



**SANDUSKY CITY COMMISSION  
SPECIAL MEETING AGENDA  
AUGUST 3, 2020 AT 5 P.M.  
CITY HALL, 240 COLUMBUS AVENUE**

<b>INVOCATION</b>	Blake Harris
<b>PLEDGE OF ALLEGIANCE</b>	
<b>CALL TO ORDER</b>	
<b>ROLL CALL</b>	W. Poole, B. Harris, D. Murray, D. Brady, N. Twine, M. Meinzer & D. Waddington
<b>AUDIENCE PARTICIPATION</b>	
<b>COMMUNICATIONS</b>	Motion to accept all communications submitted below

**REGULAR AGENDA ITEMS**

**ITEM #1 – Ordered in 7.27.20**

**AMENDMENT TO SECTION 4 OF THE CITY CHARTER: RESIDENCY QUALIFICATIONS**

**ORDINANCE NO. \_\_\_\_\_**: It is requested an ordinance be passed providing for the submission to the electors of the city of Sandusky of a proposed amendment to Section 4 of the charter of the city of Sandusky by reducing the minimum residency requirement for city commission candidates from three (3) years to eighteen (18) months, and declaring an emergency.

**ITEM #2 – Ordered in 7.27.20**

**AMENDMENT TO SECTION 6 OF THE CITY CHARTER: SALARY OF CITY COMMISSIONERS**

**ORDINANCE NO. \_\_\_\_\_**: It is requested an ordinance be passed providing for the submission to the electors of the city of Sandusky of a proposed amendment to Section 6 of the charter of the city of Sandusky by establishing the salary of the city commissioners to meet the minimum salary required to qualify as full service credit with the Ohio Public Employees Retirement System, and declaring an emergency.

**ITEM #3 – Ordered in 7.27.20**

**AMENDMENT TO SECTION 16 OF THE CITY CHARTER: PRICE AND MODE OF PUBLICATION**

**ORDINANCE NO. \_\_\_\_\_**: It is requested an ordinance be passed providing for the submission to the electors of the city of Sandusky of a proposed amendment to Section 16 of the charter of the city of Sandusky by requiring additional publications, of certain legislative action taken by the city commission, by means of online notification and postings in public places designated by the city commission, and when publishing in a newspaper, by title only, and declaring an emergency.

**ITEM #4 – Ordered in 7.27.20**

**AMENDMENT TO SECTION 25 OF THE CITY CHARTER: EXPENDITURES**

**ORDINANCE NO. \_\_\_\_\_**: It is requested an ordinance be passed providing for the submission to the electors of the city of Sandusky of a proposed amendment to Section 25 of the city charter of the city of Sandusky adjusting the expenditure thresholds requiring competitive bidding and city commission approval, and declaring an emergency.

**ITEM #5 – Ordered in 7.27.20**

**AMENDMENT TO SECTION 27 OF THE CITY CHARTER: CIVIL SERVICE CHIEF MINIMUM QUALIFICATIONS**

**ORDINANCE NO. \_\_\_\_\_**: It is requested an ordinance be passed providing for submission to the electors of the city of Sandusky of a proposed amendment to Section 27 of the charter of the city of Sandusky by amending the minimum qualifications to be considered for appointment to the Chief of the Department or Division of Police and for the Chief of the Department or Division of Fire, and declaring an emergency.

**ORDINANCE NO. \_\_\_\_\_**: It is requested an ordinance be passed providing for submission to the electors of the city of Sandusky of a proposed amendment to Section 27 of the charter of the city of Sandusky by amending the minimum qualifications to be considered for appointment to the Chief of the Department or Division of Fire, and declaring an emergency.

**ORDINANCE NO. \_\_\_\_\_**: It is requested an ordinance be passed providing for submission to the electors of the city of Sandusky of a proposed amendment to Section 27 of the charter of the city of Sandusky by amending the minimum qualifications to be considered for appointment to the Chief of the Department or Division of Police, and declaring an emergency.

**ADJOURNMENT**

Online: [www.ci.sandusky.oh.us](http://www.ci.sandusky.oh.us) – Click “Play” 

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF SANDUSKY OF A PROPOSED AMENDMENT TO SECTION 4 OF THE CHARTER OF THE CITY OF SANDUSKY BY REDUCING THE MINIMUM RESIDENCY REQUIREMENT FOR CITY COMMISSION CANDIDATES FROM THREE (3) YEARS TO EIGHTEEN (18) MONTHS, AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Committee appointed by this City Commission pursuant to Section 87 of the Charter has recommended that Section 4 of the Charter be amended in order to allow more residents to be eligible to be a candidate for the City Commission by reducing the minimum residency requirement for City Commission Candidates from three (3) years to eighteen (18) months; and

WHEREAS, it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio and its citizens, to provide for the usual daily operation of a municipal department, so that the Clerk of this City Commission can certify this ordinance to the election authorities immediately in order for the question to appear on the ballot at the election to be held on November 3, 2020, and by reason thereof, the City Commission finds that an emergency exists regarding the aforesaid, and it is advisable that this ordinance be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL THE MEMBERS THEREOF CONCURRING, THAT:

Section 1. Pursuant to Article XVIII, Section 9 of the Ohio Constitution and Section 82 of the Charter of the City of Sandusky, this City Commission hereby authorizes and directs the submission to the electors of the City of Sandusky at an election to be held at the usual places of voting in said City on November 3, 2020, of the following proposal to amend Section 4 of the Charter of the City of Sandusky, Ohio:

That existing Section 4 of the Charter be amended to read as follows:

“§4 QUALIFICATIONS.

