

CHARTER REVISION BOARD MEETING

City of Fort Lauderdale
101 NE 3rd Avenue, Tower 101
Suite 1100 – 11th floor conference room
Fort Lauderdale, FL 33301
Thursday, February 6th 5:30 pm

AGENDA

- I. CALL TO ORDER/PLEDGE OF ALLEGIANCE
- II. ROLL CALL/DETERMINATION OF QUORUM
- III. NEW BOARD MEMBER INTRODUCTION
- IV. APPROVAL OF JANUARY 02nd MEETING MINUTES
- V. CHARTER REVIEW BOARD PUBLIC OUTREACH – **ASHLEY DOUSSARD, DIRECTOR STRATEGIC COMMUNICATIONS**
- VI. REVIEW AND DISCUSS – ADVISORY BOARDS AND COMMITTEES PURPOSE/DUTIES (NOVEMBER 2018, CITY COMMISSION CONFERENCE MEETING) – **JUDY STERN, CRB CHAIR**
- VII. PRESENTATION OF CHARTER REVISION BOARD RECOMMENDATIONS – **PAUL BANGEL, SENIOR ASSISTANT CITY ATTORNEY**
- VIII. PRESENTATION COST ASSOCIATED WITH REFERENDUM ELECTIONS – **DAVID SOLOMAN, CITY CLERK**
- IX. PUBLIC LAND - **PAUL BANGEL, SENIOR ASSISTANT CITY ATTORNEY**
- X. **CHARTER REVISION BOARD DISCUSSION**
- XI. **PUBLIC INPUT**
- XII. **ADJOURN**

PURPOSE: ADVISE THE CITY COMMISSION ON THE PROPRIETY OF THE EXISTING CHARTER AND, FURTHER, TO MAKE SUCH SUGGESTIONS AND RECOMMENDATIONS TO PERFECT SAID CHARTER SO AS TO ESTABLISH A BETTER GOVERNMENT OF AND FOR THE CITY.

NOTE: TWO OR MORE CITY COMMISSIONERS AND/OR ADVISORY BOARD MEMBERS MAY BE PRESENT AT THIS MEETING. IF ANY PERSON DECIDES TO APPEAL ANY DECISION MADE WITH RESPECT TO ANY MATTER CONSIDERED AT THIS PUBLIC MEETING OR HEARING, HE/SHE WILL NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

IF YOU DESIRE AUXILIARY SERVICES TO ASSIST IN VIEWING OR HEARING THE MEETINGS, OR READING MEETING AGENDAS AND MINUTES, PLEASE CONTACT THE CITY CLERK AT (954) 828-5002 AND ARRANGEMENTS WILL BE MADE TO PROVIDE THESE SERVICES.



1st DRAFT
MEETING MINUTES
CITY OF FORT LAUDERDALE
CHARTER REVISION BOARD
101 NE 3RD AVENUE, TOWER 101
SUITE 1100 – 11TH FLOOR CONFERENCE ROOM
FORT LAUDERDALE, FLORIDA 33301
THURSDAY, JANUARY 2, 2025 – 5:30 P.M.

Cumulative Attendance
January-December 2025

Judith Stern, Chair	P	1	0
Michael Albetta	P	1	0
Mary Peloquin	P	1	0
Richard Weiss	P	1	0
Daniel McCawley	A	0	1

Staff

Junia J. Robinson, Charter Revision Board Liaison
 Anthony Fajardo, Assistant City Manager
 Paul Bangel, Senior Assistant City Attorney
 Gabrielle Bush, Assistant City Attorney

Other

Jim Concannon
 Sabina Javellana
 Elijah Manley
 K. Cruitt, Recording Secretary, Prototype-Inc.

I. CALL TO ORDER / PLEDGE OF ALLEGIANCE

Chair Stern called the meeting to order at 5:34 P.M. The Pledge of Allegiance was recited.

II. ROLL CALL

Attendance was noted as listed above. A quorum was confirmed.

It was noted that this was Mr. McCawley's second consecutive absence. Mr. Bangel and Mr. Fajardo will confirm if Mr. McCawley has taken his oath.

III. CHARTER REVISION BOARD MEMO REVIEW

Chair Stern provided some highlights of the Charter Revision Board's (CRB's) activities since 2023, highlighting transparency efforts such as YouTube broadcasts and public access. She emphasized key issues raised, including public lands, Public-Private Partnerships (P3s), and ensuring the Charter is consistent with state law.

Mr. Weiss noted the board's transitional stage and suggested that new members review the extensive work completed by the prior configuration.

Mr. Albetta emphasized the need for greater public outreach and proposed CRB participation in community meetings to inform residents of their work.

The board discussed public engagement strategies, including:

- Simplifying complex, multi-faceted topics into smaller, more digestible pieces.
- Developing an orientation plan and distributing educational materials to Civic Associations.
- Leveraging successful communication practices from Neighborhood Support.

Motion by Mr. Weiss, seconded by Ms. Peloquin, to direct Mr. Fajardo to develop a citywide orientation plan to increase public awareness of the CRB's purpose and processes. In a voice vote, the **motion** passed unanimously.

Motion by Mr. Weiss, seconded by Mr. Albetta, to prioritize specific items identified by the City Commission for discussion in CRB meetings. (The CRB will reach a preliminary consensus on these items and request staff to disseminate recommendations to Civic Associations for feedback.) In a voice vote, the **motion** passed unanimously.

Items on the agenda for the next meeting:

- Public Lands Discussion: The CRB agreed to address public lands as the first topic from the City Commission's identified areas of focus. The discussion will cover issues such as leasing versus licensing, with Mr. Bangel providing an update and summarizing prior CRB determinations.
- Outreach Plan: Report from Mr. Fajardo on the development of a citywide orientation.

IV. NEW CODE OF CONDUCT REVIEW

Mr. Bangel distributed copies of the agenda memo that accompanied the Ordinance and a copy of the final Code of Conduct Ordinance (not yet codified). Members reviewed and discussed key sections, including:

- Requirements to sign written affirmations committing to the Code of Conduct.
- Conflict of interest guidelines and Sunshine Law compliance.

Members agreed to provide signed affirmations to the City Clerk. Mr. Fajardo will coordinate with the Clerk's office to distribute required forms.

Members also discussed appropriate behavior during external meetings, emphasizing the need to avoid the appearance of impropriety. They were reminded that CRB matters must not be discussed when two or more members are present unless in a publicly noticed meeting.

IV. CHARTER REVISION BOARD DISCUSSION

There was no additional discussion.

VI. PUBLIC INPUT

Elijah Manley wished the Board a Happy New Year. No further public input was provided.

VII. ADJOURN

There being no further business, the meeting was adjourned at 6:45 P.M.

[Minutes prepared by E. Edge, Prototype, Inc.]



CITY OF FORT LAUDERDALE
Charter Revision Board

TO: Charter Revision Board Members
FROM: Anthony Fajardo, Assistant City Manager
DATE: February 6, 2025
TITLE: Charter Revision Board – Public Outreach Plan

The City of Fort Lauderdale aims to inform and engage the public regarding potential updates to the City Charter. The objective is to raise awareness, encourage participation, and foster a transparent and inclusive process with the community.

The offices of the City Manager, Structural Innovation, and Strategic Communications have worked closely together to develop a plan based on the successful public outreach effort related to Reimagining City Hall. This outreach will include the following:

Communication Methods:

1. SpotlightFTL.com for Up-to-Date Information and Feedback:
 - SpotlightFTL.com will serve as the primary hub for all information regarding meetings and input from the public on potential City Charter updates. This page will provide updates, schedules and a survey for residents to share their thoughts.
2. Postcards:
 - Design and mail postcards to all households in Fort Lauderdale with essential information. Include a QR code linking to SpotlightFTL.com to encourage online engagement.
3. Flyers at City Buildings and High-Traffic Areas:
 - Distribute informational posters and flyers in city buildings, community centers, and other high-traffic areas to inform residents about the updates and how to participate.
4. City Website:
 - Publish a detailed news post on the official City website highlighting the purpose of the updates, meeting schedules, and links to SpotlightFTL.com for additional information.

5. Social Media Campaign:
 - Launch a social media campaign across Facebook, Twitter, Instagram and NextDoor. Regularly post updates, share educational content about the City Charter, and encourage public participation through polls, Q&A sessions, and live updates.
6. Media Outreach:
 - Issue press releases to local newspapers, TV, and radio stations to inform the broader public about the updates. Invite media outlets to cover public meetings and workshops.
7. Community Stakeholders:
 - Collaborate with civic associations, City advisory boards, and committees to spread the word within their networks. Provide these stakeholders with resources and materials to promote engagement.
8. Partnerships (e.g., Riverwalk):
 - Partner with local organizations such as Riverwalk, the Chamber of Commerce, and the Downtown Development Authority (DDA) to promote updates through their communication channels and networks.
9. Email Distribution:
 - Send out email newsletters to the City's subscribers, providing updates on the Charter process and encouraging residents to visit SpotlightFTL.com to learn more and provide feedback.
10. Mayor and Commissioner Newsletters:
 - Leverage the Mayor and Commissioners' newsletters to inform residents about the updates. Include personalized messages from elected officials to emphasize the importance of public involvement.
11. Water Bill:
 - Include information about the Charter updates and SpotlightFTL.com on the back of water bills. Provide details on how residents can learn more and participate in the process.



CITY OF FORT LAUDERDALE
Charter Revision Board

TO: Charter Revision Board Members
FROM: Anthony Fajardo, Assistant City Manager
DATE: February 6, 2025
TITLE: Charter Revision Board – Advisory Board Presentation

At the January Charter Revision Board meeting, the Chair asked that staff bring the presentation materials related to Commission Agenda Memo (CAM) 18-1267 titled Advisory Boards and Committees – Purpose/Duties, which was presented by the City Manager at the November 20, 2018, City Commission Conference meeting. However, this item was split between 2 City Commission meetings with the first discussion occurring at the November 6, 2018, City Commission Conference meeting. In addition, there was an item on the regular agenda (CAM 18-1208) related to Boards and Committees amending the ordinance to clarify nominations, terms of expiration of terms, reinstatement of incumbent appointees, the City Clerk’s responsibilities related to notifying appointees, and provides for expiration of terms of appointment of all board or committee members appointed prior to March 13, 2018.

This agenda items related to the City Commission Conference provided the City Commission with information related to the organizational chart that lists the boards and committees according to type, function, and membership.

The material provided included all City Boards and Committees functioning at the time of publishing on November 20, 2018. In the back-up material provided (see attachments below) the City Manager provided 2 attachments to each item. These included a breakdown of the categories of each board/committee as well as a breakdown of the purpose and duties of each board/committee.

The following information is pulled from the material provided as part of CAM 18-1267 specifically related to the Charter Revision Board:

- Non-Regulatory – Advise and Make Recommendations to the City Commission
- Membership Seats – 5
- Mandatory Categories – No
- Authorizing Legislation – City Code
- Date Certain – No
- Quasi-Judicial – No
- Purpose/Duties – Advising the City Commission on the propriety of the existing

charter and, further, to make such suggestions and recommendations to perfect said charter so as to establish a better government of and for the city.

Summary of Discussion:

November 6, 2018 (CAM 12-1216) – The City Clerk gave a presentation on the content of the agenda item. The discussion between the members of the City Commission generally centered on consolidating the Boards and Committees, the number of seats of all the Boards and Committees, and if there are any Boards or Committees that are no longer relevant. The City Manager was directed to come back to the City Commission with recommendations based on the comments provided by the City Commissioners and Mayor. The City Commission also had a conversation about lobbyists serving on boards. The City Manager responded there are no conflicts with State Statute regarding lobbyists serving on boards. The City Attorney provided information related to some litigation related to this topic. The City Attorney gave additional details on conflicts of interest and that the State ethics laws don't restrict lobbyists from serving on the Boards as long as the lobbyist serving doesn't have a direct interest in agenda items they would be voting on. However, the City Attorney also indicated that the City could adopt more restrictive ordinance language addressing this issue.

The video recording of the November 6, 2018 City Commission Conference meeting is available on-line at the following link:

https://fortlauderdale.granicus.com/player/clip/968?view_id=2&redirect=true

The discussion begins at the 2:56:44 mark of the recording.

November 20, 2018 (CAM 18-1267) – The discussion between the City Manager and amongst the City Commission generally centered around consolidation of the Boards and Committees with the consensus being that there aren't really any opportunities to consolidate. The City Commission also discussed a letter from the Inspector General related to the dates of the Planning and Zoning Board. The Interim City Attorney explained that the Planning and Zoning Board is subject to the requirements of the City's Code of Ordinances and specifically related to the terms of the board members. There we also comments from the public to have more diversity on the Board and Committees.

The video recording of the November 20, 2018 City Commission Conference meeting is available on-line at the following link:

https://fortlauderdale.granicus.com/player/clip/977?view_id=2&redirect=true

The discussion begins at the 3:07:00 mark of the recording.

Attachments:

Exhibit A – CAM 18-1216

Exhibit B – CAM 18-1216 - Advisory Boards and Committees Chart by Function

Exhibit C – CAM 18-1216 - Advisory Boards and Committees – Purpose/Duties

Exhibit D – CAM 18-1208

Exhibit E – CAM 18-1208 – Ordinance

Exhibit F – CAM 18-1267

Exhibit G – CAM 18-1267 - Advisory Boards and Committees Chart by Function

Exhibit H – CAM 18-1267 - Advisory Boards and Committees – Purpose/Duties



**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
CONFERENCE MEETING**

#18-1216

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Jeffrey A. Modarelli, City Clerk

DATE: November 6, 2018

TITLE: Advisory Boards and Committees – Purpose/Duties

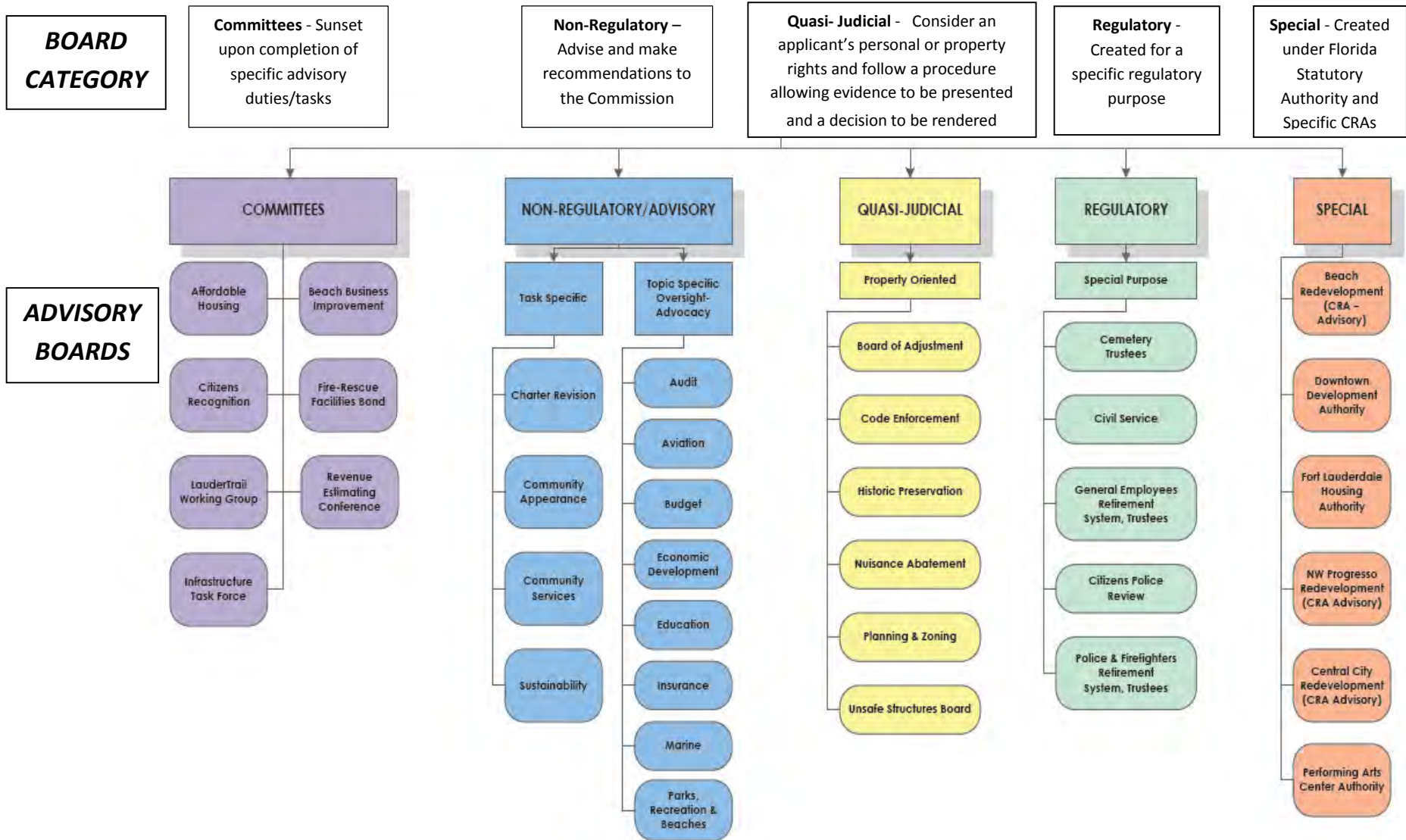
Over the past several months, Commission discussions ensued regarding potential opportunities to reorganize Advisory Boards and Committees that have similar or overlapping purposes or duties.

An organizational chart that lists boards/committees according to type, function and membership is being provided for Commission discussion and consideration (Exhibit 1). In addition, the purpose/duties and other relative information for boards/committees are also being provided (Exhibit 2).

