



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
REGULAR MEETING

#17-0292

TO: Honorable Mayor & Members
Fort Lauderdale City Commission

FROM: Cynthia A. Everett, City Attorney

DATE: March 7, 2017

TITLE: Ordinance Amending Section 2-232 of the Code of Ordinances of the City of Fort Lauderdale, Florida, to Modify the Composition of the Charter Revision Board by Deleting Ex Officio Nonvoting Members, Modifying the Roles of the City Manager, the City Clerk, and the City Attorney, and Substituting the City Auditor for the Director of Finance for Stating Recommendations

Recommendation

It is recommended that the City Commission adopt an ordinance that would amend Section 2-232, Code of Ordinances of the City of Fort Lauderdale, Florida, to modify the composition of the Charter Revision Board by deleting ex officio nonvoting members, modifying the roles of the City Manager, the City Clerk, and the City Attorney, and substituting the City Auditor for the Director of Finance for stating recommendations.

Background

Section 2-232, Code of Ordinances of the City of Fort Lauderdale, Florida, which was last amended in 1965, provides that the city manager, the director of finance, the city clerk, and the city attorney are ex officio nonvoting members of the Charter Revision Board. A copy of current Section 2-232 is attached as Exhibit 1. Section 286.012, Florida Statutes (2016), which was enacted in 1972, requires a member of any municipal governmental board, commission, or agency who is present at a meeting, to vote, absent a possible conflict of interest or the appearance of a possible conflict of interest. A copy of Section 286.012 is attached as Exhibit 2.

Section 2-232 also requires the city manager, the director of finance, the city clerk, and the city attorney to state their recommendations to the Charter Revision Board before any action is taken.

A history of ordinances leading up to Section 2-232 beginning in 1959 is attached as Exhibit 4.

During the February 7, 2017, Conference meeting, the City Commission discussed amending Section 2-232 by deleting nonvoting ex officio members of the Charter

Revision Board, changing the requirement that the named city officials state their recommendations to make it permissive, and substituting the City Auditor for the Director of Finance in that regard.

Resource Impact

There is no fiscal impact associated with this action.

Attachments:

Exhibit 1 – §2-232, of the Code of Ordinances of the City of Fort Lauderdale, FL

Exhibit 2 – §286.012 Fla. Stat. (2016)

Exhibit 3 – Ordinance

Exhibit 4 – Charter Revision Board Ordinance History

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Charter Officer: Cynthia A. Everett, City Attorney