

**PROPOSED ARTICLE III, MAYOR  
SECTION 3.01, ELECTION AND TERM**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE III MAYOR</p> <p>SECTION 3.01, ELECTION AND TERM</p> <p>The Mayor shall be elected at every second municipal election for a term of four (4) years, which term shall commence and the Mayor shall assume office on January 2 next following the Mayor's election, and shall hold office until the Mayor's successor is elected and qualified.</p> <p>A nonpartisan primary election for the Mayor shall be held prior to the above-mentioned municipal election and the two persons receiving the most number of votes in the primary election shall be the candidates for the municipal election. All candidates for Mayor must run in the nonpartisan primary election.</p> <p>In the event of a vacancy as described in <u>Section 3.07</u>, the elected successor to the Mayor shall assume office immediately upon certification by the Board of Elections for the balance of the unexpired term.</p>	<p style="text-align: center;">ARTICLE III MAYOR</p> <p>SECTION 3.01, ELECTION AND TERM</p> <p>The Mayor shall be elected at every second municipal election for a term of four (4) years, which term shall commence and the Mayor shall assume office on January 2 next following the Mayor's election, and shall hold office until the Mayor's successor is elected and qualified.</p> <p>A nonpartisan primary election for the Mayor shall be held prior to the above-mentioned municipal election and the two persons receiving the most number of votes in the primary election shall be the candidates for the municipal election. All candidates for Mayor must run in the nonpartisan primary election.</p> <p><b>Notwithstanding the above, if the number of candidates for Mayor does not exceed two candidates, then no primary election shall be held. The election officials whose duty is would have been to provide for and conduct the holding of such primary election shall declare the results thereof and issue certificates of</b></p>	<p style="text-align: center;">ARTICLE III MAYOR</p> <p>SECTION 3.01, ELECTION AND TERM</p> <p>The purpose of the change is to eliminate an unnecessary primary election when only one or two candidates file, reducing administrative burden and aligning with Ohio Revised Code Section 3513.02 adapted for Gahanna's non-partisan framework.</p>

**nomination to the persons entitled thereof if such primary elections had been held, and shall place their names on the ballot at the next regular municipal election in the same manner as though such primary election had been held and such persons had received the most number of votes.**

In the event of a vacancy as described in Section 3.07, the elected successor to the Mayor shall assume office immediately upon certification by the Board of Elections for the balance of the unexpired term

**PROPOSED ARTICLE III, MAYOR  
SECTION 3.04, EXECUTIVE AND ADMINISTRATIVE POWERS.**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE III MAYOR</p> <p>SECTION 3.04, EXECUTIVE AND ADMINISTRATIVE POWERS.</p> <p>The executive and administrative powers of the Municipality shall be vested in the Mayor, directors of departments, and other administrative officers and boards provided for in this Charter or by ordinance. The Mayor shall be recognized as the chief executive and the official and ceremonial head. The Mayor shall function as the chief conservator of the peace, to see that all laws, resolutions and ordinances are enforced. The Mayor should attend all meetings of Council with the right to participate in debate, but not to vote. The Mayor shall appoint and shall have the power to remove:</p> <ul style="list-style-type: none"> <li>(a) All department heads.</li> <li>(b) The Mayor's appointees to boards and commissions.</li> <li>(c) Any other employees as otherwise provided in this Charter or whose positions may be</li> </ul>	<p style="text-align: center;">ARTICLE III MAYOR</p> <p>SECTION 3.04, EXECUTIVE AND ADMINISTRATIVE POWERS.</p> <p>The executive and administrative powers of the Municipality shall be vested in the Mayor, directors of departments, and other administrative officers and boards provided for in this Charter or by ordinance. The Mayor shall be recognized as the chief executive and the official and ceremonial head. The Mayor shall function as the chief conservator of the peace, to see that all laws, resolutions and ordinances are enforced. The Mayor should attend all meetings of Council with the right to participate in debate, but not to vote. The Mayor shall appoint and shall have the power to remove:</p> <ul style="list-style-type: none"> <li>(a) All department heads.</li> <li>(b) The Mayor's appointees to boards and commissions.</li> <li>(c) Any other employees as otherwise provided in this Charter or whose positions may be created by Council and for whose</li> </ul>	<p style="text-align: center;">ARTICLE III MAYOR</p> <p>SECTION 3.04, EXECUTIVE AND ADMINISTRATIVE POWERS.</p> <p>The purpose of the change is to embed a strategic planning requirement in the Mayor's executive duties, ensuring Council and the public have a formal opportunity to review and comment on the City's long-term direction.</p>

<p>created by Council and for whose appointment the Mayor shall be responsible.</p>	<p>appointment the Mayor shall be responsible.</p>	
<p>The Mayor shall appoint or delegate to the heads of departments, appointments of municipal employees, subject to the provisions of this Charter, any applicable collective bargaining agreements and any applicable Civil Service regulations adopted in accordance with this Charter. The Mayor may, without notice, cause the affairs of any department or the conduct of any employee to be examined. Except as otherwise provided in this Charter, the Mayor may remove any employee for whose appointment the Mayor is responsible. The Mayor shall execute on behalf of the Municipality all authorized contracts, conveyances, evidences of indebtedness, and all other instruments to which the Municipality is a party, and shall, where required, attach thereto the official seal of the Mayor's office. The Mayor or the Mayor's designee shall execute the purchasing function for the City. The Mayor shall present an annual State of the City address during the first quarter of every calendar year. Said address shall not be presented at a Council meeting but shall be</p>	<p>The Mayor shall appoint or delegate to the heads of departments, appointments of municipal employees, subject to the provisions of this Charter, any applicable collective bargaining agreements and any applicable Civil Service regulations adopted in accordance with this Charter. The Mayor may, without notice, cause the affairs of any department or the conduct of any employee to be examined. Except as otherwise provided in this Charter, the Mayor may remove any employee for whose appointment the Mayor is responsible. The Mayor shall execute on behalf of the Municipality all authorized contracts, conveyances, evidences of indebtedness, and all other instruments to which the Municipality is a party, and shall, where required, attach thereto the official seal of the Mayor's office. The Mayor or the Mayor's designee shall execute the purchasing function for the City. The Mayor shall present an annual State of the City address during the first quarter of every calendar year. Said address shall not be presented at a Council meeting but shall be presented at a time and place determined by the Mayor with notification to</p>	

presented at a time and place determined by the Mayor with notification to the public.

the public. **The Mayor shall cause to be prepared and submitted to Council a strategic plan for the City that provides the public an opportunity to comment on the plan. Annually, the Mayor shall issue a report of the progress made in achieving the goals and objectives of the strategic plan. The strategic plan shall be updated as needed by the Mayor, and such updates shall be submitted to Council for review, public comment, and adoption.**

