

Ordinance No. _____ of 2023

AN ORDINANCE OF THE LUZERNE COUNTY COUNCIL PLACING A GOVERNMENT STUDY COMMISSION QUESTION ON THE MAY 16, 2023 PRIMARY MUNICIPAL ELECTION BALLOT AND DESIGNATING THE NUMBER OF MEMBERS TO SERVE ON SAID COMMISSION

WHEREAS, Luzerne County is a Third Class County in the Commonwealth of Pennsylvania governed by a Home Rule Charter that became effective January 2012; and

WHEREAS, the voters of Luzerne County which has adopted a home rule charter pursuant to PA Title 53, Chapter 29, and subpart § 2929 of the Home Rule Optional Plans Law may vote on the question of changing the form of government five years after the home rule charter or optional plan became effective; and

WHEREAS, the County Council of the County of Luzerne wishes to place before the residents of Luzerne County a Government Study Commission question on the ballot for the May 16, 2023 Primary Election; and

WHEREAS, the County Council for the County of Luzerne wishes to designate the number of persons to serve on the Government Study Commission as seven (7) members.

NOW THEREFORE, be it Ordained and enacted by the County Council of the County of Luzerne and it is hereby Ordained and enacted by the authority of the same as follows:

1. The County Council of the County of Luzerne hereby directs that the following question be placed on the ballot for the May 16, 2023 Primary Election:

"Shall a Government Study Commission of seven (7) members be elected to study the existing form of government of the County of Luzerne, to consider the advisability of the adoption of an optional form of government or a home rule charter, to recommend the adoption of an optional form of government or to draft and recommend a home rule charter?"

2. The proposed Government Study Commission shall be comprised of seven members.

3. Within 5 days of the final enactment of this Ordinance the County Council Clerk is directed to file a Certified copy of this Ordinance with the Luzerne County Board of Elections together with a copy of the Question to be submitted to the voters at the May 16, 2023 Primary Election.

4. Pursuant to 53 Pa.C.S.A. §2911 of the Home Rule Charter and Optional Plans Law, the Clerk to Luzerne County Council is hereby directed to within five days after the final enactment of this Ordinance to file a certified copy of this Ordinance with the County Bureau of Elections together with a copy of the question to be submitted to the electors.

5. Pursuant to 53 Pa. C.S.A. '2952 of the Home Rule Charter and Optional Plans Law, the Clerk to Luzerne County Council is hereby directed to post a Notice of the Election of the question of a Government Study Commission in each polling place on the day of election and publish a Notice in at least one newspaper of general circulation in Luzerne County once a week for three consecutive weeks during the period of 30 days prior to the May 16, 2023 Primary Election.

6. The County Solicitor, County Manager and Clerk to Luzerne County Council are authorized and directed to take all actions necessary in order to carry out the directives set forth in Items 1 through 5 above in this Ordinance.

7. This Ordinance shall take effect fifteen (15) days from the date of proper execution by the Chair and Vice-Chair of Luzerne County Council and Clerk to Council.

ENACTED AND ORDAINED at a meeting of the Luzerne County Council held on January ___ 2023.

LUZERNE COUNTY COUNCIL

By: _____

Kendra Radle, Chair Date: _____

By: _____

John Lombardo, Vice-Chair Date: _____

Attest: _____

Sharon Lawrence, Clerk of Council

Date: _____

By: _____

County Manager Date: _____

ROLL CALL VOTE:

YES:

NO: