

CITY OF OBERLIN, OHIO

ORDINANCE No. 14-31 AC CMS

AN ORDINANCE PROPOSING TO AMEND SECTION XIX (G) OF THE CHARTER OF THE CITY OF OBERLIN RELATING TO THE CIVIL SERVICE COMMISSION AND DECLARING AN EMERGENCY

WHEREAS, The Council of the City of Oberlin, pursuant to Section XXVIII of the Charter of the City of Oberlin, previously appointed a Charter Review Committee to review the Charter of the City and make recommendations to Council; and,

WHEREAS, the Charter Review Committee has completed its task of reviewing the Charter and has made its recommendations to Council; and,

WHEREAS, Council has determined that it is in the best interests of the City of Oberlin to propose those recommended Charter amendments to the electors of the City of Oberlin for approval.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the amendment to Section XIX(G) of the Charter of the City of Oberlin, Ohio, as is set forth in the attachment hereto, which is marked "**Exhibit A**" and incorporated herein by reference, is, subject to approval by the electors of the City of Oberlin, hereby approved and adopted.

SECTION 2. That said proposed amendment to Section XIX (G) of the Charter of the City of Oberlin, Ohio, shall be submitted to the electors of the City of Oberlin for acceptance or rejection at an election to be held on the first Tuesday after the first Monday in November, 2014, to wit: November 4, 2014; and if approved by majority vote shall become effective immediately thereafter.

SECTION 3. That the ballot language for said proposed amendments to the Charter of the City of Oberlin, Ohio, shall read as follows, or as required to be modified by the Ohio Secretary of State:

PROPOSED CHARTER AMENDMENT

A majority affirmative vote is necessary for passage.

Shall Section XIX (G) of the Charter of the City of Oberlin be amended, as proposed by Ordinance No. 14-31 AC CMS, to authorize Oberlin City Council to designate by ordinance part-time firefighters and part-time police officers as being part of the Unclassified Service.

SHALL THE PROPOSED AMENDMENT TO SECTION XIX (G) OF THE CHARTER OF THE CITY OF OBERLIN, OHIO, BE ADOPTED?

YES _____

NO _____

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EXHIBIT A

SECTION XIX. BOARDS AND COMMISSIONS.

G. Civil Service Commission. Council shall appoint a Civil Service Commission. The Commission shall keep minutes of its proceedings and records of its examinations, make investigations concerning the enforcement of the civil Service provisions of this Charter and report annually to Council

The Commission shall conduct practical and impartial examinations, provide a list of eligible employees and arrange for promotions within the Classified Service, which shall comprise all positions not specifically included by this Charter in the Unclassified Service.

The Unclassified Service shall include:

- (1) Officers elected by the people
- (2) The City Manager
- (3) Appointive positions, commissions and boards
- (4) Heads of departments, including the Police Chief and Fire Chief
- (5) Administrative assistants to appointive and elective officials, department heads and boards or commissions.
- (6) Temporary or part-time employees, except volunteer part-time firefighters and part-time police officers, provided that Council may, by Ordinance, designate part-time firefighters and part-time police officers as being part of the Unclassified Service.

The Classified Service shall comprise all positions not specifically included by this Charter in the Unclassified Service, and shall be divided into competitive and noncompetitive classes.

- (1) The competitive class shall include all positions and employments for which it is practicable to determine merit and fitness of applicants by competitive tests.
- (2) The noncompetitive class shall consist of all positions requiring peculiar and exceptional qualifications of a scientific, managerial, professional or educational character and as may be determined by the rules of the Commission, and unskilled labor.