**PROPOSED ARTICLE III, MAYOR  
SECTION 3.02, QUALIFICATIONS**

**PROPOSED ARTICLE IV, THE COUNCIL  
SECTION 4.03, QUALIFICATIONS**

**PROPOSED ARTICLE X, DEPARTMENT OF LAW  
SECTION 10.02, QUALIFICATIONS**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE III MAYOR</p> <p>SECTION 3.02, QUALIFICATIONS</p> <p>A Candidate for Mayor shall be a continuously qualified elector of this Municipality for two (2) years immediately prior to the date of the primary election and continuing through the elected Mayor's term of office. The Mayor shall hold no other public office except that of a notary public or member of the State Militia. The Mayor shall not be otherwise employed by, nor shall the Mayor hold any other municipal office in this Municipality. The office of Mayor shall be a full-time occupation, and Council shall provide commensurate compensation. The Mayor shall hold no other employment.</p>	<p style="text-align: center;">ARTICLE III MAYOR</p> <p>SECTION 3.02, QUALIFICATIONS</p> <p>A Candidate for Mayor shall be a continuously qualified elector of this Municipality for two (2) years immediately prior to the date of the primary election and continuing through the elected Mayor's term of office. The Mayor shall hold no other public office <del>except that of a notary public or member of the State Militia</del> <b>in conflict with the position of Mayor, as defined by the laws of Ohio.</b> The Mayor shall not be otherwise employed by, nor shall the Mayor hold any other municipal office in this Municipality. The office of Mayor shall be a full-time occupation, and Council shall provide commensurate compensation. The Mayor shall hold no other employment.</p>	<p style="text-align: center;">ARTICLE III MAYOR</p> <p>SECTION 3.02, QUALIFICATIONS</p> <p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.03, QUALIFICATIONS</p> <p style="text-align: center;">ARTICLE X DEPARTMENT OF LAW</p> <p>SECTION 10.02, QUALIFICATIONS</p> <p>The purpose of the change is to align the public-office conflict prohibition for Mayor, City Attorney, and Council so that all three offices are governed by the same disqualification standard, removing anomalous carve-outs.</p>
<p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.03, QUALIFICATIONS</p>	<p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.03, QUALIFICATIONS</p>	

<p>A Candidate for Council at large shall be a continuously qualified elector of this Municipality for fifteen (15) months immediately prior to the Municipal General Election and continuing through the elected Council member's term of office. Each Candidate for Council elected from a ward shall be a continuously qualified elector of the ward from which the Council member seeks election or is elected for fifteen (15) months prior to the Municipal General Election and continuing through the elected Council member's term of office. A Council member shall hold no other elected public office, any other compensated office or employment with the Municipality, or other compensated public office or public employment which could be in conflict with the office of Council member, except as provided in <u>Sections 3.06 and 4.18</u> of this Charter.</p> <p>If a Council member shall file a declaration of their candidacy, or shall in fact become a candidate, for any other Council office of the Municipality other than the office then held, such announcement or such candidacy shall constitute an automatic resignation of the office then held, and the</p>	<p>A Candidate for Council at large shall be a continuously qualified elector of this Municipality for fifteen (15) months immediately prior to the Municipal General Election and continuing through the elected Council member's term of office. Each Candidate for Council elected from a ward shall be a continuously qualified elector of the ward from which the Council member seeks election or is elected for fifteen (15) months prior to the Municipal General Election and continuing through the elected Council member's term of office. A Council member shall hold no other <del>elected</del> public office <b>in conflict with the position of Council member, as defined by this Charter or the laws of Ohio,</b> or any other compensated office or employment with the Municipality, <del>or other compensated public office or public employment which could be in conflict with the office of Council member, except as provided in Sections 3.06 and 4.18</del> of this Charter.</p> <p>If a Council member shall file a declaration of their candidacy, or shall in fact become a candidate, for any other Council office of the Municipality other than the office then held, such announcement or such candidacy shall constitute an automatic resignation</p>	
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<p>vacancy thereby created shall be filled pursuant to this Charter in the same manner as other vacancies for such office are filled.</p> <p>A Council member shall not have, directly or indirectly, any interest in the profits or emoluments of any contract, work, or service with or for the Municipality as provided by general law.</p> <p style="text-align: center;">ARTICLE X DEPARTMENT OF LAW</p> <p>SECTION 10.02, QUALIFICATIONS</p> <p>The City Attorney shall be an elector of the City at the time of filing for and during the term of office. The City Attorney shall not hold any other public office or public employment during a term, except the City Attorney may hold office in a political party or be a delegate to a political party convention, serve as a notary public, serve as a member or officer in the military reserve or national guard, serve in any office, position, or capacity to further intergovernmental cooperation, and may hold any office or position permitted by this Charter or the laws of Ohio. The City Attorney shall be an attorney-at-law duly authorized to practice law in Ohio and engaged in</p>	<p>of the office then held, and the vacancy thereby created shall be filled pursuant to this Charter in the same manner as other vacancies for such office are filled.</p> <p>A Council member shall not have, directly or indirectly, any interest in the profits or emoluments of any contract, work, or service with or for the Municipality as provided by general law.</p> <p style="text-align: center;">ARTICLE X DEPARTMENT OF LAW</p> <p>SECTION 10.02, QUALIFICATIONS</p> <p>The City Attorney shall be an elector of the City at the time of filing for and during the term of office. The City Attorney shall not hold any other public office or public employment <del>during a term, except the City Attorney may hold office in a political party or be a delegate to a political party convention, serve as a notary public, serve as a member or officer in the military reserve or national guard, serve in any office, position, or capacity to further intergovernmental cooperation, and may hold any office or position permitted</del> <b>in conflict with the position of City Attorney, as determined</b> by this Charter or the laws of Ohio. The City Attorney</p>	
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<p>the active practice of law for a period of five (5) years or more immediately prior to the City Attorney's election. The City Attorney may engage in the private practice of law during the City Attorney's term in office.</p>	<p>shall be an attorney-at-law duly authorized to practice law in Ohio and engaged in the active practice of law for a period of five (5) years or more immediately prior to the City Attorney's election. The City Attorney may engage in the private practice of law during the City Attorney's term in office.</p>	
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**PROPOSED ARTICLE IV, THE COUNCIL  
SECTION 4.02, COMPOSITION AND TERM**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.02, COMPOSITION AND TERM</p> <p>At the regular municipal election in 2013, and every four (4) years thereafter, four (4) members of Council shall be elected from wards and shall serve four (4) year terms. At the regular municipal election in 2015, and every four (4) years thereafter, three (3) members of Council shall be elected at large for four (4) year terms. Terms shall commence on January 2 immediately following the election for that position and terminate on January 1 immediately following the next regular municipal election for that position. The geographical definition of the ward areas will be balanced to the extent practicable based on numbers of registered voters and will be established by ordinance, taking effect sixty (60) days prior to the petition filing deadline for the election of members of Council by wards, to remain effective for the term of the positions.</p>	<p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.02, COMPOSITION AND TERM</p> <p>At the regular municipal election in 2013, and every four (4) years thereafter, four (4) members of Council shall be elected from wards and shall serve four (4) year terms. At the regular municipal election in 2015, and every four (4) years thereafter, three (3) members of Council shall be elected at large for four (4) year terms. Terms shall commence on January 2 immediately following the election for that position and terminate on January 1 immediately following the next regular municipal election for that position. The geographical definition of the ward areas will be balanced to the extent practicable based on numbers of <del>registered voters</del> <b>residents</b> and will be established by ordinance, taking effect sixty (60) days prior to the petition filing deadline for the election of members of Council by wards, to remain effective for the term of the positions.</p>	<p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.02, COMPOSITION AND TERM</p> <p>The purpose of the change is to shift ward boundary equalization from a registered-voter basis to a resident-population basis, aligning apportionment with total population.</p>

