

RESIDENCY REQUIREMENT FOR CHARTER OFFICERS

Daytona Beach

Sec. 29. - City attorney, initial appointment and annual evaluation, etc.; absence or disability.

The city commission shall appoint a city attorney who shall serve at the pleasure of the commission and act as legal advisor for the city and all its officers in matters relating to their official duties. The city attorney shall act as the head of the legal department and shall be responsible for administration of the department, including the appointment, supervision, and removal of all personnel employed in the department. The compensation of the city attorney shall be fixed by the commission in sums commensurate with the duties imposed; provided, that all special or unusual services required may be specially compensated as the commission may see fit to provide. The city attorney shall be a duly admitted member of The Florida Bar and shall have been a practicing attorney for at least five years. The city attorney shall not be a member of the Florida legislature. The city commission may require the city attorney to reside within the city, but in the absence of a specific requirement, the city attorney need not reside within the city while serving in that capacity. The city attorney shall be subject to an annual evaluation by the city commission.

Sec. 31. - City auditor, initial appointment and annual evaluation, etc.; absence or disability. Ord. No. 14-239

The city commission may appoint a city auditor who shall serve at the pleasure of the commission and who shall be charged with conducting financial, fiscal compliance, financial procedure, legal, and administrative audits of all city departments, offices, agencies, and programs. The city auditor shall act as the head of the internal audit department and shall be responsible for administration of the department, including the appointment, supervision, and removal of all personnel employed in the department. The compensation of the city auditor shall be fixed by the commission in sums commensurate with the duties imposed. The city auditor shall be a duly licensed certified public accountant and shall have been a practicing CPA for at least five years. The city commission may require the city auditor to reside within the city, but in the absence of a specific requirement, the city auditor need not reside within the city while serving in that capacity. The city auditor shall be subject to an annual evaluation by the city commission.

Defuniak Springs

Sec. 2-43. - Residence.

The city manager shall reside in Walton County, Florida. Ord. No. 506, 2-13-84; Ord. No.810, 2011.

Gainesville

Sec. 2-141. - Residence requirements for city manager, general manager for utilities, city attorney, clerk of the commission.

Except as provided below, the city manager, the general manager for utilities, the city attorney and the clerk of the commission shall be and remain bona fide residents of the City of Gainesville. If at any time the city manager, the general manager for utilities, the city attorney, or the clerk of the commission fail to be and remain a resident of the city, such person shall be automatically disqualified and removed from such office or board. A person may be appointed as city manager, the general manager for utilities, the city attorney and the clerk of the commission even though he/she is not a resident of the city at the time of appointment provided, however, that such person shall have six months after his/her appointment as city manager, the general manager for utilities, the city attorney and the clerk of the commission to become a bona fide resident of the city, unless upon good cause shown he/she is granted additional extensions by the city commission.

(Code 1960, § 2-4.1; Ord. No. 3543, § 1, 6-12-89; Ord. No. 3709, § 1, 4-1-91)

Dania Beach

Sec. 1. - Appointment, qualifications, compensation; powers and duties; suspension and removal.

The city commission shall appoint a city manager who shall be the administrative head of the municipal government under the direction and supervision of the city commission. Such appointment shall require at least a four-fifths (4/5) vote. He or she shall be chosen on the basis of his or her executive and administrative qualifications, and shall be over the age of twenty-one (21). The city commission may require the city manager to be a resident of the city during his or her term of employment.

Deerfield Beach

Section 4.01. - City manager; appointment, qualifications, term and compensation.

The city commission shall by a majority vote of the commission appoint a city manager. The city manager shall serve such term and receive such compensation as the commission may fix and determine. The manager shall be chosen on the basis of executive and administrative qualifications without regard to political beliefs, shall be over the age of twenty-one (21), need not be a resident of the city or state at time of appointment, but shall not reside outside the city without the approval of the commission.

