

CITY OF OBERLIN, OHIO

ORDINANCE No. 23-37 AC CMS

AN ORDINANCE AMENDING ORDINANCE NO. 21-85 AC CMS ESTABLISHING PROCEDURES FOR THE CONDUCT OF THE MEETINGS OF CITY COUNCIL OPEN TO THE PUBLIC BY ELECTRONIC MEANS AS AN EMERGENCY MEASURE

WHEREAS, pursuant to Ordinance No. 21-85 AC CMS, this Council authorized the Council President to excuse any member of council from being physically present during a public meeting of council and to authorize that member to participate by electronic means under certain circumstances contained in Section 2 of said ordinance.

WHEREAS, this Council desires to expand the circumstances in which a member of council may be excused from physical presence in a meeting of council that is open to the public to include the illness of an immediate family member and for bereavement.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OBERLIN, COUNTY OF LORAIN, AND STATE OF OHIO:

SECTION 1: That that Section 2 of Ordinance No. 21-85 AC CMS be and is hereby amended to read as follows:

SECTION 2: That in the event of personal illness, to care for an ill or injured member of the member's immediate family and bereavement, including making arrangements for and/or attendance at the funeral of an immediate family member, exposure to a communicable illness or absence due to participation in official city business, the President of Council shall have the authority to excuse any member of Council from being physically present during a public meeting of Council and to authorize that member of Council to participate by electronic means in accordance with the provisions of Section 3 below. The President of Council shall announce such authorization at the meeting to which it applies. "Immediate family member" shall have the same meaning as is defined in the most recent version of the City of Oberlin Employee Policy Manual as applicable to City employees

SECTION 2: That all other provisions of Ordinance No. 21-85 AC CMS consistent with this Ordinance shall remain in full force and effect.

SECTION 3. 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 any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the citizens of the City of Oberlin, to wit: to provide for the electronic participation of members of the Oberlin City Council at meetings open to the public to accommodate extraordinary circumstances that may impair the ability of the member of council to attend a meeting open to the public and to facilitate broader public access to the meetings of Council and provided that it is elevated to emergency status by the affirmative vote of at least five (5) members of council and receives the affirmative vote of at least five (5) members of council upon final passage, it shall go into full force and effect from and immediately after its passage; otherwise, it shall take effect on the earliest date allowed by law.

PASSED: 1st Reading: May 1, 2023
2nd Reading: May 15, 2023
3rd Reading: _____

ATTEST:



BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL



BRYAN BURGESS
PRESIDENT OF COUNCIL

POSTED: 05/16/2023

EFFECTIVE DATE: 05/15/2023