Attachment(s)

Exhibit 1 – Advisory Boards and Committees Chart by function
Exhibit 2 – Advisory Boards and Committees – Purpose/Duties

Prepared by: Jeffrey A. Modarelli, City Clerk



Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Affordable Housing Advisory Committee	11	YES	STATE STATUTE	NO	NO	<p>A) Review established policies and procedures, ordinances, land development regulations and adopted comprehensive plan and recommend specific actions or initiatives to encourage or facilitate affordable housing while protecting the ability of the property to appreciate in value; B) to evaluate the implementation of affordable housing incentives; C) to make recommendations to the city commission on matters related to affordable housing issues; D) submit to the city commission triennially, the State Housing Initiative Partnership report that includes recommendations to establish and evaluate the implementation of affordable housing incentives in the areas provided in Section 420.9076 (2), Florida Statutes; E) prepare an overall strategy integrating polices, plans and program delivery related to affordable housing and the use of state and federal entitlement funds; F) and to recommend strategies and procedures that when implemented will increase the city's capacity to provide more affordable housing.</p>
Audit Advisory Board	5	NO	Ordinance	YES	NO	<p>A)To advise the city Commission regarding appointment, compensation and retention of the independent auditor selected by the city to prepare or issue an audit report or perform other audits or attesting services for the city and to oversee such services;B) evaluate annually the independent auditor's qualifications, performance and independence taking into consideration the opinion of city management and the Internal Audit Director;C) review the draft annual audited financial statements, including management's discussion and analysis of financial condition and results of operations and discuss with management and the independent auditor prior to the filing of the comprehensive annual financial report;D) review the independent auditor's annual management letter recommendations on internal control and accounting procedures and make recommendations to the city manager and city commission regarding appropriate response and resources to address audit findings;E) review the reports of the Internal Audit Director with responses from management and annual and interim planned work activities and advise city commission regarding adequacy of staffing and other resources to accomplish the overall scope and plans for internal audits;F) review city's compliance with legal and regulatory requirements related to revenues, expenditures, assets, liabilities and any other financial matters; G) review city's major financial risk, exposures and steps taken to monitor and control such exposures.</p>

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Aviation Advisory Board	10	NO	CITY CODE	NO	NO	(A) The Aviation Advisory Board shall have the power and duty to recommend to the city commission action necessary for the planning, establishment, development, construction, enlargement, improvement, maintenance, operation, regulation, protection, and policing of airports owned, operated, and controlled by the city. (B) The aviation advisory board shall formulate rules and regulations governing its own conduct. Such rules and regulations, to be effective, shall first be considered by the city commission and adopted by resolution. (C) The aviation advisory board shall formulate and recommend to the city commission provisions to be contained in ordinances that govern the operation of all municipal airports, subject to the provisions of any superior law governing the same. Before such ordinances shall be effective, they shall be submitted to the city commission for approval and adoption. (D) The aviation advisory board may recommend to the city commission the appointment of a qualified airport consultant, when such need arises, to assist in the planning for the development and operation of all municipal airports. (E) Any and all leases entered into by the city with persons for the use of land and facilities at all municipal airports shall first be considered by the aviation advisory board which will recommend to the city commission approval or rejection of same. (F) The aviation advisory board shall not make the initial contact with any prospective prime lessee or prospective assignee unless the contact has been preceded by a request to make such contact by the city commission.
Beach Business Improvement District Advisory Committee	9	YES	Resolution	YES	NO	To make recommendations regarding the beach business improvement district.
Beach Redevelopment Board	10	NO	FLORIDA STATUTE & LAWS OF FLORIDA	NO	NO	(A) to review the Revitalization Plan and recommend changes or revisions to the plan (B) to propose actions to be taken to implement the Revitalization Plan (C) to cause to be prepared a community redevelopment plan for the Central Beach Redevelopment Area pursuant to the provisions of Chapter 61-2165, Laws of Florida, as supplemented by the provisions of sections 163.330-450, Florida Statutes, for approval by the City Commission (D) to propose amendments to the Redevelopment Plan (E) to make recommendations regarding the exercise of the City Commissions powers as a community redevelopment agency in order to implement a community redevelopment plan and carry out and effectuate the purposes and provisions of Chapter 61-2165, Laws of Florida as supplemented by Sections 163.330-450, Florida Statutes, in the Central Beach Redevelopment Area (F) to receive input from members of the public interested in the revitalization of the central beach area and to report such information to the City Commission.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Board of Adjustment	10	NO	CITY CODE	YES	Quasi	(A) To grant temporary permits for nonconforming use of buildings or lands in the city for short periods of time, not exceeding one (1) year from the date of entry of the final order granting such relief and for which no extensions or additional nonconforming permits may be granted. (B) To hear and decide appeals by proper parties where it is alleged that there is error in any reviewable interpretation, application or determination made by an administrative official in the enforcement of the ULDR and to modify or reverse such ruling upon finding the interpretation of facts or interpretation of law clearly erroneous or to affirm such ruling upon interpretation of facts or law by such administrative official which is not clearly erroneous. (C) To hear and decide special exceptions, to decide such questions as are involved in determining whether special exceptions should be granted and to grant such special exceptions with conditions and safeguards as are appropriate under the ULDR. (D) To authorize upon application in specific cases such variances from the ULDR as are authorized under the ULDR, and to decide such questions as are involved in determining whether a variance should be granted and to grant such variances with conditions and safeguards as are appropriate under the ULDR.
Budget Advisory Board	10	NO	Ordinance	YES	NO	(A)To provide the city with input regarding the taxpayers' perspective in the development of the annual operating budget;(B) to review projections and estimates from the city manager regarding revenues and expenditures for upcoming fiscal year; (C) to advise the city commission on service levels and priorities and fiscal solvency; (D) and to submit recommendations to the city commission No later than August 15 of each year regarding a budget for the upcoming fiscal year
Cemetery System Board of Trustees	10	NO	CITY CODE	NO	NO	Chapter 10 City Code - Promulgate rules and regulations for the operation of the municipal cemetery system, subject to the approval of the city commission.
Central City Redevelopment Advisory Board	11	NO	STATE STATUTE & LAWS OF FLORIDA	NO	NO	(A)To review the Middle River-South Middle River-Sunrise Boulevard Community Redevelopment Area (Central City CRA) plan and recommend changes; (B) make recommendations regarding the exercise of the city commission's powers as a community redevelopment agency in order to implement the plan and carry out and effectuate the purposes and provision of the Community Redevelopment Act in the Middle River-South Middle River-Sunrise Boulevard Community Redevelopment Area (Central City CRA); (C) receive input from members of the public interested in redevelopment of property in Middle River-South Middle River-Sunrise Boulevard Community Redevelopment Area (Central City CRA) and report such information to the city commission sitting as the Community Redevelopment Agency.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Charter Revision	5	NO	CITY CODE	NO	NO	(A) Advising the city commission on the propriety of the existing charter and, further, to make such suggestions and recommendations to perfect said charter so as to establish a better government of and for the city.
Citizens' Committee of Recognition	6	YES	Resolution	NO	NO	(A) To assure proper recognition of outstanding contributions made by local citizens in various areas of endeavor, to develop criteria for the selection of such individuals, and to study, analyze and present to the city commission proposals on matters relating to the observance of certain significant historical occasions.
Citizens' Police Review Board	9	NO	CITY CODE	NO	NO	(A) The citizens' police review board shall review all Category I complaints, regardless of their source investigated by the internal affairs division of the police department. The citizens' police review board shall conduct its review at the conclusion of an internal affairs investigation of a complaint after the chief of police has made his/her recommendation regarding any complaint to the city manager, and after the police officer about whom the complaint was made has been informed of the recommendation of the chief of police. The citizens' police review board shall receive the complete internal affairs file, unless otherwise determined to be confidential by law, and in this regard shall receive the cooperation of the police department in providing information to the board. The citizens' police review board shall make its recommendation for the city manager's consideration within thirty-five (35) working days of the date the police officer is notified by the chief of police of his/her responses from management and annual and interim planned work activities and advise city commission regarding adequacy of staffing and other resources to accomplish the overall scope and plans for internal audit review city's compliance with legal and regulatory requirements related to revenues, expenditures, assets, liabilities and any other financial matters; G) review city's major financial risk, exposures and steps taken to monitor and control such exposures. provide comments to the appropriate entities. make such contact by the city
Civil Service Board	3	YES	CITY CHARTER and CITY CODE	YES	NO	(A) Hear appeals as outlined in section 6.04(d). (B) Review and consider additional personnel rules or amendments to existing rules that may be recommended for adoption, and approve or disapprove, by motion, these rules. (C) Review and consider new class specifications or revisions and amendments to existing class specifications and advise the city manager, by motion, concerning these specifications.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Code Enforcement	10	NO	STATE STATUTE	YES	Quasi	Code enforcement system that will provide an equitable, expeditious, efficient and effective method for enforcement of, and to encourage compliance with, the codes, ordinances, rules and regulations of the city, Broward County, State of Florida, and any other statutes, codes, ordinances, rules and regulations that are the subject to enforcement by the city. Pursuant to F.S. § 162.03, the city hereby adopts an alternative code enforcement system for the enforcement of its own codes, ordinances, rules and regulations. Any civil penalty prescribed, assessed, or collected pursuant to this article shall not limit any other civil or administrative remedies that the city may have by law. There shall be one (1) board and one (1) or more special magistrates. The board and special magistrates shall have jurisdiction to hear and decide cases in which violations of any provision of the Code are alleged. Any alleged violation of the Code may also be enforced by the city in any court of competent jurisdiction. The special magistrate is authorized to reduce fines and penalties established by a special magistrate or by the city code enforcement board
Community Appearance Board	25	NO	Ordinance	NO	NO	(A) To present promotional , educational and award programs and events which further efforts to improve the overall community appearance of the city of Fort Lauderdale. (B) To formulate guidelines for determining how buildings or areas qualify for recognition. (C) To encourage broad citizen participation and enhanced awareness of aesthetics as an important determinant of the quality of life standards in the community. (D) To acknowledge excellence in design, landscape and building property management through the presentation of community appearance awards as part of an annual awards event (hereinafter referred to as 1t community Appearance Awards "). :categories for recognition for the maintenance or construction of new or improved structures or areas will be established by the Community Appearance Board each year, which categories may include the following: 1. Multi-family 2. Single-family 3 Commercial and industrial 4. Public and institutional. Restoration and preservation 6. Hotel and resort 7. House and garden 8. Special projects 9. Waterways 10. Office
Community Services Board	15	YES	Ordinance	NO	NO	(A) To encourage citizen involvement and participation in community affairs at all levels and provide a vehicle for receiving and transmitting information between residents and the city commission; (B) review and recommend applications to the city commission for Community Block Grant allocations for public service activities and for housing opportunities for persons with HIV/AIDS (HOPWA) funds for housing related services based upon a budget provided to the board by the city commission; (C) and act as the advisory board for HOPWA grant activities and report findings and recommendations to city commission.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Downtown Development Authority	7	YES	LAWS OF FLORIDA	YES	NO	(A)To revitalize and preserve property values and prevent deterioration in the downtown area by a system of self help. (B) To provide a vehicle whereby property owners who will benefit directly from the results of such program will bear the substantial cost thereof.
Economic Development Advisory Board	11	YES	Ordinance	YES	NO	(A) Provide the city with the benefit of knowledge, experience and business resources of the members in order to further the efforts of the department of sustainable development in business attraction, retention and development; (B) serve as business ambassadors by promoting the city to the business community throughout the country and the world; (C) advise the city commission on specific issues regarding local, national and international business recruitment, retention and expansion;(D) recommend funding allocations to organizations which will complement the city's promotional efforts based upon a budget provided to the board by the city commission and;(E) advise the city commission on types of cultural activities that simultaneously support the cultural community and promote economic development in the city.
Education Advisory Board	20	NO	Ordinance	NO	NO	Advise the city commission on issues relating to educational matters which will impact the quality of education for city residents, or which will impact education facilities located within the city.
Fire-Rescue Facilities Bond Issue Blue Ribbon Committee	10	NO	Resolution (Bond 04-145)	NO	NO	Provide recommendations to the city commission concerning the expenditure of bond funds - acquiring, constructing, developing, extending, enlarging, improving, renovating, equipping and furnishing the fire-rescue facilities as spelled out in Resolution 04-145, which authorized issuance of bonds.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
General Employees Retirement System Board of Trustees	7	YES	CITY CODE	YES	NO	<p>(1) To construe the provisions of the Plan and determine all questions arising thereunder.</p> <p>(2) To determine all questions relating to eligibility and participation.</p> <p>(3) To determine and certify amount of all Retirement pensions or other benefits hereunder.</p> <p>(4) Have annual actuarial valuations of the Plan performed.</p> <p>(5) To establish uniform rules and procedures to be followed for administrative purposes, benefit applications and all matters required to administer the Plan.</p> <p>(6) To distribute at regular intervals to employees, information concerning the Plan.</p> <p>(7) To receive, process and approve all applications for Membership and benefits; to notify the City finance department of approved benefit payments.</p> <p>(8) To perform such duties as are specified in section 20-114</p> <p>(9) To review reports of the trustee, custodian and investment advisor, if any.</p> <p>(10) To submit copies of all annual reports to the City commission. (11) To conduct meetings with the trustee and investment advisor not less than once every three (3) months.</p>

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Historic Preservation Board	11	NO	CITY CODE	NO	Quasi	<p>Implement the city's historic preservation regulations which promote the cultural, economic, educational and general welfare of the people of the city and of the public generally through the preservation and protection of historically or architecturally worthy structures. To take action necessary and appropriate to accomplish the purpose of this board. These actions may include, but are not limited to:</p> <ol style="list-style-type: none"> 1. Continuing the survey and inventory of historic buildings and areas and archeological sites and the plan for their preservation. 2.Recommending the designation of historic districts and individual landmarks and landmark sites. 3. Regulating any alterations, demolitions, relocations, adaptive use and new construction to designated property by issuing certificates of appropriateness. 4. Applying the "United States Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings" as guidelines for changes to designated property. 5.Working with and advising the federal, state and county governments and other boards and departments of the city. 6.Advising and assisting property owners and other persons and groups, including neighborhood organizations which are interested in historic preservation. 7.Initiating plans for the preservation and rehabilitation of individual historic buildings. 8 Undertaking education programs including the preparation of publications and the placing of historic markers. 9. Review National Register nominations and provide comments to the appropriate entities.
Housing Authority Board of Commissioners	5	YES	STATE STATUTE	NO	NO	<p>Established under FS Chapter 421 To discover, assess and determine the need for sanitary, clean, dwelling accommodations for low-income groups; to make plans for low-income housing; to make rules and regulations pertaining to minimum standards for housing and enforce same.</p>

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Infrastructure Task Force Committee	9	YES	Resolution	YES	NO	<p>(A)To review existing City infrastructure, including, but Not limited to: roads, sidewalks, airports, seawalls, water and wastewater distribution and collection systems, treatment plants, well fields, parks and all City facilities and structures and examine their current condition; and</p> <p>(B)To review and identify the repair or replacement as well as review and identify funding sources and financing alternatives for those infrastructure improvements; and (C) To receive input from members of the public interested in infrastructure improvements within the City; and (D) To provide a report with recommendations to the City Commission regarding improvement priorities as well as financing alternatives for said improvements.</p>
Insurance Advisory Board	7	NO	Ordinance	NO	NO	Review all aspects of the city's insurance program and needs - make recommendations to the city commission thereon.
LauderTrail	7	YES	Resolution	YES	NO	The Working Group will work with the Transportation and Mobility Department to identify preferred paths, destinations, amenities, and potential sources of funding for designing and constructing LauderTrail.
Marine Advisory Board	15	NO	CITY CODE	NO	NO	The Marine Advisory Board may consider any subject matter it considers appropriate and in addition is specifically directed to consider and make recommendations on the following subjects:(1) Conditions of waterways and needed corrections, including a study of the most feasible and economical method of maintaining the depths of waterways within the city. (2) Waterway safety and traffic control on waterways. (3)Activities of harbor patrol. (4) Operation of privately owned marinas. (5) Operation of small boat docking areas. (6) Hurricane procedures (7) Instructional schools (8) Relations with the Coast Guard (9) Regulation of waterskiing and surfboarding (10)Operations of the excursion boats(11) Operations of the charter fishing fleet (12) Regulation of boat docking in New River and other public navigable waters (13) Regulation of water and boat shows and boat races (14) Service operation of city marinas, boat launching, docks, etc. (15) Traffic conditions under bridges (16) Sanitation problems and proposed laws governing effluents from boats (17) Advertising and publicity (18) Consideration of means and methods whereby the city might become symbolic as the "Yachting Capital of the World"

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Northwest Progresso-Flagler Heights Redevelopment Board	15	NO	FLORIDA STATUTE & LAWS OF FLORIDA	YES	NO	(A) To review the Plan for the NPFORA and recommend any changes to the plan (B) To make recommendations regarding the exercise of the city commission's powers as a community redevelopment agency in order to implement the plan and carry out and effectuate the purposes and provisions of Chapter 61-2165, Laws of Florida and Section 163.330 through 163.450, Florida Statutes in the NPFORA (C) To receive input from members of the public interested in redevelopment of the NPFORA and to report such information to the city commission.
Nuisance Abatement Board	7	NO	FLORIDA STATUTE & CITY CODE	NO	Quasi	(a) Pursuant to Section 893.138(3), Florida Statutes, the nuisance abatement board shall hear complaints regarding nuisances described in Section 893.138(2) of the Florida Statutes. Any employee, officer, or resident of the city may bring a complaint before the Board after giving not less than three (3) days' written notice of such complaint to the owner of the place or premises where the nuisance is occurring at his or her last known address. The complaint shall be made to the city's police department and the police department shall agenda the case for a hearing before the Board. The police department shall provide notice as required by Section 893.138(3), Florida Statutes. If notice is provided by mail, an additional five (5) days shall be afforded for notice to be received. (b) After a hearing, in which the Board may consider any evidence, including evidence of the general reputation of the place or premises, and at which the owner shall have an opportunity to present evidence in his or her defense, the Board may declare the place or premises to be a public nuisance in accordance with Section 893.138(2), Florida Statutes.
Parks, Recreation & Beaches Board	15	NO	CITY CODE	NO	NO	The Parks, Recreation and Beaches Board shall have powers similar to other advisory boards of the city, namely, the power of making recommendations to the city commission. Such board shall have authority to make recommendations to the city commission as to the following: (1) All public parks, dedicated parks, playgrounds, parkways, undeveloped park land, public beaches and recreational facilities located within the city or on land owned by the city (2) Public pools and public beaches (3) The acquisition, development and maintenance of parks, parkways and playgrounds in the city (4) Maintenance and conduct of playgrounds, recreation centers, including the War Memorial Auditorium, and other recreational activities in the city and equipment, buildings and facilities thereon.(5) The establishment of rules and regulations for the operation of city parks, playgrounds and public recreational facilities.
Performing Arts Center	2	NO	LAWS OF FLORIDA	YES	NO	The function and responsibility of the Performing Arts Center Authority shall be to perform the duties prescribed by Chapter 2005-335 (House Bill 1361).

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Planning & Zoning Board	9	NO	FLORIDA STATUTE or CODE?	YES	Quasi	(A) Act in an advisory capacity to the city commission, conduct investigations and hold public hearings upon all proposals to change zoning regulations or to vacate and abandon streets and alleys; (B) study any existing city plans with the view to improve same so as to provide for development, general improvement and probable future growth of the city, and from time to time make recommendations to the city commission for changes in the comprehensive plan; (C) review and recommend approval or disapproval all plats to be presented to the city commission; (D) perform such other duties as may from time to time be assigned by the city commission or prescribed by ordinance.
Police & Firefighters Retirement System-Board of Trustees	7	NO	CITY CODE	NO	NO	To construe the provisions of the System and finally decide all claims to relief pursuant to the provisions of this Plan and Chapters 175 and 185, Florida Statutes to the extent such provisions are applicable to this Plan; (2) To determine all questions relating to eligibility and participation; (3) To determine and certify amount of all Retirement allowances or other benefits hereunder;(4) Having annual actuarial valuations of the System performed;(5) To establish uniform rules and procedures to be followed for administrative purposes, benefit applications and all matters required to administer the Plan;(6) To distribute at regular intervals to Employees, information concerning the Plan;(7) To receive, process and approve all applications for participation and benefits; to notify the City finance department of approved benefit payments; (8) To perform such duties as are specified in section 20-133 (9) To review reports of the custodian and separate Investment Advisor, if any; (10) To submit copies of all annual reports to the City Commission; and (11) To conduct meetings with the Investment Advisor not less than once every three (3) months of each year.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Sustainability Advisory Board	11	NO	Ordinance	NO	NO	<p>(1) To act in an advisory capacity to the city commission with regards to environmental sustainability; and (2) To identify and recommend affordable strategies associated with conservation, renewable energy and energy efficiency; and (3) To research environmentally sound practices that will reduce greenhouse gas emissions, save money, energy and resources; and (4) To facilitate City residents' participation in creating an environmental strategic plan that will promote environmental sustainability within all areas of the community; and (5) To provide recommendations to the city commission on incentives for City residents, businesses, developers and organizations to practice environmental conservation and sustainable building practices; and (6) To provide recommendations to the city commission on the adoption, prioritization and implementation of initiatives, actions, policies, and public outreach and education programs to support and promote all aspects of sustainability; and (7) To research financial initiatives; and resources to offset costs such as grants and cost savings (8) To develop and recommend to the city commission outcome measures for sustainability programs and initiatives; and (9) To monitor the progress of approved initiatives and identify and address stumbling blocks to their implementation to ensure that sustainability benefits are achieved and strategic plans to achieve said benefits are implemented in a reasonable timeframe.</p>
Unsafe Structures Board	9	YES	CITY CODE	YES	Quasi	<p>Established under Section 9-258 – Enforcement - The board is established under the Minimum Housing Code - minimum standards for the occupancy of dwelling, hotel and rooming structures and for uniform minimum standards for the maintenance of the premises occupied or adjacent to such structures, including vacant lots and the premises of business establishments located in proximity thereto.</p>
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**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING**

#18-1208

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Alain E. Boileau, City Attorney

DATE: November 6, 2018

TITLE: Ordinance Amending Section 2-219 – Rules Governing Board and
Committee Appointments, of the Code of Ordinances

Recommendation

It is recommended that the City Commission adopt an ordinance amending Section 2-219 – Rules Governing Board and Committees Appointments, of the Code of Ordinances.

Background

At its conference meetings of March 20, 2018 and June 19, 2018, the City Commission discussed the term of appointments of City board and committee members. Specifically, the City Commission directed the enforcement of term limits and discontinuing the practice of allowing board and committee members to retain office until their successor is appointed. Staff was further directed to revise the Code of Ordinances to provide for the removal of appointees post-election similar to the process outlined in the Broward County Code of Ordinance. Additionally, at the first reading of this ordinance held on October 23, 2018, the City Commission directed staff to add a two-year prohibition against the appointment of board and committee members to the board or committee from which they were removed as a result of the adoption of the provisions of this ordinance.

