

**PROPOSED ARTICLE V, ADMINISTRATIVE DEPARTMENTS
SECTION 5.13, POLICE DEPARTMENT,
SECTION 5.14 FIRE DEPARTMENT, & SECTION 5.15
RULES FOR GOVERNMENT OF POLICE AND FIRE DEPARTMENTS.**

Present Charter	Proposed Charter	Reasoning
<p style="text-align: center;">ARTICLE V ADMINISTRATIVE DEPARTMENTS</p> <p>SECTION 5.13 POLICE DEPARTMENT.</p> <p>The Police Department 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. As otherwise more fully set out in this Charter, at the time the Civil Service provisions of this Charter go into effect, all members of the Police Department who have served their six (6) months probationary period and an additional period of not less than ninety (90) days, shall be automatically placed under the applicable Civil</p> <p>Service provisions in the appropriate category and classification without being required to take an examination for the position held at that time. Until such time as the Civil Service provisions of this Charter are put into effect, all members of the Police Department shall have tenure in accordance with the applicable statutes of the Revised Code of Ohio, now or hereinafter in effect concerning tenure of police officers in a city, and the removal of any police officer during this period may be accomplished only in accordance with the applicable statutes of the Revised Code of Ohio concerned with the removal of police officers in a city.</p> <p>(Amended Nov. 8, 1966.) (Amended Nov. 7, 2006.)</p>	<p style="text-align: center;">ARTICLE V ADMINISTRATIVE DEPARTMENTS</p> <p>SECTION 5.13 DIVISION OF POLICE. DEPARTMENT.</p> <p>The Division of Police Department 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. As otherwise more fully set out in this Charter, at the time the Civil Service provisions of this Charter go into effect, all members of the Police Department who have served their six (6) months probationary period and an additional period of not less than ninety (90) days, shall be automatically placed under the applicable Civil Service provisions in the appropriate category and classification without being required to take an examination for the position held at that time. Until such time as the Civil Service provisions of this Charter are put into effect, all members of the Police Department shall have tenure in accordance with the applicable statutes of the Revised Code of Ohio, now or hereinafter in effect concerning tenure of police officers in a city, and the removal of any police officer during this period may be accomplished only in accordance with the applicable statutes of the Revised Code of Ohio concerned with the removal of police officers in a city.</p> <p>SECTION 5.14 DIVISION OF</p>	<p style="text-align: center;">ARTICLE V ADMINISTRATIVE DEPARTMENTS</p> <p>SECTION 5.13 POLICE DEPARTMENT.</p> <p>The purpose of the change is to update the language of this section to meet the requirements of Civil Service provisions and current law.</p> <p>SECTION 5.14 FIRE DEPARTMENT.</p> <p>The purpose of the change is to update the language of this section to meet the requirements of Civil Service provisions and to identify both Fire Departments that service the City.</p> <p>SECTION 5.15 RULES FOR GOVERNMENT OF POLICE AND FIRE DEPARTMENTS.</p> <p>The purpose of the change is to vest administrative authority, oversight, and direction of these administrative departments in the Office of the Mayor.</p>

SECTION 5.14 FIRE DEPARTMENT.

At the present time the Municipality is protected by law by the Fire Department of the Township of Mifflin. This arrangement shall continue under the Charter unless changed, abrogated or cancelled by the Constitution or Laws of the State of Ohio, or by ordinance passed

by Council of this Municipality. Prior to the time that any of the above conditions come to pass, Council shall determine the most appropriate means of providing fire protection to the residents of Gahanna. Such choices available to Council may include, but shall not be limited to, establishing a municipal fire department, contracting with another jurisdiction or company for fire service, or entering into a joint fire district. (Amended Nov. 5, 1991.)

