

9-16-14
WALK-ON
MOTION



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

#14-1210

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

FROM: Cynthia A. Everett, City Attorney

DATE: September 16, 2014

TITLE: WALK ON – Procedure for Filling Impending Vacancy in the Office of City
Commissioner for District III

Recommendation

It is recommended that, with regard to filling the impending vacancy in the office of city commissioner for District III, the City Commission approve the application and qualification documents presented with Commission Agenda Report No. 14-1153, set an application deadline of October 10, 2014, at 5:00 p.m. for applications for the office of city commissioner for District III to be in the Office of the City Clerk at 100 North Andrews Ave., Seventh Floor, Fort Lauderdale, Florida 33301, schedule applicant interviews for the City Commission Conference Meeting on October 21, 2014 at 1:30 p.m., or as soon thereafter as possible, and adopt a resolution appointing the next City Commissioner for District III at the City Commission's Regular Meeting on November 4, 2014, at 6:00 p.m. or as soon thereafter as possible.

Background

At the City Commission's Conference Meeting on September 16, 2014, the City Commission provided direction on the procedure for filling the impending vacancy in the office of city commissioner for District III.

Resource Impact

There is no fiscal impact to the City.

Attachment:

Exhibit 1- CAM No. 14-1153

Prepared by: Paul G. Bangel, Senior Assistant City Attorney
Charter Officer: Cynthia A. Everett, City Attorney



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

14-1153

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

FROM: Jonda K. Joseph, City Clerk *J. K. Joseph*

DATE: September 16, 2014

SUBJ: Appointment of City Commissioner to Fill Vacancy on City
Commission, District III

Recommendation

- 1) Authorize the attached application and qualification documents
- 2) Set a deadline for receipt of all original executed documentation by the City Clerk including a date and close of business hour.

Background

Commissioner DuBose tendered his resignation from the City Commission effective November 4, 2014, at 11:59 p.m.

Section 7.08 of the City Charter reads: "When there shall exist a vacancy or vacancies in the office of city commission, and less than eighteen months ensue before the time provided by this charter for holding the next regular triennial municipal primary, then such vacancy or vacancies for the unexpired term shall be filled by appointment by resolution adopted by a majority of the remaining members of the City Commission; and the person or persons so appointed must possess all of the qualifications of a member of the city commission." The next triennial municipal election is February 10, 2015.

Section 3.04 of the City Charter reads: "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."

Previously, the City Commission set a deadline for applications to be submitted to the City Clerk of October 1, 2008.

Section 2-217(d) of the Code reads: "Any member of any city board, committee or commission who may become a candidate for any public elective office shall automatically forfeit his office." Previously, board and committee members who

applied for the interim city commissioner office, stepped down from service on the board or committee and returned to service after the City Commission made the interim appointment. Their terms on the board or committee were unaffected.

Exhibit 1: Applications used for resignations of Commissioner Moore and Commissioner Aurelius

Exhibit 2: Application for resignation of Commissioner DuBose and Qualification documents: 1) Statement of Financial Interests, Candidate Oath pursuant to F.S. 99.012; 3) Candidate Oath pursuant to City Charter 7.14

APPLICATION TO FILL CITY OF FORT LAUDERDALE COMMISSION VACANCY

Name: Magdalene J. Lewis
Address: 2600 NW 16th St. Ft. Laud, FL 33311
Home Phone: (954) 739-4964
Business Name and Address: _____
Business Phone: _____

ALL
COMMISSIONERS
RECEIVED

The following requirements must be met to be eligible to hold the office of Fort Lauderdale City Commissioner, District 3, as required by the Fort Lauderdale City Charter and Florida Law.

- Resident of District III on date of application
- Resident of City for six months immediately preceding February 10, 2009
- Resident of State of Florida
- Citizen of United States of America
- Duly qualified to vote at City, State and National elections
- Over 21 years of age
- Hold no other public elective office
- Not an officer, employee or serving in any capacity with the City government
- Complete loyalty oath and candidate oath (copies attached)
- File Statement of Financial Interest (copy attached)

CITY CLERK
2008 JUL 23 PM 12:06

If appointed, would you run in the 2009 City of Fort Lauderdale elections?
Yes _____ No _____ Undecided ✓

EDUCATION: B.S. Degree in Education, M.S. Degree - Education
Ed.D. Degree Educational Leadership, Guidance / Counseling
Administrative Supervision, Certified National Bowling Instructor

PRIOR SERVICE ON GOVERNMENTAL BOARDS AND COMMITTEES:
Utility Advisory Committee, Council of Ft. Laud.
Pantry of Broward County
President - Golden Heights Neighborhood Association

HOBBIES: Bowling, Sewing, Cooking and Gardening

REMARKS: _____

You may attach resumes, letters of recommendation or any other information you feel would assist the City Commission in reviewing your application.

