



City of Bexley

September 23, 2021

Dear Resident:

Enclosed are the proposed charter changes for your review in conjunction with this year's upcoming municipal election on November 2, 2021. You are receiving this letter because Franklin County Board of Elections information indicates that you were registered to vote in Bexley in the last regular election.

The proposed charter changes have been grouped into five items on the ballot. On the ballot you will see a summary of each of these proposed changes. The full language of the changes is attached; as you can see, several of the ballot items address multiple sections of the charter.

For more information on the charter review process, visit bexley.org/crc.

Sincerely,

Auditor William Harvey, Clerk of Council

Mayor Ben Kessler

City Council:

Lori Ann Feibel, President
Matt Klingler
Monique Lampke
Troy Markham
Jennifer Robinson
Jessica Saad
Richard Sharp

City of Bexley Ohio

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Proposed Charter Amendment 1**SECTION 1. Recognition and Intent**

The City of Bexley recognizes that institutional racism and discrimination exist and have a painful, historic legacy in our community and in this country, the effects of which continue to place the health and well-being of minority residents at risk. The City of Bexley rejects, discourages, and condemns all forms of racism, discrimination, anti-Semitism, and all hate based conduct. The City seeks to embrace diversity and to cultivate a welcoming and inclusive environment for all persons. It is the intent of the City of Bexley to work together with community groups, organizations, and individuals to confront racism and discrimination in order to promote diversity, equity, and inclusion.

SECTION 2. Non-Discrimination and Citizen Participation

In the exercise of its powers or in the performance of its duties, the City of Bexley and all of its departments, boards, commissions, committees, and employees shall strive to ensure that no person or group engaged in the conduct of official business or seeking to do business with the City is discriminated against based on race, sex, sexual orientation, gender identity or expression, color, religion or non-religion, ancestry, national origin, age, disability, and familial status or military status. The City's Strategic Plan shall incorporate and maintain strategies to eliminate institutional racism and discrimination, increase the diversity of the community, and to create a welcoming and inclusive environment within the City. Bexley Mayor's Court shall ensure defendants' appearances by the least restrictive means possible in accordance with the Ohio Rules of Criminal Procedure. Bexley encourages citizens to attend public meetings and when appropriate to offer insights, suggestions, comments, or questions to public officials to provide our City government with the richness that can come from the respectful exchange of ideas and urges citizens to be mindful of the needs of government officials to regulate discussion to sustain the orderly, productive work of governing the City.

SECTION 3. Diversity in Hiring and Contracting

The City of Bexley shall commit to actively recruit qualified individuals, including minority and women candidates, for employment in all levels of City government with the goal of reflecting a diverse workforce. When issuing all contracts, the City shall give due consideration to individuals and firms owned or controlled by women and minorities by establishing and maintaining programs and policies which promote fairness and equity.

SECTION 4. Interpretation of Ordinances

The ordinances of the City shall be interpreted consistent with the City's values as set forth in this Section. Specifically, the ordinances of the City shall be interpreted to avoid discriminatory impact on any person on the basis of that individual's race, sex, sexual orientation, gender identity or expression, color, religion or non-religion, ancestry, national origin, age, disability, familial status or military status and to ensure fair and equitable treatment of individuals in their interaction with the City.

Gender Neutral Pronouns and Terminology

The Charter of the City of Bexley shall be amended so that, where applicable, all male and/or female pronouns or terminology in the various sections of the Charter shall be replaced with a gender neutral pronoun or terminology.

Proposed Charter Amendment 2**SECTION 5. Citizen Review Board**

The City Council shall provide by ordinance for a Citizen Review Board for the purpose of examining complaints regarding the conduct or policies of the City of Bexley or its employees and shall grant the Citizen Review Board subpoena powers necessary to conduct its work. The Citizen Review Board shall report to City Council at least annually regarding its work and may make recommendations for action by the City.

Proposed Charter Amendment 3 (Continues on Page 3)

Section 13. Appointment of Other Officers

The Mayor shall have the power to appoint, subject to confirmation by Council, the following officers, to-wit:

- (a) City Attorney.
- (b) Chief of Police.
- (c) Members of the Civil Service Commission.
- (d) Members of the Board of Health.
- (e) **Members of the city planning and zoning boards, committees, or commissions as established by Council.**
- (f) Members of other boards, **committees**, and commissions, if any, established by Council.
- (g) All other officers, superintendents and heads of administrative departments, whose positions may be created by Council, and for whose appointment no other provision is made. Unless otherwise provided by this Charter or by ordinance, all appointments made under this subdivision shall be at the pleasure of the Mayor.

No person shall be appointed as a member of any board or commission created by this Charter or by ordinance unless notice of the vacancy to be filled was published at least thirty days prior to the submission of such appointment by the Mayor to Council. Except as otherwise provided by the laws of the State of Ohio **or as needed to establish staggered terms**. The term of office for members of all boards and commissions created by this Charter or by ordinance shall be three years, each commencing July 1, provided that a vacancy during the term of any member shall be filled for the unexpired term of such office. **In the case of newly appointed boards or commissions or cases in which the staggering of appointments needs to be restored, the Mayor, with the concurrence of Council, may appoint terms shorter than three years.**

SECTION 51. Composition; Terms, Vacancies; Powers and Duties.

