



Legislation Details (With Text)

**File #:** 17-658      **Version:** 1      **Name:**

**Type:** Ordinance      **Status:** Passed

**File created:** 7/24/2017      **In control:** City Commission

**On agenda:** 8/15/2017      **Final action:** 8/15/2017

**Title:** ADOPTION OF ORDINANCE NO. 31-17 AMENDING CHAPTER 32, "DEPARTMENTS, BOARDS AND COMMISSIONS" AMENDING SECTION 32.15, "DEFINITIONS," SECTION 32.17, "GROUNDS FOR REMOVAL"; AND REPEALING SECTION 32.18, "PROCEDURE". (FIRST READING)

**Sponsors:** City Attorney Department

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord 31-17 amending removal of municipal board etc

Date	Ver.	Action By	Action	Result
8/15/2017	1	City Commission	adopted	

**TO:** Mayor and Commissioners  
**FROM:** R. Max Lohman, City Attorney  
**DATE:** August 15, 2017

ADOPTION OF ORDINANCE NO. 31-17 AMENDING CHAPTER 32, "DEPARTMENTS, BOARDS AND COMMISSIONS" AMENDING SECTION 32.15, "DEFINITIONS," SECTION 32.17, "GROUNDS FOR REMOVAL"; AND REPEALING SECTION 32.18, "PROCEDURE". (FIRST READING)

**Recommended Action:**

Motion to Approve Ordinance No. 31-17 on first reading.

**Background:**

This proposed ordinance seeks to amend Chapter 32, specifically, section 32.15, "Definitions," section 32.17, "Grounds for Removal," and section 32.18, "Procedure." Currently, City Board Members may only be removed for cause, after notice and hearing before the City Commission. This amendment eliminates the requirement of specific grounds for removal as well as the rigorous method required to remove a City Board Member. Rather, as a result of this change to Chapter 32, City Board members would serve at the pleasure of the Commission and could be removed without cause by a majority vote of the Commission. The removal of a City Board Member would take effect immediately.

All City Board Members would be subject to removal without cause by a majority vote of the Commission with the exception of the City's Boards that are governed by state statute or special law (Code Enforcement Board, Community Redevelopment Agency, Downtown Development Agency and the Delray Beach Housing Authority).

**City Attorney Review:**

Approved as to form and legal sufficiency.