CHARTER REVIEW COMMITTEE
WEDNESDAY, OCTOBER 21, 2026 – 5:30 PM
10451 GULF BOULEVARD TREASURE ISLAND, FL 33706

MEETING NOTICE AND AGENDA

A. Call To Order

B. Pledge of Allegiance

C. Roll Call

D. Items of Business

D.1 Administration of Oath to Members
Charter Review Board Oath_Blank.docx

D.2 Elect Chair and Vice Chair

D.3 Presentation by City Attorney: Sunshine Law, Open Meeting Requirements, Public Records Laws, and Ethics
Sunshine Law and Public Records Class - short version slides.pdf

D.4 Scope of Charter Review Board
City of Treasure Island Charter.pdf

D.5 Meeting Schedule

E. Public Comment

F. Adjournment

One or more City Commissioners may be in attendance. For any person desiring to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based [F.S. 286.0105]. NOTE: Any transcript shall be requested and made by the individual requesting same at his or her own expense. Therefore, a court reporter may be desired or required accordingly.

Any person with a disability who needs any accommodation in order to participate in this proceeding is entitled to assistance at no cost. Please contact the Office of the City Clerk in writing at 10451 Gulf Boulevard, Treasure Island, FL, 33706 or by phone at (727) 547-4575 at least two working days prior to

the meeting to advise what assistance is needed..

AGENDA ITEM NO. D.1

Item Cover Page

CHARTER REVIEW COMMITTEE AGENDA ITEM REPORT

DATE:	October 21, 2026
SUBMITTED BY:	Lisa-Marie Kennedy, Administration
ITEM TYPE:	For Consideration and Discussion
AGENDA SECTION:	Items of Business
SUBJECT:	Administration of Oath to Members
BACKGROUND:	N/A
POLICY/PURPOSE:	Swearing in of new Charter Review Board Members.
STRATEGIC PLAN RELEVANCE:	Community Engagement
ANALYSIS/DISCUSSION:	N/A
FUNDING:	N/A
MOTION:	

ATTACHMENTS:
Charter Review Board Oath_Blank.docx

City of Treasure Island

Oath of Office

I, _____, do solemnly, swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I will well and faithfully perform the duties on the Charter Review Board of the City of Treasure Island, Florida, on which I am about to enter, So help me God.

_____

_____, Member

STATE OF FLORIDA
COUNTY OF Pinellas

Sworn to (or affirmed) and subscribed before me by means of physical presence, this _____day of _____, _____.

_____

Signature of Notary Public-State of Florida

_____

Name of Notary Typed, Printed, or Stamped

(SEAL)

Personally Known _____ OR Produced Identification _____

Type of Identification Produced _____

_____

AGENDA ITEM NO. D.2

Item Cover Page

CHARTER REVIEW COMMITTEE AGENDA ITEM REPORT

DATE: October 21, 2026

SUBMITTED BY: Lisa-Marie Kennedy, Administration

ITEM TYPE: For Consideration and Discussion

AGENDA SECTION: Items of Business

SUBJECT: Elect Chair and Vice Chair

BACKGROUND:

POLICY/PURPOSE:

STRATEGIC PLAN RELEVANCE:

ANALYSIS/DISCUSSION:

FUNDING:

MOTION:

ATTACHMENTS:

AGENDA ITEM NO. D.3

Item Cover Page

CHARTER REVIEW COMMITTEE AGENDA ITEM REPORT

DATE:	October 21, 2026
SUBMITTED BY:	Lisa-Marie Kennedy, Administration
ITEM TYPE:	For Consideration and Discussion
AGENDA SECTION:	Items of Business
SUBJECT:	Presentation by City Attorney: Sunshine Law, Open Meeting Requirements, Public Records Laws, and Ethics
BACKGROUND:	N/A
POLICY/PURPOSE:	Presentation from City Attorney
STRATEGIC PLAN RELEVANCE:	N/A
ANALYSIS/DISCUSSION:	N/A
FUNDING:	N/A
MOTION:	

ATTACHMENTS:
Sunshine Law and Public Records Class - short version slides.pdf

SUNSHINE LAW
for Appointed Officials

Golden Rule # 1

DO NOT DISCUSS OFFICIAL BUSINESS WITH ANOTHER COMMITTEE MEMBER EXCEPT AT A COMMITTEE MEETING/WORKSHOP

SUNSHINE MEETING REQUIREMENTS

1. Meetings of two or more committee members
   MUST BE OPEN TO THE PUBLIC;

2. **PUBLIC NOTICE** of the meeting must be posted at City Hall and / or website

3. **MINUTES** of the meeting must be taken.

DO NOT DISCUSS means DO NOT DISCUSS

Elected and Appointed Officials ***who are members of the same board*** :

may ***not discuss*** any official business that may come before the committee except at a noticed public meeting,

whether ***in person, by telephone, email, text, zoom, teams or any other means*** of formal or informal communication.