The Board of Health shall be composed of five members who shall serve without compensation. Their term shall be for three years. **To create staggered terms, the Mayor, with the consent of Council, can appoint members for less than three years.** The members of the existing Board of Health shall continue in office for the terms for which they were appointed. The Board shall elect one of its members as President.

The Board of Health shall have such powers and perform such duties as may be prescribed by ordinance of Council and by statutes governing boards of health in cities not in conflict with such ordinances.

SECTION 52. Composition; Terms; Compensation; Officers.

The Civil Service Commission shall consist of three electors of the City. The term of each member shall not exceed three years. **To create staggered terms, the Mayor, with the consent of Council, can appoint members for less than three years.** They shall receive no compensation for their services. One of the members shall be chosen by the Civil Service Commission as chairperson, and a secretary shall be appointed by the Civil Service Commission members.

Proposed Charter Amendment 3 (Continued from page 2)

SECTION 58. Creation; Composition; Terms.

Council by ordinance shall create one or more boards, committees, or commissions to **administer the City zoning code and perform other planning and zoning duties as determined by ordinance of Council**. Each such board, **committee**, or commission shall consist of electors of the City who shall serve without compensation and who, with the concurrence of Council, shall be appointed by the Mayor for terms of three years. **To create staggered terms, the Mayor, with the consent of Council, can appoint members for less than three years.**

Proposed Charter Amendment 4

The Mayor, with the concurrence of Council, may at any time remove the City Attorney. The Mayor, with the concurrence of council, may at any time remove any officer, member of any board or commission so appointed under authority of paragraphs (c), (d), (e), or (f) of Section 13 hereof, for inefficiency, neglect of duty, or malfeasance in office, having first given such official a copy of the charges and an opportunity to be heard in person or by counsel in the official's own defense, before Council, and such removal shall be final.

Proposed Charter Amendment 5 (Continues on Page 4)

SECTION 24: Meetings, President of Council

At 7:00 pm on the first Monday in January following a regular Municipal election, or on the succeeding day if the first Monday is a legal holiday, Council shall meet at the usual place of holding its meetings, and Council shall elect one of its members President, who shall preside at meetings of the Council and perform such duties as presiding officer as may be imposed by Council. In the absence of the President at any meeting, Council shall elect a President Pro Tempore. Thereafter, Council shall meet at such times as may be prescribed by ordinance or resolution, but shall meet at least twice a month, except that Council may designate one month in the summer season for vacation.

The Mayor, President of Council, or any four members thereof, may call special meetings of Council upon written notice **provided at least six hours in advance of the special meeting. Written notice may be provided electronically via email or similar electronic means commonly used for Council notifications provided the member acknowledges receipt or delivered personally to the member, or left at the member's place of residence.** Any request for a special meeting and the notice calling the same shall state the subjects to be considered, and such meeting shall be limited to a consideration of such subjects.

SECTION 66: Time for Holding Elections

Regular Municipal elections shall be held on the first Tuesday after the first Monday in November in the odd numbered years and shall be conducted and the results canvassed and announced by the regular election authorities. Any matter which by the terms of this Charter or ordinance of Council may be submitted to the electors of the City shall be submitted to the electors at the next regular Municipal election **if one shall occur not less than sixty nor more than 120 days after its passage or the submission of the required petition or at the next regular State election if one shall occur not less than ninety nor more than 120 days after its passage or the submission of the required petition: otherwise it shall submit the amendment, initiative, or referendum at a special election to be called and held not less than sixty nor more than 120 days after its passage or the submission of the required petition.**

Proposed Charter Amendment 5 (Continued from Page 3)

SECTION 77: Amendments

Amendments to this Charter may be submitted to the electors of the City by a two-thirds vote of the Council, and shall be submitted by Council upon a petition signed by ten percent of the electors of the City, setting forth any such proposed amendment. The ordinance providing for the submission of any such amendment shall require that it be submitted to the electors **in accordance with Section 66 of this Charter**. Notice of any proposed amendments shall be given in one of the following ways:

- a) Not less than thirty days prior to the election at which the amendments are to be submitted to the electors, the City Clerk shall mail a copy of the proposed amendments to each elector whose name appears upon the poll of the last regular Municipal or general election.
- b) The full text of the proposed amendments shall be published **electronically by the City on whatever available platform or platforms the administration determines reasonably appropriate to reach the greatest number of residents within the City, once a week for not less than two consecutive weeks, with the first publication being at least fifteen days prior to the election at which the amendments are to be submitted to the electors.**
- c) Any other procedure authorized by the general laws of the State applicable to cities.

If such proposed amendments are approved by a majority of the electors voting thereon, they shall become part of the Charter.