

**MINUTES**  
**CHARTER REVIEW COMMISSION PUBLIC HEARING**  
City Council Chambers, March 8, 2010, 7:00 p.m.

1. Members of the Charter Review Commission met on March 8, 2010 with members Chip Wetterauer, Mike Townsley, Jennifer Pearce, Ben Hartnell, Steve Thomas, Mary Johnston, Clerk of Council, and Bruce Bailey, Director of Law, present.

2. **PUBLIC HEARING**

Pro Tem Chair Jennifer Pearce declared the Public Hearing open. There being no comments from the public, Pro Tem Chair Pearce declared the Public Hearing closed.

3. **APPROVAL OF MINUTES**

The Minutes for the March 1 2010 meeting were previously provided to members.

Mr. Townsley, Mr. Thomas seconded to approve the Minutes as provided.

The Minutes were approved by acclamation.

3. **REVIEW OF ARTICLE XI AND ARTICLE XII**

**Sections 1-Succession, Section 2-Effect of Charter on Existing Laws and Rights, and Section 3-Effect of Charter upon Pending Proceedings**

Mr. Townsley questioned the purpose of Sections 1, 2 and 3 and wondered if they were needed. After discussion, it was recommended that Sections 1, 2 and 3 be eliminated from the Charter.

**Section 4. Organization of Boards and Commissions**

Discussion was held on the process for removal from a board or commission not addressed in the City Charter. It was recommended that the organizational process for boards/commission and departments be included in the Codified Ordinances. There were no changes/revisions recommended for Section 4.

**Section 5. Franchises**

There was considerable discussion on right-of way and easement uses within the City. After the discussion, there were no changes or revisions recommended in Section 5.

**Section 6. Conflict of Interest; Disqualification**

Discussion on conflict of interest was held and the situations this section has caused in the past. Mr. Bailey suggested to the Commission to either remove this section or provide language that would adopt the Ohio Ethics Laws. Mr. Bailey is going to research this further and will provide a report back to the Commission.

**Section 7. Effect of Partial Invalidity**

No changes/revisions were recommended to Section 7.

**Section 8. Amendments to the Charter**

No changes/revisions were recommended to Section 8.

**Section 9. Vacancy in Board or Commission**

No changes/revisions were recommended to Section 9.

**Section 10. Removal; Board or Commission**

No changes/revisions were recommended to Section 10.

**Section 11. Charter Review**

No changes/revisions were recommended to Section 11.

**Article XII, Transitional Provisions**

**Section 1-Effective Date, Section 2-Abolishment of Offices, Section 3-Continuance of Present Employees and Section 4-Continuance of Present Officials**

Discussion was held on relevance of Sections 1, 2 3 and 4. It was felt these sections are no longer needed since they have to do with the transition to Council/Manager form of government in 1964. It is recommended that Sections 1, 2 3 and 4 be removed from the Charter.

**4. ADDITIONAL BUSINESS**

Discussion was held on the next steps for the Charter Review Commission. The Commission will meet on March 15, 2010 with City Manager Dave Collinsworth and Westerville Public Library Historian Beth Weinhardt. Mrs. Weinhardt will provide a history of the Council/City Manager form of government in Westerville. The Charter Review Commission will not meet on March 22, 2010 but scheduled a meeting on March 29, 2010. It was determined the Commission will be ready to meet with City Council on April 13, 2010 to present their recommendations.


**5. SCHEDULE NEXT MEETING**

The next meeting is scheduled for Monday, March 15, 2010, 7:00 p.m. in City Council Chambers.

**6. ADJOURNMENT**

Mr. Townsley moved, Mr. Thomas seconded to adjourn.

The meeting was adjourned by acclamation.

  
Mary J. Johnston  
Secretary