

CHARTER REVIEW MINUTES 4.10.2024
631 PERRY STREET
FRONT CONFERENCE ROOM
5:30 P.M.

Chair Ketcham call the meeting to order

Chair Ketcham made a motion to excuse Darrell Handy, all in favor, motion carried

Members Present – Chair - Mike Ketcham, Clay Crates, Katie Groff, Rita Bowling, and Clerk Lisa Elders

Others Present – Law Director Sean O'Donnell, Council Members Steve Corbitt and Josh Mast, Crescent News Representative Todd Helberg

Bowling made a motion to approve April 1, 2024 Charter Minutes, seconded by Crates, all in favor, motion carried

Next Meeting – April 17, 2024, Council Chambers, 5:30 p.m.

Agenda – Review matters from last meeting, and Articles VI & VII

REVIEW:

ARTICLE II – THE CITY COUNCIL

2.04 – VACANCIES

O'Donnell noted the President Pro-Tem would be a replacement, according to ORC and 2.06 supports the replacement until an election. Charter Committee noted no changes

Section 2.06 PRESIDENT OF COUNCIL AND DUTIES

Discussion last meeting was to strike the word “absent” and “or”

Motion made to strike “absent” and “or”, all in favor, motion carried

The President of Council shall be elected from the City-at-large during the regular Municipal election in November 1983. The term of office shall be for four (4) years beginning January 1 after the Municipal election. Candidates for election to terms beginning on and after January 1, 2018, shall be nominated by petition conforming to the requirements of Ohio law then in effect and be elected in a nonpartisan election. No primary election shall be held for the nomination of candidates after November 4, 2014, and any vacancy occurring after November 4, 2014, shall be filled in the manner provided by Section 2.04. The President of Council shall preside at all meetings of Council, but shall render a vote only in case of a tie. When the Mayor is ~~absent or~~ for any reason unable to perform the duties of Mayor, the

President of Council shall become the acting Mayor and, during such periods, shall be invested with the same powers and be required to perform the same duties as Mayor. While the President of Council is absent from office or acting Mayor, the President Pro Tem shall perform the duties of President of Council. (Amended November 4, 2014)

Section 2.10 MEETINGS AND SPECIAL MEETINGS

Motion made to strike “serving”, replace with “notifying”, all in favor, motion carried

Motion made to strike “in writing” after notice and add “each of them in writing” after notifying, all in favor, motion carried

Motion to remove “personally”, all in favor, motion carried

After the meeting for organization, the Council shall meet at such times as may be prescribed by its rules, regulations or ordinance, but it shall hold regular meetings at least twice during each calendar month. Special Meetings: Special meetings may be called by a vote of the Council taken at any regular or special meeting thereof, or shall be called by the Clerk upon the written request of the Mayor or President of Council or of three members of Council. Any such request shall state the time, place and date thereof and the subject or subjects to be considered at the meeting and no other subject or subjects shall be considered. Notice, ~~in writing,~~ of each such special meeting called, except by vote of Council, shall be given to each member of Council and the Mayor by ~~serving-~~ “notifying” “each of them in writing” or by leaving a copy thereof at his or her usual place of residence not less than twenty-four (24) hours prior to such meeting. Public notice of such meetings must comply with the Ohio Revised Code. Service of such notice may be waived in writing and shall be deemed conclusively to be waived by attendance at such a special meeting. In the event that a special meeting is called by a vote of Council at a meeting from which the Mayor or any member of Council is absent, written notice of such special meeting shall be given each absentee in the manner hereinbefore described.

SECTION 2.11 ORDINANCES AND RESOLUTIONS

Motion made to remove last sentence in (4), all in favor, motion carried

4. The Council may adopt model or standard codes prepared and published by public or private agencies on such matters as building construction, plumbing, heating, ventilating, air conditioning, electric wiring, smoke regulation, fire prevention and other similar regulatory subjects by reference to the date and source of the code without reproducing the same in full in the ordinance. In all cases in which such a code shall be adopted by reference, publication of the code, at length, by the City, shall not be required. ~~At least six copies of all such codes shall be kept in the office of the Clerk of Council for reference and consultation by interested persons during regular office hours, and additional copies shall always be available for sale, at cost, by the Clerk of Council~~

AGENDA:

ARTICLE III – MAYOR/ADMINISTRATOR

Section 3.04 Filling Vacancy

Motion made to strike last sentence, all in favor, motion carried

In the event the office of Mayor shall become vacant, it shall be filled within thirty (30) days by the Central Committee of the party of the former Mayor who are electors of the City. If the vacancy is not filled within thirty (30) days, a special election shall be held. If the unexpired term is six (6) months or less, the President of Council shall fill the remainder of the term. ~~In the absence of the Mayor the President of Council shall conduct the business of the City.~~

Section 3.08 Qualifications

The City Administrator shall be chosen on the basis of his or her executive, administrative and managerial qualifications as judged by the adequacy of his or her training and his or her successful experience in private or public administration. At the time of his or her appointment, he or she need not be a resident (elector) of the City, but during his or her tenure of office, he or she must become a resident and elector of the City within six (6) months after taking office.

There was much discussion on “he or she need not to be a resident (elector) of the City”. O’Donnell is going to look more into the Supreme Court striking down “resident elector”

There was motion made to leave it only, Groff was good with that, Bowling suggest leaving up to the voters, and Crates was unsure, however Crates did mention to get rid of “must’ and use “encourage”. Chair Ketcham said this will come back next week.

ARTICLE IV – NOMINATIONS AND ELECTIONS

No changes

ARTICLE V – INITIATIVE, REFERENDUM AND RECALL

Section 5.04 Removal from Office and Recall

Motion made to remove “an” and change officer to “officers” and position to “positions”, all in favor, motion carried

The electors shall have the power to remove officers of the City holding ~~an~~ elective positions. The procedure for recall shall be as provided by Section 705.92 of the Ohio Revised Code on the date the Petition is filed with the Board of Elections. (Amended November 3, 2009)

Adjourn: Motion made by Groff, seconded by Crates, all in favor, meeting adjourned at 7:23 p.m.

All Charter Review Meetings are recorded and stored with the Charter Review Clerk

Charter Review Clerk
Lisa Elders

Chair of Charter Review: Mike Ketcham

Charter Clerk: Lisa Elders

Date: April 17, 2024