

**2016 Charter Review Commission**  
**MOTION SUMMARY**  
**March 3, 2016**

ITEM 1. Roll Call

Chairwoman Santos called the 2016 Charter Review Commission meeting to order at 6:00 p.m.

Members Present: Jack Hilborn, Stephanie Steinbeck, Cathy Falter, Megan Cochran (arrived at 6:05 p.m.), Jeremy Byers, Mayor Carolyn Kay Riggle, and Chairwoman Mary Jane Santos

Members Absent: Charlotte Joseph and Vice-Chairman Dan Bennington

Staff Present: Darren Shulman, City Attorney and David Moser, Assistant City Attorney

ITEM 2. Approval of the Motion Summary for the meeting held February 4, 2016, as recorded and transcribed.

**Motion:** Ms. Steinbeck moved to approve the Motion Summary for the meeting held February 4, 2016, as recorded and transcribed, seconded by Mr. Hillborn. Motion approved by a 6-0 vote.

ITEM 3. Review of Revised Meeting Schedule, beginning at 6:00 p.m.

March 3  
March 24  
April 14  
April 28  
May 12  
May 19  
June 9  
June 23

Chairwoman Santos indicated that she has a scheduling conflict for the April 14<sup>th</sup> meeting.

ITEM 4. Review of Submissions from the Public

ITEM 5. Review of Delaware City Charter, Articles 1& 2

ARTICLE I. INCORPORATION; PERPETUAL SUCCESSION

Sec. 4A.-CITY PROHIBITED FROM USING EMINENT DOMAIN

Mr. Shulman to revise to reflect state law regarding eminent domain.

ARTICLE II. INTERGOVERNMENTAL RELATIONS

SEC 5.-INERGOVERNMENTAL COMMITTEES AND CONTRACTS

Mr. Shulman to make recommended spelling correction.

ITEM 6. Review of Delaware City Charter, Article 3

ARTICLE III. CITY COUNCIL

SEC. 6-POWERS GENERALLY

A discussion was held regarding the continued growth in the city, and previous criteria of the establishment of previous wards. Mr. Shulman provided information of procedure of redrawing wards during each census process. No further action or changes were recommended by the Commission.

SEC. 7.-COMPOSITION; QUALIFICATIONS

Mr. Shulman will research and define the word "resident" and bring forward recommended changes.

SEC. 8. ELECTION FROM WARDS AND AT LARGE; TERMS OF OFFICE

Mr. Shulman is to bring forward with recommended changes by the Commission on the wording of the election year for wards and at large.

SEC. 9. OATH OF OFFICE

A discussion was held on the date for the oath to take place. There were no recommended changes by the Commission.

SEC. 10. COUNCIL TO JUDGE ELECTION AND QUALIFICATION OF MEMBERS

No recommended changes by the Commission.

SEC. 11. DISCIPLINE AND EXPULSION OF MEMBERS

A discussion was held for the need to clarify the process and language of due process. Mr. Shulman is to bring forward with recommended changes.

SEC. 12. COUNCIL MAY DECLARE SEATS OF MEMBERS VACANT.

A discussion was held on the need to clarify Council's role and duty to be members on Boards and Commissions. Mr. Shulman is to bring forward with recommended changes.

SEC. 13. MANNER OF FILLING VACANCIES, GENERALLY.

Mr. Shulman is to bring forward with recommended changes to add public notification.

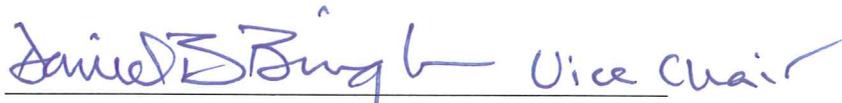
SEC. 14. MANNER OF RESOLVING TIE VOTES OF APPOINTMENTS TO FILL VACANCIES.

A discussion was held to include from the model 2.9 and 2.10 into the Charter. Mr. Shulman is to bring forward with recommended changes.

Chairwoman Santos discussed a citizen concern that she received regarding the concern of elected officials being a representation of the majority of their Ward. Chairwoman Santos discussed the possible need of a primary election if three or more candidates are running for a Ward to get a better representation of the Ward or a ranking of candidates during the election.

ITEM 7. Adjournment

**Motion:** Mr. Hilborn moved for the 2016 Charter Review meeting to adjourn, seconded by Mr. Byers. The meeting adjourned at 7:09 p.m.

  
\_\_\_\_\_  
Mary Jane Santos, Chairwoman

  
\_\_\_\_\_  
Elaine McCloskey, Clerk