**PROPOSED ARTICLE IV, THE COUNCIL  
SECTION 4.12, LEGISLATIVE PROCEDURE**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.12, LEGISLATIVE PROCEDURE</p> <p>Four (4) members of Council shall constitute a quorum to transact business, but a lesser number may adjourn from time to time.</p> <p>All legislative action of Council shall be in the manner prescribed by the Constitution and the statute laws of the State of Ohio, and as further provided in this Charter. Any formal resolution or ordinance must be introduced in written or printed form, which shall contain no more than one (1) subject, which subject shall be clearly expressed in its title.</p> <p>No ordinance or formal resolution or section thereof shall be revised or amended, unless the new ordinance or resolution contains the entire ordinance or resolution or section revised or amended and a repeal of the original ordinance, resolution, section or sections so amended.</p> <p>An affirmative vote of at least four (4) members of Council shall be required</p>	<p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.12, LEGISLATIVE PROCEDURE</p> <p>Four (4) members of Council shall constitute a quorum to <del>transact</del> <b>conduct</b> business, <del>but a lesser number may adjourn from time to time.</del></p> <p>All legislative action of Council shall be in the manner prescribed by the Constitution and the statute laws of the State of Ohio, and as further provided in this Charter. Any formal resolution or ordinance must be introduced in written or printed form, which shall contain no more than one (1) subject, which subject shall be clearly expressed in its title.</p> <p>No ordinance or formal resolution or section thereof shall be revised or amended, unless the new ordinance or resolution contains the entire ordinance or resolution or section revised or amended and a repeal of the original ordinance, resolution, section or sections so amended.</p> <p>An affirmative vote of at least four (4) members of Council shall be required</p>	<p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.12, LEGISLATIVE PROCEDURE</p> <p>The purpose of the first change is to remove a Robert’s Rules of Order carry-over clause from the quorum provision that is unnecessary in a seven-member Council and may create confusion about adjournment authority.</p> <p>The purpose of the second change is to align the consequence for an improper voting abstention with the due process framework in Section 4.07 of this Charter, replacing an automatic self-executing removal trigger with a notice-and-hearing procedure.</p>

<p>for the enactment of every resolution or ordinance, unless a larger number be required by the provisions of this Charter.</p> <p>Every ordinance shall be read by title at two (2) different Council meetings, unless Council votes to suspend this rule. Such suspension of the rules shall require the affirmative vote of at least six (6) members of Council if all members are present, or the affirmative vote of at least five (5) members if one or more members are absent. If this rule is suspended in accordance with the foregoing provisions, then the ordinance shall be read by title once before the passage.</p> <p>No action of Council authorizing the surrender or joint exercise of any of its powers or in granting any franchise shall be enacted under a suspension of this rule.</p> <p>Members of Council shall vote in the affirmative or negative on all matters coming on for vote at a regular or special meeting of Council. A member of Council may abstain from a vote on such matters but only upon stating on the public record that the reason for such abstention is a conflict of interest on the matter to be voted upon. The basis</p>	<p>for the enactment of every resolution or ordinance, unless a larger number be required by the provisions of this Charter.</p> <p>Every ordinance shall be read by title at two (2) different Council meetings, unless Council votes to suspend this rule. Such suspension of the rules shall require the affirmative vote of at least six (6) members of Council if all members are present, or the affirmative vote of at least five (5) members if one or more members are absent. If this rule is suspended in accordance with the foregoing provisions, then the ordinance shall be read by title once before the passage.</p> <p>No action of Council authorizing the surrender or joint exercise of any of its powers or in granting any franchise shall be enacted under a suspension of this rule.</p> <p>Members of Council shall vote in the affirmative or negative on all matters coming on for vote at a regular or special meeting of Council. A member of Council may abstain from a vote on such matters but only upon stating on the public record that the reason for such abstention is a conflict of interest on the matter to be voted upon. The basis for such conflict need not be stated. Any member</p>	
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<p>for such conflict need not be stated. Any member not complying with this provision shall be immediately informed of this provision by the Clerk of Council or the City Attorney. Should the member of Council not immediately change the Council member's abstention vote or state that basis of the abstention is a conflict of interest, the member of Council shall be considered to have removed himself/herself from office, and the filling of the vacancy so created shall be governed by <u>Section 4.08</u> of this Charter.</p>	<p>not complying with this provision shall be immediately informed of this provision by the Clerk of Council or the City Attorney. Should the member of Council not immediately change the Council member's abstention vote or state that basis of the abstention is a conflict of interest, the member of Council shall be <del>considered to have removed himself/herself from office, and the filling of the vacancy so created shall be governed by Section 4.08</del> <b>subject to removal as governed by Section 4.07</b> of this Charter.</p>	
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**PROPOSED ARTICLE IV, THE COUNCIL  
SECTION 4.11, SPECIAL MEETINGS**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.11, SPECIAL MEETINGS</p> <p>Special meetings of the Council may be called as provided by its rules, regulations, bylaws, or by resolution or ordinance. In the absence of any such provisions, special meetings may be called by a vote of Council taken at any regular or special meeting thereof, or shall be called by the Clerk of Council upon the written request of the Mayor, or the President of Council, or any three (3) members of Council.</p> <p>Notice of each such special meeting called at the request of the Mayor, President of Council, or three (3) members of Council, shall state the date and time, and subject or subjects to be considered, and no other subject or subjects shall be considered thereat. The Clerk of Council shall cause such notice to be served upon the Mayor and each member of Council not less than twenty-four (24) hours preceding the time for the meeting. In the event that a special meeting is called by a vote of Council taken at any regular or special</p>	<p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.11, SPECIAL MEETINGS</p> <p>Special meetings of the Council may be called as provided by its rules, regulations, bylaws, or by resolution or ordinance. In the absence of any such provisions, special meetings may be called by a vote of Council taken at any regular or special meeting thereof, or shall be called by the Clerk of Council upon the written request of the Mayor, <b>City Attorney</b>, or the President of Council, or any three (3) members of Council.</p> <p>Notice of each such special meeting called at the request of the Mayor, <b>City Attorney</b>, President of Council, or three (3) members of Council, shall state the date and time, and subject or subjects to be considered, and no other subject or subjects shall be considered thereat. The Clerk of Council shall cause such notice to be served upon the Mayor and each member of Council not less than twenty-four (24) hours preceding the time for the meeting. In the event that a special meeting is called by a vote of Council taken at any</p>	<p style="text-align: center;">ARTICLE IV THE COUNCIL</p> <p>SECTION 4.11, SPECIAL MEETINGS</p> <p>The purpose of the change is to add the City Attorney to the list of officials who may request a special meeting.</p>