The proposed ordinance provides as follows:

- Clarifies that individual board or committee members may be nominated by the mayor or individual city commissioners or by consensus of the city commission but are appointed by the vote of the entire city commission.
- Provides that the term of appointment of a board or committee member expires on the earliest of one of the following events:
 - Last day of the term of appointment as computed from the date of appointment
 - Six months after the organization meeting if the mayor, city commissioner or the composition of the city commission that nominated the appointee changes

- Provides that a newly elected or appointed mayor or city commissioner has six months in which to reinstate an incumbent appointee. If not reinstated, the appointee's term of appointment expires.
- City Clerk is responsible for notifying the appointee of the expiration of term.
- Provides an expiration of terms of appointment for all board or committee members appointed prior to March 13, 2018 within six months of the adoption of this ordinance unless reinstated by the city commission.

The ordinance does not specifically address the term of appointment of appointees who remain in office after the expiration of their term of appointment commonly known as "holdovers". Holdovers presently serve at the discretion of the City Commission due to language added to the resolutions appointing those individuals. The holdovers whose term of appointment has already expired only remain in office because the City Commission has not nominated and appointed their replacement. The proposed Section 2 will also have the effect of removing holdovers from office within six months of the adoption of this ordinance. It should be noted that under this ordinance there is no ability to reappoint a holdover who is term limited. In conjunction with this action, the City Clerk's Office will no longer include variations of the phrase "or until their successor has been appointed" in future appointing resolutions.

Resource Impact

There is no fiscal year impact associated with this action.

Attachment:
Exhibit 1 – Ordinance

Prepared by: D'Wayne M. Spence, Assistant City Attorney

Charter Officer: Alain E. Boileau, City Attorney

ORDINANCE NO. C-18-36

AN ORDINANCE AMENDING SECTION 2-219. – “RULES GOVERNING BOARD AND COMMITTEES APPOINTMENTS”, OF DIVISION 1. – “GENERALLY” OF ARTICLE III. – “BOARDS, COMMISSIONS, ETC.”, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA; PROVIDING FOR SEVERABILITY; REPEAL OF CONFLICTING ORDINANCE PROVISIONS AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That Section 2-219. – Rules Governing Board and Committees Appointments, of the Code of Ordinances of the City of Fort Lauderdale, Florida, is hereby amended to read as follows:

Sec. 2-219. - Rules governing board and ~~committees~~committee appointments.

All appointments to advisory boards, committees, or any other type of collegial body established by city ordinance or resolution (hereinafter collectively, known as "city boards"), and all appointments to entities, such as but not limited to authorities or agencies established pursuant to federal or state law, Broward County Charter, ordinance, or resolution, or interlocal agreements (hereinafter collectively, known as "other boards"), shall be subject to the following requirements except where inconsistent with City Charter, general or special law, or the enabling enactments of such city board or other board:

- (a) Members' basic qualifications. The City Commission may at any time, by resolution, appoint members to any city board or other board upon the nomination by the mayor or a city commissioner, either individually or by consensus. In addition the specific requirements for membership on an advisory board or committee, all appointees to and members of advisory boards and committees, shall be residents of, own property in, or be employed in the city with the exception of members of the beach business improvement district advisory committee, beach redevelopment board and the economic development board. The city manager shall be an ex officio member of all such advisory boards, without power to vote.

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C-18-36

(b) Term of appointment.

- (1) All appointees to any city board shall, unless otherwise specified, be appointed for a ~~fixed~~ term of appointment of one-year and without compensation.
- (2) Term of appointment of all appointees shall commence and be calculated from the date of appointment.
 - a. The date of appointment is the date specified by the enabling ordinance or resolution for the subject board as the start date of a term of office; or
 - b. In absence of an express date of appointment in the enabling ordinance or resolution for the subject board the date of appointment shall be the date expressly stated in the resolution appointing the member to such board or if the resolution is silent on the date of appointment the appointee shall be deemed to have been appointed as of the date of the adoption of the appointing resolution.
- (3) The ~~fixed~~ term of appointment shall expire on the earliest of the last day of the fixed term of appointment, as computed from the date of appointment, ~~or the date calculated to be six (6) months after the organization meeting provided in Section 3.09 of the Charter of the City of Fort Lauderdale if the Mayor or City Commissioner who nominated the member for appointment is no longer in office or if the composition of the City Commission changes from that of the composition of the City Commission that nominated the member for appointment, or the date a successor is appointed as provided in subsection 2-219(4), of the code of ordinances,~~ unless the appointee is removed for cause under applicable law.
- (4) If a newly-elected or newly-appointed Mayor or City Commissioner fails to nominate and the City Commission fails to appoint a successor, or reappoint the incumbent appointee, within six (6) months of the

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organization meeting, the City Clerk or his or her designee shall notify the appointee of the expiration of his or her term, and the board seat shall remain vacant until filled. The former incumbent appointee whose term of appointment expired as described in this subsection (4) may not be appointed to the board or committee for which her or his term of appointment expired for a period of two years computed from the date of the expiration of her or his term of office.

- (5) If a newly-elected or newly-appointed Mayor, City Commissioner or City Commission nominates and the City Commission reappoints the incumbent appointee, such incumbent appointee's term of appointment is to be computed from the incumbent appointee's initial date of appointment specified in the resolution adopted by the previous City Commission.

(c) Vacancies on boards and committees shall be filled for the balance of any unexpired term. The appointment to complete the balance of an unexpired term shall not constitute a term of appointment for the purposes of calculating the limitation on the number of consecutive terms.

(d) Limitation on number of consecutive terms. No person appointed by the City Commission to serve on a city board may serve more than six (6) consecutive one-year terms, three (3) consecutive two-year terms, or two (2) consecutive three- or four-year terms on such board. This section shall not apply to appointments to the performing arts center authority, downtown development authority of the city, general employees retirement system, board of trustees, police and firefighters retirement system, board of trustees, housing authority board of commissioners of the city and the insurance advisory board. Board members appointed to the Northwest-Progresso-Flagler Heights Redevelopment Board may serve three (3) consecutive three-year terms on such board.

(e) Any member of any city board or other board appointed by the City Commission who becomes a candidate for any public elective office shall automatically forfeit his office. No city employee shall be appointed by the City Commission to any board or committee, unless otherwise provided for by federal or state law, or county or city charter, ordinance or resolution. The City

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Commission may not appoint a city employee as a voting member on a city board or committee with the exception of the citizens police review board, civil service board, board of trustees of the general employees retirement system, and the board of trustees of the police and firefighters retirement system.

SECTION 2. That the term of appointment for any member of a city board or other board as defined in Section 2-219, entitled “Rules Governing Board and Committees Appointments”, who was appointed to a city board or other board by the City Commission prior to March 13, 2018, and whose appointment was due to the nomination by consensus of the board of City Commissioners prior to March 13, 2018, or by a Mayor or City Commissioner who left office on March 20, 2018, shall expire six (6) months after the effective date of this ordinance, unless the incumbent appointee is reappointed or a successor is appointed. If the City Commission fails to reappoint the incumbent appointee within six (6) months of the effective date of this ordinance, the City Clerk or his or her designee shall notify the appointee of the expiration of his or her term, and the board seat shall remain vacant until filled. No incumbent appointee may be reappointed if such appointment would result in a term of appointment that exceeds the limitation on the number of consecutive terms as provided in Section 2-219(d) of the Code of Ordinances. The former incumbent appointee whose term of appointment expired as described in this section may not be appointed to the board or committee for which their term of appointment expired for a period of two years computed from the date of the expiration of their term of office. This provision shall not apply to municipal board members as defined in Section 112.501(1), Florida Statutes, with the exception of municipal board members whose term of appointment has expired and are serving until their successor is appointed.

SECTION 3. That if any clause, section or other part of this Ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 4. That all ordinances or parts of ordinances in conflict herewith, be and the same are hereby repealed.

SECTION 5. That all resolutions or parts of resolutions in conflict herewith, be and the same are hereby repealed.

SECTION 6. That this Ordinance shall be in full force and effect ten days from the date of final passage.

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PASSED FIRST READING this the 23rd day of October, 2018.

PASSED SECOND READING this the _____ day of _____, 2018.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
JEFFREY A. MODARELLI

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C-18-36

**CITY OF FORT LAUDERDALE
City Commission Agenda Memo
CONFERENCE MEETING**

#18-1267

TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Jeffrey A. Modarelli, City Clerk

DATE: November 20, 2018

TITLE: Advisory Boards and Committees – Purpose/Duties

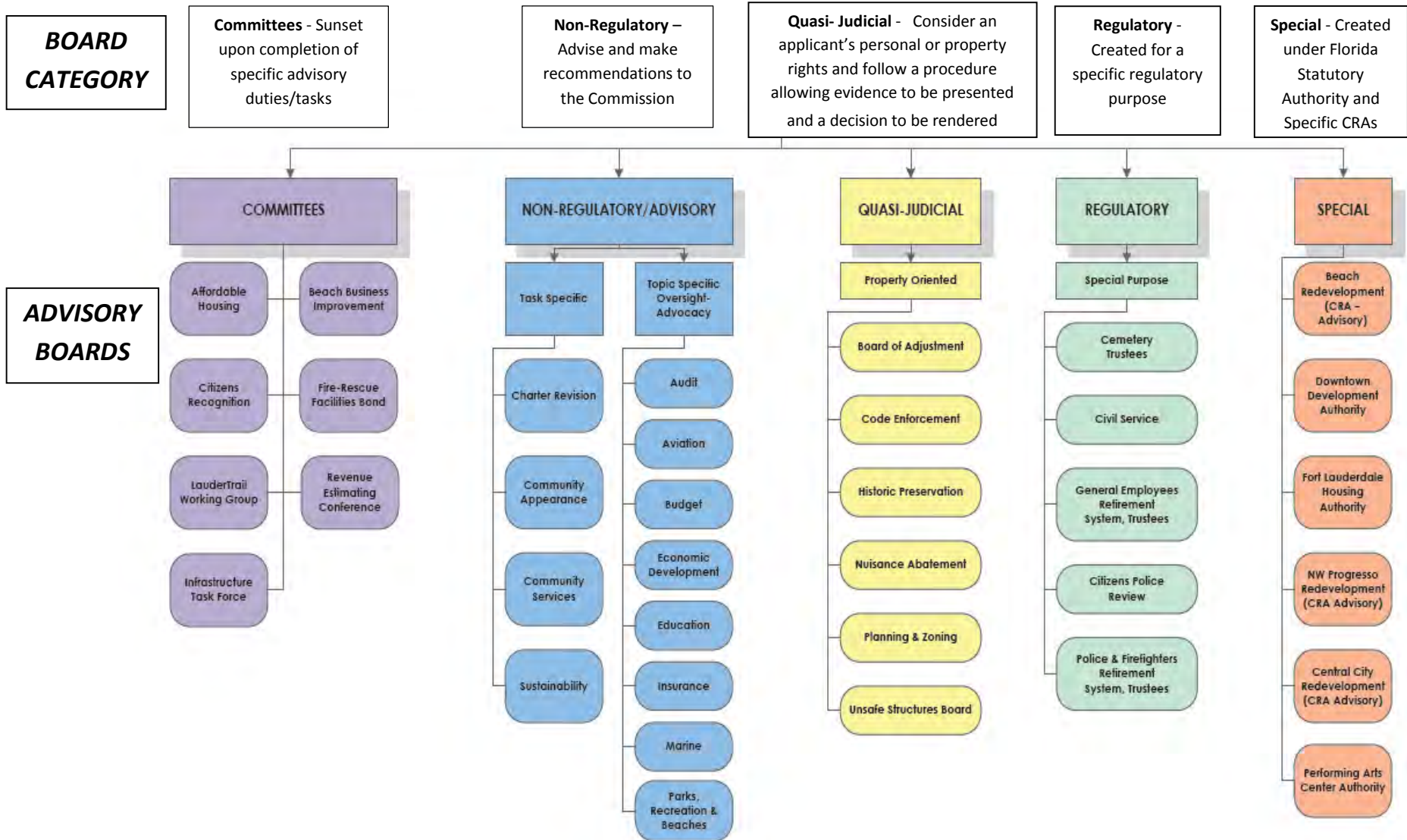
At the November 6th, 2018 Commission Conference Meeting, the Commission briefly discussed advisory boards and committees regarding purpose and duties. The Commission requested this item be placed on the November 20, 2018 Conference Meeting Agenda for further discussion.

An organizational chart that lists boards/committees according to type, function and membership is being provided for Commission discussion and consideration (Exhibit 1). In addition, the purpose/duties and other relative information for boards/committees are also being provided (Exhibit 2).

Attachment(s)

Exhibit 1 – Advisory Boards and Committees Chart by function
Exhibit 2 – Advisory Boards and Committees – Purpose/Duties

Prepared by: Jeffrey A. Modarelli, City Clerk



Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Affordable Housing Advisory Committee	11	YES	STATE STATUTE	NO	NO	<p>A) Review established policies and procedures, ordinances, land development regulations and adopted comprehensive plan and recommend specific actions or initiatives to encourage or facilitate affordable housing while protecting the ability of the property to appreciate in value; B) to evaluate the implementation of affordable housing incentives; C) to make recommendations to the city commission on matters related to affordable housing issues; D) submit to the city commission triennially, the State Housing Initiative Partnership report that includes recommendations to establish and evaluate the implementation of affordable housing incentives in the areas provided in Section 420.9076 (2), Florida Statutes; E) prepare an overall strategy integrating polices, plans and program delivery related to affordable housing and the use of state and federal entitlement funds; F) and to recommend strategies and procedures that when implemented will increase the city's capacity to provide more affordable housing.</p>
Audit Advisory Board	5	NO	Ordinance	YES	NO	<p>A)To advise the city Commission regarding appointment, compensation and retention of the independent auditor selected by the city to prepare or issue an audit report or perform other audits or attesting services for the city and to oversee such services;B) evaluate annually the independent auditor's qualifications, performance and independence taking into consideration the opinion of city management and the Internal Audit Director;C) review the draft annual audited financial statements, including management's discussion and analysis of financial condition and results of operations and discuss with management and the independent auditor prior to the filing of the comprehensive annual financial report;D) review the independent auditor's annual management letter recommendations on internal control and accounting procedures and make recommendations to the city manager and city commission regarding appropriate response and resources to address audit findings;E) review the reports of the Internal Audit Director with responses from management and annual and interim planned work activities and advise city commission regarding adequacy of staffing and other resources to accomplish the overall scope and plans for internal audits;F) review city's compliance with legal and regulatory requirements related to revenues, expenditures, assets, liabilities and any other financial matters; G) review city's major financial risk, exposures and steps taken to monitor and control such exposures.</p>

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Aviation Advisory Board	10	NO	CITY CODE	NO	NO	(A) The Aviation Advisory Board shall have the power and duty to recommend to the city commission action necessary for the planning, establishment, development, construction, enlargement, improvement, maintenance, operation, regulation, protection, and policing of airports owned, operated, and controlled by the city. (B) The aviation advisory board shall formulate rules and regulations governing its own conduct. Such rules and regulations, to be effective, shall first be considered by the city commission and adopted by resolution. (C) The aviation advisory board shall formulate and recommend to the city commission provisions to be contained in ordinances that govern the operation of all municipal airports, subject to the provisions of any superior law governing the same. Before such ordinances shall be effective, they shall be submitted to the city commission for approval and adoption. (D) The aviation advisory board may recommend to the city commission the appointment of a qualified airport consultant, when such need arises, to assist in the planning for the development and operation of all municipal airports. (E) Any and all leases entered into by the city with persons for the use of land and facilities at all municipal airports shall first be considered by the aviation advisory board which will recommend to the city commission approval or rejection of same. (F) The aviation advisory board shall not make the initial contact with any prospective prime lessee or prospective assignee unless the contact has been preceded by a request to make such contact by the city commission.
Beach Business Improvement District Advisory Committee	9	YES	Resolution	YES	NO	To make recommendations regarding the beach business improvement district.
Beach Redevelopment Board	10	NO	FLORIDA STATUTE & LAWS OF FLORIDA	NO	NO	(A) to review the Revitalization Plan and recommend changes or revisions to the plan (B) to propose actions to be taken to implement the Revitalization Plan (C) to cause to be prepared a community redevelopment plan for the Central Beach Redevelopment Area pursuant to the provisions of Chapter 61-2165, Laws of Florida, as supplemented by the provisions of sections 163.330-450, Florida Statutes, for approval by the City Commission (D) to propose amendments to the Redevelopment Plan (E) to make recommendations regarding the exercise of the City Commissions powers as a community redevelopment agency in order to implement a community redevelopment plan and carry out and effectuate the purposes and provisions of Chapter 61-2165, Laws of Florida as supplemented by Sections 163.330-450, Florida Statutes, in the Central Beach Redevelopment Area (F) to receive input from members of the public interested in the revitalization of the central beach area and to report such information to the City Commission.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Board of Adjustment	10	NO	CITY CODE	YES	Quasi	(A) To grant temporary permits for nonconforming use of buildings or lands in the city for short periods of time, not exceeding one (1) year from the date of entry of the final order granting such relief and for which no extensions or additional nonconforming permits may be granted. (B) To hear and decide appeals by proper parties where it is alleged that there is error in any reviewable interpretation, application or determination made by an administrative official in the enforcement of the ULDR and to modify or reverse such ruling upon finding the interpretation of facts or interpretation of law clearly erroneous or to affirm such ruling upon interpretation of facts or law by such administrative official which is not clearly erroneous. (C) To hear and decide special exceptions, to decide such questions as are involved in determining whether special exceptions should be granted and to grant such special exceptions with conditions and safeguards as are appropriate under the ULDR. (D) To authorize upon application in specific cases such variances from the ULDR as are authorized under the ULDR, and to decide such questions as are involved in determining whether a variance should be granted and to grant such variances with conditions and safeguards as are appropriate under the ULDR.
Budget Advisory Board	10	NO	Ordinance	YES	NO	(A)To provide the city with input regarding the taxpayers' perspective in the development of the annual operating budget;(B) to review projections and estimates from the city manager regarding revenues and expenditures for upcoming fiscal year; (C) to advise the city commission on service levels and priorities and fiscal solvency; (D) and to submit recommendations to the city commission No later than August 15 of each year regarding a budget for the upcoming fiscal year
Cemetery System Board of Trustees	10	NO	CITY CODE	NO	NO	Chapter 10 City Code - Promulgate rules and regulations for the operation of the municipal cemetery system, subject to the approval of the city commission.
Central City Redevelopment Advisory Board	11	NO	STATE STATUTE & LAWS OF FLORIDA	NO	NO	(A)To review the Middle River-South Middle River-Sunrise Boulevard Community Redevelopment Area (Central City CRA) plan and recommend changes; (B) make recommendations regarding the exercise of the city commission's powers as a community redevelopment agency in order to implement the plan and carry out and effectuate the purposes and provision of the Community Redevelopment Act in the Middle River-South Middle River-Sunrise Boulevard Community Redevelopment Area (Central City CRA); (C) receive input from members of the public interested in redevelopment of property in Middle River-South Middle River-Sunrise Boulevard Community Redevelopment Area (Central City CRA) and report such information to the city commission sitting as the Community Redevelopment Agency.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Charter Revision	5	NO	CITY CODE	NO	NO	(A) Advising the city commission on the propriety of the existing charter and, further, to make such suggestions and recommendations to perfect said charter so as to establish a better government of and for the city.
Citizens' Committee of Recognition	6	YES	Resolution	NO	NO	(A) To assure proper recognition of outstanding contributions made by local citizens in various areas of endeavor, to develop criteria for the selection of such individuals, and to study, analyze and present to the city commission proposals on matters relating to the observance of certain significant historical occasions.
Citizens' Police Review Board	9	NO	CITY CODE	NO	NO	(A) The citizens' police review board shall review all Category I complaints, regardless of their source investigated by the internal affairs division of the police department. The citizens' police review board shall conduct its review at the conclusion of an internal affairs investigation of a complaint after the chief of police has made his/her recommendation regarding any complaint to the city manager, and after the police officer about whom the complaint was made has been informed of the recommendation of the chief of police. The citizens' police review board shall receive the complete internal affairs file, unless otherwise determined to be confidential by law, and in this regard shall receive the cooperation of the police department in providing information to the board. The citizens' police review board shall make its recommendation for the city manager's consideration within thirty-five (35) working days of the date the police officer is notified by the chief of police of his/her responses from management and annual and interim planned work activities and advise city commission regarding adequacy of staffing and other resources to accomplish the overall scope and plans for internal audit review city's compliance with legal and regulatory requirements related to revenues, expenditures, assets, liabilities and any other financial matters; G) review city's major financial risk, exposures and steps taken to monitor and control such exposures. provide comments to the appropriate entities. make such contact by the city
Civil Service Board	3	YES	CITY CHARTER and CITY CODE	YES	NO	(A) Hear appeals as outlined in section 6.04(d). (B) Review and consider additional personnel rules or amendments to existing rules that may be recommended for adoption, and approve or disapprove, by motion, these rules. (C) Review and consider new class specifications or revisions and amendments to existing class specifications and advise the city manager, by motion, concerning these specifications.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Code Enforcement	10	NO	STATE STATUTE	YES	Quasi	Code enforcement system that will provide an equitable, expeditious, efficient and effective method for enforcement of, and to encourage compliance with, the codes, ordinances, rules and regulations of the city, Broward County, State of Florida, and any other statutes, codes, ordinances, rules and regulations that are the subject to enforcement by the city. Pursuant to F.S. § 162.03, the city hereby adopts an alternative code enforcement system for the enforcement of its own codes, ordinances, rules and regulations. Any civil penalty prescribed, assessed, or collected pursuant to this article shall not limit any other civil or administrative remedies that the city may have by law. There shall be one (1) board and one (1) or more special magistrates. The board and special magistrates shall have jurisdiction to hear and decide cases in which violations of any provision of the Code are alleged. Any alleged violation of the Code may also be enforced by the city in any court of competent jurisdiction. The special magistrate is authorized to reduce fines and penalties established by a special magistrate or by the city code enforcement board
Community Appearance Board	25	NO	Ordinance	NO	NO	(A) To present promotional , educational and award programs and events which further efforts to improve the overall community appearance of the city of Fort Lauderdale. (B) To formulate guidelines for determining how buildings or areas qualify for recognition. (C) To encourage broad citizen participation and enhanced awareness of aesthetics as an important determinant of the quality of life standards in the community. (D) To acknowledge excellence in design, landscape and building property management through the presentation of community appearance awards as part of an annual awards event (hereinafter referred to as 1t community Appearance Awards "). :categories for recognition for the maintenance or construction of new or improved structures or areas will be established by the Community Appearance Board each year, which categories may include the following: 1. Multi-family 2. Single-family 3 Commercial and industrial 4. Public and institutional. Restoration and preservation 6. Hotel and resort 7. House and garden 8. Special projects 9. Waterways 10. Office
Community Services Board	15	YES	Ordinance	NO	NO	(A) To encourage citizen involvement and participation in community affairs at all levels and provide a vehicle for receiving and transmitting information between residents and the city commission; (B) review and recommend applications to the city commission for Community Block Grant allocations for public service activities and for housing opportunities for persons with HIV/AIDS (HOPWA) funds for housing related services based upon a budget provided to the board by the city commission; (C) and act as the advisory board for HOPWA grant activities and report findings and recommendations to city commission.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Downtown Development Authority	7	YES	LAWS OF FLORIDA	YES	NO	(A)To revitalize and preserve property values and prevent deterioration in the downtown area by a system of self help. (B) To provide a vehicle whereby property owners who will benefit directly from the results of such program will bear the substantial cost thereof.
Economic Development Advisory Board	11	YES	Ordinance	YES	NO	(A) Provide the city with the benefit of knowledge, experience and business resources of the members in order to further the efforts of the department of sustainable development in business attraction, retention and development; (B) serve as business ambassadors by promoting the city to the business community throughout the country and the world; (C) advise the city commission on specific issues regarding local, national and international business recruitment, retention and expansion;(D) recommend funding allocations to organizations which will complement the city's promotional efforts based upon a budget provided to the board by the city commission and;(E) advise the city commission on types of cultural activities that simultaneously support the cultural community and promote economic development in the city.
Education Advisory Board	20	NO	Ordinance	NO	NO	Advise the city commission on issues relating to educational matters which will impact the quality of education for city residents, or which will impact education facilities located within the city.
Fire-Rescue Facilities Bond Issue Blue Ribbon Committee	10	NO	Resolution (Bond 04-145)	NO	NO	Provide recommendations to the city commission concerning the expenditure of bond funds - acquiring, constructing, developing, extending, enlarging, improving, renovating, equipping and furnishing the fire-rescue facilities as spelled out in Resolution 04-145, which authorized issuance of bonds.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
General Employees Retirement System Board of Trustees	7	YES	CITY CODE	YES	NO	<p>(1) To construe the provisions of the Plan and determine all questions arising thereunder.</p> <p>(2) To determine all questions relating to eligibility and participation.</p> <p>(3) To determine and certify amount of all Retirement pensions or other benefits hereunder.</p> <p>(4) Have annual actuarial valuations of the Plan performed.</p> <p>(5) To establish uniform rules and procedures to be followed for administrative purposes, benefit applications and all matters required to administer the Plan.</p> <p>(6) To distribute at regular intervals to employees, information concerning the Plan.</p> <p>(7) To receive, process and approve all applications for Membership and benefits; to notify the City finance department of approved benefit payments.</p> <p>(8) To perform such duties as are specified in section 20-114</p> <p>(9) To review reports of the trustee, custodian and investment advisor, if any.</p> <p>(10) To submit copies of all annual reports to the City commission. (11) To conduct meetings with the trustee and investment advisor not less than once every three (3) months.</p>

