

Changes to Sections 60, 62, 64, 64.1

- Sec. 60. - Mayor's power to appoint and remove (*includes additional staff members*)
 - Sec. 62- General powers and duties of mayor (*addition of 62.1, defines Mayor's cabinet*)
 - Sec. 64. - Acting mayor (*provides mayor ability to designate a member of cabinet as acting mayor. Removes city council president*)
 - Sec. 64-1. -Temporary inability (*provides mayor ability to designate a member of cabinet as acting mayor. Removes city council president*)
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Section 60: Original Language

Sec. 60. - Mayor's power to appoint and remove.

The mayor shall appoint and shall have power to remove the following officers:

1. The director of public safety.
2. The director of public service.
3. Any other officers whose positions may be created by council and for whose appointment no provision is herein made.

Proposed Language:

Sec. 60. - Mayor's power to appoint and remove **officers**.

The mayor shall appoint and shall have power to remove the following officers:

1. The director of public safety.
 2. The director of public service.
 3. Any other officers whose positions may be created by council and for whose appointment no provision is herein made.
 4. **Executive Staff of the office of the mayor.**
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Section 62: Original Language

Sec. 62. - General powers and duties of mayor.

It shall be the duty of the mayor to act as chief conservator of the peace within the city; to supervise the administration of the affairs of the city including but not limited to purchases and sales on behalf of the city; to see that all ordinances of the city are enforced; to recommend to the council for adoption such measures as the mayor may deem necessary or expedient; to keep the council advised of the financial condition and the needs of the city; to prepare and submit to the council such reports as may be required by that body, and to exercise such powers and perform such duties as are conferred or required by this charter or by the laws of the state in so far as they are consistent with this charter or by such laws of the state as it is beyond the competency of this charter to supersede.

Proposed Language:

Sec. 62. - General powers and duties of mayor.

It shall be the duty of the mayor to act as chief conservator of the peace within the city; to supervise the administration of the affairs of the city including but not limited to purchases and sales on behalf of the city; to see that all ordinances of the city are enforced; to recommend to the council for adoption such measures as the mayor may deem necessary or expedient; to keep the council advised of the financial condition and the needs of the city; to prepare and submit to the council such reports as may be required by that body, and to exercise such powers and perform such duties as are conferred or required by this charter or by the laws of the state in so far as they are consistent with this charter or by such laws of the state as it is beyond the competency of this charter to supersede.

Sec. 62-1. – Mayor’s cabinet

The mayor shall establish a cabinet consisting of the directors of the departments created by this charter and by ordinance of council along with the Executive Staff appointed pursuant to Sec. 60.

Section 64 Original Language

Sec. 64. - Acting mayor.

If the mayor be temporarily absent from the city, the mayor may designate the director of public service, the director of public safety, or the president of city council as acting mayor. During a period of temporary absence of the mayor the acting mayor so designated shall exercise such powers and duties of the office of mayor as the mayor shall delegate. Nothing herein shall prevent the president of city council from exercising the president's powers and duties as a member of council during the temporary absence or inability of the mayor.

Proposed Language:

Sec. 64. - Acting mayor.

If the mayor ~~is be~~ temporarily absent from the city, the mayor may designate **a member of the mayor’s cabinet** ~~the director of public service, the director of public safety, or the president of city council~~ as acting mayor. During a period of temporary absence of the mayor, ~~the~~ acting mayor so designated shall exercise such powers and duties of the office of mayor as the mayor shall delegate. ~~Nothing herein shall prevent the president of city council from exercising the president’s powers and duties as member of council during the temporary absence or inability of the mayor.~~

Section 64.1: Original Language

Sec. 64-1. - Temporary inability.

If the mayor is unable to discharge the powers and duties of office, such inability being of temporary duration, the mayor, or the mayor's agent, shall transmit to the director of public service, the director of public safety, or the president of city council a signed, written

declaration setting forth the reasons for such inability and the city clerk shall be notified of the same; provided that failure to do so shall not prevent the proper officer from performing the powers and duties of the office. The recipient of such declaration shall be designated as acting mayor. During a period of temporary inability of the mayor, the powers and duties of the office of mayor shall devolve upon the acting mayor. Such declaration shall be in effect until such time as the declaration is rescinded in like manner, or six months have passed, or the office is vacated. For the purpose of this section, the mayor shall file with the city clerk a notarized statement, on a form prescribed by the city clerk, setting forth the name of one or more persons designated as the mayor's agent(s). The filing shall be made by the second meeting of council each January and may be amended at any time.

Proposed Language:

Sec. 64-1. - Temporary inability.

If the mayor is unable to discharge the powers and duties of office, such inability being of temporary duration, the mayor, or the mayor's agent, shall transmit to ~~the director of public service, the director of public safety, or the president of city council~~ **a designated member of the mayor's cabinet**, a signed, written declaration setting forth the reasons for such inability and the city clerk shall be notified of the same; provided that failure to do so shall not prevent the proper officer from performing the powers and duties of the office. The recipient of such declaration shall be designated as acting mayor. During a period of temporary inability of the mayor, the powers and duties of the office of mayor shall devolve upon the acting mayor. Such declaration shall be in effect until such time as the declaration is rescinded in like manner, or six months have passed, or the office is vacated. For the purpose of this section, the mayor shall file with the city clerk a notarized statement, on a form prescribed by the city clerk, setting forth the name of one or more persons designated as the mayor's agent(s). The filing shall be made by the second meeting of council each January and may be amended at any time