

NOTICE OF PROCEEDINGS FRONT CONFERENCE ROOM  
631 PERRY STREET, DEFIANCE, OH 43512  
CHARTER REVIEW MEETING TUESDAY MAY 7, 2019  
5:30 PM

Call to Order

Members Present: Charlie Beard-Chair, Bob Armstrong, Chris Mack, Darrell Handy, Katie Held and Lisa Elders-Clerk. Also, in attendance Sean O'Donnell-Law Director, Todd Helberg-Defiance Crescent News and Guest Ken Ludwig (exit at 5:56)

Congrats Mrs. Held for being the top fundraiser in the Power in Purple Campaign

Handouts:

AGENDA

THE FEDERALIST PAPERS: NO. 76

CHARTER MINUTES:

Approval of March 5, 2019 Charter Review Minutes, Mr. Handy, seconded; Mr. Mack, Voice Vote, all in favor

Approval of April 2, 2019 Charter Review Minutes, Mr. Armstrong, seconded; Mr. Handy, Voice Vote, all in favor

Guest:

Mr. Ludwig questioned the non-partisan change that was approved by the voters in November 2014. Chair-Beard noted in 1991, him and Mr. Schultz was discussing why there is partisan politics in a small town like Defiance? As years progressed, Chair-Beard got involved with the Charter and in 2014 the non-partisan was brought to the table and the Charter Committee voted; 4-1 for non-partisan. Chair-Beard noted at the time it was difficult to get candidates to run for City Council, however since the change there has been numerous people interested.

Mr. Ludwig noted in his research the average number of candidates was the same before and after the change. Also, Council Candidates political preferences are left out with being non-partisan position.

Meetings:

April 2 Article III & Article IV

May 7 Article V & Article VI

June 4 Article VII & Article VIII & Article IX

Meeting will be in Front Conference Room starting at 5:30

Finish by July 1

Article V  
INITIATIVE, REFERENDUM AND RECALL

Mr. Armstrong noted the word "Primary" is used in this Section, Mr. O'Donnell stated the word needs to stay, because the Mayor is a partisan position.

Mr. Mack & Mrs. Held stated in this Section it has "Published in Newspaper", reword, <means of communication>, Mr. O'Donnell will research this.

ARTICLE VI  
DEPARTMENTS AND DIVISIONS

Mr. Armstrong asked for clarifying language concerning the confusing of references to the City Administrator and Department of Service and Safety. With much discussion, others felt the language is fine.

Mr. Handy noted in the descriptions of the Departments it states, they shall be a resident of the city or shall become a resident and elector of the City within 6 months of the appointment. Mr. O'Donnell noted the Courts said the 6 months is not enforceable.

Mr. O'Donnell noted that Mayor McCann will be at the next meeting to discuss Boards and Commissions.

Mr. O'Donnell briefly discussed the Advice and Consent matter, noting Council has the power of approval of salary for the BOC. Mr. O'Donnell read a couple paragraphs from The Federalist Papers: No. 76 (attached with the minutes), to give a better understanding of "Advice and Consent". Mr. Armstrong is asking for an Ordinance for each BOC Member that states their salary as well as job description. Mr. Handy and Mrs. Held noted in the Budget it does state the salaries of the BOC Members.

Advice and Consent is on the revisit list

Mr. O'Donnell Duties:

Article I

- 1.06 – Recommendation was to look over this and possibly striking the last sentence
- 1.07 – Procedure of selecting process and research if Qualified Electors is defined by law

Article II

- 2.07 – Striking the word party, since seats are nonpartisan
- 2.04 – Providing statutes now in effect
- 2.08 – Speak with Mr. Lehner, possibly adding the Clerk in the non-bargaining Ordinance, defining non-bargaining
- 2.11 – Research more ways to publish the Agenda and state the ways  
Locate the Administrative Code

Article III

- 3.03 – Prepare Compensation Language
- 3.05 (5) – Clarify Language, possibly adding by Ordinance

Article IV

- 4.04 – Replacing the word percentage with number

Research: other means of communication, add wording

Reviewing Advice and Consent

Adjourn: Mr. Handy made a motion to adjourn, seconded; Mrs. Held, all in favor, motion carried, 6:25 p.m.

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

Charter Review Clerk  
Lisa Elders

Chair of Charter Review Committee: Charlie Beard

Charter Clerk: Lisa Elders

Date: June 4, 2019