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Historic Preservation Board	11	NO	CITY CODE	NO	Quasi	<p>Implement the city's historic preservation regulations which promote the cultural, economic, educational and general welfare of the people of the city and of the public generally through the preservation and protection of historically or architecturally worthy structures. To take action necessary and appropriate to accomplish the purpose of this board. These actions may include, but are not limited to:</p> <ol style="list-style-type: none"> 1. Continuing the survey and inventory of historic buildings and areas and archeological sites and the plan for their preservation. 2.Recommending the designation of historic districts and individual landmarks and landmark sites. 3. Regulating any alterations, demolitions, relocations, adaptive use and new construction to designated property by issuing certificates of appropriateness. 4. Applying the "United States Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings" as guidelines for changes to designated property. 5.Working with and advising the federal, state and county governments and other boards and departments of the city. 6.Advising and assisting property owners and other persons and groups, including neighborhood organizations which are interested in historic preservation. 7.Initiating plans for the preservation and rehabilitation of individual historic buildings. 8 Undertaking education programs including the preparation of publications and the placing of historic markers. 9. Review National Register nominations and provide comments to the appropriate entities.
Housing Authority Board of Commissioners	5	YES	STATE STATUTE	NO	NO	<p>Established under FS Chapter 421 To discover, assess and determine the need for sanitary, clean, dwelling accommodations for low-income groups; to make plans for low-income housing; to make rules and regulations pertaining to minimum standards for housing and enforce same.</p>

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Infrastructure Task Force Committee	9	YES	Resolution	YES	NO	(A)To review existing City infrastructure, including, but Not limited to: roads, sidewalks, airports, seawalls, water and wastewater distribution and collection systems, treatment plants, well fields, parks and all City facilities and structures and examine their current condition; and (B)To review and identify the repair or replacement as well as review and identify funding sources and financing alternatives for those infrastructure improvements; and (C) To receive input from members of the public interested in infrastructure improvements within the City; and (D) To provide a report with recommendations to the City Commission regarding improvement priorities as well as financing alternatives for said improvements.
Insurance Advisory Board	7	NO	Ordinance	NO	NO	Review all aspects of the city's insurance program and needs - make recommendations to the city commission thereon.
LauderTrail	7	YES	Resolution	YES	NO	The Working Group will work with the Transportation and Mobility Department to identify preferred paths, destinations, amenities, and potential sources of funding for designing and constructing LauderTrail.
Marine Advisory Board	15	NO	CITY CODE	NO	NO	The Marine Advisory Board may consider any subject matter it considers appropriate and in addition is specifically directed to consider and make recommendations on the following subjects:(1) Conditions of waterways and needed corrections, including a study of the most feasible and economical method of maintaining the depths of waterways within the city. (2) Waterway safety and traffic control on waterways. (3)Activities of harbor patrol. (4) Operation of privately owned marinas. (5) Operation of small boat docking areas. (6) Hurricane procedures (7) Instructional schools (8) Relations with the Coast Guard (9) Regulation of waterskiing and surfboarding (10)Operations of the excursion boats(11) Operations of the charter fishing fleet (12) Regulation of boat docking in New River and other public navigable waters (13) Regulation of water and boat shows and boat races (14) Service operation of city marinas, boat launching, docks, etc. (15) Traffic conditions under bridges (16) Sanitation problems and proposed laws governing effluents from boats (17) Advertising and publicity (18) Consideration of means and methods whereby the city might become symbolic as the "Yachting Capital of the World"

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Northwest Progresso-Flagler Heights Redevelopment Board	15	NO	FLORIDA STATUTE & LAWS OF FLORIDA	YES	NO	(A) To review the Plan for the NPFCRA and recommend any changes to the plan (B) To make recommendations regarding the exercise of the city commission's powers as a community redevelopment agency in order to implement the plan and carry out and effectuate the purposes and provisions of Chapter 61-2165, Laws of Florida and Section 163.330 through 163.450, Florida Statutes in the NPFCR (C) To receive input from members of the public interested in redevelopment of the NPFCRA and to report such information to the city commission.
Nuisance Abatement Board	7	NO	FLORIDA STATUTE & CITY CODE	NO	Quasi	(a) Pursuant to Section 893.138(3), Florida Statutes, the nuisance abatement board shall hear complaints regarding nuisances described in Section 893.138(2) of the Florida Statutes. Any employee, officer, or resident of the city may bring a complaint before the Board after giving not less than three (3) days' written notice of such complaint to the owner of the place or premises where the nuisance is occurring at his or her last known address. The complaint shall be made to the city's police department and the police department shall agenda the case for a hearing before the Board. The police department shall provide notice as required by Section 893.138(3), Florida Statutes. If notice is provided by mail, an additional five (5) days shall be afforded for notice to be received. (b) After a hearing, in which the Board may consider any evidence, including evidence of the general reputation of the place or premises, and at which the owner shall have an opportunity to present evidence in his or her defense, the Board may declare the place or premises to be a public nuisance in accordance with Section 893.138(2), Florida Statutes.
Parks, Recreation & Beaches Board	15	NO	CITY CODE	NO	NO	The Parks, Recreation and Beaches Board shall have powers similar to other advisory boards of the city, namely, the power of making recommendations to the city commission. Such board shall have authority to make recommendations to the city commission as to the following: (1) All public parks, dedicated parks, playgrounds, parkways, undeveloped park land, public beaches and recreational facilities located within the city or on land owned by the city (2) Public pools and public beaches (3) The acquisition, development and maintenance of parks, parkways and playgrounds in the city (4) Maintenance and conduct of playgrounds, recreation centers, including the War Memorial Auditorium, and other recreational activities in the city and equipment, buildings and facilities thereon.(5) The establishment of rules and regulations for the operation of city parks, playgrounds and public recreational facilities.
Performing Arts Center	2	NO	LAWS OF FLORIDA	YES	NO	The function and responsibility of the Performing Arts Center Authority shall be to perform the duties prescribed by Chapter 2005-335 (House Bill 1361).

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Planning & Zoning Board	9	NO	FLORIDA STATUTE or CODE?	YES	Quasi	(A) Act in an advisory capacity to the city commission, conduct investigations and hold public hearings upon all proposals to change zoning regulations or to vacate and abandon streets and alleys; (B) study any existing city plans with the view to improve same so as to provide for development, general improvement and probable future growth of the city, and from time to time make recommendations to the city commission for changes in the comprehensive plan; (C) review and recommend approval or disapproval all plats to be presented to the city commission; (D) perform such other duties as may from time to time be assigned by the city commission or prescribed by ordinance.
Police & Firefighters Retirement System-Board of Trustees	7	NO	CITY CODE	NO	NO	To construe the provisions of the System and finally decide all claims to relief pursuant to the provisions of this Plan and Chapters 175 and 185, Florida Statutes to the extent such provisions are applicable to this Plan; (2) To determine all questions relating to eligibility and participation; (3) To determine and certify amount of all Retirement allowances or other benefits hereunder;(4) Having annual actuarial valuations of the System performed;(5) To establish uniform rules and procedures to be followed for administrative purposes, benefit applications and all matters required to administer the Plan;(6) To distribute at regular intervals to Employees, information concerning the Plan;(7) To receive, process and approve all applications for participation and benefits; to notify the City finance department of approved benefit payments; (8) To perform such duties as are specified in section 20-133 (9) To review reports of the custodian and separate Investment Advisor, if any; (10) To submit copies of all annual reports to the City Commission; and (11) To conduct meetings with the Investment Advisor not less than once every three (3) months of each year.

Name of Board/Committee	Membership Seats	Mandatory Categories	Authorizing Legislation	Date Certain	Quasi	Purpose/Duties
Sustainability Advisory Board	11	NO	Ordinance	NO	NO	<p>(1) To act in an advisory capacity to the city commission with regards to environmental sustainability; and (2) To identify and recommend affordable strategies associated with conservation, renewable energy and energy efficiency; and (3) To research environmentally sound practices that will reduce greenhouse gas emissions, save money, energy and resources; and (4) To facilitate City residents' participation in creating an environmental strategic plan that will promote environmental sustainability within all areas of the community; and (5) To provide recommendations to the city commission on incentives for City residents, businesses, developers and organizations to practice environmental conservation and sustainable building practices; and (6) To provide recommendations to the city commission on the adoption, prioritization and implementation of initiatives, actions, policies, and public outreach and education programs to support and promote all aspects of sustainability; and (7) To research financial initiatives; and resources to offset costs such as grants and cost savings (8) To develop and recommend to the city commission outcome measures for sustainability programs and initiatives; and (9) To monitor the progress of approved initiatives and identify and address stumbling blocks to their implementation to ensure that sustainability benefits are achieved and strategic plans to achieve said benefits are implemented in a reasonable timeframe.</p>
Unsafe Structures Board	9	YES	CITY CODE	YES	Quasi	<p>Established under Section 9-258 – Enforcement - The board is established under the Minimum Housing Code - minimum standards for the occupancy of dwelling, hotel and rooming structures and for uniform minimum standards for the maintenance of the premises occupied or adjacent to such structures, including vacant lots and the premises of business establishments located in proximity thereto.</p>
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Charter Revision Board Recommendations



CITY OF FORT LAUDERDALE

Charter Revision Board Recommendations

Presenters:

- Paul Bangel – Senior Assistant City Attorney, City of Fort Lauderdale
- Anthony Fajardo – Assistant City Manager, City of Fort Lauderdale



Charter Revision Board Recommendations

What is a Charter?

A charter is the fundamental document that outlines the organization, powers, functions and essential procedures of city government.



Charter Revision Board Recommendations

- Section 3.03. Qualification of members; forfeiture of office.
- Section 3.04. Judge of elections and qualifications of members.
- Section 3.05. Designation of vice-mayor.
- Section 3.08. Forfeiture of office.
- Section 3.09. Organization meeting.
- Section 3.10. Special meeting to seat a new member.
- Section 3.13. Meeting place; meetings to be public.
- Section 3.15. Initiative; petition for proposed ordinance.
- Section 4.05. City manager; appointment; qualifications; compensation.
- Section 8.01. Sale of personal property; procedure; public notice.
- Section 8.02. Sale of public lands and of public property to public bodies.
- Section 8.04. Sale of real property to private persons, firms or corporations.
- Section 8.09. Leases for more than one year and not more than fifty years.
- Section 8.21. Disposing of public property.



Charter Revision Board Recommendations

Section 3.03. Qualification of members; forfeiture of office.

The Board recommends that Section 3.03 be amended to clarify that candidates for mayor and city commissioner must:

1. Have resided continuously in the City as permanent residents for at least six months preceding qualification for office;
2. Be electors of the City at the time of qualification (The current charter requires that they be over the age of twenty-one); and
3. Not hold other elective office or be an officer or employee of the City at the time of filing their candidate oaths in accordance with Section 7.14 of the Charter.



Charter Revision Board Recommendations

Section 3.03. Qualification of members; forfeiture of office. (Continued)

In addition, with regard to candidates for city commissioner, it is recommended that the Charter be amended to require that the candidate shall have resided continuously as a permanent resident of the city commission district for which such candidate seeks office for at least six months immediately preceding the date of qualification for such office. However, in any year in which there has been a reestablishment (reapportionment) of city commission districts, a candidate whose permanent residence in the City is in a different district as a result of the reapportionment may seek office in the district of his or her permanent residence that results from the reapportionment notwithstanding the six-month residency requirement.



Charter Revision Board Recommendations

Section 3.04. - Judge of elections and qualifications of members.

Pursuant to Section 7 of Chapter 2012-253, Laws of Florida, (the “Special Act”), the Broward County Canvassing Board canvasses all municipal elections in Broward County. Inasmuch as judicial remedies exist for the potential challenges described in Section 3.04 (violation of the Charter or qualifications to hold office), the Board recommends that Section 3.04 be repealed.



Charter Revision Board Recommendations

Section 3.05. Designation of vice-mayor.

The Board recommends aligning the timing of the designation of Vice-Mayor with that of seating a new city commission following a regular municipal election, as outlined in Section 3.09. In addition, the Board recommends adding language to provide for redesignation of a Vice-Mayor in the event a Vice-Mayor does not complete his or her term of office.



Charter Revision Board Recommendations

Section 3.08. - Forfeiture of office.

The Board recommends deleting the sentence that provides for forfeiture of office in the event of a conviction for a felony in light of and recognizing the existing governor's statutory authority to suspend and remove municipal officers.



Charter Revision Board Recommendations

Section 3.09. - Organization meeting.

The Board recommends that the organizational meeting of the Commission following a municipal election (regular or special), at which those elected take office, be on the date of the first regular city commission meeting after the certification of election results by the Broward County Canvassing Board. (See Section 3.13 regarding Regular Meetings.)



Charter Revision Board Recommendations

Section 3.10. - Special meeting to seat a new member.

The Board recommends the repeal of Section 3.10 if the Board's recommendation for Section 3.09 is approved by the electorate. Section 3.10 will be superfluous because Section 3.09 will prescribe the time of taking office for officials elected at a special election.



Charter Revision Board Recommendations

Section 3.13. - Meeting place; meetings to be public.

The Board recommends amending Section 3.13 to provide for:

1. The holding of City Commission meetings on the first and third Tuesdays of each month or on the succeeding Wednesday in the event of a legal holiday;
2. Rescheduling meeting dates;
3. Calling special meetings by resolution;
4. The agenda to be established by the city manager; and
5. To provide for the City Commission, by ordinance, to prescribe rules of parliamentary procedure and identify a parliamentarian.



Charter Revision Board Recommendations

Section 3.15. – Initiative; petition for proposed ordinance.

The Board recommends restating Section 3.15 almost in its entirety, related to the initiative and referendum process. The proposal excludes budgeting, salaries, taxes, and zoning from the initiative process. The recommended procedure for both initiatives and referenda is as follows:

1. Proceedings may be commenced by a minimum of ten electors who file an affidavit with the city clerk stating that they will constitute the petitioners' committee ("Committee"), rather than the current requirement of a committee of not less than one thousand electors to initiate the process.
2. The Committee submits its proposal to the city attorney on a form provided by the city.
3. The city attorney has thirty days to find that the proposal is legally sufficient or insufficient.
4. The Committee has thirty days to resubmit the proposal in response to a finding of legal insufficiency.
5. Petitions must be signed by at least one percent of the total number of electors registered to vote at the last regular city election.



Charter Revision Board

Recommendations

Section 3.15. – Initiative; petition for proposed ordinance. (Continued)

6. Signed petitions are submitted to the Supervisor of Elections for verification.
7. Upon receipt of a certificate issued by the Supervisor of Elections that the petition is sufficient, the City Commission considers the petition.
8. If the city commission fails to adopt a proposed initiative ordinance without any change in substance within forty-five days or fails to repeal the referred ordinance within thirty days, it shall submit the proposed or referred ordinance to the electors of the city.
9. The vote of the electorate is held in conjunction with the city's next regular municipal election unless the Committee elects an earlier vote of the electorate, either in conjunction with an earlier available Broward County election, or by mail ballot election, provided that the Committee shall prepay the cost of a vote of the electorate that is held earlier than the city's next regular municipal election.
10. If a majority of the qualified electors voting on a proposed initiative ordinance or on a referred ordinance vote in favor of the measure, it is considered adopted upon certification of the election results.