Each member of the City Commission, for at least eighteen (18) months immediately prior to his or her election shall have been, and during his or her term of office shall continue to be, a resident of the City of Sandusky, Ohio, and shall have the qualifications of an elector therein. He or she shall not hold any other public office except in the State militia, except as otherwise provided in this Charter, and shall not be interested in the profits or emoluments of any contract, job, work, or service for the Municipality. Any Commissioner who shall cease to possess any of the qualification herein required shall forthwith forfeit his or her office, and any such contract in which any member is or may become interested may be declared void by the City Commission.

A candidate may cause notice of his or her candidacy to be published and may circulate or procure the circulation of a petition for his or her nomination. Nothing in this section shall preclude a write-in candidacy. He or she shall not promise any money, office, employment, or other thing of value to secure a nomination or election; but may expend money to finance his or her campaign for election to the extent permitted by law. A violation of these provisions, or any of them, shall disqualify him or her from holding the office, if elected; and the person receiving the next highest number of votes, who has observed the foregoing conditions, shall be entitled to the office.”

Section 2. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then such amendment shall thereupon take effect and such Section 4, as so amended, shall thereupon be a part of the Charter and existing Section 4, in its present form, of the Charter shall thereupon be repealed.

Section 3. It is the desire of the City Commission that the ballots for said question shall be in substantially the following form:

**PROPOSED CHARTER AMENDMENT**  
A majority affirmative vote is necessary for passage.

Shall Section 4 of the City Charter be amended to reduce the minimum residency requirement for candidates for City Commission from three (3) years to eighteen (18) months?

	YES
	NO

Section 4. The Clerk of the City Commission is hereby authorized and directed to forward a certified copy of this ordinance to the Board of Elections of Erie County on or before 4:00pm on August 5, 2020.

Section 5. The Board of Elections of Erie County shall cause an appropriate notice to be duly given of the election to be held on November 3, 2020, on the foregoing amendment to the Charter of the City and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

Section 6. The Clerk of this City Commission is hereby authorized and directed to mail a copy of the proposed Charter amendment to each elector at least thirty days prior to the election to be held on November 3, 2020, as provided in Section 82 of the Charter, in Article XVIII, Section 9 of the Constitution of the State of Ohio, and in Section 731.211 of the Ohio Revised Code.

Section 7. There is hereby appropriated from the General Fund a sufficient sum of money to pay expenses related to aforesaid mailing and election.

Section 8. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 9. That, for the reasons set forth in the last preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect immediately upon its passage and due authentication by the President and the Clerk of the City Commission.

\_\_\_\_\_  
RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION

ATTEST: \_\_\_\_\_  
MCKENZIE E. SPRIGGS  
CLERK OF THE CITY COMMISSION

Passed: August 3, 2020

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF SANDUSKY OF A PROPOSED AMENDMENT TO SECTION 6 OF THE CHARTER OF THE CITY OF SANDUSKY BY ESTABLISHING THE SALARY OF THE CITY COMMISSIONERS TO MEET THE MINIMUM SALARY REQUIRED TO QUALIFY AS FULL SERVICE CREDIT WITH THE OHIO PUBLIC EMPLOYEES RETIREMENT SYSTEM, AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Committee appointed by this City Commission pursuant to Section 87 of the Charter has recommended that Section 6 of the Charter be amended to establish the annual salary of City Commissioners, effective January 1, 2021, to be the yearly sum of the minimum monthly salary required to qualify as full service credit with the Ohio Public Employees Retirement System, which as of January 1, 2021 will be \$694.00 per month and which currently provides for a 1.75% annual increase through the year 2029; and

WHEREAS, it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio and its citizens, to provide for the usual daily operation of a municipal department, to provide that the Clerk of this City Commission can certify this ordinance to the election authorities immediately in order for the question to appear on the ballot at the election to be held on November 3, 2020, and by reason thereof, the City Commission finds that an emergency exists regarding the aforesaid, and it is advisable that this ordinance be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL THE MEMBERS THEREOF CONCURRING, THAT:

Section 1. Pursuant to Article XVIII, Section 9 of the Ohio Constitution and Section 82 of the Charter of the City of Sandusky, this City Commission hereby authorizes and directs the submission to the electors of the City of Sandusky at an election to be held at the usual places of voting in said City on November 3, 2020, of the following proposal to amend Section 6 of the Charter of the City of Sandusky, Ohio:

That existing Section 6 of the Charter be amended to read as follows:

“§6 SALARY AND BONDS.

Commencing January 1, 2021, the annual salary of each City Commissioner shall be the yearly sum of the minimum monthly salary required to qualify as full service credit with the Ohio Public Employees Retirement System and payable according to the established payroll practices of the City; and each City Commissioner shall give bond in the sum of \$5,000 with a bonding company regularly accredited to do business in the State of Ohio as surety thereon, to the approval of the City Treasurer; and the premium of each bond shall be paid by the City. The bonds of the City Commissioners shall be filed with the City Treasurer.

The president shall receive \$20 per week in addition to his or her salary as a City Commissioner during the time he or she shall serve as president, payable with his or her salary as a City Commissioner.”

Section 2. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then such amendment shall thereupon take effect and such Section 6, as so

amended, shall thereupon be a part of the Charter and existing Section 6, in its present form, of the Charter shall thereupon be repealed.

Section 3. It is the desire of the City Commission that the ballots for said question shall be in substantially the following form:

**PROPOSED CHARTER AMENDMENT**  
A majority affirmative vote is necessary for passage.

Shall Section 6 of the City Charter be amended, effective January 1, 2021, to establish the annual salary of City Commissioners at the yearly sum of the minimum monthly salary required to qualify as full-service credit with the Ohio Public Employees Retirement System?

	YES
	NO

Section 4. The Clerk of the City Commission is hereby authorized and directed to forward a certified copy of this ordinance to the Board of Elections of Erie County on or before 4:00pm on August 5, 2020.

