

April 27, 2017 Charter Review Summary Minutes

Members Present: Ron Balbier; Dick Kistemaker; Ron Campbell; Carl Ethridge; Tom Hites; Jerry Hayes; Sue Grodek; Fran Barrett

Absent: Denise Folger

Also Present: Kevin Butler, Law Director; Katie Gallagher, Mayor; Mary-Jo Banish, Asst. Clerk of Council; Ron Van Kirk, Interim Council President

Approval of the April 13, 2017 minutes

Mr. Balbier requested a new draft of the language previously discussed regarding the majority needed for the election of council officers. Law Director Butler said he would prepare a draft for Mr. Balbier's review.

Discussion of memo/letter from Director Butler regarding possibilities for charter provisions on the appointment of the clerk of council

Took sample language from Lakewood Charter on this topic and drafted 3 possible ways to appoint a council clerk

Mayor Gallagher spoke briefly on the topic of the employee day to day supervision aspect

Mary-Jo Banish the current Asst Clerk of Council spoke regarding her job duties as the clerk of council for 30 years; she is accessible to everyone

Brief discussion of the amount of time spent on council duties – full time or part time?

Options #1 and #3 the clerk would be an "at will" employee.

Who would appoint the clerk out of 7 council people?

Who has control over the clerk?

Option #3 Dir of Finance step into clerk role

Director of Finance – Clerk of Council- someone else has title until taken away –where does the council have control?

If there is a new mayor who appoints a new finance director will there be a new clerk of council?

Reappoint every 2 years with a potential new council?

Option #1 – hiring clerk of council - definition of who clerk of council is

Option #2 no place for mayor – Finance Director appoint by mayor

Option #3 - Direct hire of council – lose union protection

In 2011 introduced legislation for clerk of council – duties, salary range tabled

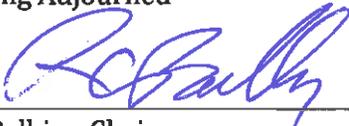
Option #3 – what is the intent in 6 years?

Keep it simple for the ballot – add line clerk responsible to council.

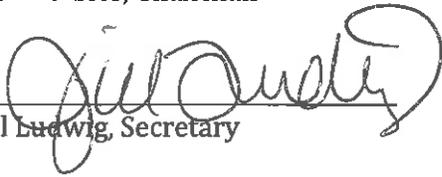
The commissioners decided to adopt Option #2, with the added language that Council would have the authority to object to the Finance Director's choice of council clerk prior to that person assuming that position. Mr. Butler said he would prepare additional language for the commission's consideration.

Before adjournment, the staff showed the commission Brooklyn's original charter in order to answer a prior question regarding the number of councilmembers serving the city throughout history.

Meeting Adjourned



Ron Balbier, Chairman



Jill Ludwig, Secretary

Running list of issues discussed:

- Election of Council President – Commission has tentatively resolved this issue
- Number of votes required on all Council action Art 11. Sec 5
- Obligation Roll Call vote Art III Sec 8a
- Qualifications in General -issue of serving in other offices Art 3. Sec 2 – Commission has tentatively resolved this issue
- Term of Office Art 3 Sec 1
- What and who determines a justifiable excuse for missing a meeting Art 3 Sec 3
- Removal of Council Person Art 3 Sec 3
- ~~General verses Run-off election~~
- ~~Number of councilmembers~~
- Abstention regarding influencing vote total
- Cut-off of Council President term and the other elected positions, Planning Commission and Rec Board
- Council Clerk appointment – Commission has tentatively resolved this issue