Charter Revision Board Recommendations

Section 4.05. - City manager; appointment; qualifications; compensation.

The Board recommends amending Section 4.05 to require that the city manager be a permanent resident of the City during his or her term of office.



Charter Revision Board Recommendations

Section 8.01. - Sale of personal property; procedure; public notice.

The Board recommends amending Section 8.01, requiring that the procedure for the sale of personal property belonging to the City shall be as provided by ordinance.



Charter Revision Board Recommendations

Section 8.02. - Sale of public lands and of public property to public bodies.

The Board recommends amending Section 8.02 to outline the process of selling or otherwise conveying City-owned property to public bodies or allowing public bodies to make improvements on City-owned property. The use would have to be for a paramount public purpose, to wit, an activity that is essential to the health, morals, protection, or welfare of the city, or for use predominantly for educational, literary, scientific, or charitable purposes, as determined by the City of Fort Lauderdale City Commission.



Charter Revision Board Recommendations

Section 8.04. - Sale of real property to private persons, firms or corporations.

The Board recommends amending Section 8.04 to provide that the city's sale of real property to private parties be as provided by ordinance and consistent with applicable law, and subject to adoption of a resolution by the affirmative vote of at least four commissioners containing a finding that the sale would be in the city's best interest.



Charter Revision Board Recommendations

Section 8.09. – Leases for more than one year and not more than fifty years.

The Board recommends amending Section 8.09 to clarify that all use agreements, including leases, license agreements, concession agreements, facility use agreements, and other types of use agreements (each is an “Instrument”) with private parties for the use of real property owned by the City are subject to a fifty-year maximum, including any renewals or extensions.

The City Commission’s approval of an Instrument would be subject to the following:

1. Approval of any Instrument having a duration exceeding one year would require a resolution adopted by the affirmative vote of at least four commissioners containing a finding that such use of the property would be in the city’s best interest and the City Commission’s consideration of a fair market value analysis of the property prepared by a qualified independent consultant hired by the City at the private party’s expense; and



Charter Revision Board Recommendations

**Section 8.09. – Leases, licenses, concessions, and use agreements for more than one year and not more than fifty years.
(Continued)**

2. In addition to the requirement of a fair market value analysis described in #1, the approval of an Instrument having a duration exceeding ten years, including any optional renewals or extensions, would require the City Commission's consideration of an accompanying business viability report prepared by a qualified independent consultant hired by the City at the private party's expense; and
3. Each Instrument must contain a provision prohibiting assignment except upon the affirmative vote of at least four commissioners.



Charter Revision Board Recommendations

Section 8.21. - Disposing of public property.

The Board recommends amending Section 8.21 by deleting the first paragraph, which is a superfluous statement of the City's right to dispose of public property. In addition, the Board recommends:

1. That the City not dispose of land zoned Parks, Recreation and Open Space except as may be approved in a referendum at a special election called pursuant to Section 7.11 of the Charter;
2. That the City not lease land zoned Parks, Recreation and Open Space except pursuant to a unanimous vote of the entire City Commission; and
3. That the date of November 10, 2004, be removed from the Charter, resulting in the requirement that a unanimous vote of the entire City Commission would be necessary to remove the Parks, Recreation and Open Space designation from any parcel.



Charter Revision Board Recommendations

Next Steps:

- City Commission / Charter Revision Board Joint Workshop – May 21st - 11:30am
- Referendum – Submit to Supervisor of Elections – June 10th by 5pm



Charter Revision Board Recommendations

Questions???



CITY OF FORT LAUDERDALE

Charter Revision Board Recommendations

**CITY OF FORT LAUDERDALE
CHARTER REVISION BOARD REPORT TO THE CITY COMMISSION
MAY 2, 2024**

This report contains the first set of recommendations from the City of Fort Lauderdale Charter Revision Board (“Board”). When further recommendations have been developed, another report will be issued.

Since reconvening on February 2, 2023, the Board has met on thirteen occasions to review the Charter of the City of Fort Lauderdale, Florida, (“Charter”), and formulate recommendations to amend the Charter.¹ All meetings have been open to the public and public participation has been solicited at each meeting. The Board recommends that a special election be held in conjunction with the general election on November 5, 2024, for the City’s electorate to consider amending the Charter.

The Board recommends that the following Charter sections be amended as described. The proposed revisions are attached as exhibits, subject to further review and finalization by the City Attorney’s Office.

Section 3.03. Qualification of members; forfeiture of office.

The Board recommends that Section 3.03 be amended to clarify that candidates for mayor and city commissioner must:

- 1) Have resided continuously in the City as permanent residents for at least six months preceding qualification for office;
- 2) Be electors of the City at the time of qualification (The current charter requires that they be over the age of twenty-one); and
- 3) Not hold other elective office or be an officer or employee of the City at the time of filing their candidate oaths in accordance with Section 7.14 of the Charter.

In addition, with regard to candidates for city commissioner, it is recommended that the Charter be amended to require that the candidate shall have resided continuously as a permanent resident of the city commission district for which such candidate seeks office for at least six months immediately preceding the date of qualification for such office. However, in any year in which there has been a reestablishment (reapportionment) of city commission districts, a candidate whose permanent residence in the City is in a different

¹ The Board recognizes that its recommendations are nonbinding and that the City Commission has the sole discretion to determine which amendments, if any, it places on the ballot, the final wording of any amendments, and the timing of any election on Charter amendments. In addition, the Board recognizes that the City Commission may offer amendments on its own initiative. Charter amendments presented to the electorate shall only take effect if the majority of the qualified electors voting on the specific Charter amendment vote for its adoption.

district as a result of the reapportionment may seek office in the district of his or her permanent residence that results from the reapportionment notwithstanding the six-month residency requirement.

The Board's recommendation for Section 3.03 is set forth in Exhibit 1.

Section 3.04. - Judge of elections and qualifications of members.

Pursuant to Section 7 of Chapter 2012-253, Laws of Florida, (the "Special Act"), the Broward County Canvassing Board canvasses all municipal elections in Broward County. Inasmuch as judicial remedies exist for the potential challenges described in Section 3.04 (violation of the Charter or qualifications to hold office), the Board recommends that Section 3.04 be repealed.

The Board's recommendation repealing Section 3.04 is set forth in Exhibit 2.

Section 3.05. Designation of vice-mayor.

The Board recommends aligning the timing of the designation of Vice-Mayor with that of seating a new city commission following a regular municipal election, as outlined in Section 3.09. In addition, the Board recommends adding language to provide for redesignation of a Vice-Mayor in the event a Vice-Mayor does not complete his or her term of office.

The Board's recommendation for Section 3.05 is set forth in Exhibit 3.

Sec. 3.08. - Forfeiture of office.

The Board recommends deleting the sentence that provides for forfeiture of office in the event of a conviction for a felony in light of and recognizing the existing governor's statutory authority to suspend and remove municipal officers.

The Board's recommendation for Section 3.08 is set forth in Exhibit 4.

Section 3.09. - Organizational meeting.

The Board recommends that the organizational meeting of the Commission following a municipal election (regular or special), at which those elected take office, be on the date of the first regular city commission meeting after the certification of election results by the Broward County Canvassing Board. (See Section 3.13 regarding Regular Meetings.)

The Board's recommendation for Section 3.09 is set forth in Exhibit 5.

Section 3.10. - Special meeting to seat a new member.

The Board recommends the repeal of Section 3.10 if the Board's recommendation for Section 3.09 is approved by the electorate. Section 3.10 will be superfluous because Section 3.09 will prescribe the time of taking office for officials elected at a special election.

The Board's recommendation for Section 3.10 is set forth in Exhibit 6.

Section 3.13. - ~~Meetings place; meetings to be public.~~

The Board recommends amending Section 3.13 to provide for:

- 1) The holding of City Commission meetings on the first and third Tuesdays of each month or on the succeeding Wednesday in the event of a legal holiday;
- 2) Rescheduling meeting dates;
- 3) Calling special meetings by resolution;
- 4) The agenda to be established by the city manager; and
- 5) To provide for the City Commission, by ordinance, to prescribe rules of parliamentary procedure and identify a parliamentarian.

The Board's recommendation for Section 3.13 is set forth in Exhibit 7.

Section 3.15. – Initiative and referendum; petition for proposed ordinance.

The Board recommends restating Section 3.15 almost in its entirety, related to the initiative and referendum process. The proposal excludes budgeting, salaries, taxes, and zoning from the initiative process. The recommended procedure for both initiatives and referenda is as follows:

1. Proceedings may be commenced by a minimum of ten electors who file an affidavit with the city clerk stating that they will constitute the petitioners' committee ("Committee"), rather than the current requirement of a committee of not less than one thousand electors to initiate the process.
2. The Committee submits its proposal to the city attorney on a form provided by the city.
3. The city attorney has thirty days to find that the proposal is legally sufficient or insufficient.
4. The Committee has thirty days to resubmit the proposal in response to a finding of legal insufficiency.

5. Petitions must be signed by at least one percent of the total number of electors registered to vote at the last regular city election.

6. Signed petitions are submitted to the Supervisor of Elections for verification.

7. Upon receipt of a certificate issued by the Supervisor of Elections that the petition is sufficient, the City Commission considers the petition.

8. If the city commission fails to adopt a proposed initiative ordinance without any change in substance within forty-five days or fails to repeal the referred ordinance within thirty days, it shall submit the proposed or referred ordinance to the electors of the city.

9. The vote of the electorate is held in conjunction with the city's next regular municipal election unless the Committee elects an earlier vote of the electorate, either in conjunction with an earlier available Broward County election, or by mail ballot election, provided that the Committee shall prepay the cost of a vote of the electorate that is held earlier than the city's next regular municipal election.

10. If a majority of the qualified electors voting on a proposed initiative ordinance or on a referred ordinance vote in favor of the measure, it is considered adopted upon certification of the election results.

The Board's recommendation for Section 3.15 is set forth in Exhibit 8.

Section 4.05. - City manager; appointment; qualifications; compensation.

The Board recommends amending Section 4.05 to require that the city manager be a permanent resident of the City during his or her term of office.

The Board's recommendation for Section 4.05 is set forth in Exhibit 9.

Section 8.01. - Sale of personal property; ~~procedure; public notice.~~

The Board recommends amending Section 8.01, requiring that the procedure for the sale of personal property belonging to the City shall be as provided by ordinance.

The Board's recommendation for Section 8.01 is set forth in Exhibit 10.

Section 8.02. - Sale of city public lands and of public property to public bodies.

The Board recommends amending Section 8.02 to outline the process of selling or otherwise conveying City-owned property to public bodies or allowing public bodies to make improvements on City-owned property. The use would have to be for a paramount public purpose, to wit, an activity that is essential to the health, morals, protection, or welfare of the city, or for use predominantly for educational, literary, scientific, or charitable purposes, as determined by the City of Fort Lauderdale City Commission.

The Board's recommendation for Section 8.02 is set forth in Exhibit 11.

Section 8.04. - Sale of real property to private ~~parties~~persons, firms or corporations.

The Board recommends amending Section 8.04 to provide that the city's sale of real property to private parties be as provided by ordinance and consistent with applicable law, and subject to adoption of a resolution by the affirmative vote of at least four commissioners containing a finding that the sale would be in the city's best interest.

The Board's recommendation for Section 8.04 is set forth in Exhibit 12.

Section 8.09. – Leases, licenses, concessions, and use agreements for more than one year and not more than fifty years.

The Board recommends amending Section 8.09 to clarify that all use agreements, including leases, license agreements, concession agreements, facility use agreements, and other types of use agreements (each is an "Instrument") with private parties for the use of real property owned by the City are subject to a fifty-year maximum, including any renewals or extensions.

The City Commission's approval of an Instrument would be subject to the following:

1. Approval of any Instrument having a duration exceeding one year would require a resolution adopted by the affirmative vote of at least four commissioners containing a finding that such use of the property would be in the city's best interest and the City Commission's consideration of a fair market value analysis of the property prepared by a qualified independent consultant hired by the City at the private party's expense; and

2. In addition to the requirement of a fair market value analysis described in #1, the approval of an Instrument having a duration exceeding ten years, including any optional renewals or extensions, would require the City Commission's consideration of an accompanying business viability report prepared by a qualified independent consultant hired by the City at the private party's expense; and

3. Each Instrument must contain a provision prohibiting assignment except upon the affirmative vote of at least four commissioners.

The Board's recommendation for Section 8.09 is set forth in Exhibit 13.

Section 8.21. - Disposing of ~~public~~park property.

The Board recommends amending Section 8.21 by deleting the first paragraph, which is a superfluous statement of the City's right to dispose of public property. In addition, the Board recommends:

1. That the City not dispose of land zoned Parks, Recreation and Open Space except as may be approved in a referendum at a special election called pursuant to Section 7.11 of the Charter;

2. That the City not lease land zoned Parks, Recreation and Open Space except pursuant to a unanimous vote of the entire City Commission; and

3. That the date of November 10, 2004, be removed from the Charter, resulting in the requirement that a unanimous vote of the entire City Commission would be necessary to remove the Parks, Recreation and Open Space designation from any parcel.

The Board's recommendation for Section 8.21 is set forth in Exhibit 14.

Sec. 3.03. Qualification of members; forfeiture of office.

To be eligible to hold the office of mayor of the City of Fort Lauderdale, ~~or to qualify for nomination or election as such,~~ a the candidate shall have resided continuously in the City of Fort Lauderdale as a permanent resident for at least six (6) months immediately preceding the date of qualification for such office, ~~the election,~~ shall continuously reside in the City of Fort Lauderdale, and shall be a resident of the State of Florida and a citizen of the United States of America and an elector of the City of Fort Lauderdale at the time of qualification for such office; ~~shall be duly qualified to vote at city, state and national elections; shall be over the age of twenty-one (21) years; shall be otherwise qualified for such office as provided in this charter provided;~~ shall hold no other public elective office; ~~and shall not be an officer, employee, or serving any capacity with in the city government of the City of Fort Lauderdale at the time of filing a candidate oath in accordance with section 7.14 of this charter,~~ except that a city commissioner serving may qualify for election to the office of mayor, and the mayor may qualify for reelection subject to section 3.02 of this charter, and shall reside continuously as a permanent resident of the City of Fort Lauderdale during the term of office. Candidates for ~~nomination or election~~ as mayor shall comply with all the rules and regulations set ~~forth~~ out in the charter as to their conduct. Any candidate for mayor or any mayor who shall cease to possess the qualifications required herein shall forthwith forfeit his or her office or candidacy.

To be eligible to hold the office of city commissioner of the City of Fort Lauderdale, ~~or to qualify for nomination or election as such,~~ the a candidate shall have resided continuously in the City of Fort Lauderdale as a permanent resident of the city commission district for which such candidate seeks office for at least six (6) months immediately preceding the date of qualification the election for such office, except that in any year in which there has been a reestablishment of city commission districts (a "Reestablishment"), and shall reside in the commission district from which he or she seeks election on the day he or she qualifies as a candidate for that the office of city commission whose permanent residence in the City of Fort Lauderdale is in a different city commission district as a result of the Reestablishment may seek office as a city commissioner in the city commission district of his or her permanent residence that results from the Reestablishment, ~~shall continuously reside in that district and shall be a resident of the State of Florida, and a citizen of the United States of America; shall be duly qualified to vote at city, state and national elections; shall be over the age of twenty-one (21) years; and shall be otherwise qualified as in this charter provided; shall hold no other public elective office; and shall not be an officer, employee or serving in any capacity with the city government;~~ In addition, to be eligible to hold the office of city commission, a candidate shall be a citizen of the United States of America and an elector of the City of Fort Lauderdale at the time of qualification for such office, shall be otherwise qualified for such office as provided in this charter, shall hold no other public elective office, shall not be an officer, employee, or serving in any capacity in the government of the City of Fort Lauderdale at the time of filing a candidate oath in accordance with section 7.14 of this charter, ~~except that a city commissioner serving may qualify for reelection~~ subject to section 3.02 of this charter, and shall reside

Exhibit 1

continuously as a permanent resident of the district to which such commissioner is elected during the term of office. Candidates for ~~nomination or election for the office of~~ as city commissioner shall comply with all the rules and regulations set ~~out~~ forth in the charter as to their conduct. Any candidate for city commission or any city commissioner who shall cease to possess the qualifications required herein shall forthwith forfeit his or her office or candidacy.

Sec. 3.04. Judge of elections and qualifications of members.

~~The city commission shall be the judge of all municipal elections and referendums and of the qualifications of its members, subject to review by the courts. At the time that the city commission meets to canvass the results of any election, any registered elector of City of Fort Lauderdale shall be entitled to file with the city commission an affidavit setting out the facts showing that a candidate has violated the provisions of this charter as to the manner of his or her election, or is otherwise unqualified to hold office, and the city commission shall take proof at such meeting and declare the results.~~

Sec. 3.05. Designation of vice-mayor.

- (a) ~~At its first meeting after the regular triennial election of 1988, the first regular city commission meeting after certification of the election results of a regular municipal election shall, and at the first regular meeting in November every year thereafter until the next regular municipal election, the city commission shall, by resolution, designate a district commissioner as vice-mayor. The vice-mayor selected in 1988 shall serve until the first city commission meeting to be held in April 1989 and at that meeting and at the first meeting in April for every year thereafter the city commission shall by resolution designate a district commissioner as vice-mayor. However, in the event, during the period between regular municipal elections, the vice-mayor leaves office and a new district commissioner takes office ("Substitute Commissioner"), at the first regular meeting after the Substitute Commissioner takes office, the city commission shall, by resolution, designate a district commissioner as vice-mayor.~~ Should a commissioner decline or be otherwise disqualified from serving in the office of vice-mayor, then and in that event, another district commissioner shall be designated by resolution to serve in such office.
- (b) The vice-mayor shall preside at any meeting of the city commission from which the mayor is absent and shall perform those functions and duties set forth in section 4.04 hereof. Should the mayor resign from office or be otherwise unable to continue to serve as mayor, the vice-mayor shall serve as mayor until the vacancy in the office of mayor shall be filled as provided herein.

Sec. 3.08. Forfeiture of office.

Absence by any commissioner from four (4) consecutive regular meetings of the city commission shall operate to vacate the seat of such member, unless such absence is excused by the city commission, by formal action duly entered upon the minutes. ~~Any member of the city commission who shall, while in office, be convicted of a felony, shall thereupon forfeit his or her office, notwithstanding any appeal or right of appeal he or she may take or have subsequent to such conviction.~~ Any member of the city commission who shall violate the provisions of article VI, section 6.06 of this charter shall forfeit his or her office.

Sec. 3.09. Organizational meeting.

~~On the first regular meeting day in December following each regular election the existing date of the first regular city commission meeting shall meet at the usual place for holding the meetings of the legislative body of the city, for the purpose of transacting any and all necessary business before assumption of office by the after the certification of election results by the Broward County Canvassing Board, all newly elected commissioners officials shall take an oath of office and assume the duties of office. At 11:00 a.m. Eastern Standard Time the newly elected city commissioners shall assume the duties of office.~~

Sec. 3.10. Special meeting to seat a new member.

On the first Tuesday following the election of a new member, elected at other than a quadrennial regular election, the commission shall meet to receive such new member.

Sec. 3.13. – Meetings ~~place; meetings to be public.~~

~~All~~The city commission shall hold regular meetings of the city commission shall be held at the usual place of holding meetings of the city commission; but a special meeting may be held elsewhere in the city under authority of a resolution previously adopted authorizing such meetings. Meetings of the city commission shall be public, and any citizen shall have access to the minutes and records thereof at all reasonable times and under the supervision of the city clerk. The commission shall prescribe its own rules, regulations and order of business, and shall keep minutes of its proceedings. The mayor shall maintain order at all meetings, and the police department, upon instructions of the mayor, shall expel any person from the meeting who refuses to obey the order of the mayor in relation to preserving order at the meetings. The commission may meet in conference session at a place other than the regular meeting place, but no official action shall be taken at such conference meeting. on the first and third Tuesdays of each month (“Regular Meetings”). If a Regular Meeting falls on a legal holiday, then the meeting shall be held on the succeeding Wednesday. The commission may, by resolution, reschedule a particular Regular Meeting to a date other than as established in this section (“Rescheduled Meeting”), provided that the resolution so adopted is published in the official newspaper of the city once at least three (3) days before the Rescheduled Meeting. The city commission may, by motion, eliminate Regular Meetings for one (1) month each year to provide for vacations. In addition to Regular Meetings, special meetings may be held by the City Commission from time to time (“Special Meeting”). Collectively, Regular Meetings and Special Meetings are “Meetings.” Each individually is a “Meeting.”