Section 5. The Board of Elections of Erie County shall cause an appropriate notice to be duly given of the election to be held on November 3, 2020, on the foregoing amendment to the Charter of the City and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

Section 6. The Clerk of this City Commission is hereby authorized and directed to mail a copy of the proposed Charter amendment to each elector at least thirty days prior to the election to be held on November 3, 2020, as provided in Section 82 of the Charter, in Article XVIII, Section 9 of the Constitution of the State of Ohio, and in Section 731.211 of the Ohio Revised Code.

Section 7. There is hereby appropriated from the General Fund a sufficient sum of money to pay expenses related to the aforesaid mailing and election.

Section 8. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 9. That, for the reasons set forth in the last preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect immediately upon its passage and due authentication by the President and the Clerk of the City Commission.

\_\_\_\_\_  
RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION

ATTEST: \_\_\_\_\_  
MCKENZIE E. SPRIGGS  
CLERK OF THE CITY COMMISSION

Passed: August 3, 2020

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF SANDUSKY OF A PROPOSED AMENDMENT TO SECTION 16 OF THE CHARTER OF THE CITY OF SANDUSKY BY REQUIRING ADDITIONAL PUBLICATIONS, OF CERTAIN LEGISLATIVE ACTION TAKEN BY THE CITY COMMISSION, BY MEANS OF ONLINE NOTIFICATION AND POSTINGS IN PUBLIC PLACES DESIGNATED BY THE CITY COMMISSION, AND WHEN PUBLISHING IN A NEWSPAPER, BY TITLE ONLY, AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Committee appointed by this City Commission pursuant to Section 87 of the Charter has recommended that Section 16 of the Charter be amended in order to require additional notification of legislation action taken by the City Commissioners, by means of online notifications and postings in public places designated by the City Commission, and to provide the ability to publish by title only in the newspaper; and

WHEREAS, it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio and its citizens, to provide for the usual daily operation of a municipal department, to provide that the Clerk of this City Commission can certify this ordinance to the election authorities immediately in order for the question to appear on the ballot at the election to be held on November 3, 2020, and by reason thereof, the City Commission finds that an emergency exists regarding the aforesaid, and it is advisable that this ordinance be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL THE MEMBERS THEREOF CONCURRING, THAT:

Section 1. Pursuant to Article XVIII, Section 9 of the Ohio Constitution and Section 82 of the Charter of the City of Sandusky, this City Commission hereby authorizes and directs the submission to the electors of the City of Sandusky at an election to be held at the usual places of voting in said City on November 3, 2020, of the following proposal to amend Section 16 of the Charter of the City of Sandusky, Ohio:

That existing Section 16 of the Charter be amended to read as follows:

“§16 PRICE AND MODE OF PUBLICATION.

All of the above mentioned publications, as well as all other newspaper publications made by the City, shall be published in a newspaper or newspapers of general circulation in the Municipality, and, where legally permissible, such publication shall be made but once and in one newspaper only. Any publication in a newspaper of an ordinance may be made by title only unless otherwise provided herein. In addition, all of the above mentioned publications shall be published and made available online on or linked to the City’s website and posted in public places designated by the City Commission.

The newspaper carrying such publication shall be paid a price per inch of space used at the lowest and best rate offered. Whenever it may appear to the City Commission that the rates offered by such newspapers are unfair, such other means of securing due publicity may be employed, in lieu of newspaper advertising, as the City Commission may by resolution determine.”

Section 2. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then such amendment shall thereupon take effect and such Section 16, as so



amended, shall thereupon be a part of the Charter and existing Section 16, in its present form, of the Charter shall thereupon be repealed.

Section 3. It is the desire of the City Commission that the ballots for said question shall be in substantially the following form:

**PROPOSED CHARTER AMENDMENT**  
A majority affirmative vote is necessary for passage.

Shall Section 16 of the City Charter be amended to require certain legislative actions of the City Commission to be published online and posted in public places as designated by the City Commission, in addition to newspaper publication, and to permit the publication of an ordinance by title only in a newspaper?

	YES
	NO

Section 4. The Clerk of the City Commission is hereby authorized and directed to forward a certified copy of this ordinance to the Board of Elections of Erie County on or before 4:00pm on August 5, 2020.

Section 5. The Board of Elections of Erie County shall cause an appropriate notice to be duly given of the election to be held on November 3, 2020, on the foregoing amendment to the Charter of the City and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

Section 6. The Clerk of this City Commission is hereby authorized and directed to mail a copy of the proposed Charter amendment to each elector at least thirty days prior to the election to be held on November 3, 2020, as provided in Section 82 of the Charter, in Article XVIII, Section 9 of the Constitution of the State of Ohio, and in Section 731.211 of the Ohio Revised Code.

Section 7. There is hereby appropriated from the General Fund a sufficient sum of money to pay expenses related to the aforesaid mailing and election.

Section 8. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 9. That, for the reasons set forth in the last preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect immediately upon its passage and due authentication by the President and the Clerk of the City Commission.