<p>meeting from which any member of Council is absent, notice of such special meeting shall be given such absentee in the manner and form hereinbefore provided and the Mayor and any Council member shall be deemed conclusively to have waived such notice by his/her attendance at any such meeting.</p>	<p>regular or special meeting from which any member of Council is absent, notice of such special meeting shall be given such absentee in the manner and form hereinbefore provided and the Mayor, <b>City Attorney</b>, and any Council member shall be deemed conclusively to have waived such notice by his/her attendance at any such meeting.</p>	
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**PROPOSED ARTICLE V, ADMINISTRATIVE DEPARTMENTS**  
**SECTION 5.01, CREATION OF DEPARTMENTS**  
**SECTION 5.02, DEPARTMENT HEADS AND ADDITIONAL ADMINISTRATIVE DEPARTMENTS**  
**REPEAL OF SECTION 5.04, DEPARTMENT OF FINANCE**  
**REPEAL OF SECTION 5.05, DEPARTMENT OF PUBLIC SERVICE AND ENGINEERING**  
**REPEAL OF SECTION 5.06, DEPARTMENT OF PARKS AND RECREATION**  
**REPEAL OF SECTION 5.07, DEPARTMENT OF HUMAN RESOURCES**  
**REPEAL OF SECTION 5.08, DEPARTMENT OF PLANNING AND DEVELOPMENT**  
**REPEAL OF SECTION 5.09, DEPARTMENT OF EMERGENCY MANAGEMENT**  
**REPEAL OF SECTION 5.10, DEPARTMENT OF TECHNOLOGY**  
**REPEAL OF SECTION 5.11, DEPARTMENT OF COURT SERVICES**  
**SECTION 5.13, DIVISION OF POLICE**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE V ADMINISTRATIVE DEPARTMENTS</p>	<p style="text-align: center;">ARTICLE V ADMINISTRATIVE DEPARTMENTS</p>	<p style="text-align: center;">ARTICLE V ADMINISTRATIVE DEPARTMENTS</p>
<p>SECTION 5.01, CREATION OF DEPARTMENTS</p>	<p>SECTION 5.01, CREATION OF DEPARTMENTS</p>	<p>SECTION 5.01, CREATION OF DEPARTMENTS</p>
<p>The administrative functions of the City shall be carried on by a Department of Finance, a Department of Public Service and Engineering; a Department of Parks and Recreation, a Department of Human Resources, a Department of Planning and Development, a Department of Emergency Management, a Department of Technology, a Department of Court Services, a Department of Public Safety and such other departments as may be created by ordinance.</p>	<p>The administrative functions of the City <b>Departments</b> shall <b>include Finance, Human Resources, Information Technology, Court Services, Public Service, Engineering, Planning, Parks and Recreation, Economic Development, Public Safety, Emergency Management,</b> <del>be carried on by a Department of Finance, a Department of Public Service and Engineering; a Department of Parks and Recreation, a Department of Human Resources, a Department of Planning and Development, a Department of Emergency Management, a Department of Technology, a Department of Court Services, a Department of Public Safety</del> and such other departments as may</p>	<p>SECTION 5.02, DEPARTMENT HEADS AND ADDITIONAL ADMINISTRATIVE DEPARTMENTS SECTION 5.04, DEPARTMENT OF FINANCE SECTION 5.05, DEPARTMENT OF PUBLIC SERVICE AND ENGINEERING SECTION 5.06, DEPARTMENT OF PARKS AND RECREATION SECTION 5.07, DEPARTMENT OF HUMAN RESOURCES SECTION 5.08, DEPARTMENT OF PLANNING AND DEVELOPMENT SECTION 5.09, DEPARTMENT OF EMERGENCY MANAGEMENT SECTION 5.10, DEPARTMENT OF TECHNOLOGY</p>
<p>Each City department</p>		