The agenda for Meetings shall be established by the city manager. Public hearings, ordinances, resolutions and motions shall be heard after 6:00 p.m. The agenda, together with all reasonable backup materials shall be provided to the city commission at least three working days before each Meeting. If reasonable backup material on a particular agenda item is not provided to the commission at least three business days prior to the applicable Meeting, the item shall not be considered at that Meeting absent the affirmative vote of four commissioners.

Meetings of the city commission shall be public, and minutes of the meeting shall be maintained. The public shall have access to the minutes thereof at all reasonable times and under the supervision of the city clerk. The commission shall prescribe its order of business and shall by ordinance prescribe its rules of parliamentary procedure and identify a parliamentarian. The mayor shall maintain order at all meetings, and the police department, upon instructions of the mayor, shall expel any person from the meeting who refuses to obey the order of the mayor in relation to preserving order at the meetings.

Sec. 3.15. Initiative and referendum; petition for proposed ordinance.

Any proposed ordinance, including ordinances for the repeal or amendment of the "Code of Ordinances of the City of Fort Lauderdale, Florida," then in effect, may be initiated, submitted and enacted in the following manner:

- (a) Power to initiate and reconsider ordinances.
 - (i) Initiative. The electors of the city shall have the power to propose ordinances to the city commission and, if the city commission fails to adopt an ordinance so proposed without any change in substance, to adopt or reject it at a city election. Such power shall not apply to the city's budget or community investment plan, any amendment of the city's budget or community investment plan, or the salaries or benefits of elected officials, city officers, or employees. In addition, such power shall not apply to any ordinance levying taxes, changing the actual zoning map designation of a parcel or parcels of land, or changing the actual list of permitted, conditional, or prohibited uses within a zoning category.
 - (ii) Referendum. The electors of the city shall have power to require reconsideration by the city commission of any adopted ordinance and, if the city commission fails to repeal an ordinance so reconsidered, to approve or reject it at a city election. Such power shall not apply to any ordinance levying taxes, changing the actual zoning map designation of a parcel or parcels of land, or changing the actual list of permitted, conditional, or prohibited uses within a zoning category.
- (b) Commencement of proceedings. A minimum of ten electors may commence initiative or referendum proceedings by filing an affidavit with the city clerk (the "Affidavit") stating that they will constitute the petitioners' committee (the "Committee"). The Affidavit shall state the names and addresses of the Committee members and shall specify the address to which notices to the Committee are to be sent.
- (ac) ~~A The committee Committee of not less than one thousand (1,000) electors of the city shall prepare and sign a petition addressed to the City Commission of the City of Fort Lauderdale requesting that a submit the proposed ordinance or the citation of the ordinance to be reconsidered, together with a proposed petition on a form provided by the city ("Petition"), to the city attorney, who shall have thirty (30) days from receipt to find whether the proposed ordinance and the proposed petition are legally sufficient attached to the petition be enacted. Each signer of the petition must be an elector of the city and shall sign his or her name in ink and shall indicate his or her place of residence and voting precinct. The petition shall have attached the certificate of the supervisor of elections indicating whether each of the signers~~

~~is a qualified elector of the city. Thereafter, such signers shall be referred to as the committee, and one (1) member shall be designated therein as chairman of the committee. The committee shall have the right to request In the event the city attorney finds that the, in writing, to assist in the drafting of such proposed ordinance or the proposed petition is, or both, are legally insufficient, in proper form, and such the city attorney shall inform the Committee of the circumstances of the level insufficiency, and the Committee shall have draft the proposed ordinance in proper form within thirty (30) days from receipt of the city attorney's notice of legal insufficiency with which to redraft and resubmit the proposed ordinance or the proposed petition or both to the city attorney after being requested to do so by said committee in writing. He or she shall append to the drafted form of ordinance his or her opinion as to the legality of such proposed ordinance. The city attorney shall have thirty (30) days from receipt of the redrafted proposed ordinance or proposed petition or both within which to find the redrafted proposed ordinance or proposed petition or both legally sufficient or legally insufficient.~~

(d) Following a finding by the city attorney that the proposed ordinance and Petition are legally sufficient, the city clerk may, at the Committee's request and expense, issue the appropriate Petition blanks to the Committee.

(e) Petitions.

(i) Number of signatures. Initiative Petitions must be signed by at least one (1) percent of the total number of electors registered to vote at the city's last regular municipal election. Referendum Petitions must be signed by at least one (1) percent of the total number of electors registered to vote at the last regular city election.

(ii) Form and content. All portions of a Petition shall be assembled as one instrument. Each signature shall be executed in ink and shall be followed by the printed name and address of the person signing (collectively, "Compliant Signature"). Throughout circulation, Petitions shall contain or have attached the full text of the ordinance proposed or sought to be reconsidered.

(iii) Qualifying deadline. Petitions must be filed with the city clerk or the city clerk's designee within 180 days of the date of the city attorney's finding that the proposed ordinance and Petition are legally sufficient.

(f) Procedure for filing of Petitions.

(i) Certificate of Supervisor of Elections. Upon the Committee's payment to the Broward County Supervisor of Elections ("Supervisor") of the cost of signature verification established by the Supervisor ("Supervisor Verification Cost"), the Supervisor shall complete a certificate as to

compliance with the provision of subsection (e) of this Section ("Certificate"). If insufficient, the Certificate shall specify the particulars of the deficiency. A copy of the Certificate shall be sent promptly to the Committee and the city clerk by electronic means with electronic verification of receipt.

(ii) Amendment. A Petition certified insufficient because it lacks the required number of Complaint Signatures may be supplemented by the filing of additional Complaint Signatures within fifteen (15) days from the date of the Certificate ("Supplementary Petition") and upon the Committee's payment to the Supervisor of any additional Signature Verification Cost. The Supervisor shall complete a Certificate as to the sufficiency of the Petition as amended by the Supplementary Petition ("Amended Petition") and promptly forward a copy of the Certificate to the Committee and the city clerk by electronic means with electronic verification of receipt.

(iii) Submission to the city commission. If a Petition or Amended Petition is certified sufficient, or if a Petition is certified insufficient and the Committee does not elect to file a Supplementary Petition, or if an Amended Petition is certified insufficient, the city clerk shall promptly present the Certificate to the city commission.

~~(b) Such signed petition and proposed ordinance and the opinion of the city attorney shall be presented by the committee to the city commission at a regular meeting, after sixty (60) days prior notice to the city manager that such matter will be presented at such meeting. An opportunity shall be given for proponents and opponents of the proposed ordinance to be heard. At such meetings the city commission shall take definite action upon the ordinance by rejecting same, failing to take action upon same, passing same in prepared form upon first reading or passing same in amended form upon first reading. If passed on first reading in an amended form, the chairman of the committee shall state in open meeting whether the committee accepts or rejects the ordinance, as amended, and the decision of the chairman shall be binding upon the committee. If the committee accepts the amended ordinance, as aforesaid, or if the city commission accepts the proposed ordinance, same shall be placed upon its first reading at such meeting, upon the second reading at the next regular meeting. If the proposed ordinance is passed upon first reading, or if the proposed ordinance is amended and passed upon first reading, and such amended ordinance is accepted and approved by the chairman of the committee, it shall be the duty of the city commission to pass such ordinance, and to continue reading such ordinance upon progressive readings at each regular meeting of the city commission until such ordinance is duly enacted.~~

(eg) ~~If the city commission should:~~ Action on Petitions.

- (4i) ~~Reject the proposed ordinance; or~~ Action by city commission. Upon receipt of a Certificate determining a Petition is sufficient, the city commission shall promptly consider the proposed initiative ordinance or reconsider the referred ordinance. If the city commission fails to adopt a proposed initiative ordinance without any change in substance within forty-five (45) days or fails to repeal the referred ordinance within thirty (30) days, it shall submit the proposed or referred ordinance to the electors of the city. If the city commission fails to act on a proposed initiative ordinance or a referred ordinance within the requisite time period, the city commission shall be deemed to have failed to adopt the proposed initiative ordinance or failed to repeal the referred ordinance on the last day that the city commission was authorized to act on such matter.
- (2ii) ~~Fail to take action upon said proposed ordinance; or~~ Submission to electors. The vote of the electorate on a proposed or referred ordinance shall be held in conjunction with the city's next regular municipal election unless the Committee elects an earlier vote of the electorate, either in conjunction with an earlier available Broward County election, or by mail ballot election, provided that the Committee shall prepay the cost of a vote of the electorate that is held earlier than the city's next regular municipal election.
- (3iii) ~~Pass the ordinance in an amended form not acceptable to the committee; or~~ Withdrawal of petitions. A Petition may be withdrawn at any time prior to the fifteenth (15th) day preceding the day scheduled for a vote of the electorate by filing with the city clerk a request for withdrawal signed by at least eight-tenths of the members of the Committee. Upon the filing of such request the Petition shall have no further force or effect and all proceedings thereon shall be terminated.
- (4) ~~Fail to pass the proposed ordinance upon first and second reading; or~~
- (5) ~~Fail to pass an amended ordinance, acceptable to the committee, upon successive meetings; or~~
- (6) ~~Do any act to delay passage of such ordinance; the chairman of the committee shall have the right to demand in writing that an election upon the matter of enactment of the proposed ordinance, or amended ordinance which has been accepted or approved by the committee, be held in the manner provided in section 3.18 of this charter, and at such meetings at which such demand in writing is presented, the said city commission shall take action either calling such election or refusing to call such election, and the failure to call such election shall constitute a refusal.~~

(h) Results of election.

- (i) Initiative. If a majority of the qualified electors voting on a proposed initiative ordinance vote in its favor, it shall be considered adopted upon certification of the election results. If conflicting ordinances are approved at the same election, the one receiving the greatest number of affirmative votes shall prevail to the extent of such conflict.
- (ii) Referendum. If a majority of qualified electors voting on a referred ordinance vote for its repeal, it shall be considered repealed upon certification of the election results.

Sec. 4.05. City manager; appointment; qualifications; compensation.

The city commission shall appoint a city manager who shall be the administrative head of the municipal government answerable to and under the direction and supervision of the city commission, and he or she shall hold office at the pleasure of the city commission. He or she shall receive such compensation as the city commission may by resolution fix and determine, and shall furnish such bond as the city commission may require. He or she shall be chosen solely on the basis of his or her executive and administrative qualifications, without regard to his or her political belief, shall be over the age of twenty-one (21) years, shall ~~reside in~~ be a permanent resident of the city during his or her term of office, but he or she need not be a resident of the city or state at the time of his or her appointment. A city manager shall serve the city on a full-time basis. He or she shall not be or become engaged in any other occupation. He or she shall not serve on any committee, board, or as an officer of any enterprise, compensated or not, while in the city's service, except by approval of the city commission by resolution.

Sec. 8.01. - Sale of personal property; ~~procedure; public notice.~~

Personal property belonging to the city shall not be sold, except as provided by ordinance ~~where competitive bidding conditions have been maintained. Where the value of the personal property exceeds five thousand dollars (\$5,000.00), same may not be sold except after public notice to bidders by publication. The sale shall be made to the highest and best bidder for cash, and no personal property shall be sold on terms. The provisions of this section shall not apply in instances where depreciated personal property is traded in on new equipment, bought by the city, but in such instances the amount allowed for personal property traded in on new equipment purchased must be definitely specified in the bid.~~

Sec. 8.02. - Sale of city public lands and of public property to public bodies.

Subject to the provisions of Sections 8.04 and 8.09, City of Fort Lauderdale is hereby authorized and empowered to ~~enter into contracts with and to sell,~~ alienate, exchange, give, grant, or convey to the United States of America or any of its departments or agencies, to the State of Florida or any of its counties, districts, subdivisions, municipalities, or agencies, or to any other public body, any ~~public places or any public property,~~ real or personal, now owned by ~~said the~~ City of Fort Lauderdale or hereafter acquired, or allow any such public body to make improvements on any property owned by the City of Fort Lauderdale, to be used by such public body or agency for a paramount public purpose, to wit, an activity that is essential to the health, morals, protection, or welfare of the city, as determined by the City of Fort Lauderdale City Commission, or for use predominantly for educational, literary, scientific, or charitable purposes. ~~or make improvements upon public property used for a public purpose, under the following conditions, to-wit:~~

- (a) ~~The city commission shall first adopt a resolution determining and declaring its intention to sell, alienate, give, exchange, grant, or convey certain public property to a designated public body, or make improvement to public property, and such resolution shall particularly describe the public lands, public property, improvements or places intended to be conveyed or improved, the purchase price to be paid, if any, the public purpose for which such land or such property will be used by the grantee, and other details of the sale, and designate a day not less than thirty (30) days after the adoption of such resolution, on which a public hearing will be had before the city commission upon such proposal.~~
- (b) ~~If any public property intended to be sold, alienated, given away, granted or conveyed to any other public body is encumbered by any bonds or obligation for which such property or the revenue derived therefrom is specially pledged, provision must be made in the proposal and plan to simultaneously discharge and pay the obligations for payment of which such lands or revenues derived therefrom are specially pledged.~~
- (c) ~~Such resolution shall be published in full in two (2) issues of a newspaper published in said city with the first publication not less than ten (10) days before such public hearing and the second publication one (1) week after the first publication.~~
- (d) ~~At the time designated for a public hearing, the terms of the proposal and the use of the property shall be explained to the public and opportunity given for citizens and taxpayers to be heard upon such proposal.~~
- (e) ~~At such meetings, or any designated adjourned meeting, the city commission shall pass another resolution either confirming or repealing the resolution previously adopted, or confirming the previous resolution with amendments or additions. If the previous resolution is confirmed in its~~

~~original form, or with amendments or additions, such confirming resolution shall direct the proper city officials to execute and deliver deed of conveyance under the terms and conditions set out in the resolution as confirmed.~~

- (f) ~~The provisions of this section to the contrary notwithstanding, the city may sell (for fair market value) or trade (for like value) surplus stock of supplies or equipment belonging to the city to another governmental entity by any procedure as may be established under the "Purchasing Ordinance of the City of Fort Lauderdale" [Code ch. 2, art. V, div. 2].~~

Sec. 8.04. - Sale of real property to private partiespersons, firms or corporations.

Except as provided in Section 8.21, the City of Fort Lauderdale is hereby authorized and empowered to sell any public lands and improvements thereon real property owned by the, title to which is vested in City of Fort Lauderdale, to any private party, as provided by ordinance and consistent with applicable law, subject to the following, person, firm or corporation (other than a public body) under the following conditions, to-wit:

- (a) ~~Resolution declaring property not needed for public use. The city commission shall adopt a resolution at a regular meeting of the city commission particularly describing the land by metes and bounds, reference to a recorded plat or government survey, its location by street number, if any there be, a description of all improvements located upon the land, and shall declare how said land has been used since same has belonged to the city, why it is desirable to sell same, and that the city does declare and determine that it is for the best interests of the city that such lands and facilities be sold. The resolution declaring that such lands be sold shall state whether the sale shall be made for cash or terms. Where the value of the land is determined by the city commission to be less than ten thousand dollars (\$10,000.00), the sale shall be for cash. Where the value of the land is determined by the city commission to exceed ten thousand dollars (\$10,000.00), the city commission may sell same for twenty-five (25) percent cash and the balance upon terms, with installments due yearly, not exceeding ten (10) years, with interest to be determined by the city commission. The city shall sell, without competitive bidding, to the party making the best offer, but the city may reject any and all offers at any time. Offers shall be accompanied by cashier's checks or certified checks payable to the city in an amount equal to at least ten (10) percent of the offer. In no event shall the sale be for less than seventy-five (75) percent of the appraised value of the property as determined by the city commission. The approval of any sale of improved or unimproved real property shall be pursuant to a resolution containing a finding that such sale would be in the city's best interest adopted by the affirmative vote of at least four commissioners.~~
- (b) ~~Notice; offers. Within seven (7) days after the adoption of the resolution, it shall be published by the city in one (1) issue of the official newspaper. Offers shall be accompanied by cashier's checks or certified checks payable to the city in an amount equal to at least ten (10) percent of the offer.~~
- (c) ~~Protests. During the period intervening between the adoption of the resolution and the date of sale, taxpayers and registered electors of the city may protest or object to the sale, or propose other public uses for the said property, and the city commission may rescind its former action and repeal~~

~~the resolution declaring the property should be sold, if it deems same expedient and proper.~~

- ~~(d) Authority to sell; cemetery lots excepted. Subject to the foregoing provisions, City of Fort Lauderdale is hereby empowered to sell and dispose of any lands, improvements, public buildings, recreational parks and other lands now owned or hereafter acquired by said city, and in the deed of conveyance may place such conditions, limitations and restrictions on the use of such property by the purchasers as to the city commission shall seem proper. The above restrictions as to sale of public property shall not apply to sale of municipal cemetery lots, which are subject to rules and regulations governing same.~~
- ~~(e) Resolution accepting offer and authorizing conveyance. At any regular meeting after publication of the resolution as heretofore provided in paragraph (b), the city commission may adopt a resolution accepting the best offer and authorizing the execution of a deed of conveyance; provided that if such property is encumbered by any bonds or obligations for which such property or the revenue derived therefrom is specially pledged, the purchase price must be sufficient to pay and discharge such bonds or obligations according to the terms thereof.~~
- ~~(f) Notwithstanding the provisions of this section or other provisions of this article In addition, City of Fort Lauderdale shall have the right to exchange, deed or convey portions of real property owned by the City of Fort Lauderdale publicly owned lands, or grant concessions, leases or rights therein to private persons, in consummating a transaction whereby City of Fort Lauderdale acquires property needed in connection with a public improvement or a public use.~~
- ~~(g) The City of Fort Lauderdale is hereby authorized to pay a real estate commission to any registered real estate broker, licensed to do business in the State of Florida, who negotiates and procures a purchaser or tenant for any real estate sold or leased by the City of Fort Lauderdale. Such real estate commission shall only be paid, however, on the consummation of such sale or lease, and the commission paid shall in each instance be determined by the city commission based upon what it believes to be a fair and equitable commission for the service to be rendered.~~

Sec. 8.09. – Leases, licenses, concessions, and use agreements for more than one year and not more than fifty years.