\_\_\_\_\_  
RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION

ATTEST: \_\_\_\_\_  
MCKENZIE E. SPRIGGS  
CLERK OF THE CITY COMMISSION

Passed: August 3, 2020

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF SANDUSKY OF A PROPOSED AMENDMENT TO SECTION 25 OF THE CHARTER OF THE CITY OF SANDUSKY ADJUSTING THE EXPENDITURE THRESHOLDS REQUIRING COMPETITIVE BIDDING AND CITY COMMISSION APPROVAL, AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Committee appointed by this City Commission pursuant to Section 87 of the Charter has recommended that Section 25 of the Charter be amended in order to update the expenditure thresholds requiring competitive bidding and the approval of the City Commission from \$10,000 to \$50,000; and

WHEREAS, this City Commission at its meeting held on July 27, 2020 deliberated on this matter and determined to consider whether to submit to the electors of the City the question of amending Section 25 of the Charter in order to update the expenditure thresholds requiring competitive bidding and the approval of the City Commission from \$10,000 to \$25,000; and

WHEREAS, it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio and its citizens, to provide for the usual daily operation of a municipal department, to provide that the Clerk of this City Commission can certify this ordinance to the election authorities immediately in order for the question to appear on the ballot at the election to be held on November 3, 2020, and by reason thereof, the City Commission finds that an emergency exists regarding the aforesaid, and it is advisable that this ordinance be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL THE MEMBERS THEREOF CONCURRING, THAT:

Section 1. Pursuant to Article XVIII, Section 9 of the Ohio Constitution and Section 82 of the Charter of the City of Sandusky, this City Commission hereby authorizes and directs the submission to the electors of the City of Sandusky at an election to be held at the usual places of voting in said City on November 3, 2020, of the following proposal to amend Section 25 of the Charter of the City of Sandusky, Ohio:

That existing Section 25 of the Charter be amended to read as follows:

“§25 EXPENDITURES.

Until otherwise provided by the City Commission, the City Manager shall act as the purchasing agent for the City, by whom all purchases shall be made, and who shall approve all vouchers for the payment of the same. Such purchasing agent shall also conduct all sales of personal property which the City Commission may authorize to be sold as having become unnecessary or unfit for the City's use.

All purchases and sales shall conform to such regulations as the City may from time to time prescribe; but in either case, if an amount in excess of \$1,000 is involved, competitive quotations shall be obtained. When it is anticipated an expenditure will exceed \$25,000, formal competitive bidding shall be required; no such expenditure shall be split up for the sole purpose of evading this requirement.

When purchases or sales are made on joint accounts of separate departments, the purchasing agent shall apportion the charge or credit to each department. He or she shall see to the delivery of supplies to each department, and take, and retain the receipt of each department therefor.

Real property owned by the City may be sold or leased by the City without the need for competitive bids. Negotiations for the sale or lease of City property are permissible, where deemed appropriate by the City Manager, for the benefit of the City.

Competitive bidding shall not be required where the purchase consists of supplies, a replacement part or supplemental parts, or services for products, equipment or property owned or leased by the City and the only source of supply for such supplies, parts or services is limited to a single provider.

When an expenditure, other than the compensation of persons employed by the City, exceeds \$25,000, such expenditure shall first be authorized and directed by ordinance or resolution of the City Commission, and no contract involving an expenditure in excess of such sum shall be made or awarded, except upon approval of the City Commission.”

Section 2. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then such amendment shall thereupon take effect and such Section 25, as so amended, shall thereupon be a part of the Charter and existing Section 25, in its present form, of the Charter shall thereupon be repealed.

Section 3. It is the desire of the City Commission that the ballots for said question shall be in substantially the following form:

**PROPOSED CHARTER AMENDMENT**  
A majority affirmative vote is necessary for passage.

Shall Section 25 of the City Charter be amended to adjust the expenditure threshold for competitive bidding and specific approval of the City Commission from \$10,000 to \$25,000?

	YES
	NO

Section 4. The Clerk of the City Commission is hereby authorized and directed to forward a certified copy of this ordinance to the Board of Elections of Erie County on or before 4:00pm on August 5, 2020.

Section 5. The Board of Elections of Erie County shall cause an appropriate notice to be duly given of the election to be held on November 3, 2020, on the foregoing amendment to the Charter of the City and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

Section 6. The Clerk of this City Commission is hereby authorized and directed to mail a copy of the proposed Charter amendment to each elector at least thirty days prior to the election to be held on November 3, 2020, as provided in Section 82 of the Charter, in Article XVIII, Section 9 of the Constitution of the State of Ohio, and in Section 731.211 of the Ohio Revised Code.

Section 7. There is hereby appropriated from the General Fund a sufficient sum of money to pay expenses related to the aforesaid mailing and election.

Section 8. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 9. That, for the reasons set forth in the last preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect immediately upon its passage and due authentication by the President and the Clerk of the City Commission.

\_\_\_\_\_  
RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION

ATTEST: \_\_\_\_\_  
MCKENZIE E. SPRIGGS  
CLERK OF THE CITY COMMISSION

Passed: August 3, 2020

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF SANDUSKY OF A PROPOSED AMENDMENT TO SECTION 27 OF THE CHARTER OF THE CITY OF SANDUSKY BY AMENDING THE MINIMUM QUALIFICATIONS TO BE CONSIDERED FOR APPOINTMENT TO THE CHIEF OF THE DEPARTMENT OR DIVISION OF POLICE AND FOR THE CHIEF OF THE DEPARTMENT OR DIVISION OF FIRE, AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Committee appointed by this City Commission pursuant to Section 87 of the Charter has recommended that Section 27 of the Charter be amended in order to amend the minimum qualifications to be considered for appointment to Chief of the Department or Division of Police or the Chief of Department or Division of Fire; and

WHEREAS, the Charter Review Committee recommended any active or former full-time law enforcement officer, with not less than ten (10) years of prior full-time law enforcement service within the twelve (12) years immediately preceding the date of their application for Chief of Police, and either holding or previously held the permanent rank of Sergeant (or its equivalent) or higher, be eligible to be considered for appointment to Chief of Police; and

WHEREAS, the Charter Review Committee recommended any active or former full-time firefighter, with not less than ten (10) years of full-time firefighter service within the twelve (12) years immediately preceding the date of their application for Fire Chief, and either holding or previously held the permanent rank of Lieutenant, Captain, Fire Marshall (or their equivalent) or higher, be eligible to be considered for appointment to Fire Chief; and

WHEREAS, it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio and its citizens, to provide for the usual daily operation of a municipal department, to provide that the Clerk of this City Commission can certify this ordinance to the election authorities immediately in order for the question to appear on the ballot at the election to be held on November 3, 2020, and by reason thereof, the City Commission finds that an emergency exists regarding the aforesaid, and it is advisable that this ordinance be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL THE MEMBERS THEREOF CONCURRING, THAT:

Section 1. Pursuant to Article XVIII, Section 9 of the Ohio Constitution and Section 82 of the Charter of the City of Sandusky, this City Commission hereby authorizes and directs the submission to the electors of the City of Sandusky at an election to be held at the usual places of voting in said City on November 3, 2020, of the following proposal to amend Section 27 of the Charter of the City of Sandusky, Ohio:

That existing Section 27 of the Charter be amended to read as follows:

“§27 CIVIL SERVICE.

