

EXHIBIT 1
RESOLUTION NO. 2018-

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, FORMALLY APPOINTING ACTING MAYOR KEITH LONDON TO THE SEAT OF MAYOR; FORMALLY APPOINTING RICHARD DALLY TO VACANT COMMISSION SEAT TWO; REPEALING RESOLUTION 2014-61 REGARDING PROCESS FOR FILLING 2014 VACANCY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on January 26, 2018, the Governor issued an executive order suspending Mayor Joy Cooper pending the resolution of criminal charges, leaving only a bare minimum of commissioners, three (3), on the commission; and

WHEREAS, Florida Statutes Sec. 112.51(3) requires that the temporary vacancy left by Mayor Cooper's suspension be filled in the manner prescribed by the City Charter for permanent vacancies; and

WHEREAS, the City Charter requires that “whenever there is a vacancy in the commission and there are less than twelve (12) months remaining before the next regular city or general election, the city commission, by a majority vote of the remaining members, shall choose a successor to serve until that election;” and

WHEREAS, the commission must appoint an individual to temporarily fill the vacancy until November 2018. At the general election in November, in addition to the scheduled open seats of #1 and #2, the ballot will include an election to fill the vacancy of the Mayor until the earlier of (1) the end of Mayor Cooper's term in November 2020 or (2) she is reinstated by the Governor.; and

WHEREAS, the City Charter and City Code require only a majority of the remaining members to approve the appointment of a qualified individual; and

WHEREAS, after its appointment of a new commissioner to fill a vacancy in May 2014, the commission authorized Resolution 2014-61 formalizing the process it had used

as the process to be used in future appointments but did intend these requirements to bind future commissions and not codify these requirements so that they may be revised or rescinded by future commissions; and

WHEREAS, in light of the extraordinary circumstances arising from two vacancies leaving only a bare minimum of commissioners and potentially endangering the ability to conduct city business, the Commission desires to repeal Resolution 2014-61 in its entirety; and

WHEREAS, pursuant to the nomination process the Commission undertook on February 13, 2018, the Commission appoints the Acting Mayor to the seat of the Mayor and further appoints Mr. Richard Dally to the vacancy subsequently created in commission seat two (2).

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA:

SECTION 1. The foregoing “whereas” clauses are incorporated herein.

SECTION 2. Resolution 2014-61 is hereby repealed, rescinded and vacated in its entirety.

SECTION 3. Appointments to City Commission vacancies. The City Commission hereby formalizes the temporary appointment of Acting Mayor Keith S. London to the seat of the Mayor and Richard Dally to commission seat two (2) until the November 2018 General Election.

SECTION 3. Effective Date. This Resolution shall take effect immediately upon its passage and adoption.

APPROVED AND ADOPTED this _____ day of _____, 2018.

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KEITH S. LONDON
MAYOR

ATTEST:

MARIO BATAILLE, CMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY
AND FORM

JENNIFER MERINO
CITY ATTORNEY