

# CITY OF OBERLIN, OHIO

## RESOLUTION No. R22-06 CMS

### A RESOLUTION OF CENSURE OF COUNCILMEMBER RAY ENGLISH

WHEREAS, on May 4<sup>th</sup>, 2022, Councilmember Ray English sent an email to Oberlin City Manager, Rob Hillard, and copied to all members of the Oberlin City Council as well as Oberlin Law Director, Jon Clark, wherein Mr. English implied Mr. Hillard had been intentionally excluded from an earlier communication by Mr. Clark; and

WHEREAS, Mr. English continued the public email exchange causing professional embarrassment over a simple clerical oversight; and

WHEREAS, Oberlin City Council met in executive session on April 11<sup>th</sup> to discuss the annual evaluation of the Law Director; and

WHEREAS, Mr. English specifically referenced confidential details of that executive session with Mr. Clark in their public email exchange; and

WHEREAS, Resolution No. R18-15 CMS adopted Procedural Rules Relating to Oberlin City Council and under **Article XV: Executive Session – Attendance and Confidentiality**

*“Discussions had or information obtained in an executive session are confidential. Unless required by law, no member of Council shall make public or otherwise disclose such confidential discussions or information. Invitees to an executive session shall be advised of the necessity of confidentiality. Council may censure a member who violates this Rule, or if warranted, cause the removal of such member from office in accordance with Section III (C) of the Oberlin City Charter.”*; and

WHEREAS, Mr. English is not authorized to speak on behalf of the Council and Mr. English had no authority to publicly reprimand Law Director Clark based on information shared in an executive session of Council.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Oberlin, County of Lorain, State of Ohio, a majority of all members elected thereto concurring:

SECTION 1. That the Oberlin City Council adopts this Resolution and Censures Councilmember Ray English for his actions set forth herein above.

SECTION 2. That the aforementioned email exchange is attached as **Exhibit A**.

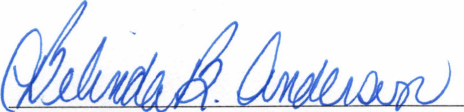
SECTION 3. That the Oberlin City Council expresses its apology to Law Director Clark for the unprofessional manner in which he was treated by one of its members.

SECTION 4. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5. That this Resolution shall take effect at the earliest date allowed by law.

PASSED: 1<sup>st</sup> Reading: May 9, 2022  
2<sup>nd</sup> Reading: \_\_\_\_\_  
3<sup>rd</sup> Reading: \_\_\_\_\_

ATTEST:

  
BELINDA B. ANDERSON, MMC  
CLERK OF COUNCIL

  
BRYAN BURGESS  
PRESIDENT OF COUNCIL

POSTED: 05/10/2022

EFFECTIVE DATE: 06/08/2022