The Civil Service Commission of the City of Sandusky, Ohio, shall be comprised, and the members thereof shall be appointed in compliance with the laws of the State of Ohio, and said Civil Service Commission shall adopt rules and regulations consistent with, and shall enforce and be governed by the Civil Service law of the State of Ohio as the same is presently in effect, or as it may be enacted or amended hereafter, with the express exception that in the process of filling any vacancy in the offices or positions of Chief of the Department or Division of Police, or Chief of the Department or Division of Fire of the City the procedures set forth herein shall be utilized, and the same

shall supersede, override, govern, apply and prevail over any law, statute or regulation of the State of Ohio in conflict or inconsistent therewith, and be binding and applicable in such circumstances in and upon the City of Sandusky, and all of its officers, commissions and employees.

When a vacancy occurs in the office or position of Chief of Police, or the office or position of Chief of Fire, a Selection Board shall be appointed. In each such situation the Selection Board shall be composed of the President of the City Commission or a member of the City Commission designated by said President, who shall serve as the Chairman of the Selection Board, the Chairman of the Civil Service Commission of the City of Sandusky, Ohio, or a member of said Civil Service Commission designated by said Chairman, and three (3) other resident electors of the City of Sandusky who are not officers or employees of said City who shall be appointed by the President of the City Commission with the advice and consent of the City Commission. It shall be the duty and responsibility of the Selection Board in each said instance to examine, and certify to the City Manager of the City of Sandusky, Ohio, the name or names of individuals who are eligible for appointment to the office or position involved.

When a vacancy occurs in either office, the City Manager of the City of Sandusky, Ohio, promptly shall report the fact of said vacancy to the President and members of the City Commission. Concurrently the City Manager shall take appropriate steps to notify such individuals who are qualified to apply for consideration for appointment to said vacant office or position, of the existence of said vacancy, and that applications for consideration for appointment to the same may be filed in the office of the City Manager up to and within a period of time to be determined by the City Manager not less than ten (10) days after the notice of said vacancy is effected as required hereby. After the expiration of said application period, the City Manager shall promptly deliver to the Chairman of the Selection Board all of the applications which have been timely and appropriately filed in the office of the City Manager.

Any active or former full-time law enforcement officer, with not less than ten (10) years of full-time law enforcement service within the twelve (12) years immediately preceding the date of their application hereunder, and either holding or previously held the permanent rank of Sergeant (or its equivalent) or higher, shall be qualified and eligible to so apply and to be considered for appointment in relation to a vacancy in the position or office of Chief of the Department or Division of Police.

Any active or former full-time firefighter, with not less than ten (10) years of full-time firefighter service within the twelve (12) years immediately preceding the date of their application hereunder, and either holding or previously held the permanent rank of Lieutenant, Captain, Fire Marshall (or their equivalent) or higher, shall be qualified and eligible to so apply and to be considered for appointment in relation to a vacancy in the position or office of Chief of the Department or Division of Fire.

Applications shall be in written form and shall be personally executed by the applicant. They shall contain the information required by this section, the address of the applicant, and such other pertinent information as the City Manager may require. Applications shall be submitted on forms prescribed by the City Manager. Each applicant as part of the application process shall attest to the truth of the representations and information set forth in the application thereof, and that said applicant is qualified and eligible to make such application.

The Selection Board, on the basis of merit and fitness, shall determine the qualifications of each applicant hereunder by administering such written examinations, psychological examinations and evaluations, oral assessments and examinations, and such other examinations, evaluations, and/or screening processes and procedures as said Board deems appropriate and practicable in determining the relative capacity and abilities of the applicants to discharge the duties and responsibilities of the position or office to which they aspire.

Thereafter, on the basis of its evaluation and determination, the Selection Board shall certify to the City Manager the names of not more than three (3) applicants who are eligible to serve in the office or position which is vacant and to which they aspire whom the Board deems best qualified and able to perform the duties and responsibilities of said position. Said certification shall be the result of the exercise of judgment and discretion of the members of the Selection Board, and of the Board itself, arrived at individually and collectively as a result of the evaluation process described herein.

The City Manager shall appoint to the vacancy at issue one (1) of the three (3) persons certified by the Selection Board as eligible and qualified for said appointment. Said appointment shall be for a probationary period of six (6) months. If the appointee satisfactorily completes said probationary period, the City Manager then shall make said appointment permanent.”

Section 2. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then such amendment shall thereupon take effect and such Section 27, as so amended, shall thereupon be a part of the Charter and existing Section 27, in its present form, of the Charter shall thereupon be repealed.

Section 3. It is the desire of the City Commission that the ballots for said question shall be in substantially the following form:

**PROPOSED CHARTER AMENDMENT**  
A majority affirmative vote is necessary for passage.

Shall Section 27 of the City Charter be amended to adjust the minimum qualifications to be considered for appointment to Police Chief or Fire Chief, by allowing any full-time law enforcement officer with ten (10) years law enforcement experience within the last twelve (12) preceding years and having held the rank of Sergeant or higher to be considered for appointment to Police Chief, and any full-time firefighter with ten (10) years firefighter experience within the last twelve (12) preceding years and having held the rank of Lieutenant, Captain, Fire Marshall or higher to be considered for appointment to Fire Chief?