If Council establishes a municipal fire department, the newly established fire department shall consist of the fire chief and such other officers, firefighters, and personnel as the legislative body shall deem advisable. The Fire Chief shall be appointed pursuant to applicable civil service provisions. Vacancies for the positions of other officers and firefighters shall be filled by first offering employment, not necessarily to an equivalent position, to full-time paid members of the fire department of the Township of Mifflin who have been so employed for at least six months prior to the date the newly established fire department is created and who have made application for employment. Applications may be filed within sixty (60) days of the date the vacancy is first created. Such employees shall be hired without regard to the provisions of section 13.02 of this

charter or any other requirement regarding the original appointment of employees to a fire department.

FIRE. DEPARTMENT.

At the present time the Municipality is protected by law by the Fire Department of the Township of ~~Mifflin and Jefferson Townships~~. This arrangement shall continue under the Charter unless changed, abrogated or cancelled by the Constitution or Laws of the State of Ohio, or by ordinance passed by Council of this Municipality. ~~Prior to the time that any of the above conditions come to pass, Council shall determine the most appropriate means of providing fire protection to the residents of Gahanna.~~ Such choices available to Council may include, but shall not be limited to, establishing a municipal fire department, contracting with another jurisdiction or company for fire service, or entering into a joint fire district.

If Council establishes a municipal fire department, the newly established fire department shall consist of the fire chief and such other officers, firefighters, and personnel as the **Director of Public Safety** legislative body shall deem advisable. ~~The Fire Chief shall be appointed pursuant to applicable civil service provisions. Vacancies for the positions of other officers and firefighters shall be filled by first offering employment, not necessarily to an equivalent position, to full-time paid members of the fire department of the Township of Mifflin who have been so employed for at least six months prior to the date the newly established fire department is created and who have made application for employment. Applications may be filed within sixty (60) days of the date the vacancy is first created. Such employees shall be hired without regard to the provisions of section 13.02 of this charter or any other requirement regarding the original appointment of~~

If there are individuals who are entitled to employment in accordance with this section of the charter and the vacancies in the newly established fire department are insufficient to permit the employment of all such individuals applying for employment, the persons having the greatest length of service with the fire department of the Township of Mifflin shall be entitled to first fill the vacancies as they occur. Such individuals shall not be required to take or pass any civil service examination before being employed by the newly established fire department and shall, upon their employment, be automatically covered under the applicable civil service provisions. After all members of the fire department of the Township of Mifflin eligible for employment under this section have either been employed or have failed to apply for employment with the newly established fire department, future vacancies in the fire department shall be filled by competitive civil service examination in accordance with the provisions of this Charter and, if applicable, state law. (Amended Nov. 5, 1991.)

SECTION 5.15 RULES FOR GOVERNMENT OF POLICE AND FIRE DEPARTMENTS.

The Director of Public Safety shall make and publish, with the approval of Council, written rules for the government of the Police and Fire Departments, and the conduct and discipline of members thereof. (Renumbered Nov. 8, 1966.)

~~employees to a fire department. If there are individuals who are entitled to employment in accordance with this section of the charter and the vacancies in the newly established fire department are insufficient to permit the employment of all such individuals applying for employment, the persons having the greatest length of service with the fire department of the Township of Mifflin shall be entitled to first fill the vacancies as they occur. Such individuals shall not be required to take or pass any civil service examination before being employed by the newly established fire department and shall, upon their employment, be automatically covered under the applicable civil service provisions. After all members of the fire department of the Township of Mifflin eligible for employment under this section have either been employed or have failed to apply for employment with the newly established fire department, future vacancies in the fire department shall be filled by competitive civil service examination in accordance with the provisions of this Charter and, if applicable, state law.~~

SECTION 5.15 RULES FOR THE ADMINISTRATION GOVERNMENT OF THE DIVISIONS OF POLICE AND FIRE. DEPARTMENTS.

The Director of Public Safety shall make and publish, with the approval **of the Mayor** Council, written rules for the government **administration** of the **divisions of** Police and Fire Departments, and the conduct and discipline of members thereof. **if the Municipality has its own Division of Fire.**