<p>shall be headed by a full-time or part-time director, appointed by the Mayor. The Mayor has the authority to appoint and remove all department heads. The Mayor may appoint a director or designee to serve as director of one (1) or more departments. The Mayor may establish new departments, divisions or other sub-units thereof; abolish, revise, merge or combine departments, divisions or other subunits thereof, provided they shall not establish, abolish, merge or combine any department which is headed by an official elected by the people of the City; and from time to time may provide for the powers, duties and functions of the administrative departments, divisions and other sub-units thereof, provided such ordinances are consistent with this Charter.</p> <p>SECTION 5.04, DEPARTMENT OF FINANCE</p> <p>The Director of Finance shall be the chief financial officer of the City; shall exercise the powers, duties and functions as required by the laws of the State of Ohio, this Charter, and ordinances of the City; and shall provide full and complete information</p>	<p>be created by ordinance under <b>Section 5.02.</b></p> <p>SECTION 5.02, DEPARTMENT HEADS AND ADDITIONAL ADMINISTRATIVE DEPARTMENTS</p> <p>Each City department shall be headed by a full-time or part-time director, appointed by the Mayor. The Mayor has the authority to appoint and remove all department heads. The Mayor may appoint a director or designee to serve as director of one (1) or more departments.</p> <p><b>Department Directors shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</b></p> <p><b>The Director of Finance, as appointed by the Mayor, shall be the chief financial officer of the City; shall exercise the powers, duties, and functions as required by the laws of the State of Ohio, this Charter, and ordinances of the City; and shall provide full and complete information concerning the financial affairs and financial status of the city as requested by the Mayor</b></p>	<p>SECTION 5.11, DEPARTMENT OF COURT SERVICES</p> <p>The purpose of the change is to resolve the internal conflict between the Mayor’s 2021 reorganization authority in Section 5.02 and the enumerated department list in Sections 5.04-5.11 by removing the fixed enumeration from the Charter and preserving the necessary language regarding the Director of Finance.</p> <p>SECTION 5.13, DIVISION OF POLICE</p> <p>The purpose of the change is to remove the reference to Civil Service provisions as this is an unclassified employee.</p>
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<p>concerning the financial affairs and financial status of the City as requested by the Mayor or Council. The Director of Finance shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</p> <p>SECTION 5.05, DEPARTMENT OF PUBLIC SERVICE AND ENGINEERING</p> <p>The Director of Public Service shall be the head of the Department of Public Service and Engineering and shall be responsible for the management and operation of the Department, in accordance with the provisions of general law. The Director of Public Service shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</p> <p>SECTION 5.06, DEPARTMENT OF PARKS AND RECREATION</p>	<p><b>or Council.</b></p> <p>The Mayor may establish new departments, divisions or other sub-units thereof; abolish, revise, merge or combine departments, divisions or other subunits thereof, provided they shall not establish, abolish, merge or combine any department which is headed by an official elected by the people of the City; and from time to time may provide for the powers, duties and functions of the administrative departments, divisions and other sub-units thereof, provided such ordinances are consistent with this Charter.</p> <p><del>SECTION 5.04, DEPARTMENT OF FINANCE</del></p> <p><del>The Director of Finance shall be the chief financial officer of the City; shall exercise the powers, duties and functions as required by the laws of the State of Ohio, this Charter, and ordinances of the City; and shall provide full and complete information concerning the financial affairs and financial status of the City as requested by the Mayor or Council. The Director of Finance shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and</del></p>	
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<p>The Director of Parks and Recreation shall be the head of the Department of Parks and Recreation. The Director of Parks and Recreation shall be responsible for the management and operation of the Department, in accordance with the provisions of general law. The Director of Parks and Recreation shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</p> <p>SECTION 5.07, DEPARTMENT OF HUMAN RESOURCES</p> <p>The Director of Human Resources shall be the head of the Department of Human Resources. The Director of Human Resources shall be responsible for the management and operation of the Department, in accordance with the provisions of general law. The Director of Human Resources shall be selected on the basis of expertise and administrative qualifications, with special reference to</p>	<p><del>knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</del></p> <p>SECTION 5.05, <del>DEPARTMENT OF PUBLIC SERVICE AND ENGINEERING</del></p> <p><del>The Director of Public Service shall be the head of the Department of Public Service and Engineering and shall be responsible for the management and operation of the Department, in accordance with the provisions of general law. The Director of Public Service shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</del></p> <p>SECTION 5.06, <del>DEPARTMENT OF PARKS AND RECREATION</del></p> <p><del>The Director of Parks and Recreation shall be the head of the Department of Parks and Recreation. The Director of Parks and Recreation shall be responsible for the management and operation of the Department, in</del></p>	
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<p>experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</p> <p>SECTION 5.08, DEPARTMENT OF PLANNING AND DEVELOPMENT</p> <p>The Director of Planning and Development shall be the head of the Department of Planning and Development. The Director of Planning and Development shall be responsible for the management and operation of the Department, in accordance with the provisions of general law. The Director of Planning and Development shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</p> <p>SECTION 5.09, DEPARTMENT OF EMERGENCY MANAGEMENT</p> <p>The Director of Emergency Management shall be the head of the Department of Emergency Management.</p>	<p><del>accordance with the provisions of general law. The Director of Parks and Recreation shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</del></p> <p><del>SECTION 5.07, DEPARTMENT OF HUMAN RESOURCES</del></p> <p><del>The Director of Human Resources shall be the head of the Department of Human Resources. The Director of Human Resources shall be responsible for the management and operation of the Department, in accordance with the provisions of general law. The Director of Human Resources shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</del></p> <p><del>SECTION 5.08, DEPARTMENT OF PLANNING AND</del></p>	
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<p>The Director of Emergency Management shall be responsible for the management and operation of the Department, in accordance with the provisions of general law. The Director of Emergency Management shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</p> <p>SECTION 5.10, DEPARTMENT OF TECHNOLOGY</p> <p>The Director of Technology shall be the head of the Department of Technology. The Director of Technology shall be responsible for the management and operation of the department, in accordance with the provisions of general law. The Director of Technology shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance</p>	<p>DEVELOPMENT</p> <p><del>The Director of Planning and Development shall be the head of the Department of Planning and Development. The Director of Planning and Development shall be responsible for the management and operation of the Department, in accordance with the provisions of general law. The Director of Planning and Development shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</del></p> <p><del>SECTION 5.09, DEPARTMENT OF EMERGENCY MANAGEMENT</del></p> <p><del>The Director of Emergency Management shall be the head of the Department of Emergency Management. The Director of Emergency Management shall be responsible for the management and operation of the Department, in accordance with the provisions of general law. The Director of Emergency Management shall be selected on the basis of expertise and</del></p>	
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<p>of Council.</p> <p>SECTION 5.11, DEPARTMENT OF COURT SERVICES</p> <p>The Director of Court Services shall be the head of the Department of Court Services. The Director of Court Services shall be responsible for the management and operation of the Department, in accordance with the provisions of general law. The Director of Court Services shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</p> <p>SECTION 5.13, DIVISION OF POLICE</p> <p>The Division of Police shall consist of a Chief of Police and such other officers and personnel as the Director of Public Safety shall deem advisable. The Chief of Police and all officers and personnel shall be appointed by the Director of Public Safety subject only to applicable Civil Service provisions of this Charter.</p>	<p><del>administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</del></p> <p>SECTION 5.10, DEPARTMENT OF TECHNOLOGY</p> <p><del>The Director of Technology shall be the head of the Department of Technology. The Director of Technology shall be responsible for the management and operation of the department, in accordance with the provisions of general law. The Director of Technology shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</del></p> <p>SECTION 5.11, DEPARTMENT OF COURT SERVICES</p> <p><del>The Director of Court Services shall be the head of the Department of Court Services. The Director of Court Services shall be responsible for</del></p>	
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	<p>the management and operation of the Department, in accordance with the provisions of general law. The Director of Court Services shall be selected on the basis of expertise and administrative qualifications, with special reference to experience in, and knowledge of, accepted practices in respect to the duties of the office as established in this Charter or by ordinance of Council.</p> <p>SECTION 5.13, DIVISION OF POLICE</p> <p>The Division of Police shall consist of a Chief of Police and such other officers and personnel as the Director of Public Safety shall deem advisable. The Chief of Police and all officers and personnel shall be appointed by the Director of Public Safety subject only to applicable Civil Service provisions of this Charter.</p>	
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**PROPOSED ARTICLE X, DEPARTMENT OF LAW  
SECTION 10.01, CITY ATTORNEY  
SECTION 10.03, GENERAL POWERS AND DUTIES**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE X DEPARTMENT OF LAW</p> <p>SECTION 10.01, CITY ATTORNEY</p> <p>There is hereby created the Department of Law to be headed by a City Attorney who shall be elected from the City at large to a four (4) year term of office. At the regular municipal election in 1987, and each second regular municipal election thereafter, the City Attorney shall be elected for a term of four (4) years. The term shall commence and the City Attorney shall assume office on January 2 (if January 2 is a Sunday, then on January 3) next following the City Attorney's election. The City Attorney shall hold office until the City Attorney's successor is elected and qualified.</p> <p>In the event of the death, resignation, recall, or removal of the City Attorney, a successor in office shall be appointed by the majority vote of the Council to serve until the 1st of January following the next regular municipal election. If such election be the time for the regular election of a City Attorney, a City Attorney shall then</p>	<p style="text-align: center;">ARTICLE X DEPARTMENT OF LAW</p> <p>SECTION 10.01, CITY ATTORNEY</p> <p>There is hereby created the Department of Law to be headed by a City Attorney who shall be elected from the City at large to a four (4) year term of office. At the regular municipal election in 1987, and each second regular municipal election thereafter, the City Attorney shall be elected for a term of four (4) years. The term shall commence and the City Attorney shall assume office on January 2 (if January 2 is a Sunday, then on January 3) next following the City Attorney's election. The City Attorney shall hold office until the City Attorney's successor is elected and qualified.</p> <p>In the event of the death, resignation, recall, or removal of the City Attorney, a successor in office shall be appointed by the majority vote of the Council to serve until the 1st of January <b>(if January 1 is a Saturday, then January 2)</b> following the next regular municipal election <b>for which a successor may be</b></p>	<p style="text-align: center;">ARTICLE X DEPARTMENT OF LAW</p> <p>SECTION 10.01, CITY ATTORNEY</p> <p>The purpose of the change is to provide internal consistency and provide for the scenario of a vacancy being created after petition deadlines for a municipal election.</p> <p>SECTION 10.03, GENERAL POWERS AND DUTIES</p> <p>The purpose of the change is to provide grammatical corrections, internal consistency, and to allow for reporting to be at the end of the year to avoid an incoming City Attorney having an obligation to report on the predecessor's term.</p>

