

**CITY OF KIRTLAND**

**RESOLUTION NUMBER 22-R-22**

**A RESOLUTION APPOINTING RICHARD LOWERY AS THE  
WARD 1 COUNCILPERSON OF THE KIRTLAND CITY  
COUNCIL TO FILL THE UNEXPIRED TERM OF KELLY  
WOLFE, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Council seat of Ward 1 Councilperson, Kelly Wolfe, is now vacant due to her resignation on March 7, 2022; and

**WHEREAS**, the Charter of the City of Kirtland, Art. I, Section 6; Vacancies provides as follows:

“Any vacancy in the Council shall be filled by a majority vote of the remaining members of Council for the unexpired term. If the vacancy is not filled within thirty (30) days after it shall have occurred, the Mayor shall fill it by appointment. A vacancy for ward Council member must be filled by a person residing in the ward where the vacancy exists.  
(Amended 11-7-2000).”

**WHEREAS**, this Council having duly deliberated and considered the appointment, at the conclusion of said deliberations and considerations has determined, within the thirty (30) day period provided for, that Richard Lowery should be appointed to fill the vacancy of Kelly Wolfe for the unexpired term thereof, at the earliest time provided by law.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Kirtland, County of Lake and State of Ohio, that:

**SECTION I:** Richard Lowery is hereby appointed to the Kirtland City Council to fill the unexpired term of Kelly Wolfe, Ward 1 Councilperson, effective April 4, 2022 or at the earliest time provided by law. Said unexpired term will run until November 30, 2023.

**SECTION II:**

(a) It is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were passed 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 including Section 121.22 of the Ohio Revised Code.

(b) This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that it is necessary to provide for the usual and customary operations of the Council of the City of

Kirtland and to comply with the time constraints for appointments as found in the City’s charter; wherefore, this Resolution shall be in full force and effect immediately upon its passage by the affirmative vote of five (5) members of Council and approval by the Mayor, otherwise this Resolution shall be in effect from and after its adoption at the earliest period allowed by law.

First Reading: \_\_\_\_\_  
Second Reading: \_\_\_\_\_  
Third Reading: \_\_\_\_\_

DATE PASSED: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Submitted to the Mayor for his  
Approval on this \_\_\_\_\_ day of  
\_\_\_\_\_, 2022.

ATTEST:

Approved by the Mayor, this \_\_\_\_\_ day  
of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Clerk of Council  
Appointment to Fill Wolfe’s Vacancy

\_\_\_\_\_  
Mayor Kevin F. Potter