 33.122, 33.123, and 33.124 from Chapter 33: Business Advisory Council of the WCO in order to bring the WCO in compliance with the West Carrollton City Charter.

NOW, THEREFORE, THE MUNICIPALITY OF WEST CARROLLTON, OHIO, HEREBY ORDAINS:

Section 1: Sections 33.120, 33.121, 33.122, 33.123, and 33.124 of Chapter 33: Business Advisory Council of the WCO are hereby repealed in their entirety.

Section 2: Chapter 33: Business Advisory Council, Sections 33.120, 33.121, 33.122, 33.123, and 33.124 of the WCO are set forth in Exhibit A, attached hereto and incorporated herein by reference, with the provisions to be repealed indicated by ~~strikethrough.~~

Section 3: It is found and determined that all formal actions of the City Council relating to the adoption of this Ordinance were in open meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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Section 4: This Ordinance shall take effect from and after the earliest period allowed by law.

Passed: November 10, 2026

Mayor

Attest: Samantha M Morgan
Assistant Clerk of Council

Effective Date: December 10, 2026

Ordinance No. 3839 Passed: November 10, 2026

Exhibit A

~~BUSINESS ADVISORY COUNCIL~~

~~§ 33.120 ESTABLISHMENT.~~

~~A Business Advisory Council is established for the city.~~
~~(Res. 39-94, passed 10-25-94)~~

~~§ 33.121 OBJECTIVES.~~

~~The objectives of this Advisory Council shall be as follows:~~
~~(A) To review and make specific recommendations to City Council concerning programs, policies and capital improvements which have an impact on businesses in the city.~~
~~(B) To advance, encourage and promote the economic development of the City of West Carrollton.~~
~~(C) To sponsor, promote, coordinate and encourage cooperation between businesses in the city and local government to ensure competitiveness.~~
~~(D) To guide development of an aggressive economic development marketing program for the city.~~
~~(E) To guide the development of a long-term strategic economic development plan for the city.~~
~~(F) To generate city-wide interest, pride and action related to economic development.~~
~~(Res. 39-94, passed 10-25-94)~~

~~§ 33.122 MEMBERSHIP; COMPENSATION.~~

~~The Business Advisory Council shall consist of seven members who conduct business in the city and shall be appointed by the Council in a manner to provide broad representation of the types and sizes of businesses located in the city. Members of the Advisory Council shall serve without compensation.~~
~~(Res. 39-94, passed 10-25-94)~~

~~§ 33.123 TERMS.~~

~~All members of the Advisory Council shall serve for a term of two years, except that three members of the Advisory Council first appointed shall serve for one year in order to provide for overlapping of terms. The appointment of new members to the Advisory Council shall be made effective on January 1 of each year.~~
~~(Res. 39-94, passed 10-25-94)~~

~~§ 33.124 RULES; OFFICERS.~~

~~The Advisory Council shall adopt its own rules and elect its officers annually.~~
~~(Res. 39-94, passed 10-25-94)~~

Dayton Legal Blank Co., Form No. 30045

Resolution No. 39-94 *Passed* October 25, *19* 94

A RESOLUTION ESTABLISHING A BUSINESS ADVISORY COUNCIL FOR THE CITY OF WEST CARROLLTON

WHEREAS, The City of West Carrollton desires to ensure a strong and competitive economy within the city with a diversified industrial and business base; and

WHEREAS, The City of West Carrollton desires to pursue all reasonable and legitimate methods to retain and promote expansion of business in the city; and

WHEREAS, The City of West Carrollton desires to promote and market the strengths of the city to attract new business to the city; and

WHEREAS, The City of West Carrollton desires to be a partner with private business to encourage development of the city.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF WEST CARROLLTON:

SECTION 1: A Business Advisory Council is established for the city.

SECTION 2: The objectives of this Advisory Council shall be as follows:

(A) To review and make specific recommendations to City Council concerning programs, policies and capital improvements which have an impact on businesses in the city;

(B) To advance, encourage and promote the economic development of the City of West Carrollton.

(C) To sponsor, promote, coordinate and encourage cooperation between businesses in the city and local government to insure competiveness.

(D) To guide development of an aggressive economic development marketing program for the city.

(E) To guide the development of a long-term strategic economic development strategic plan for the city.

(F) To generate city-wide interest, pride and action related to economic development.

RECORD OF RESOLUTIONS

Dayton Legal Blank Co., Form No. 30045

SECTION 3: The Business Advisory Council shall consist of 7 members who conduct business in the city and shall be appointed by the Council in a manner to provide broad representation of the types and sizes of businesses located in the city. Members of the advisory council shall serve without compensation.

SECTION 4: All members of the advisory council shall serve for a term of two (2) years, except that three (3) members of the advisory council first appointed shall serve for one (1) year in order to provide for overlapping of terms. The appointment of new members to the advisory council shall be made effective on January 1st of each year.

SECTION 5: The advisory council shall adopt its own rules and elect its officers annually.

SECTION 6: That this Resolution shall take effect from and after the earliest period allowed by law.

Passed: October 25, 1994

Marvin Gilmer
Mayor

Attest: Roberta A Donaldson
Clerk of Council

Effective Date: October 25, 1994

Reviewed by: _____
Law Director

POSTED AS PER ORDINANCE

RECORD OF RESOLUTIONS

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Resolution No. 39-94 (Page 3) *Passed* October 25, *19* 94

CERTIFICATE

The undersigned, Clerk of Council of the City of West Carrollton Ohio, hereby certifies the attached Resolution to be a true and correct copy of Resolution No. 39-94, adopted on the 25th day of October, 19 94.

_____
Clerk of Council

Dated: _____