

CHARTER REVIEW COMMITTEE MOTIONS

2019-12-19

- A. Following discussion of Vice Mayor Sabrina Javellana's written comments, the following consensus was reached.

Consensus:

- To proceed with exploration of recommendations presented as follows:
 - #1, supported by 7 (City Auditor)
 - #2, supported by 6 (Deletion of gender-based language)
 - #3, supported by 4 (Protection of Whistleblowers)
 - #4, supported by 4 (Citizens Bill of Rights)
 - #5, supported by 6 (Adoption of Broward Code of Ethics)
 - #6, supported by 7 (Ranked Choice voting)
 - #7, supported by 6 (Voter Registration offered by City Clerk's office)

- B. **MOTION BY BOARD MEMBER ETTY SIMS, SECONDED BY CHAIR IRINA COTLER TO HANDLE POSSIBLE EXPENSES OF THE CURRENT CHARTER REVIEW COMMITTEE AS THE NEED ARISES, AND TO ACCEPT THE CITY ATTORNEY'S OFFER TO ADDRESS THESE NEEDS AS NECESSARY THROUGH THE CITY MANAGER; AND TO CONSIDER A CHARTER AMENDMENT FOR ESTABLISHING A BUDGET FOR THE CHARTER REVIEW COMMITTEE AT SUBSEQUENT REVIEW CYCLES.** The Motion carried by 7/0 voice vote.

2020-02-04

- A. Consensus:

- Draft Charter Amendment(s) requiring a super majority (4/1) vote for terminating contracts with cause/for cause for those that serve at the will of the City Commission i.e. City Manager and City Attorney only when it is legally sufficient and except where there is misconduct.
- Draft Charter Amendment(s) requiring that if removal of any at will position/termination of contract is being considered, the City Commission must obtain a legal opinion from someone with Human Resources expertise regarding the incumbent's conduct over the foregone term of the contract.
- Draft Charter Amendments(s) to update the Mayoral Job Description to state Mayor is the spokesperson for City, and will work with staff during emergencies, will conduct other ceremonial duties as required.
- Draft Charter Amendment(s) to more closely regulate the Travel Fund Policy for Elected Officials.
- The above Charter Amendments will be brought back for consideration at the March 17th, 2020, Charter Review Committee Meeting

Consensus

- To draft a Charter Amendment(s) to require elected officials meet certain requirements for holding office; and to require they host at least one Townhall/Community Meeting per quarter and to provide a report on findings to the City Commission.

2020-02-18

A. Consensus:

- Staff to draft proposed Charter Amendments to clarify the role of the Supervisor of Elections during the petition process and outline specific requirements for format/content for the petition form.

B. Motion by Member Adelson, Seconded by Chair Cotler to request staff draft Charter Amendments to state the City Commission is required to make appointments to the Charter Review Committee in the month of May prior to the year of the referendum; and to remove and replace the word 'diversity' in Section 8.01 with 'representation' in an effort to ensure representation which reflects the elected of the City. The Motion carried with a 7/0 Voice vote.

C. Motion by Member Garson, Seconded by Chair Cotler to request staff to draft Charter Amendments to require each Commissioner to first make their individual appointments and only after those five (5) appointments are completed may the two (2) at large members be appointed to the Charter Review Committee. The Motion carried with a 7/0 Voice vote.

D. Consensus:

- To require that At-large appointments can only be made after a majority of the commissioner appointments are complete.

E. Motion by Member Stewart, Seconded by Member Garson to require that if an individual Commissioner appointment is not made by May, then the vacancy becomes At-large. The Motion carried with a 7/0 Voice vote.

F. Motion by Vice Chair Paul, Seconded by Member Sims to advertise openings on the Charter Review Committee in February; and to require the City Commission complete appointments no later than April instead of May. Motion carried with a 7/0 Voice vote

G. Motion by Member Sims, Seconded by Member Garson to establish a Hallandale Beach residency requirement for service on the Charter Review Committee. The Motion carried with the following vote:

Ayes: 5 - Member Adelson, Member Sims, Member Wead, Member Garson and Vice Chair Paul

Nays: 2 – Member Stewart, Chair Cotler

- H. Motion by Member Garson, Seconded by Member Sims to require one (1) year residency at time of appointment to the Charter Review Committee.** The Motion carried with the following vote:

Ayes: 6 - Member Adelson, Member Sims, Member Wead, Member Garson, Member Stewart and Vice Chair Paul

Nays: 1 –Chair Cotler

- I. Motion by Member Sims, Seconded by Chair Cotler to require the City Commission incorporate consideration of a Budget for the Charter Review Committee; and to state the Committee may request additional funds.** The Motion carried with the following vote:

Ayes: 7 - Member Adelson, Member Sims, Member Wead, Member Garson Member Stewart, Chair Cotler and Vice Chair Paul

Nays: 0 – None

- J. Motion by Member Garson, Seconded by Member Wead to require that all Charter Review Committee meetings be disseminated in the same manner as City Commission meetings are done.** The Motion failed with the following vote:

Ayes: 2 - Member Wead, Member Garson

Nays: 5 – Member Adelson, Member Sims, Member Stewart, Chair Cotler and Vice Chair Paul

- K. Motion by Member Adelson, Seconded by Member Garson, to clarify the process for removal of the City Manager and to require a super majority vote of (4-1).** The Motion carried with the following vote:

Ayes: 4 - Member Adelson, Member Garson, Member Stewart and Vice Chair Paul

Nays: 2 - Member Sims, Chair Cotler

Absent: 1 - Member Wead

- L. Motion by Member Garson, Seconded by Member Adelson to amend the procedure for removal of the City Attorney to be the same as City Manager, requiring a super majority vote (4-1); and to require the legal opinion of**

outside counsel prior to termination. The Motion carried with the following vote:

Ayes: 4 - Member Adelson, Member Garson, Member Stewart and Vice Chair Paul, Chair Cotler

Nays: 0 – None

Absent: 2 - Member Wead, Member Sims

2020-03-20

A. Primary Proposal:

Motion by Member Stewart, Seconded by Member Adelson to amend the City Charter to require a Two (2) district solution, district residency, voted on by district, one at large Commissioner seat, rotating appointed Mayor for a two (2) year term, candidates must reside in the district for a minimum of 1 year at the time of qualifying. The Motion carried with the following votes:

Ayes: 5 -Member Adelson, Member Sims, Member Wead, Member Stewart and Vice Chair Paul

Nays: 1 - Member Garson

Absent: Chair Irina Cotler

B. Alternative Proposal:

Motion by Member Garson, Seconded by Member Sims to offer an alternative Charter amendment requiring all Commissioners be elected at-large by a ‘Jungle’ electoral system, i.e. the top two (2) or three (3) vote getters will be elected to the position of Commissioner; with an appointed Mayor The Motion carried with the following votes:

Ayes: 5 -Member Adelson, Member Sims, Member Wead, Member Garson and Vice Chair Paul

Nays: 1 - Member Stewart

Absent: Chair Irina Cotler

C. Motion by Member Stewart, Seconded Adelson, to include recommendations in the Final Report advising the City Commission that the Charter Review Committee considered Ranked Choice Voting as an option; however since this is not a feasible option at this time it may become feasible in the future and the City Commission is encouraged to revisit the idea. The Motion carried with a 6-0 Voice vote.

- D. Motion by Member Adelson, Seconded by Member Stewart to update pronoun usage throughout the City Charter; and to utilize general neutral references as much as possible and provide for clarification where necessary. The Motion carried with a 6-0 Voice vote.**