	YES
	NO

Section 4. The Clerk of the City Commission is hereby authorized and directed to forward a certified copy of this ordinance to the Board of Elections of Erie County on or before 4:00pm on August 5, 2020.

Section 5. The Board of Elections of Erie County shall cause an appropriate notice to be duly given of the election to be held on November 3, 2020, on the foregoing amendment to the Charter of the City and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

Section 6. The Clerk of this City Commission is hereby authorized and directed to mail a copy of the proposed Charter amendment to each elector at least thirty days prior to the election to be held on November 3, 2020, as provided in Section 82 of the Charter, in Article



XVIII, Section 9 of the Constitution of the State of Ohio, and in Section 731.211 of the Ohio Revised Code.

Section 7. There is hereby appropriated from the General Fund a sufficient sum of money to pay expenses related to the aforesaid mailing and election.

Section 8. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 9. That, for the reasons set forth in the last preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect immediately upon its passage and due authentication by the President and the Clerk of the City Commission.

\_\_\_\_\_  
RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION

ATTEST: \_\_\_\_\_  
MCKENZIE E. SPRIGGS  
CLERK OF THE CITY COMMISSION

Passed: August 3, 2020

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF SANDUSKY OF A PROPOSED AMENDMENT TO SECTION 27 OF THE CHARTER OF THE CITY OF SANDUSKY BY AMENDING THE MINIMUM QUALIFICATIONS TO BE CONSIDERED FOR APPOINTMENT TO THE CHIEF OF THE DEPARTMENT OR DIVISION OF FIRE, AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Committee appointed by this City Commission pursuant to Section 87 of the Charter has recommended that Section 27 of the Charter be amended in order to amend the minimum qualifications to be considered for appointment to Chief of Department or Division of Fire; and

WHEREAS, the Charter Review Committee recommended any active or former full-time firefighter, with not less than ten (10) years of full-time firefighter service within the twelve (12) years immediately preceding the date of their application for Fire Chief, and either holding or previously held the permanent rank of Lieutenant, Captain, Fire Marshall (or their equivalent) or higher, be eligible to be considered for appointment to Fire Chief; and

WHEREAS, it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio and its citizens, to provide for the usual daily operation of a municipal department, to provide that the Clerk of this City Commission can certify this ordinance to the election authorities immediately in order for the question to appear on the ballot at the election to be held on November 3, 2020, and by reason thereof, the City Commission finds that an emergency exists regarding the aforesaid, and it is advisable that this ordinance be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL THE MEMBERS THEREOF CONCURRING, THAT:

Section 1. Pursuant to Article XVIII, Section 9 of the Ohio Constitution and Section 82 of the Charter of the City of Sandusky, this City Commission hereby authorizes and directs the submission to the electors of the City of Sandusky at an election to be held at the usual places of voting in said City on November 3, 2020, of the following proposal to amend Section 27 of the Charter of the City of Sandusky, Ohio:

That existing Section 27 of the Charter be amended to read as follows:

“§27 CIVIL SERVICE.

The Civil Service Commission of the City of Sandusky, Ohio, shall be comprised, and the members thereof shall be appointed in compliance with the laws of the State of Ohio, and said Civil Service Commission shall adopt rules and regulations consistent with, and shall enforce and be governed by the Civil Service law of the State of Ohio as the same is presently in effect, or as it may be enacted or amended hereafter, with the express exception that in the process of filling any vacancy in the offices or positions of Chief of the Department or Division of Police, or Chief of the Department or Division of Fire of the City the procedures set forth herein shall be utilized, and the same shall supersede, override, govern, apply and prevail over any law, statute or regulation of the State of Ohio in conflict or inconsistent therewith, and be binding and applicable in such circumstances in and upon the City of Sandusky, and all of its officers, commissions and employees.

When a vacancy occurs in the office or position of Chief of Police, or the office or position of Chief of Fire, a Selection Board shall be appointed. In each such situation the Selection Board shall be composed of the President of

the City Commission or a member of the City Commission designated by said President, who shall serve as the Chairman of the Selection Board, the Chairman of the Civil Service Commission of the City of Sandusky, Ohio, or a member of said Civil Service Commission designated by said Chairman, and three (3) other resident electors of the City of Sandusky who are not officers or employees of said City who shall be appointed by the President of the City Commission with the advice and consent of the City Commission. It shall be the duty and responsibility of the Selection Board in each said instance to examine, and certify to the City Manager of the City of Sandusky, Ohio, the name or names of individuals who are eligible for appointment to the office or position involved.

When a vacancy occurs in either office, the City Manager of the City of Sandusky, Ohio, promptly shall report the fact of said vacancy to the President and members of the City Commission. Concurrently the City Manager shall take appropriate steps to notify such individuals who are qualified to apply for consideration for appointment to said vacant office or position, of the existence of said vacancy, and that applications for consideration for appointment to the same may be filed in the office of the City Manager up to and within a period of time to be determined by the City Manager not less than ten (10) days after the notice of said vacancy is effected as required hereby. After the expiration of said application period, the City Manager shall promptly deliver to the Chairman of the Selection Board all of the applications which have been timely and appropriately filed in the office of the City Manager.

Any active full-time law enforcement officer with not less than ten (10) years of prior active full-time law enforcement service, and holding the permanent rank of Lieutenant or higher, as of the date of the application of said officer hereunder, shall be qualified and eligible to so apply and to be considered for appointment in relation to a vacancy in the position or office of Chief of the Department or Division of Police.

