



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

**#15-1070**

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

**FROM:** Jeffrey A. Modarelli, Assistant City Clerk

**DATE:** August 18, 2015

**TITLE:** Ordinance Second Reading - Amending Code of Ordinances  
Relating to Terms of Boards and Committees

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**Recommendation**

It is recommended that the City Commission adopt an ordinance on second reading amending the Code of Ordinances relating to terms of boards and committees.

**Previous City Commission Action**

At the July 7, 2015 Regular Meeting, the City Commission voted unanimously to approve the proposed ordinance on first reading.

**Background**

On April 10, 2015, the Broward Office of the Inspector General (OIG) issued a Closing Memorandum reporting its findings regarding an allegation that, on or about May 2014, the City of Fort Lauderdale violated Sec. 47-30.2 of the City of Fort Lauderdale, Florida, Unified Land Development Regulations (ULDR) by unlawfully extending a Planning and Zoning Board member's term past the time provided for its expiration. The OIG found insufficient good cause to proceed to an investigation, however, provided recommendations designed to avoid similar confusion in future appointments. The OIG recommended 1) that the Section 47-30.2, ULDR be amended to clarify the applicable term limit of appointments made after June 1st. and 2) that there be a form of secondary review of appointment resolutions not presented in writing to the commission.

At the June 16, 2015 conference meeting, Commissioner Roberts requested further review of board and committee consecutive terms limitations. This ordinance was already in progress, and while it provides clarity with respect to terms, it does not specifically address consecutive terms. This aspect will be scheduled for a conference discussion.

In consultation with the City Attorney's Office our office has determined that other boards may be subject to the same ambiguous language. Rather than amending several different ordinances, the proposed ordinance amends the relevant sections of the code of ordinances of the City of Fort Lauderdale (Sections 2-216, 2-217 and 2-219)

to address the issue for all boards and committees. The ordinance defines appointee; clarifies what is meant by the use of the terms: board, city board and other board; limits the applicability of Section 2-217 of the Code of Ordinances to advisory boards and committees established by the City; and clarifies the rules governing the terms of appointment.

The OIG's second recommendation was to develop a form of secondary review of appointment resolutions not presented in writing to the commission. This was not addressed in the proposed ordinance, but was addressed in a resolution adopted by the City Commission on July 7, 2015, wherein the City Commission rather than setting up a secondary review, by unanimous vote, adopted a policy establishing the process for appointing members to boards and committees.

**Attachment**

Exhibit 1 – Proposed Ordinance

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Prepared by: Wendy Gonyea, Assistant City Clerk IV