What is Official Business ?

Official business includes ***any matter that COULD foreseeably come before the committee for action.***

AGENDA MATERIALS

A sunshine exception exists for written reports or materials that are distributed for an upcoming public meeting

AGENDA MATERIALS

~ provided that there is no discussion or interaction among the committee members regarding the report **until the noticed public meeting.**

AGENDA BACK UP MATERIALS

ALL reports should be distributed by **submitting them to the Clerk**

who can then distribute such reports or documents

as ***agenda back up items***

FOR DISCUSSION AT THE UPCOMING PUBLIC MEETING

Communications with NON-COMMITTEE MEMBERS

Reports, letters, or other documents

received by committee members from the public

<u>regarding any issues that COULD come before the committee</u>

are also subject to Florida's Public Records Law

and should also be **transmitted to the City Clerk by email**

PUBLIC RECORDS ACT
For Appointed Officials

GOLDEN RULE #2

DO NOT DELETE
ANY EMAILS, TEXTS OR OTHER POTENTIALLY PUBLIC RECORDS.

What is Florida's Public Records Law?

Constitutionally protected right of access to government records...

"Every person has the right to inspect or copy any public record made or received in connection with the official business…"

Article 1, Section 24
Constitution of the State of Florida

Public Record includes electronic records and social media

Paper (it still exists) – Report, Calendars, etc…

Exemption for personal notes kept only to yourself and not meant to be a shared communication

Electronic Records – PDF's, Spreadsheets, Powerpoints, etc…

Electronic Communications – Email, Text, etc…

Social Media – Facebook, Twitter, Instagram, etc…

Any material, made or received, in connection with the transaction of official business

Social media

Use of Non-Official, Non-City Social Media

Pursuant to recent case law by the United States Supreme Court, if you decide to post anything on social media about or concerning the city, please be clear and use a disclaimer to avoid confusion with official city communications.

For example:

> ***"The postings on this social media page are my own personal views and don't represent the City of St Pete Beach's official positions or opinions."***

> ***"In my personal view point,…"***

Who is Responsible for the Public Record?

You are responsible for public records in your possession…

Public Records Custodian - Elected or appointed officer charged with the responsibility of maintaining the office having public records, or his or her designee."

This includes public records that are in your personal email address, text messages and copies of any other public records in their possession regardless of device and regardless of whether it is a personal or public device.

Resources

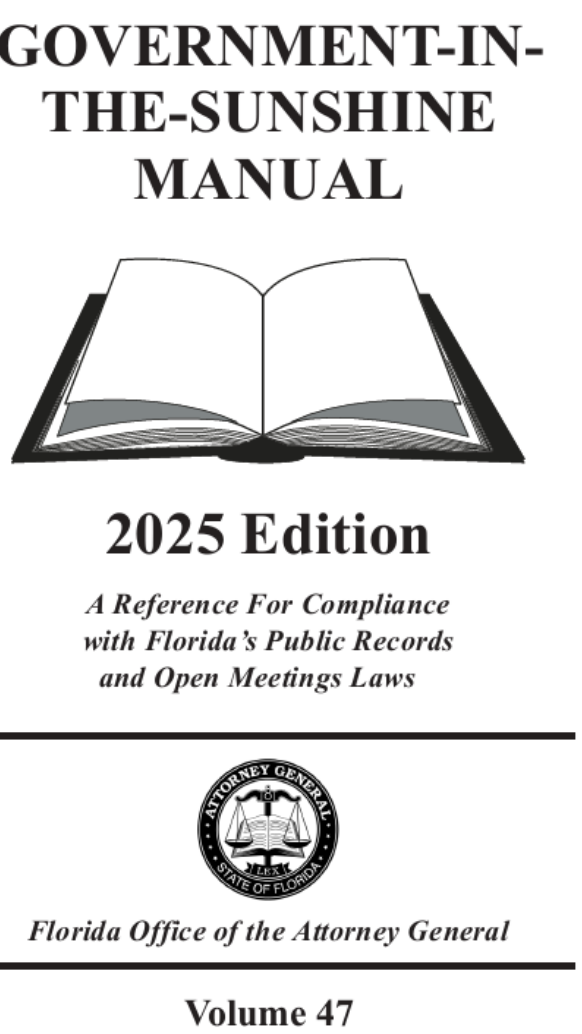
Florida Attorney General
http://www.myflsunshine.com/

First Amendment Foundation
www.floridafaf.org

Florida Department of State
https://files.floridados.gov/media/703328/gs1-sl-2020.pdf

Florida Office of Open Government
http://www.flgov.com/open_government/

Brechner Center for Freedom and Information
http://brechner.org/default.asp



Florida Statutes
www.leg.state.fl.us/statutes

Florida Records Management Association (FRMA)
www.frma.org

Association for Information and Image Management (AIIM)
http://www.aiim.org/

ARMA International
www.arma.org

SML, Inc.
www.smlinfo.net

AGENDA ITEM NO. D.4

Item Cover Page

CHARTER REVIEW COMMITTEE AGENDA ITEM REPORT

DATE: October 21, 2026

SUBMITTED BY: Lisa-Marie Kennedy, Administration

ITEM TYPE: For Consideration and Discussion

AGENDA SECTION: Items of Business

SUBJECT: Scope of Charter Review Board

BACKGROUND: .