Any active or former full-time firefighter, with not less than ten (10) years of full-time firefighter service within the twelve (12) years immediately preceding the date of their application hereunder, and either holding or previously held the permanent rank of Lieutenant, Captain, Fire Marshall (or their equivalent) or higher, shall be qualified and eligible to so apply and to be considered for appointment in relation to a vacancy in the position or office of Chief of the Department or Division of Fire.

Applications shall be in written form and shall be personally executed by the applicant. They shall contain the information required by this section, the address of the applicant, and such other pertinent information as the City Manager may require. Applications shall be submitted on forms prescribed by the City Manager. Each applicant as part of the application process shall attest to the truth of the representations and information set forth in the application thereof, and that said applicant is qualified and eligible to make such application.

The Selection Board, on the basis of merit and fitness, shall determine the qualifications of each applicant hereunder by administering such written examinations, psychological examinations and evaluations, oral assessments and examinations, and such other examinations, evaluations, and/or screening processes and procedures as said Board deems appropriate and practicable in determining the relative capacity and abilities of the applicants to discharge the duties and responsibilities of the position or office to which they aspire. Thereafter, on the basis of its evaluation and determination, the Selection Board shall certify to the City Manager the names of not more than three (3) applicants who are eligible to serve in the office or position which is vacant and to which they aspire whom the Board deems best qualified and able to perform the duties and responsibilities of said position. Said certification shall be the result of the exercise of judgment and discretion of the members of the Selection Board, and of the Board itself, arrived at individually and collectively as a result of the evaluation process described herein.

The City Manager shall appoint to the vacancy at issue one (1) of the three (3) persons certified by the Selection Board as eligible and qualified for said appointment. Said appointment shall be for a probationary period of six (6) months. If the appointee satisfactorily completes said probationary period, the City Manager then shall make said appointment permanent.”

Section 2. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then such amendment shall thereupon take effect and such Section 27, as so amended, shall thereupon be a part of the Charter and existing Section 27, in its present form, of the Charter shall thereupon be repealed.

Section 3. It is the desire of the City Commission that the ballots for said question shall be in substantially the following form:

**PROPOSED CHARTER AMENDMENT**  
A majority affirmative vote is necessary for passage.

Shall Section 27 of the City Charter be amended to adjust the minimum qualifications to be considered for appointment to Fire Chief, by allowing any full-time firefighter with ten (10) years firefighter experience within the last twelve (12) preceding years and having held the rank of Lieutenant, Captain, Fire Marshall or higher to be considered for appointment to Fire Chief?

	YES
	NO

Section 4. The Clerk of the City Commission is hereby authorized and directed to forward a certified copy of this ordinance to the Board of Elections of Erie County on or before 4:00pm on August 5, 2020.

Section 5. The Board of Elections of Erie County shall cause an appropriate notice to be duly given of the election to be held on November 3, 2020, on the foregoing amendment to the Charter of the City and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

Section 6. The Clerk of this City Commission is hereby authorized and directed to mail a copy of the proposed Charter amendment to each elector at least thirty days prior to the election to be held on November 3, 2020, as provided in Section 82 of the Charter, in Article XVIII, Section 9 of the Constitution of the State of Ohio, and in Section 731.211 of the Ohio Revised Code.

Section 7. There is hereby appropriated from the General Fund a sufficient sum of money to pay expenses related to the aforesaid mailing and election.

Section 8. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 9. That, for the reasons set forth in the last preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect immediately upon its passage and due authentication by the President and the Clerk of the City Commission.

\_\_\_\_\_  
RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION

ATTEST: \_\_\_\_\_  
MCKENZIE E. SPRIGGS  
CLERK OF THE CITY COMMISSION

Passed: August 3, 2020

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF SANDUSKY OF A PROPOSED AMENDMENT TO SECTION 27 OF THE CHARTER OF THE CITY OF SANDUSKY BY AMENDING THE MINIMUM QUALIFICATIONS TO BE CONSIDERED FOR APPOINTMENT TO THE CHIEF OF THE DEPARTMENT OR DIVISION OF POLICE, AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Committee appointed by this City Commission pursuant to Section 87 of the Charter has recommended that Section 27 of the Charter be amended in order to amend the minimum qualifications to be considered for appointment to Chief of the Department or Division of Police; and

WHEREAS, the Charter Review Committee recommended any active or former full-time law enforcement officer, with not less than ten (10) years of prior full-time law enforcement service within the twelve (12) years immediately preceding the date of their application for Chief of Police, and either holding or previously held the permanent rank of Sergeant (or its equivalent) or higher, be eligible to be considered for appointment to Chief of Police; and

WHEREAS, it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio and its citizens, to provide for the usual daily operation of a municipal department, to provide that the Clerk of this City Commission can certify this ordinance to the election authorities immediately in order for the question to appear on the ballot at the election to be held on November 3, 2020, and by reason thereof, the City Commission finds that an emergency exists regarding the aforesaid, and it is advisable that this ordinance be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption, NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL THE MEMBERS THEREOF CONCURRING, THAT:

Section 1. Pursuant to Article XVIII, Section 9 of the Ohio Constitution and Section 82 of the Charter of the City of Sandusky, this City Commission hereby authorizes and directs the submission to the electors of the City of Sandusky at an election to be held at the usual places of voting in said City on November 3, 2020, of the following proposal to amend Section 27 of the Charter of the City of Sandusky, Ohio:

That existing Section 27 of the Charter be amended to read as follows:

“§27 CIVIL SERVICE.