Dated: 7/23/08 Magdalene J. Lewis
Candidate Signature

I-A

ALL COMMISSIONERS RECEIVED

APPLICATION TO FILL CITY OF FORT LAUDERDALE COMMISSION VACANCY

Name: GLORIA KATZ
 Address: 2823 N.E. 36TH ST. F.L.
 Telephone: 565-1263
 Business Name and Address: _____
 Telephone: 565-1263

The following requirements must be met to be eligible to hold the office of Fort Lauderdale City Commissioner, District I, as required by the Fort Lauderdale City Charter and Florida Law.

- Resident of District 1 on date of application.
- Resident of City for six months immediately preceding March 16, 1999.
- Resident of State of Florida.
- Citizen of United States of America.
- Duly qualified to vote at City, State and National elections.
- Over 21 years of age.
- Hold no other public elective office.
- Not an officer, employee or serving in any capacity with the city government.
- Complete loyalty oath and candidate oath (copies attached).
- File Statement of Financial Interest (copy attached).

CITY MANAGER
 1999 MAR - 30 PM 3:37
 RECORDED
 CITY COMMISSION
 99 MAR - 3 13:46

If appointed, would you run in the 2000 City of Fort Lauderdale elections?
 Yes No Undecided

EDUCATION: B.S. DIP STATE UNIV.
M.A. - NEW YORK UNIVERSITY
 PRIOR SERVICE ON GOVERNMENTAL BOARDS AND COMMITTEES:
BEVERLY HILLS COMMUNITY PLANNING RIGHTS BOARD
F.L. COMMUNITY SERVICES BOARD

HOBBIES: GENEALOGY, TRAVEL TO FOREIGN COUNTRIES, FILM,
READING, THEATRE

REMARKS: Member of N.E. Alliance since its inception.
 * Letters of recommendation will be coming separately.
Resumes attached

You may attach resumes, letters of recommendation or any other information you feel would assist the City Commission in reviewing your application.

Dated 3-3-99
 Attachments _____

 Candidate

APPLICATION TO FILL CITY OF FORT LAUDERDALE COMMISSION VACANCY

Name: _____

Address: _____

Home Phone: _____

Business Name and Address: _____

Business Phone: _____

The following requirements must be met to be eligible to hold the office of Fort Lauderdale City Commissioner, District 3, as required by the Fort Lauderdale City Charter and Florida Law.

- Resident of District 3 on date of application
- Resident of City for six months immediately preceding February 10, 2015
- Resident of State of Florida
- Citizen of United States of America
- Duly qualified to vote at City, State and National elections
- Over 21 years of age
- Hold no other public elective office
- Not an officer, employee or serving in any capacity with the City government
- Complete Candidate Oaths pursuant to F.S. 99.012 and City Charter 7.14 (copies attached)
- Complete Statement of Financial Interest (copy attached)

If appointed, would you run in the 2015 City of Fort Lauderdale elections?

Yes ___ No ___ Undecided ___

EDUCATION: _____

PRIOR SERVICE ON GOVERNMENTAL BOARDS AND COMMITTEES: _____

HOBBIES: _____

REMARKS: _____

You may attach resumes, letters of recommendation or any other information you feel would assist the City Commission in reviewing your application.

Dated: _____

Candidate Signature

FORM 1

STATEMENT OF

2013

Please print or type your name, mailing address, agency name, and position below:

FINANCIAL INTERESTS

FOR OFFICE USE ONLY:

LAST NAME -- FIRST NAME -- MIDDLE NAME :

MAILING ADDRESS :

CITY : ZIP : COUNTY :

NAME OF AGENCY :

NAME OF OFFICE OR POSITION HELD OR SOUGHT :

You are not limited to the space on the lines on this form. Attach additional sheets, if necessary.