<p>be elected to serve for a term of four (4) years; otherwise for the remainder of the unexpired term. If the vacancy occurs within ninety (90) days of the next regular municipal election, then the appointed City Attorney shall serve for the remainder of the unexpired term.</p> <p>The vacancy for the unexpired term shall be filled by an appointment made by a majority vote of the members of Council. Such appointment shall be made within thirty (30) days after the next regular meeting following receipt of notification of such vacancy. If Council fails to fill the vacancy within said thirty (30) day period, the Mayor shall make the appointment.</p> <p>SECTION 10.03, GENERAL POWERS AND DUTIES</p> <p>The City Attorney shall be the legal advisor of and attorney and counsel for the City, and for all officers and departments thereof in matters relating to their official duties. The City Attorney shall prosecute or defend all suits for and in behalf of the City, and shall prepare all contracts, bonds and other instruments in writing in which the City is concerned and shall certify in writing the City</p>	<p><b>elected.</b> If such election be the time for the regular election of a City Attorney, a City Attorney shall then be elected to serve for a term of four (4) years; otherwise for the remainder of the unexpired term. If the vacancy occurs within ninety (90) days of the next regular municipal election, then the appointed City Attorney shall serve for the remainder of the unexpired term.</p> <p>The vacancy for the unexpired term shall be filled by an appointment made by a majority vote of the members of Council. Such appointment shall be made within thirty (30) days after the next regular meeting following receipt of notification of such vacancy. If Council fails to fill the vacancy within said thirty (30) day period, the Mayor shall make the appointment.</p> <p>SECTION 10.03, GENERAL POWERS AND DUTIES</p> <p>The City Attorney shall be the legal advisor of and attorney and counsel for the City, and for all officers and departments thereof in matters relating to their official duties. The City Attorney shall prosecute or defend all suits for and <del>in</del> <b>on</b> behalf of the City, and shall prepare <b>or review</b> all contracts, bonds and other instruments in</p>	
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<p>Attorney's approval of the form and correctness thereof. The City Attorney may appoint such assistants and secretaries and clerks as Council may authorize. The City Attorney shall maintain an office in City Hall.</p> <p>The City Attorney shall be the prosecuting attorney for the City. The City Attorney may detail such of the City Attorney's assistants as the City Attorney may deem proper to assist in such work. The City Attorney shall prosecute all cases brought before such court and perform the same duties, so far as they are applicable thereto, as are required of the Prosecuting Attorney of the County.</p> <p>The City Attorney shall prosecute or defend for and in behalf of the City, all complaints, suits, and controversies in which the City is a party, and the City Attorney shall participate in, prosecute or defend for and in behalf of the City such other suits, matters and controversies relating to City affairs as directed by resolution or ordinance of Council.</p> <p>The City Attorney shall defend on behalf of all police officers all suits brought against such police officers arising out of or in the course of their</p>	<p>writing in which the City is concerned and shall certify in writing the City Attorney's approval of the form and correctness thereof. The City Attorney may appoint such assistants and <del>secretaries and clerks</del> <b>administrative professionals</b> as Council may authorize. The City Attorney shall maintain an office in City Hall.</p> <p>The City Attorney shall be the prosecuting attorney for the City. The City Attorney may detail such of the City Attorney's assistants as the City Attorney may deem proper to assist in such work. The City Attorney shall prosecute all cases brought before <b>all</b> such courts <b>where they are pending</b> and perform the same duties, so far as they are applicable thereto, as are required of the Prosecuting Attorney of the County.</p> <p>The City Attorney shall prosecute or defend for and <del>in</del> <b>on</b> behalf of the City, all complaints, suits, and controversies in which the City is a party, and the City Attorney shall participate in, prosecute or defend for and <del>in</del> <b>on</b> behalf of the City such other suits, matters and controversies relating to City affairs as directed by resolution or ordinance of Council.</p> <p>The City Attorney shall defend on behalf of all</p>	
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<p>employment with the City, and shall defend on behalf of other City officials and employees such suits arising out of or in the course of their employment as the City Attorney shall, by resolution or ordinance of Council, be directed to defend.</p> <p>The Council, the director of any department, or any officer, board, or commission not included within a department, may request in writing the oral or written opinion of the City Attorney upon any question of law involving their respective powers or duties.</p> <p>The City Attorney shall apply, in the name of the City, to a court of competent jurisdiction for an order of injunction to restrain the misapplication of funds of the City, or the abuse of its corporate powers, or the execution or performance of any contract made in behalf of the City in contravention of law, or which was procured by fraud or corruption, the abatement of a nuisance, or for such other acts where irreparable injury to the City or general public is involved and there is no adequate remedy at law.</p> <p>When an obligation or contract made on behalf of the City granting a right</p>	<p>police officers all suits brought against such police officers arising out of or in the course of their employment with the City, and shall defend on behalf of other City officials and employees such suits arising out of or in the course of their employment <del>as the City Attorney shall, by resolution or ordinance of Council, be directed to defend.</del></p> <p>The Council, <b>the Mayor</b>, the director of any department, or any officer, board, or commission not included within a department, may request in writing the oral or written opinion of the City Attorney upon any question of law involving their respective powers or duties.</p> <p>The City Attorney shall apply, in the name of the City, to a court of competent jurisdiction for an order of injunction to restrain the misapplication of funds of the City, or the abuse of its corporate powers, or the execution or performance of any contract made <del>in</del> <b>on</b> behalf of the City in contravention of law, or which was procured by fraud or corruption, the abatement of a nuisance, or for such other acts where irreparable injury to the City or general public is involved and there is no adequate remedy at law.</p>	
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<p>or easement, or creating a public duty, is being evaded or violated, the City Attorney shall apply for the forfeiture of the specific performance thereof as the nature of the case requires.</p> <p>In case any officer, board or commission fails to perform any duty required by law or this Charter, the City Attorney shall apply to a court of competent jurisdiction for a writ of mandamus to compel the performance of such duty.</p> <p>In case the City Attorney, upon written request of any taxpayer of the City, fails to make any application provided for as referenced above, such taxpayer may institute suit or proceedings for such purpose in the taxpayer's own name on behalf of the City. No such suit or proceeding shall be entertained by any court until such request to the City Attorney shall first have been made, nor until the taxpayer shall have given security for the costs of the proceeding.</p> <p>If the Court hearing any such action be satisfied that the taxpayer had good cause to believe the taxpayer's allegations were well founded, or that they are sufficient in law, it shall make such order as the equity and justice of the case</p>	<p>When an obligation or contract made on behalf of the City granting a right or easement, or creating a public duty, is being evaded or violated, the City Attorney shall apply for the forfeiture of the specific performance thereof as the nature of the case requires.</p> <p>In case any officer, board or commission fails to perform any duty required by law or this Charter, the City Attorney shall apply to a court of competent jurisdiction for a writ of mandamus to compel the performance of such duty.</p> <p>In case the City Attorney, upon written request of any taxpayer of the City, fails to make any application provided for as referenced above, such taxpayer may institute suit or proceedings for such purpose in the taxpayer's own name on behalf of the City. No such suit or proceeding shall be entertained by any court until such request to the City Attorney shall first have been made, nor until the taxpayer shall have given security for the costs of the proceeding.</p> <p>If the Court hearing any such action be satisfied that the taxpayer had good cause to believe the taxpayer's allegations were well founded, or that they are sufficient in law, it shall make such order</p>	
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<p>demand. In such case, the taxpayer shall be allowed the taxpayer's costs, and if judgment be finally entered in the taxpayer's favor, the taxpayer may be allowed as part of the costs, a reasonable compensation for the taxpayer's attorney.</p> <p>In addition to the duties imposed upon the City Attorney by this Charter or required of the City Attorney, by resolution or ordinance, the City Attorney shall perform the duties which are imposed upon City Law Directors by the general laws of the State.</p> <p>The City Attorney shall make a report to the Council, at its first regular meeting in January of each year or at such other time as Council may by resolution or ordinance designate, of the business of the City Attorney's office, and such other matters as the City Attorney deems proper to promote the good government and welfare of such City.</p> <p>The Council may provide the City with special legal counsel as it deems necessary.</p>	<p>as the equity and justice of the case demand. In such case, the taxpayer shall be allowed the taxpayer's costs, and if judgment be finally entered in the taxpayer's favor, the taxpayer may be allowed as part of the costs, a reasonable compensation for the taxpayer's attorney.</p> <p>In addition to the duties imposed upon the City Attorney by this Charter or required of the City Attorney, by resolution or ordinance, the City Attorney shall perform the duties which are imposed upon City Law Directors by the general laws of the State.</p> <p>The City Attorney shall make a report to the Council, at its <del>first</del> <b>last</b> regular meeting <del>in January</del> of each year or at such other time as Council may by resolution or ordinance designate, of the business of the City Attorney's office, and such other matters as the City Attorney deems proper to promote the good government and welfare of such City.</p> <p>The Council may provide the City with special legal counsel as it deems necessary.</p>	
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**PROPOSED ARTICLE XI, PLANNING COMMISSION  
SECTION 11.02, PLANNING COMMISSION - ORGANIZATION**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE XI PLANNING COMMISSION</p> <p>SECTION 11.02, PLANNING COMMISSION – ORGANIZATION</p> <p>The Council shall establish the date, time and place for the first meeting each year, at which the Planning Commission shall organize under a chairman and vice chairman. The Mayor shall preside at this meeting until the chairman is elected. The Planning Commission shall establish its own rules of operation, meetings shall be open to the public, and a record of its resolutions, findings and determinations shall be maintained. Also, any member of the Planning Commission that has been absent from four (4) consecutive regular meetings of the Planning Commission or a total of six (6) regular meetings of the Planning Commission, during any twelve (12) month period, whether excused or not, is removed from membership on said Planning Commission.</p>	<p style="text-align: center;">ARTICLE XI PLANNING COMMISSION</p> <p>SECTION 11.02, PLANNING COMMISSION – ORGANIZATION</p> <p>The Council shall establish the date, time and place for the first meeting each year, at which the Planning Commission shall organize under a chairman and vice chairman. The Mayor shall preside at this meeting until the chairman is elected. The Planning Commission shall establish its own rules of operation, meetings shall be open to the public, and a record of its resolutions, findings and determinations shall be maintained. <del>Also, any member of the Planning Commission that has been absent from four (4) consecutive regular meetings of the Planning Commission or a total of six (6) regular meetings of the Planning Commission, during any twelve (12) month period, whether excused or not, is removed from membership on said Planning Commission.</del> <b>Members of the Planning Commission shall attend not less than seventy-five percent (75%) of all regular and special meetings of the Commission within any calendar year or rolling</b></p>	<p style="text-align: center;">ARTICLE XI PLANNING COMMISSION</p> <p>SECTION 11.02, PLANNING COMMISSION – ORGANIZATION</p> <p>The purpose of the change is to replace the current fixed-number absence threshold with a percentage-based attendance standard, creating a more equitable and adaptable measure of Planning Commission member participation.</p>

