

**TOWN OF DAVIE
CHARTER REVIEW BOARD MEETING
NOVEMBER 8, 2012**

1. ROLL CALL

The meeting was called to order at 6:00 pm.

Present at the meeting were Chair Donna Evans, Vice Chair James Moore, Sidney Calloway, Ellen Christopher, Todd Evans, Nan Gault, Chris Love and Tom Truex. Howard Neu and Harry Venis were absent. Also present were Town Clerk Russell Muniz, Assistant Town Clerk Evelyn Roig, and Councilmember Hattan.

2. APPROVAL OF MINUTES

None.

3. REVIEW OF CHARTER

3.1 Review Final Document

Mr. Muniz said the board had been provided with a summary of their proposed changes.

Mr. Love noted a typographical error in section 7B.

Chair Evans asked about the referendum recommendation the board had made. Mr. Muniz said this was included in the list of suggestions. Chair Evans remarked that allowing referendum could “open a can of worms” and she felt they might want to re-think this recommendation. Mr. Truex noted how difficult it actually was to get the required number of signatures for a referendum. Mr. Calloway wondered why this section had not been added to the proposed final document, since it had been voted by the board. Mr. Muniz explained that procedurally, an item must be approved by administration if they were going to bring it forward. Staff thought this would be a controversial issue and if the board wanted this to move forward, they should indicate that they wanted council to address it and language must be crafted for it. Staff would then make sure it was procedurally sound before inserting the language.

Mr. Love said his intent was to use language identical to that used for referendum regarding ordinances to apply to charter changes. Mr. Calloway thought the board had already voted on this. Mr. Muniz said this could be amended to state the change would mimic section 7M or the board could submit specific language to move this forward.

Mr. Truex made a motion, seconded by Mr. Love to amend the existing language regarding ordinances, replacing the word “ordinances” with “charter amendment or ordinance.” In a voice vote, motion carried 8-0.

Mr. Calloway suggested changing the language regarding election dates and councilmember terms to “...shall be held in November *in accordance with Florida Statute.*” He said the sentence following this sentence did not make sense and that it should be changed to indicate that councilmember terms were changed.

Mr. Muniz informed the board that council had already directed a ballot question to extend councilmembers’ terms to four years with elections remaining in March. Mr. Calloway was discussing changing the elections to November.

Mr. Calloway made a motion, seconded by Mr. Moore to change the language in Section 13 to: “town council elections shall be held in November, in accordance with Florida Statutes. councilmember terms shall be four years.” In a voice vote, with Mr. Truex dissenting, motion carried 7-1.

Mr. Truex discussed section 7(A)(3) regarding councilmember and mayor term limits.

Mr. Truex made a motion, seconded by Ms. Gault to change the language to: “No person may be elected to more than two consecutive terms as town councilmember (including the office of mayor). The town councilmember/mayor must wait a period of non-service between the scheduled end of the second term and the beginning of a new term.” In a voice vote, motion carried 8-0.

Regarding section 4, relating to the charter review board, Mr. Calloway said he had read the existing language, but he felt it was unclear what must happen after the board made its recommendations, i.e. whether the town council must review those recommendations. Mr. Muniz

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explained that the report would be submitted to council for review but there was no specific timeframe. Ms. Christopher stated every report in the past had been reviewed by town council. Mr. Love suggested adding language indicating council would review the recommendations. The board had consensus to make no changes to the language.

The board discussed when the term limits would take effect.

Mr. Love made a motion to include language indicating that the term limits would take effect in March 2013.

Mr. Truex suggested amending the motion to include: "Any town councilmember/mayor who is serving when this provision is adopted may serve two additional, consecutive terms after adoption." Mr. Love accepted the amendment.

Mr. Moore seconded Mr. Love's amended motion.

The board discussed the implications of the proposed motion.

Mr. Muniz suggested changing Mr. Truex's language to "...may serve one additional, consecutive term..."

Mr. Love felt that specifying that the limits took effect in 2013 would include the 2013 elections.

Mr. Moore suggested the language: "Effective with the 2013 elected councilmembers...." Chair Evans continued the phrase with: "...and any subsequent elections thereafter."

Mr. Moore made a motion, seconded by Mr. Love, to add to the language regarding term limits: "Effective with the 2013-elected councilmembers and any subsequent elections, any town councilmember/mayor who is serving when this provision is adopted may serve two additional, consecutive terms after adoption." In a voice vote, motion carried 8-0.

Ms. Christopher made a motion, seconded by Mr. Moore, to accept the revised charter document as amended and forward it to council as amended. In a voice vote, motion carried 8-0.

Mr. Muniz wanted to schedule a workshop with council to discuss the board's proposed amendments.

4. MEETING SCHEDULE

No discussion.

5. OLD BUSINESS

No. Discussion.

6. NEW BUSINESS

No discussion.

7. ITEMS FOR NEXT AGENDA

No discussion.

8. ADJOURNMENT

There being no further business to come before the board, the meeting was adjourned at 7:00 p.m.

Board Chair