CHECK ONLY IF [] CANDIDATE OR [] NEW EMPLOYEE OR APPOINTEE

**** BOTH PARTS OF THIS SECTION MUST BE COMPLETED ****

DISCLOSURE PERIOD:

THIS STATEMENT REFLECTS YOUR FINANCIAL INTERESTS FOR THE PRECEDING TAX YEAR, WHETHER BASED ON A CALENDAR YEAR OR ON A FISCAL YEAR. PLEASE STATE BELOW WHETHER THIS STATEMENT IS FOR THE PRECEDING TAX YEAR ENDING EITHER (must check one):

[] DECEMBER 31, 2013 OR [] SPECIFY TAX YEAR IF OTHER THAN THE CALENDAR YEAR: _____

MANNER OF CALCULATING REPORTABLE INTERESTS:

FILERS HAVE THE OPTION OF USING REPORTING THRESHOLDS THAT ARE ABSOLUTE DOLLAR VALUES, WHICH REQUIRES FEWER CALCULATIONS, OR USING COMPARATIVE THRESHOLDS, WHICH ARE USUALLY BASED ON PERCENTAGE VALUES (see instructions for further details). CHECK THE ONE YOU ARE USING:

[] COMPARATIVE (PERCENTAGE) THRESHOLDS OR [] DOLLAR VALUE THRESHOLDS

PART A -- PRIMARY SOURCES OF INCOME [Major sources of income to the reporting person - See instructions] (If you have nothing to report, write "none" or "n/a")

Table with 3 columns: NAME OF SOURCE OF INCOME, SOURCE'S ADDRESS, DESCRIPTION OF THE SOURCE'S PRINCIPAL BUSINESS ACTIVITY

PART B -- SECONDARY SOURCES OF INCOME [Major customers, clients, and other sources of income to businesses owned by the reporting person - See instructions] (If you have nothing to report, write "none" or "n/a")

Table with 4 columns: NAME OF BUSINESS ENTITY, NAME OF MAJOR SOURCES OF BUSINESS' INCOME, ADDRESS OF SOURCE, PRINCIPAL BUSINESS ACTIVITY OF SOURCE

PART C -- REAL PROPERTY [Land, buildings owned by the reporting person - See instructions] (If you have nothing to report, write "none" or "n/a")

Table with 1 column for reporting details

FILING INSTRUCTIONS for when and where to file this form are located at the bottom of page 2.

INSTRUCTIONS on who must file this form and how to fill it out begin on page 3.

**City of Fort Lauderdale
CANDIDATE OATH
(Section 7.14 -City Charter)**

State of Florida
County of Broward

Before me, an officer authorized to administer oaths, personally appeared

_____ (please print name as you wish it to appear on the ballot)

to me well known, who, being sworn, says that he or she is a candidate for the office of (City Commissioner District III) (City Commissioner) _____ of the City of Fort Lauderdale, Florida; that he or she is a qualified elector of the City of Fort Lauderdale, Broward County, Florida; that he or she is qualified under the Constitution, the laws of Florida and the City Charter to seek and to hold the office to which he or she desires to be nominated or elected; that he or she has taken the oath required by § 876.05--876.10, Florida Statutes; that he or she has not violated any of the laws of the state relating to elections or the registration of electors; that he or she has qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with that of the office he or she seeks; and that he or she has resigned from any office from which he or she is required to resign pursuant to § 99.012, Florida Statutes.

Signature of Candidate

Residence/Address

Sworn to and subscribed before me this _____ day of _____, 20____,
at _____ County, Florida.

Signature and title of officer administering oath

Personally known

_____ Or

Produced Identification

**CANDIDATE OATH –
NONPARTISAN OFFICE**

(Not for use by Judicial or
School Board Candidates)

OFFICE USE ONLY

OATH OF CANDIDATE
(Section 99.021, Florida Statutes)

I, _____
(PLEASE PRINT NAME AS YOU WISH IT TO APPEAR ON THE BALLOT – NAME MAY NOT BE CHANGED AFTER THE END OF QUALIFYING)

am a candidate for the nonpartisan office of _____, _____
(office) (district #)

_____ ; I am a qualified elector of _____ County, Florida;
(circuit #) (group or seat #)

I am qualified under the Constitution and the Laws of Florida to hold the office to which I desire to be nominated or elected; I have qualified for no other public office in the state, the term of which office or any part thereof runs concurrent with the office I seek; and I have resigned from any office from which I am required to resign pursuant to Section 99.012, Florida Statutes; and I will support the Constitution of the United States and the Constitution of the State of Florida.

X

()

Signature of Candidate

Telephone Number

Email Address

Address

City

State

ZIP Code

Candidate's Florida Voter Registration Number (located on your voter information card): _____

* Please print name phonetically on the line below as you wish it to be pronounced on the audio ballot for persons with disabilities (see instructions on page 2 of this form):

STATE OF FLORIDA

COUNTY OF _____

Sworn to (or affirmed) and subscribed before me this _____ day of _____, 20____.

Personally Known: _____ or

Produced Identification: _____

Type of Identification Produced: _____

Signature of Notary Public

Print, Type, or Stamp Commissioned Name of Notary Public