City is hereby empowered to lease to, or enter into license agreements, or concession agreements, facility use agreements, or other types of use agreements, (each is an "Agreement"), with, ~~to private parties~~ persons, firms or corporations, for ~~the nonpublic use of purposes~~, any improved or unimproved real lands, improvements, public buildings, recreational parks or facilities, golf courses, public beaches, public utility plants, or any public works or public property, of any kind including air space over such real public property, owned ~~or operated~~ by the City of Fort Lauderdale, and not needed for governmental ~~city~~ purposes, whether used in a governmental or in a proprietary capacity, for a period of not more than fifty (50) years; including any renewals or extensions. ~~plus such length of time, not to exceed five (5) years, determined by the city commission to be reasonably necessary to complete construction of the improvements proposed for the demised premises by such Agreements having a duration exceeding one year shall be pursuant to a resolution adopted by the affirmative vote of at least four commissioners containing a finding, based on a fair market value analysis of the property and an evaluation of the qualifications of the private party prepared by a qualified independent consultant hired by the city at the private party's expense, that such use of the property would be in the city's best interest~~ persons, firms or corporations. In addition, included in the city commission's consideration of any Agreement that has a duration exceeding ten years, including any optional renewals or extensions, shall be the consideration of an accompanying business viability report prepared by a qualified independent consultant hired by the city at the private party's expense. Each Agreement shall contain a provision that the Agreement may not be assigned except upon the affirmative vote of at least four commissioners. ~~Each lease shall be authorized only after public hearing, under authority of a resolution duly adopted at a meeting duly held at a designated adjourned meeting, under the following conditions, to wit:~~

- (a) ~~One (1) of the conditions for leasing such public property may be obligations of the lessee to construct thereon buildings or improvements to be used in connection with an existing facility, or to construct improvements on said property, if same is vacant, and in a manner not detrimental or harmful to the operation of the proposed facility. In no event shall the fee title of the city be subordinated except upon terms and conditions as approved by the city commission.~~
- (b) ~~The city commission shall adopt a resolution at a regular meeting of the city commission specifying the facility to be leased, described by metes and bounds, or by reference to a recorded plat, if any, and giving its location by street number, if any, and a description of all improvements located upon the land, and shall declare how said land and improvements have been used since same have belonged to the city and the reasons for offering such land and improvements for lease.~~
- (c) ~~At any time, not less than thirty (30) days nor more than sixty (60) days, after the adoption of such resolution the land and improvements shall be~~

~~offered upon competitive conditions for lease as desired and a notice shall be published by the city in the official newspaper for two (2) issues prior to the date set for receiving such bids for lease, with the first publication not less than ten (10) days before said date of receiving bids and the second publication one (1) week after the first, on which date sealed bids shall be received by the city commission for the lease of said publicly owned lands and facilities. The sealed bids must be accompanied by cash, cashier's check or certified check payable to the city in an amount equal to at least ten (10) percent of the first year's rental. The city commission, in offering such public property or public owned facility for lease, shall set out in said resolution and notice such terms and conditions as deemed pertinent under which said facility will be leased and the number of years for which said facility shall be leased. The city commission shall consider any and all proposals and accept the proposal which, in its judgment, shall be the most advantageous lease for the city; but the city commission may reject any and all bids. Upon the city commission approving any proposal submitted as provided herein, said proposal shall be accepted by resolution duly adopted, authorizing preparation of the lease, provided a valid referendum petition has not been filed. If before the day advertised for receiving bids for lease of such property, a referendum petition is filed with the city clerk signed by fifteen (15) percent of the registered voters, demanding a referendum election upon the question of leasing such property, no lease shall be executed by the officials of the city until after approved by a majority of the voters participating in such referendum election. Such referendum election shall be called and held as provided in this charter.~~

- (d) ~~The resolution accepting the bid shall require the preparation of a form of lease for execution, embodying the terms and conditions of the bid and other legal requirements, for submission to the commission at its next regular meeting or at a designated meeting. At least three (3) days before the meeting date, the lease shall be posted on a public bulletin board by the city clerk and each commissioner shall be given a copy of the lease with a covering summary letter, providing, however, that in case of emergency, such procedure may be waived by the affirmative vote of three (3) of the commissioners. The city attorney or city manager shall be required to give a summary of the lease to the public at such meeting which shall be open to the public. Citizens and taxpayers shall have an opportunity to object to the terms and conditions of such lease. If the commission is satisfied with the terms and conditions of such lease, it shall pass a resolution authorizing execution of such lease by the proper officials of the city, upon compliance upon the part of the lessee. Amendment to such lease may be made from time to time by mutual consent, observing the same formality as in the original lease.~~

Sec. 8.21. Disposing of ~~public park~~ property.

~~The right of the city to sell, exchange, lease, franchise or deed public property, under the methods and procedures provided in this article, shall not be limited, restricted or abridged on account of the method, source or means by which such property was acquired, the source from which funds were obtained to acquire such property, the use to which this property has been devoted or is presently devoted, or whether such property is used and operated in a governmental or proprietary capacity.~~

~~Notwithstanding anything to the contrary in this Charter, the city shall not sell, or transfer, or lease for more than one (1) year, any land zoned park Parks, Recreation and Open Space in accordance with the City's Unified Land Development Regulations except as approved in a referendum at a special election called pursuant to Section 7.11. ~~without a unanimous vote of the entire city commission.~~ Additionally, any land zoned park on November 10, 2004, shall require a unanimous vote of the entire city commission to remove such designation.~~

Notwithstanding anything to the contrary in this Charter, the city shall not enter into any lease, license agreement, concession agreement, facility use agreement, or other type of use agreement, for more than one (1) year with respect to any land zoned Parks, Recreation and Open Space in accordance with the City's Unified Land Development Regulations without a unanimous vote of the entire city commission.

Additionally, any land zoned Parks, Recreation and Open Space in accordance with the City's Unified Land Development Regulations shall require a unanimous vote of the entire city commission to remove such designation.

Sec. 3.03. Qualification of members; forfeiture of office.

To be eligible to hold the office of mayor of the City of Fort Lauderdale, ~~or to qualify for nomination or election as such,~~ a the candidate shall have resided continuously in the City of Fort Lauderdale as a permanent resident for at least six (6) months immediately preceding the date of qualification for such office, ~~the election,~~ shall continuously reside in the City of Fort Lauderdale, and shall be a resident of the State of Florida and a citizen of the United States of America and an elector of the City of Fort Lauderdale at the time of qualification for such office; ~~shall be duly qualified to vote at city, state and national elections; shall be over the age of twenty-one (21) years; shall be otherwise qualified for such office as provided in this charter provided;~~ shall hold no other public elective office; ~~and shall not be an officer, employee, or serving any capacity with in the city government of the City of Fort Lauderdale at the time of filing a candidate oath in accordance with section 7.14 of this charter,~~ except that a city commissioner serving may qualify for election to the office of mayor, and the mayor may qualify for reelection subject to section 3.02 of this charter, and shall reside continuously as a permanent resident of the City of Fort Lauderdale during the term of office. Candidates for ~~nomination or election as mayor~~ shall comply with all the rules and regulations set ~~forth~~ out in the charter as to their conduct. Any candidate for mayor or any mayor who shall cease to possess the qualifications required herein shall forthwith forfeit his or her office or candidacy.

To be eligible to hold the office of city commissioner of the City of Fort Lauderdale, ~~or to qualify for nomination or election as such,~~ the a candidate shall have resided continuously in the City of Fort Lauderdale as a permanent resident of the city commission district for which such candidate seeks office for at least six (6) months immediately preceding the date of qualification the election for such office, except that in any year in which there has been a reestablishment of city commission districts (a "Reestablishment"), and shall reside in the commission district from which he or she seeks election on the day he or she qualifies as a candidate for that the office of city commission whose permanent residence in the City of Fort Lauderdale is in a different city commission district as a result of the Reestablishment may seek office as a city commissioner in the city commission district of his or her permanent residence that results from the Reestablishment, ~~shall continuously reside in that district and shall be a resident of the State of Florida, and a citizen of the United States of America; shall be duly qualified to vote at city, state and national elections; shall be over the age of twenty-one (21) years; and shall be otherwise qualified as in this charter provided; shall hold no other public elective office; and shall not be an officer, employee or serving in any capacity with the city government;~~ In addition, to be eligible to hold the office of city commission, a candidate shall be a citizen of the United States of America and an elector of the City of Fort Lauderdale at the time of qualification for such office, shall be otherwise qualified for such office as provided in this charter, shall hold no other public elective office, shall not be an officer, employee, or serving in any capacity in the government of the City of Fort Lauderdale at the time of filing a candidate oath in accordance with section 7.14 of this charter, ~~except that a city commissioner serving may qualify for reelection~~ subject to section 3.02 of this charter, and shall reside

Exhibit 1

continuously as a permanent resident of the district to which such commissioner is elected during the term of office. Candidates for ~~nomination or election for the office of~~ as city commissioner shall comply with all the rules and regulations set ~~out~~ forth in the charter as to their conduct. Any candidate for city commission or any city commissioner who shall cease to possess the qualifications required herein shall forthwith forfeit his or her office or candidacy.

Sec. 3.04. Judge of elections and qualifications of members.

~~The city commission shall be the judge of all municipal elections and referendums and of the qualifications of its members, subject to review by the courts. At the time that the city commission meets to canvass the results of any election, any registered elector of City of Fort Lauderdale shall be entitled to file with the city commission an affidavit setting out the facts showing that a candidate has violated the provisions of this charter as to the manner of his or her election, or is otherwise unqualified to hold office, and the city commission shall take proof at such meeting and declare the results.~~

Sec. 3.05. Designation of vice-mayor.

- (a) ~~At its first meeting after the regular triennial election of 1988, the first regular city commission meeting after certification of the election results of a regular municipal election shall, and at the first regular meeting in November every year thereafter until the next regular municipal election, the city commission shall, by resolution, designate a district commissioner as vice-mayor. The vice-mayor selected in 1988 shall serve until the first city commission meeting to be held in April 1989 and at that meeting and at the first meeting in April for every year thereafter the city commission shall by resolution designate a district commissioner as vice-mayor. However, in the event, during the period between regular municipal elections, the vice-mayor leaves office and a new district commissioner takes office ("Substitute Commissioner"), at the first regular meeting after the Substitute Commissioner takes office, the city commission shall, by resolution, designate a district commissioner as vice-mayor.~~ Should a commissioner decline or be otherwise disqualified from serving in the office of vice-mayor, then and in that event, another district commissioner shall be designated by resolution to serve in such office.
- (b) The vice-mayor shall preside at any meeting of the city commission from which the mayor is absent and shall perform those functions and duties set forth in section 4.04 hereof. Should the mayor resign from office or be otherwise unable to continue to serve as mayor, the vice-mayor shall serve as mayor until the vacancy in the office of mayor shall be filled as provided herein.

Sec. 3.08. Forfeiture of office.

Absence by any commissioner from four (4) consecutive regular meetings of the city commission shall operate to vacate the seat of such member, unless such absence is excused by the city commission, by formal action duly entered upon the minutes. ~~Any member of the city commission who shall, while in office, be convicted of a felony, shall thereupon forfeit his or her office, notwithstanding any appeal or right of appeal he or she may take or have subsequent to such conviction.~~ Any member of the city commission who shall violate the provisions of article VI, section 6.06 of this charter shall forfeit his or her office.

Sec. 3.09. Organizational meeting.

~~On the first regular meeting day in December following each regular election the existing date of the first regular city commission meeting shall meet at the usual place for holding the meetings of the legislative body of the city, for the purpose of transacting any and all necessary business before assumption of office by the after the certification of election results by the Broward County Canvassing Board, all newly elected commissioners officials shall take an oath of office and assume the duties of office. At 11:00 a.m. Eastern Standard Time the newly elected city commissioners shall assume the duties of office.~~

Sec. 3.10. Special meeting to seat a new member.

On the first Tuesday following the election of a new member, elected at other than a quadrennial regular election, the commission shall meet to receive such new member.

Sec. 3.13. – Meetings ~~place; meetings to be public.~~

~~All~~The city commission shall hold regular meetings of the city commission shall be held at the usual place of holding meetings of the city commission; but a special meeting may be held elsewhere in the city under authority of a resolution previously adopted authorizing such meetings. Meetings of the city commission shall be public, and any citizen shall have access to the minutes and records thereof at all reasonable times and under the supervision of the city clerk. The commission shall prescribe its own rules, regulations and order of business, and shall keep minutes of its proceedings. The mayor shall maintain order at all meetings, and the police department, upon instructions of the mayor, shall expel any person from the meeting who refuses to obey the order of the mayor in relation to preserving order at the meetings. The commission may meet in conference session at a place other than the regular meeting place, but no official action shall be taken at such conference meeting. on the first and third Tuesdays of each month (“Regular Meetings”). If a Regular Meeting falls on a legal holiday, then the meeting shall be held on the succeeding Wednesday. The commission may, by resolution, reschedule a particular Regular Meeting to a date other than as established in this section (“Rescheduled Meeting”), provided that the resolution so adopted is published in the official newspaper of the city once at least three (3) days before the Rescheduled Meeting. The city commission may, by motion, eliminate Regular Meetings for one (1) month each year to provide for vacations. In addition to Regular Meetings, special meetings may be held by the City Commission from time to time (“Special Meeting”). Collectively, Regular Meetings and Special Meetings are “Meetings.” Each individually is a “Meeting.”

The agenda for Meetings shall be established by the city manager. Public hearings, ordinances, resolutions and motions shall be heard after 6:00 p.m. The agenda, together with all reasonable backup materials shall be provided to the city commission at least three working days before each Meeting. If reasonable backup material on a particular agenda item is not provided to the commission at least three business days prior to the applicable Meeting, the item shall not be considered at that Meeting absent the affirmative vote of four commissioners.

Meetings of the city commission shall be public, and minutes of the meeting shall be maintained. The public shall have access to the minutes thereof at all reasonable times and under the supervision of the city clerk. The commission shall prescribe its order of business and shall by ordinance prescribe its rules of parliamentary procedure and identify a parliamentarian. The mayor shall maintain order at all meetings, and the police department, upon instructions of the mayor, shall expel any person from the meeting who refuses to obey the order of the mayor in relation to preserving order at the meetings.

Sec. 3.15. Initiative and referendum; petition for proposed ordinance.

Any proposed ordinance, including ordinances for the repeal or amendment of the "Code of Ordinances of the City of Fort Lauderdale, Florida," then in effect, may be initiated, submitted and enacted in the following manner:

- (a) Power to initiate and reconsider ordinances.
 - (i) Initiative. The electors of the city shall have the power to propose ordinances to the city commission and, if the city commission fails to adopt an ordinance so proposed without any change in substance, to adopt or reject it at a city election. Such power shall not apply to the city's budget or community investment plan, any amendment of the city's budget or community investment plan, or the salaries or benefits of elected officials, city officers, or employees. In addition, such power shall not apply to any ordinance levying taxes, changing the actual zoning map designation of a parcel or parcels of land, or changing the actual list of permitted, conditional, or prohibited uses within a zoning category.
 - (ii) Referendum. The electors of the city shall have power to require reconsideration by the city commission of any adopted ordinance and, if the city commission fails to repeal an ordinance so reconsidered, to approve or reject it at a city election. Such power shall not apply to any ordinance levying taxes, changing the actual zoning map designation of a parcel or parcels of land, or changing the actual list of permitted, conditional, or prohibited uses within a zoning category.
- (b) Commencement of proceedings. A minimum of ten electors may commence initiative or referendum proceedings by filing an affidavit with the city clerk (the "Affidavit") stating that they will constitute the petitioners' committee (the "Committee"). The Affidavit shall state the names and addresses of the Committee members and shall specify the address to which notices to the Committee are to be sent.
- (ac) ~~A The committee Committee of not less than one thousand (1,000) electors of the city shall prepare and sign a petition addressed to the City Commission of the City of Fort Lauderdale requesting that a submit the proposed ordinance or the citation of the ordinance to be reconsidered, together with a proposed petition on a form provided by the city ("Petition"), to the city attorney, who shall have thirty (30) days from receipt to find whether the proposed ordinance and the proposed petition are legally sufficient attached to the petition be enacted. Each signer of the petition must be an elector of the city and shall sign his or her name in ink and shall indicate his or her place of residence and voting precinct. The petition shall have attached the certificate of the supervisor of elections indicating whether each of the signers~~

~~is a qualified elector of the city. Thereafter, such signers shall be referred to as the committee, and one (1) member shall be designated therein as chairman of the committee. The committee shall have the right to request In the event the city attorney finds that the, in writing, to assist in the drafting of such proposed ordinance or the proposed petition is, or both, are legally insufficient, in proper form, and such the city attorney shall inform the Committee of the circumstances of the level insufficiency, and the Committee shall have draft the proposed ordinance in proper form within thirty (30) days from receipt of the city attorney's notice of legal insufficiency with which to redraft and resubmit the proposed ordinance or the proposed petition or both to the city attorney after being requested to do so by said committee in writing. He or she shall append to the drafted form of ordinance his or her opinion as to the legality of such proposed ordinance. The city attorney shall have thirty (30) days from receipt of the redrafted proposed ordinance or proposed petition or both within which to find the redrafted proposed ordinance or proposed petition or both legally sufficient or legally insufficient.~~

(d) Following a finding by the city attorney that the proposed ordinance and Petition are legally sufficient, the city clerk may, at the Committee's request and expense, issue the appropriate Petition blanks to the Committee.

(e) Petitions.

(i) Number of signatures. Initiative Petitions must be signed by at least one (1) percent of the total number of electors registered to vote at the city's last regular municipal election. Referendum Petitions must be signed by at least one (1) percent of the total number of electors registered to vote at the last regular city election.

(ii) Form and content. All portions of a Petition shall be assembled as one instrument. Each signature shall be executed in ink and shall be followed by the printed name and address of the person signing (collectively, "Compliant Signature"). Throughout circulation, Petitions shall contain or have attached the full text of the ordinance proposed or sought to be reconsidered.

(iii) Qualifying deadline. Petitions must be filed with the city clerk or the city clerk's designee within 180 days of the date of the city attorney's finding that the proposed ordinance and Petition are legally sufficient.

(f) Procedure for filing of Petitions.

(i) Certificate of Supervisor of Elections. Upon the Committee's payment to the Broward County Supervisor of Elections ("Supervisor") of the cost of signature verification established by the Supervisor ("Supervisor Verification Cost"), the Supervisor shall complete a certificate as to

compliance with the provision of subsection (e) of this Section ("Certificate"). If insufficient, the Certificate shall specify the particulars of the deficiency. A copy of the Certificate shall be sent promptly to the Committee and the city clerk by electronic means with electronic verification of receipt.

- (ii) Amendment. A Petition certified insufficient because it lacks the required number of Complaint Signatures may be supplemented by the filing of additional Complaint Signatures within fifteen (15) days from the date of the Certificate ("Supplementary Petition") and upon the Committee's payment to the Supervisor of any additional Signature Verification Cost. The Supervisor shall complete a Certificate as to the sufficiency of the Petition as amended by the Supplementary Petition ("Amended Petition") and promptly forward a copy of the Certificate to the Committee and the city clerk by electronic means with electronic verification of receipt.
- (iii) Submission to the city commission. If a Petition or Amended Petition is certified sufficient, or if a Petition is certified insufficient and the Committee does not elect to file a Supplementary Petition, or if an Amended Petition is certified insufficient, the city clerk shall promptly present the Certificate to the city commission.

~~(b) Such signed petition and proposed ordinance and the opinion of the city attorney shall be presented by the committee to the city commission at a regular meeting, after sixty (60) days prior notice to the city manager that such matter will be presented at such meeting. An opportunity shall be given for proponents and opponents of the proposed ordinance to be heard. At such meetings the city commission shall take definite action upon the ordinance by rejecting same, failing to take action upon same, passing same in prepared form upon first reading or passing same in amended form upon first reading. If passed on first reading in an amended form, the chairman of the committee shall state in open meeting whether the committee accepts or rejects the ordinance, as amended, and the decision of the chairman shall be binding upon the committee. If the committee accepts the amended ordinance, as aforesaid, or if the city commission accepts the proposed ordinance, same shall be placed upon its first reading at such meeting, upon the second reading at the next regular meeting. If the proposed ordinance is passed upon first reading, or if the proposed ordinance is amended and passed upon first reading, and such amended ordinance is accepted and approved by the chairman of the committee, it shall be the duty of the city commission to pass such ordinance, and to continue reading such ordinance upon progressive readings at each regular meeting of the city commission until such ordinance is duly enacted.~~

(eg) ~~If the city commission should:~~ Action on Petitions.

- (4i) ~~Reject the proposed ordinance; or~~ Action by city commission. Upon receipt of a Certificate determining a Petition is sufficient, the city commission shall promptly consider the proposed initiative ordinance or reconsider the referred ordinance. If the city commission fails to adopt a proposed initiative ordinance without any change in substance within forty-five (45) days or fails to repeal the referred ordinance within thirty (30) days, it shall submit the proposed or referred ordinance to the electors of the city. If the city commission fails to act on a proposed initiative ordinance or a referred ordinance within the requisite time period, the city commission shall be deemed to have failed to adopt the proposed initiative ordinance or failed to repeal the referred ordinance on the last day that the city commission was authorized to act on such matter.
- (2ii) ~~Fail to take action upon said proposed ordinance; or~~ Submission to electors. The vote of the electorate on a proposed or referred ordinance shall be held in conjunction with the city's next regular municipal election unless the Committee elects an earlier vote of the electorate, either in conjunction with an earlier available Broward County election, or by mail ballot election, provided that the Committee shall prepay the cost of a vote of the electorate that is held earlier than the city's next regular municipal election.
- (3iii) ~~Pass the ordinance in an amended form not acceptable to the committee; or~~ Withdrawal of petitions. A Petition may be withdrawn at any time prior to the fifteenth (15th) day preceding the day scheduled for a vote of the electorate by filing with the city clerk a request for withdrawal signed by at least eight-tenths of the members of the Committee. Upon the filing of such request the Petition shall have no further force or effect and all proceedings thereon shall be terminated.
- (4) ~~Fail to pass the proposed ordinance upon first and second reading; or~~
- (5) ~~Fail to pass an amended ordinance, acceptable to the committee, upon successive meetings; or~~
- (6) ~~Do any act to delay passage of such ordinance; the chairman of the committee shall have the right to demand in writing that an election upon the matter of enactment of the proposed ordinance, or amended ordinance which has been accepted or approved by the committee, be held in the manner provided in section 3.18 of this charter, and at such meetings at which such demand in writing is presented, the said city commission shall take action either calling such election or refusing to call such election, and the failure to call such election shall constitute a refusal.~~

(h) Results of election.