Ord. No. 2006/018, § 5, 6-20-06/11-7-06

Lauderhill

Section 6.02. - Appointment; qualifications; compensation.

The commission, by four or more votes, shall appoint a city manager who shall serve pursuant to the terms of the city manager's employment contract. The commission, by a majority vote, shall from time to time fix the city manager's compensation. The commission shall conduct an annual performance review of the city manager in accordance with the process established by resolution. Qualifications shall be determined by the commission by resolution. The city manager shall be appointed solely on the basis of executive and administrative qualifications, which shall include a comprehensive background investigation. The city manager need not be a resident of the city or the State of Florida at the time of appointment, but thereafter shall reside within the city at a time to be determined by the commission.

(Ord. No. 95-137, § 1, 7-24-95; Ord. No. 06R-10-181, § 2, 11-13-06; Ord. No. 15O-06-122, § 1, 8-31-2015; Ord. No. 18O-12-153, § 1, 1-14-2019)

Margate

Section 4.03. - Appointment of city manager.

The city manager shall be appointed by affirmative vote of three (3) members of the city commission for an indefinite term. He shall be chosen by the commission solely on the basis of his executive and administrative qualifications with special reference to his actual experience in or his knowledge of accepted practice in respect to the duties of the office hereinafter set forth. At the time of his appointment, he need not be a resident of the City of Margate or the State of Florida, but within ninety (90) days after appointment, he shall reside within Broward County.

North Lauderdale

Sec. 4.2 - Appointment, removal, compensation and residency.

(a) Appointment. The City Council shall appoint a City Manager not later than ninety (90) days from the filing of this Charter. Such appointment shall be by an affirmative vote of four (4) members of the City Council.

(b) Removal. The City Council may remove the City Manager by resolution adopted by an affirmative vote of four (4) members of the City Council. Such a resolution must state the reasons for removal. A copy of this resolution shall be delivered to the City Manager within forty-eight (48) hours after its adoption. Delivery shall mean personal delivery or deposit of such notice into the United States Mail, by registered mail. Within five (5) days after the copy of the resolution has been delivered to the City Manager, he or she may file with the Council a written request for a public hearing. Failure to file such a request in the time frame outlined above shall automatically waive the right of the City Manager to an appeal hearing. If a hearing is requested, it shall be held at a special Council meeting not later than fifteen (15) days after the request is filed. The decision of the Council at any

such public hearing shall be final and conclusive and no appeal shall lie therefrom. Reinstatement of the City Manager by the City Council shall be solely upon an affirmative vote of four (4) members of the Council. In the event the City Manager should be reinstated by the City Council, the City shall reimburse the City Manager for back pay due, if any.

(c) Compensation. The City Manager shall receive such salary as may be fixed by the City Council for the first year.

(d) Residency. The City Manager need not be a resident of the City or State at the time of his or her appointment, but must become domiciled in the County of Broward not later than six (6) months from the date he or she is hired, unless otherwise authorized by an affirmative vote of a minimum of three (3) members of Council.

Oakland Park

Sec. 4.01. - City manager; appointment, qualifications, term and compensation.

The city manager shall serve such term and receive such compensation as the commission may fix and determine. The manager shall be chosen on the basis of executive and administrative qualifications without regard to political beliefs, shall be over the age of twenty-one (21), need not be a resident of the city or state at time of appointment, but shall not reside outside the city without approval of the commission.

(Ord. No. O-87-5, § 3, 3-10-87; Ord. No. O-2002-014, § 3, 6-19-02)

Pompano Beach

Article III: Sec. 27. QUALIFICATIONS.

The City Manager shall be chosen by the City Commission solely on the basis of his executive and administrative qualifications, with special reference to his actual experience in, or his knowledge of, accepted practice in respect to the duties of his office as hereinafter set forth. At the time of his appointment, he need not be a resident of the city or state, but during his tenure of office he shall reside within the city. The salary of the City Manager shall be fixed by the City Commission.