		<b>twelve (12) month period. Failure to meet this attendance requirement may constitute grounds for removal.</b>		
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**PROPOSED ARTICLE XI, PLANNING COMMISSION  
SECTION 11.03, PLANNING COMMISSION – POWERS AND DUTIES  
PROPOSED REPEAL OF ARTICLE XII, BOARD OF ZONING AND BUILDING APPEALS**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;"><b>ARTICLE XI PLANNING COMMISSION</b></p> <p><b>SECTION 11.03, PLANNING COMMISSION – POWERS AND DUTIES</b></p> <p>The Planning Commission shall have the power and duty to advise the Council concerning the preparation of plans and maps for the future physical development and harmonious improvement of the Municipality; to evaluate the planning and design, location, removal, relocation and alteration of new, renovated, or expanded structures; any public building or structure and public property; the location, widening, extension and vacation of streets, alleys, public ways, parks, playgrounds, recreation areas and other public places; the approval of plats for the subdivision of lands; the regulation and restriction of the location of buildings and other structures and of premises to be used for trade, industry, residence, or other specified uses; the regulation and limitation of heights of buildings or other location of buildings or other structures to be erected or altered; regulation of the bulk and location of buildings and other structures to be erected or altered,</p>	<p style="text-align: center;"><b>ARTICLE XI PLANNING COMMISSION</b></p> <p><b>SECTION 11.03, PLANNING COMMISSION – POWERS AND DUTIES</b></p> <p>The Planning Commission shall have the power and duty to advise the Council concerning the preparation of plans and maps for the future physical development and harmonious improvement of the Municipality; to evaluate the planning and design, location, removal, relocation and alteration of new, renovated, or expanded structures; any public building or structure and public property; the location, widening, extension and vacation of streets, alleys, public ways, parks, playgrounds, recreation areas and other public places; the approval of plats for the subdivision of lands; the regulation and restriction of the location of buildings and other structures and of premises to be used for trade, industry, residence, or other specified uses; the regulation and limitation of heights of buildings or other location of buildings or other structures to be erected or altered; regulation of the bulk and location of buildings and other structures to be erected or altered,</p>	<p style="text-align: center;"><b>ARTICLE XI PLANNING COMMISSION</b></p> <p><b>SECTION 11.03, PLANNING COMMISSION – POWERS AND DUTIES</b></p> <p>The purpose of the change is to move jurisdiction for these matters from Board of Zoning and Building Appeals to Planning Commission.</p> <p style="text-align: center;"><b>ARTICLE XII BOARD OF ZONING AND BUILDING APPEALS</b></p> <p>The purpose of the change is to repeal the Board of Zoning Appeals, which is largely redundant, and allow appeals to proceed to Planning Commission or directly to the Franklin County Courts pursuant to Ohio law.</p>

including the percentage of lot occupancy, set back building lines, and the area of yards, courts and other open spaces; and such other powers and duties as may be imposed upon it by resolution or ordinance of Council.

ARTICLE XII  
BOARD OF ZONING AND  
BUILDING APPEALS

SECTION 12.01,  
COMPOSITION AND TERM

The Board of Zoning and Building Appeals shall consist of five (5) members.

On the first January 2 following the effective date of this Charter, one (1) of the five (5) electors shall be appointed by the City Council to serve a term of three (3) years, one (1) shall be appointed by the City Council to serve a term of two (2) years, one (1) shall be appointed by City Council to serve a term of one (1) year, one (1) shall be appointed by the Mayor to serve a term of three (3) years, and one (1) shall be appointed by the Mayor to serve a term of two (2) years. Thereafter, on each January 2 (if January 2 is a Sunday, then on January 3) and as the terms expire, appointments shall be made for a term of three (3) years by the respective appointing authorities for the position for which the

including the percentage of lot occupancy, set back building lines, and the area of yards, courts and other open spaces; **appeals to the interpretations, decisions, and orders of City officials pertaining to zoning, building, and landscaping in the City;** and such other powers and duties as may be imposed upon it by resolution or ordinance of Council.

ARTICLE XII  
~~BOARD OF ZONING AND  
BUILDING APPEALS~~

~~SECTION 12.01,  
COMPOSITION AND TERM~~

~~The Board of Zoning and Building Appeals shall consist of five (5) members.~~

~~On the first January 2 following the effective date of this Charter, one (1) of the five (5) electors shall be appointed by the City Council to serve a term of three (3) years, one (1) shall be appointed by the City Council to serve a term of two (2) years, one (1) shall be appointed by City Council to serve a term of one (1) year, one (1) shall be appointed by the Mayor to serve a term of three (3) years, and one (1) shall be appointed by the Mayor to serve a term of two (2) years. Thereafter, on each January 2 (if January 2 is a Sunday, then on January 3) and as the terms expire, appointments shall be~~