- (i) Initiative. If a majority of the qualified electors voting on a proposed initiative ordinance vote in its favor, it shall be considered adopted upon certification of the election results. If conflicting ordinances are approved at the same election, the one receiving the greatest number of affirmative votes shall prevail to the extent of such conflict.
- (ii) Referendum. If a majority of qualified electors voting on a referred ordinance vote for its repeal, it shall be considered repealed upon certification of the election results.

Sec. 4.05. City manager; appointment; qualifications; compensation.

The city commission shall appoint a city manager who shall be the administrative head of the municipal government answerable to and under the direction and supervision of the city commission, and he or she shall hold office at the pleasure of the city commission. He or she shall receive such compensation as the city commission may by resolution fix and determine, and shall furnish such bond as the city commission may require. He or she shall be chosen solely on the basis of his or her executive and administrative qualifications, without regard to his or her political belief, shall be over the age of twenty-one (21) years, shall ~~reside in~~ be a permanent resident of the city during his or her term of office, but he or she need not be a resident of the city or state at the time of his or her appointment. A city manager shall serve the city on a full-time basis. He or she shall not be or become engaged in any other occupation. He or she shall not serve on any committee, board, or as an officer of any enterprise, compensated or not, while in the city's service, except by approval of the city commission by resolution.

Sec. 8.01. - Sale of personal property; ~~procedure; public notice.~~

Personal property belonging to the city shall not be sold, except as provided by ordinance ~~where competitive bidding conditions have been maintained. Where the value of the personal property exceeds five thousand dollars (\$5,000.00), same may not be sold except after public notice to bidders by publication. The sale shall be made to the highest and best bidder for cash, and no personal property shall be sold on terms. The provisions of this section shall not apply in instances where depreciated personal property is traded in on new equipment, bought by the city, but in such instances the amount allowed for personal property traded in on new equipment purchased must be definitely specified in the bid.~~

Sec. 8.02. - Sale of city public lands and of public property to public bodies.

Subject to the provisions of Sections 8.04 and 8.09, City of Fort Lauderdale is hereby authorized and empowered to ~~enter into contracts with and to sell,~~ alienate, exchange, give, grant, or convey to the United States of America or any of its departments or agencies, to the State of Florida or any of its counties, districts, subdivisions, municipalities, or agencies, or to any other public body, any ~~public places or any public property,~~ real or personal, now owned by ~~said the~~ City of Fort Lauderdale or hereafter acquired, or allow any such public body to make improvements on any property owned by the City of Fort Lauderdale, to be used by such public body or agency for a paramount public purpose, to wit, an activity that is essential to the health, morals, protection, or welfare of the city, as determined by the City of Fort Lauderdale City Commission, or for use predominantly for educational, literary, scientific, or charitable purposes. ~~or make improvements upon public property used for a public purpose, under the following conditions, to-wit:~~

- (a) ~~The city commission shall first adopt a resolution determining and declaring its intention to sell, alienate, give, exchange, grant, or convey certain public property to a designated public body, or make improvement to public property, and such resolution shall particularly describe the public lands, public property, improvements or places intended to be conveyed or improved, the purchase price to be paid, if any, the public purpose for which such land or such property will be used by the grantee, and other details of the sale, and designate a day not less than thirty (30) days after the adoption of such resolution, on which a public hearing will be had before the city commission upon such proposal.~~
- (b) ~~If any public property intended to be sold, alienated, given away, granted or conveyed to any other public body is encumbered by any bonds or obligation for which such property or the revenue derived therefrom is specially pledged, provision must be made in the proposal and plan to simultaneously discharge and pay the obligations for payment of which such lands or revenues derived therefrom are specially pledged.~~
- (c) ~~Such resolution shall be published in full in two (2) issues of a newspaper published in said city with the first publication not less than ten (10) days before such public hearing and the second publication one (1) week after the first publication.~~
- (d) ~~At the time designated for a public hearing, the terms of the proposal and the use of the property shall be explained to the public and opportunity given for citizens and taxpayers to be heard upon such proposal.~~
- (e) ~~At such meetings, or any designated adjourned meeting, the city commission shall pass another resolution either confirming or repealing the resolution previously adopted, or confirming the previous resolution with amendments or additions. If the previous resolution is confirmed in its~~

~~original form, or with amendments or additions, such confirming resolution shall direct the proper city officials to execute and deliver deed of conveyance under the terms and conditions set out in the resolution as confirmed.~~

- (f) ~~The provisions of this section to the contrary notwithstanding, the city may sell (for fair market value) or trade (for like value) surplus stock of supplies or equipment belonging to the city to another governmental entity by any procedure as may be established under the "Purchasing Ordinance of the City of Fort Lauderdale" [Code ch. 2, art. V, div. 2].~~

Sec. 8.04. - Sale of real property to private partiespersons, firms or corporations.

Except as provided in Section 8.21, the City of Fort Lauderdale is hereby authorized and empowered to sell any public lands and improvements thereon real property owned by the, title to which is vested in City of Fort Lauderdale, to any private party, as provided by ordinance and consistent with applicable law, subject to the following, person, firm or corporation (other than a public body) under the following conditions, to-wit:

- (a) ~~Resolution declaring property not needed for public use. The city commission shall adopt a resolution at a regular meeting of the city commission particularly describing the land by metes and bounds, reference to a recorded plat or government survey, its location by street number, if any there be, a description of all improvements located upon the land, and shall declare how said land has been used since same has belonged to the city, why it is desirable to sell same, and that the city does declare and determine that it is for the best interests of the city that such lands and facilities be sold. The resolution declaring that such lands be sold shall state whether the sale shall be made for cash or terms. Where the value of the land is determined by the city commission to be less than ten thousand dollars (\$10,000.00), the sale shall be for cash. Where the value of the land is determined by the city commission to exceed ten thousand dollars (\$10,000.00), the city commission may sell same for twenty-five (25) percent cash and the balance upon terms, with installments due yearly, not exceeding ten (10) years, with interest to be determined by the city commission. The city shall sell, without competitive bidding, to the party making the best offer, but the city may reject any and all offers at any time. Offers shall be accompanied by cashier's checks or certified checks payable to the city in an amount equal to at least ten (10) percent of the offer. In no event shall the sale be for less than seventy-five (75) percent of the appraised value of the property as determined by the city commission. The approval of any sale of improved or unimproved real property shall be pursuant to a resolution containing a finding that such sale would be in the city's best interest adopted by the affirmative vote of at least four commissioners.~~
- (b) ~~Notice; offers. Within seven (7) days after the adoption of the resolution, it shall be published by the city in one (1) issue of the official newspaper. Offers shall be accompanied by cashier's checks or certified checks payable to the city in an amount equal to at least ten (10) percent of the offer.~~
- (c) ~~Protests. During the period intervening between the adoption of the resolution and the date of sale, taxpayers and registered electors of the city may protest or object to the sale, or propose other public uses for the said property, and the city commission may rescind its former action and repeal~~

~~the resolution declaring the property should be sold, if it deems same expedient and proper.~~

- ~~(d) Authority to sell; cemetery lots excepted. Subject to the foregoing provisions, City of Fort Lauderdale is hereby empowered to sell and dispose of any lands, improvements, public buildings, recreational parks and other lands now owned or hereafter acquired by said city, and in the deed of conveyance may place such conditions, limitations and restrictions on the use of such property by the purchasers as to the city commission shall seem proper. The above restrictions as to sale of public property shall not apply to sale of municipal cemetery lots, which are subject to rules and regulations governing same.~~
- ~~(e) Resolution accepting offer and authorizing conveyance. At any regular meeting after publication of the resolution as heretofore provided in paragraph (b), the city commission may adopt a resolution accepting the best offer and authorizing the execution of a deed of conveyance; provided that if such property is encumbered by any bonds or obligations for which such property or the revenue derived therefrom is specially pledged, the purchase price must be sufficient to pay and discharge such bonds or obligations according to the terms thereof.~~
- ~~(f) Notwithstanding the provisions of this section or other provisions of this article In addition, City of Fort Lauderdale shall have the right to exchange, deed or convey portions of real property owned by the City of Fort Lauderdale publicly owned lands, or grant concessions, leases or rights therein to private persons, in consummating a transaction whereby City of Fort Lauderdale acquires property needed in connection with a public improvement or a public use.~~
- ~~(g) The City of Fort Lauderdale is hereby authorized to pay a real estate commission to any registered real estate broker, licensed to do business in the State of Florida, who negotiates and procures a purchaser or tenant for any real estate sold or leased by the City of Fort Lauderdale. Such real estate commission shall only be paid, however, on the consummation of such sale or lease, and the commission paid shall in each instance be determined by the city commission based upon what it believes to be a fair and equitable commission for the service to be rendered.~~

Sec. 8.09. – Leases, licenses, concessions, and use agreements for more than one year and not more than fifty years.

~~City is hereby empowered to lease to, or enter into license agreements, or concession agreements, facility use agreements, or other types of use agreements, (each is an "Agreement"), with, to private parties persons, firms or corporations, for the nonpublic use of purposes, any improved or unimproved real lands, improvements, public buildings, recreational parks or facilities, golf courses, public beaches, public utility plants, or any public works or public property, of any kind including air space over such real public property, owned or operated by the City of Fort Lauderdale, and not needed for governmental city purposes, whether used in a governmental or in a proprietary capacity, for a period of not more than fifty (50) years, including any renewals or extensions, plus such length of time, not to exceed five (5) years, determined by the city commission to be reasonably necessary to complete construction of the improvements proposed for the demised premises by such Agreements having a duration exceeding one year shall be pursuant to a resolution adopted by the affirmative vote of at least four commissioners containing a finding, based on a fair market value analysis of the property and an evaluation of the qualifications of the private party prepared by a qualified independent consultant hired by the city at the private party's expense, that such use of the property would be in the city's best interest persons, firms or corporations. In addition, included in the city commission's consideration of any Agreement that has a duration exceeding ten years, including any optional renewals or extensions, shall be the consideration of an accompanying business viability report prepared by a qualified independent consultant hired by the city at the private party's expense. Each Agreement shall contain a provision that the Agreement may not be assigned except upon the affirmative vote of at least four commissioners. Each lease shall be authorized only after public hearing, under authority of a resolution duly adopted at a meeting duly held at a designated adjourned meeting, under the following conditions, to wit:~~

- ~~(a) One (1) of the conditions for leasing such public property may be obligations of the lessee to construct thereon buildings or improvements to be used in connection with an existing facility, or to construct improvements on said property, if same is vacant, and in a manner not detrimental or harmful to the operation of the proposed facility. In no event shall the fee title of the city be subordinated except upon terms and conditions as approved by the city commission.~~
- ~~(b) The city commission shall adopt a resolution at a regular meeting of the city commission specifying the facility to be leased, described by metes and bounds, or by reference to a recorded plat, if any, and giving its location by street number, if any, and a description of all improvements located upon the land, and shall declare how said land and improvements have been used since same have belonged to the city and the reasons for offering such land and improvements for lease.~~
- ~~(c) At any time, not less than thirty (30) days nor more than sixty (60) days, after the adoption of such resolution the land and improvements shall be~~

~~offered upon competitive conditions for lease as desired and a notice shall be published by the city in the official newspaper for two (2) issues prior to the date set for receiving such bids for lease, with the first publication not less than ten (10) days before said date of receiving bids and the second publication one (1) week after the first, on which date sealed bids shall be received by the city commission for the lease of said publicly owned lands and facilities. The sealed bids must be accompanied by cash, cashier's check or certified check payable to the city in an amount equal to at least ten (10) percent of the first year's rental. The city commission, in offering such public property or public owned facility for lease, shall set out in said resolution and notice such terms and conditions as deemed pertinent under which said facility will be leased and the number of years for which said facility shall be leased. The city commission shall consider any and all proposals and accept the proposal which, in its judgment, shall be the most advantageous lease for the city; but the city commission may reject any and all bids. Upon the city commission approving any proposal submitted as provided herein, said proposal shall be accepted by resolution duly adopted, authorizing preparation of the lease, provided a valid referendum petition has not been filed. If before the day advertised for receiving bids for lease of such property, a referendum petition is filed with the city clerk signed by fifteen (15) percent of the registered voters, demanding a referendum election upon the question of leasing such property, no lease shall be executed by the officials of the city until after approved by a majority of the voters participating in such referendum election. Such referendum election shall be called and held as provided in this charter.~~

- (d) ~~The resolution accepting the bid shall require the preparation of a form of lease for execution, embodying the terms and conditions of the bid and other legal requirements, for submission to the commission at its next regular meeting or at a designated meeting. At least three (3) days before the meeting date, the lease shall be posted on a public bulletin board by the city clerk and each commissioner shall be given a copy of the lease with a covering summary letter, providing, however, that in case of emergency, such procedure may be waived by the affirmative vote of three (3) of the commissioners. The city attorney or city manager shall be required to give a summary of the lease to the public at such meeting which shall be open to the public. Citizens and taxpayers shall have an opportunity to object to the terms and conditions of such lease. If the commission is satisfied with the terms and conditions of such lease, it shall pass a resolution authorizing execution of such lease by the proper officials of the city, upon compliance upon the part of the lessee. Amendment to such lease may be made from time to time by mutual consent, observing the same formality as in the original lease.~~

Sec. 8.21. Disposing of ~~public park~~ property.

~~The right of the city to sell, exchange, lease, franchise or deed public property, under the methods and procedures provided in this article, shall not be limited, restricted or abridged on account of the method, source or means by which such property was acquired, the source from which funds were obtained to acquire such property, the use to which this property has been devoted or is presently devoted, or whether such property is used and operated in a governmental or proprietary capacity.~~

~~Notwithstanding anything to the contrary in this Charter, the city shall not sell, or transfer, or lease for more than one (1) year, any land zoned park Parks, Recreation and Open Space in accordance with the City's Unified Land Development Regulations except as approved in a referendum at a special election called pursuant to Section 7.11. ~~without a unanimous vote of the entire city commission.~~ Additionally, any land zoned park on November 10, 2004, shall require a unanimous vote of the entire city commission to remove such designation.~~

Notwithstanding anything to the contrary in this Charter, the city shall not enter into any lease, license agreement, concession agreement, facility use agreement, or other type of use agreement, for more than one (1) year with respect to any land zoned Parks, Recreation and Open Space in accordance with the City's Unified Land Development Regulations without a unanimous vote of the entire city commission.

Additionally, any land zoned Parks, Recreation and Open Space in accordance with the City's Unified Land Development Regulations shall require a unanimous vote of the entire city commission to remove such designation.

SOE Estimates for Referendum Elections

1. November General Election & March (if a Presidential Preference Primary)
2. March Municipal Elections (no City Elections & no Presidential Preference Primary)
3. August Primary (no City Elections)
4. Stand-alone Mail Ballot

EXHIBIT A - Municipal Election Cost Estimate

Description	Cost per registered voter in Municipality
Election Fees for March Elections (if a Presidential Preference Primary) and November General Elections:	
Ballot Materials	\$0.70
Each Extra Ballot Page Side	(\$0.15 x number of registered voters)
Stand-Alone Election	\$3.35
Estimate of Municipality's Total Number of Registered Voters: 131,911	Estimated March Election (if PPP) and November General Election Cost: \$92,340 (rounded) Estimated cost with extra ballot page(s): \$112,130 w/ extra 1 page \$131,910 w/ extra 2 pages



Joe Scott, Supervisor of Elections
115 S. Andrews Ave, Rm. 102
Fort Lauderdale, FL 33301
(954) 357-VOTE | www.browardvotes.gov

MEMORANDUM

TO: David R. Soloman, City Clerk
City of Fort Lauderdale

FROM: Joe Scott
Supervisor of Elections

DATE: February 21, 2024

SUBJECT: 2025 March Municipal Election Cost Estimate

As required by Florida Law, please review the estimate for Municipalities for costs to conduct your election during the March 11, 2025 Municipal Elections. Keep in mind this is only an estimate based on past costs and turnout associated with this type of election. Having said that, we are doing our best to streamline the process and eliminate inefficiencies to drive down operational costs to conduct future Broward County Elections.

Municipality	Estimated Cost
Fort Lauderdale	\$315,980

Please contact the Supervisor of Elections directly regarding any questions that you may have at 954-712-1951 or jscott@browardvotes.gov.

• Si desea una traducción de este documento sírvase solicitarlo por correo electrónico a: elections@browardvotes.gov, llamando: 954-357-VOTE, Fax: 954-357-7070 • Si w ta renmen dokiman sa an Kreyòl, souple fè demann lan pa imèl nan elections@browardvotes.gov, Ofis 954-357-VOTE, Faks 954-357-7070



Joe Scott, Supervisor of Elections
 115 S. Andrews Ave, Rm. 102
 Fort Lauderdale, FL 33301
 (954) 357-VOTE | www.browardvotes.gov

MEMORANDUM

TO: David R. Soloman, City Clerk
 Fort Lauderdale

FROM: Joe Scott
 Supervisor of Elections

DATE: February 21, 2024

SUBJECT: 2024 August Primary Election Cost Estimate

As required by Florida Law, please review the estimate for Municipalities for costs to conduct your election during the August 20, 2024 Primary Elections. Keep in mind this is only an estimate based on past costs and turnout associated with this type of election. Having said that, we are doing our best to streamline the process and eliminate inefficiencies to drive down operational costs to conduct future Broward County Elections.

Municipality	Estimated Cost
Fort Lauderdale	\$79,420
	\$96,440 w/ extra page
	\$113,460 w/ extra 2 pages
	\$130,470 w/ extra 3 pages
	\$147,490 w/ extra 4 pages

Please contact the Supervisor of Elections directly regarding any questions that you may have at 954-712-1951 or jscott@browardvotes.gov.

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Subject: FW: Questions for Broward SOE - Charter Revision Board
Attachments: Ft Lauderdale - Estimated Cost.pdf; March 2025 Municipal Estimate - Fort Lauderdale.docx; August 2024 Primary Estimate - Fort Lauderdale.docx

From: Manisha Ball <MBall@browardvotes.gov>
Sent: Wednesday, February 21, 2024 8:49 PM
To: John Way <JWay@fortlauderdale.gov>
Cc: Mary Hall <MHall@browardvotes.gov>; Patricia Santiago <PSantiago@browardvotes.gov>; Omar Jameison <OJameison@browardvotes.gov>
Subject: [EXTERNAL:CAUTION!]- FW: Questions for Broward SOE - Charter Revision Board

Mimecast Attachment Protection has deemed this file to be safe, but always exercise caution when opening files.

[::CAUTION!:] This email originated from *outside* The City of Fort Lauderdale.
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Report any suspicious emails to spamadmin@fortlauderdale.gov

Good day John,

Hope all is well today.

Thank you for your patience as we prepare the information you requested below. The estimates were calculated using the City of Ft. Lauderdale's current registered voter list, detailing approximately 113,500 voters.

1. Regarding the requested quote for a stand-alone mail ballot only election – Our Office will be required to submit a written plan to the State for the conduct of the election, to include a written timetable, and must be approved by the State prior to the conduct of the election. Since this process is quite lengthy (at least 90 days once the State gets involved), please advise of your expected timeframe for the conduct of this election. We also wanted to bring to your attention that in factoring the costs solely for the ballot package, which includes the inner and outer envelopes, voter certificate, secrecy sleeve, and ballot, the estimate already stands at approximately \$600,000. This does not include other material costs or labor. This being said, should we proceed with factoring in the additional costs and formalizing a quote for a stand-alone mail ballot only election?
2. Regarding the requested quotes for tag along elections in the August 2024 Primary or the March 2025 Municipal – Please refer to estimates attached.
3. Regarding your inquiry of the attached quote provided last year for a stand-alone election – The estimate originally provided was based on registered voters at the time the estimate was being prepared, which was approximately 121,700. Since the number of registered voters have decreased, the current estimate would be consistent with the March 2025 Municipal estimate provided in #2.

Hopefully, we were able to provide sufficient information to you, based on your initial requests. If you need anything further or have additional questions, please let us know.

Thank you,

Manisha Ball, CPA
Finance Director
Finance Department
Broward County Supervisor of Elections
115 South Andrews Avenue, Room 102, Ft. Lauderdale, FL 33301
Office: (954) 712-1957 Fax: (954) 357-7070
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