The Civil Service Commission of the City of Sandusky, Ohio, shall be comprised, and the members thereof shall be appointed in compliance with the laws of the State of Ohio, and said Civil Service Commission shall adopt rules and regulations consistent with, and shall enforce and be governed by the Civil Service law of the State of Ohio as the same is presently in effect, or as it may be enacted or amended hereafter, with the express exception that in the process of filling any vacancy in the offices or positions of Chief of the Department or Division of Police, or Chief of the Department or Division of Fire of the City the procedures set forth herein shall be utilized, and the same shall supersede, override, govern, apply and prevail over any law, statute or regulation of the State of Ohio in conflict or inconsistent therewith, and be binding and applicable in such circumstances in and upon the City of Sandusky, and all of its officers, commissions and employees.

When a vacancy occurs in the office or position of Chief of Police, or the office or position of Chief of Fire, a Selection Board shall be appointed. In each such situation the Selection Board shall be composed of the President of

the City Commission or a member of the City Commission designated by said President, who shall serve as the Chairman of the Selection Board, the Chairman of the Civil Service Commission of the City of Sandusky, Ohio, or a member of said Civil Service Commission designated by said Chairman, and three (3) other resident electors of the City of Sandusky who are not officers or employees of said City who shall be appointed by the President of the City Commission with the advice and consent of the City Commission. It shall be the duty and responsibility of the Selection Board in each said instance to examine, and certify to the City Manager of the City of Sandusky, Ohio, the name or names of individuals who are eligible for appointment to the office or position involved.

When a vacancy occurs in either office, the City Manager of the City of Sandusky, Ohio, promptly shall report the fact of said vacancy to the President and members of the City Commission. Concurrently the City Manager shall take appropriate steps to notify such individuals who are qualified to apply for consideration for appointment to said vacant office or position, of the existence of said vacancy, and that applications for consideration for appointment to the same may be filed in the office of the City Manager up to and within a period of time to be determined by the City Manager not less than ten (10) days after the notice of said vacancy is effected as required hereby. After the expiration of said application period, the City Manager shall promptly deliver to the Chairman of the Selection Board all of the applications which have been timely and appropriately filed in the office of the City Manager.

Any active or former full-time law enforcement officer, with not less than ten (10) years of full-time law enforcement service within the twelve (12) years immediately preceding the date of their application hereunder, and either holding or previously held the permanent rank of Sergeant (or its equivalent) or higher, shall be qualified and eligible to so apply and to be considered for appointment in relation to a vacancy in the position or office of Chief of the Department or Division of Police.

Any active full-time firefighter with not less than ten (10) years of prior active full-time service as a firefighter, and holding the permanent rank of Captain or higher, as of the date of the application of said officer hereunder, shall be qualified and eligible to so apply and to be considered for appointment in relation to a vacancy in the position or office of Chief of the Department or Division of Fire.

Applications shall be in written form and shall be personally executed by the applicant. They shall contain the information required by this section, the address of the applicant, and such other pertinent information as the City Manager may require. Applications shall be submitted on forms prescribed by the City Manager. Each applicant as part of the application process shall attest to the truth of the representations and information set forth in the application thereof, and that said applicant is qualified and eligible to make such application.

The Selection Board, on the basis of merit and fitness, shall determine the qualifications of each applicant hereunder by administering such written examinations, psychological examinations and evaluations, oral assessments and examinations, and such other examinations, evaluations, and/or screening processes and procedures as said Board deems appropriate and practicable in determining the relative capacity and abilities of the applicants to discharge the duties and responsibilities of the position or office to which they aspire. Thereafter, on the basis of its evaluation and determination, the Selection Board shall certify to the City Manager the names of not more than three (3) applicants who are eligible to serve in the office or position which is vacant and to which they aspire whom the Board deems best qualified and able to perform the duties and responsibilities of said position. Said certification shall be the result of the exercise of judgment and discretion of the members of the Selection Board, and of the Board itself, arrived at individually and collectively as a result of the evaluation process described herein.

The City Manager shall appoint to the vacancy at issue one (1) of the three (3) persons certified by the Selection Board as eligible and qualified for said appointment. Said appointment shall be for a probationary period of six (6) months. If the appointee satisfactorily completes said probationary period, the City Manager then shall make said appointment permanent.”

Section 2. If the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then such amendment shall thereupon take effect and such Section 27, as so amended, shall thereupon be a part of the Charter and existing Section 27, in its present form, of the Charter shall thereupon be repealed.

Section 3. It is the desire of the City Commission that the ballots for said question shall be in substantially the following form:

**PROPOSED CHARTER AMENDMENT**  
A majority affirmative vote is necessary for passage.

Shall Section 27 of the City Charter be amended to adjust the minimum qualifications to be considered for appointment to Police Chief, by allowing any full-time law enforcement officer with ten (10) years law enforcement experience within the last twelve (12) preceding years and having held the rank of Sergeant or higher to be considered for appointment to Police Chief?

	YES
	NO

Section 4. The Clerk of the City Commission is hereby authorized and directed to forward a certified copy of this ordinance to the Board of Elections of Erie County on or before 4:00pm on August 5, 2020.

Section 5. The Board of Elections of Erie County shall cause an appropriate notice to be duly given of the election to be held on November 3, 2020, on the foregoing amendment to the Charter of the City and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

Section 6. The Clerk of this City Commission is hereby authorized and directed to mail a copy of the proposed Charter amendment to each elector at least thirty days prior to the election to be held on November 3, 2020, as provided in Section 82 of the Charter, in Article XVIII, Section 9 of the Constitution of the State of Ohio, and in Section 731.211 of the Ohio Revised Code.

Section 7. There is hereby appropriated from the General Fund a sufficient sum of money to pay expenses related to the aforesaid mailing and election.



Section 8. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 9. That, for the reasons set forth in the last preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect immediately upon its passage and due authentication by the President and the Clerk of the City Commission.

\_\_\_\_\_  
RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION

ATTEST: \_\_\_\_\_  
MCKENZIE SPRIGGS  
CLERK OF THE CITY COMMISSION

Passed: August 3, 2020