<p>term is expiring.</p> <p>No person shall serve as a member of the commission at the same time the person is an employee or official of the City.</p> <p>A member of the Board of Zoning and Building Appeals may be removed for just cause by the appointing authority appointing the member to that position. A removed member shall not be eligible for reappointment to the Board of Zoning and Building Appeals for a period of five (5) years following removal.</p> <p>A vacancy occurring during the term of any member of the Board of Zoning and Building Appeals shall be filled for the unexpired term in the manner authorized for an original appointment providing this is done within forty-five (45) days after the date such vacancy occurs. If appointment is not made by the appropriate appointing authority within forty-five (45) days after the date such vacancy occurs, the other appointing authority shall make appointment to the Board of Zoning and Building Appeals for the unexpired term.</p> <p>SECTION 12.02, ORGANIZATION.</p> <p>The Mayor shall establish the date, which shall be not later than thirty (30) days after January 2, for</p>	<p><del>made for a term of three (3) years by the respective appointing authorities for the position for which the term is expiring.</del></p> <p><del>No person shall serve as a member of the commission at the same time the person is an employee or official of the City.</del></p> <p><del>A member of the Board of Zoning and Building Appeals may be removed for just cause by the appointing authority appointing the member to that position. A removed member shall not be eligible for reappointment to the Board of Zoning and Building Appeals for a period of five (5) years following removal.</del></p> <p><del>A vacancy occurring during the term of any member of the Board of Zoning and Building Appeals shall be filled for the unexpired term in the manner authorized for an original appointment providing this is done within forty-five (45) days after the date such vacancy occurs. If appointment is not made by the appropriate appointing authority within forty-five (45) days after the date such vacancy occurs, the other appointing authority shall make appointment to the Board of Zoning and Building Appeals for the unexpired term.</del></p> <p>SECTION 12.02; ORGANIZATION.</p>	
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<p>the first meeting each year, at which the Board of Zoning and Building appeals shall organize under a chairman elected from among its members for a term of one (1) year.</p> <p>SECTION 12.03, JURISDICTION</p> <p>The Board of Zoning and Building Appeals shall have the power to hear and decide appeals as follows:</p> <p>(a) For exceptions to ordinances, resolutions, and regulations of the City pertaining to zoning, building, and landscaping in the City.</p> <p>(b) From the decisions, measures and orders of City officials, boards, commissions and agencies pertaining to zoning, building, and landscaping in the City.</p> <p>(c) The Board shall decide its cases to afford justice and avoid unreasonable hardship to citizens. Further, the Board's authority shall be exercised subject to such reasonable standards as shall be prescribed by Council. Further, the Board shall have such other powers as may be granted to it by Council.</p> <p>The subject of appeal shall be suspended until action is taken or decision rendered by such Board of Zoning and Building</p>	<p><del>The Mayor shall establish the date, which shall be not later than thirty (30) days after January 2, for the first meeting each year, at which the Board of Zoning and Building appeals shall organize under a chairman elected from among its members for a term of one (1) year.</del></p> <p><del>SECTION 12.03, JURISDICTION</del></p> <p><del>The Board of Zoning and Building Appeals shall have the power to hear and decide appeals as follows:</del></p> <p><del>(d) For exceptions to ordinances, resolutions, and regulations of the City pertaining to zoning, building, and landscaping in the City.</del></p> <p><del>(e) From the decisions, measures and orders of City officials, boards, commissions and agencies pertaining to zoning, building, and landscaping in the City.</del></p> <p><del>(f) The Board shall decide its cases to afford justice and avoid unreasonable hardship to citizens. Further, the Board's authority shall be exercised subject to such reasonable standards as shall be prescribed by Council. Further, the Board shall have such other powers as may be granted to it by Council.</del></p> <p>The subject of appeal shall be suspended until action</p>	
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<p>Appeals.</p> <p>SECTION 12.04, MEETINGS AND PROCEDURE.</p> <p>Meetings shall be held at the call of the Chairman and at such other times as the Board may determine. Meetings shall be open to the public and a record shall be kept showing the vote of each member on each question.</p> <p>Procedure before the Board of Zoning and Building Appeals shall be in accordance with ordinance of Council and/or rules or regulations established by the Board not inconsistent therewith.</p>	<p>is taken or decision rendered by such Board of Zoning and Building Appeals.</p> <p><del>SECTION 12.04, MEETINGS AND PROCEDURE.</del></p> <p><del>Meetings shall be held at the call of the Chairman and at such other times as the Board may determine. Meetings shall be open to the public and a record shall be kept showing the vote of each member on each question.</del></p> <p><del>Procedure before the Board of Zoning and Building Appeals shall be in accordance with ordinance of Council and/or rules or regulations established by the Board not inconsistent therewith.</del></p>	
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**PROPOSED ARTICLE XXII, CHARTER REVIEW COMMISSION  
SECTION 22.01, COMPOSITION AND TERM**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE XXII CHARTER REVIEW COMMISSION</p> <p>SECTION 22.01, COMPOSITION AND TERM</p> <p>In January, 1996, and each five (5) years thereafter, there shall be appointed a commission of seven (7) qualified electors of this Municipality holding no other office or appointment to this municipality, as members of a Charter Review Commission to serve until their duties as provided in <a href="#">section 22.02</a> are completed. The members shall serve without compensation. The Council shall have four (4) appointments to this Commission and the Mayor shall have three (3) appointments to this Commission.</p>	<p style="text-align: center;">ARTICLE IV CHARTER REVIEW COMMISSION</p> <p>SECTION 22.01, COMPOSITION AND TERM</p> <p>In January, <del>1996</del>2036, and each <del>five (5)</del> <b>ten (10)</b> years thereafter, there shall be appointed a commission of seven (7) qualified electors of this Municipality holding no other office or appointment to this municipality, as members of a Charter Review Commission to serve until their duties as provided in <a href="#">section 22.02</a> are completed. The members shall serve without compensation. The Council shall have four (4) appointments to this Commission and the Mayor shall have three (3) appointments to this Commission.</p>	<p style="text-align: center;">ARTICLE IV CHARTER REVIEW COMMISSION</p> <p>SECTION 22.01, COMPOSITION AND TERM</p> <p>The purpose of the change is to amend the mandatory five-year convening cycle for the Charter Review Commission by extending the interval to ten years.</p>

**PROPOSED ARTICLE XXIII, GENERAL PROVISIONS  
SECTION 23.07, NON DISCRIMINATION CLAUSE**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE XXIII GENERAL PROVISIONS</p> <p>SECTION 23.07, NON DISCRIMINATION CLAUSE</p> <p>No appointed or elected official and no employee of the City of Gahanna in discharging their duties under the City Charter, Administrative Code, or rules shall discriminate against any person or group on the basis of age, gender, race, color, marital status, disability, religion, sexual orientation, national origin, or status as a covered veteran in accordance with applicable federal, state and local laws. Elected or appointed officials, or classified or unclassified employees shall not use age, gender, race, color, marital status, disability, religion, sexual orientation, national origin or status as a covered veteran in accordance with applicable federal, state and local laws as a basis to limit the use or availability of any public resource.</p>	<p style="text-align: center;">ARTICLE XXIII GENERAL PROVISIONS</p> <p>SECTION 23.07, NON DISCRIMINATION CLAUSE</p> <p>No appointed or elected official and no employee of the City of Gahanna in discharging their duties under the City Charter, Administrative Code, or rules shall discriminate against any person or group on the basis of <del>age, gender, race, color, marital status, disability, religion, sexual orientation, national origin, or status as a covered veteran in accordance with applicable federal, state and local laws</del> <b>race; color; religion or belief; national, social or ethnic origin; sex (including pregnancy); age; physical, mental or sensory disability; HIV status; sexual orientation; gender identity and/or expression; marital, civil union or domestic partnership status; past or present military service; family medical history or genetic information; family or parental status; or any other status protected by law.</b> Elected or appointed officials, or classified or unclassified employees shall not use <del>age, gender,</del></p>	<p style="text-align: center;">ARTICLE XXIII GENERAL PROVISIONS</p> <p>SECTION 23.07, NON DISCRIMINATION CLAUSE</p> <p>The purpose of the change is to align the Charter’s non discrimination enumeration with the City’s existing Equal Employment Opportunity statement, updating protected categories to reflect current legal standards and administrative practice.</p>

	<p>race, color, marital status, disability, religion, sexual orientation, national origin or status as a covered veteran in accordance with applicable federal, state and local laws <b>race; color; religion or belief; national, social or ethnic origin; sex (including pregnancy); age; physical, mental or sensory disability; HIV status; sexual orientation; gender identity and/or expression; marital, civil union or domestic partnership status; past or present military service; family medical history or genetic information; family or parental status; or any other status protected by law</b> as a basis to limit the use or availability of any public resource.</p>	
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