POLICY/PURPOSE:

- Section 6.01. - Charter review committee.

  The city commission shall consider the necessity for review of this Charter no later than once every five (5) years. If, in the opinion of the majority of the city commission, review of said Charter is advisable, the city commission may appoint a charter review committee to conduct said review and make recommendations to the city commission.

STRATEGIC PLAN RELEVANCE: .

ANALYSIS/DISCUSSION:

The Charter Review Board will review the City Charter and recommend changes to the City Commission. The Commission may approve recommended changes for placement on the ballot by ordinance, which requires two readings and public hearings. All Charter amendments must be approved by voters at a City election.

Staff recommends targeting the November 2, 2027, election. The agenda deadline for that election is August 4, 2027. To

allow time for required advertisement of the ordinances, the Board's recommendations must reach the Commission by its June 8, 2027, meeting.

FUNDING: N/A

MOTION:

ATTACHMENTS:
City of Treasure Island Charter.pdf

PART I
CHARTER[1]

ARTICLE I. POWERS

Section 1.01. Creation and powers.

The City of Treasure Island shall have all governmental, corporate and proprietary powers to enable it to conduct municipal government, perform municipal functions and provide municipal services, and may exercise any power for municipal purposes except as otherwise prohibited by law and this Charter.

State law reference(s)—Municipal Home Rule Powers Act, F.S. ch. 166.

Section 1.02. Extraterritorial powers.

(a) Except as limited herein, the City of Treasure Island shall have the power to acquire, by purchase, condemnation or otherwise, take, hold, lease, sell, grant, convey and encumber such real and personal or mixed property, or interest therein, whether within or without the limits of the city as may be necessary for any of the purposes of the city, and to improve, sell, lease, mortgage, pledge or otherwise dispose of same, or any part thereof, including real estate or any interest therein not necessary or required for public use or that may have become unsuitable for public use, to the same extent that a natural person may do.

(b) *Limitations.* Notwithstanding paragraph (a), all parks, wherever located, and public lands within the city limits of the City of Treasure Island that are contiguous to or provide water access including, but not limited to, the Gulf of Mexico beaches, Boca Ciega Bay and Blind Pass, including rights-of-way and access easements, may not be sold, leased beyond three (3) years, traded or given away absent the passage by an affirmative vote of four fifths (⅘) of the city commission, and approval by the electorate, or by a vote of the electorate through initiative or referendum as provided for in article VII. Notwithstanding any other provisions of this Charter or other law providing for the use of the power of eminent domain, the City shall not use the power of eminent domain to take private property for the purpose of making the property so taken available for a private commercial, financial, retail or industrial enterprise.

(Ord. No. 05-01, § 1, 1-11-05; Ord. No. 10-12, § 1, 12-21-10/3-8-11)

[1]Editor's note(s)—Part I contains the Charter of Treasure Island, Florida, as adopted by referendum on March 7, 1978. Amendments to the Charter are indicated by parenthetical history notes following amended provisions. The absence of a history note indicates that the provision remains unchanged from the original Charter. Obvious misspellings have been corrected without notation. For stylistic purposes, a uniform system of headings, catchlines and citations to state statutes has been used. Additions made for clarity are indicated by brackets.

Const. law reference—Extraterritorial powers, Fla. Const., art. VIII, § 2(c).

Section 1.03. Construction.

The powers of the city shall be construed liberally in favor of the city, limited only by the constitution, general law and specific limitations contained herein. Future special acts pertaining to the jurisdiction and exercise of powers by this city shall be considered amendments to this Charter and, pursuant to the provisions adopted for incorporation of other Charter amendments, shall be incorporated as official amendments to the Charter.

The word "he" shall refer to both genders.

ARTICLE II. CORPORATE LIMITS

Section 2.01. Corporate limits.

The boundaries of the area which shall be included in the City of Treasure Island hereby created shall be as follows:

From the southeast corner of Section 15, Township 31 South, Range 15 East, run north along the east boundary of said Section 15, 1950 feet more or less to the centerline of John's Pass Channel for a point of beginning; then run north 46 degrees east to the centerline of Government Channel in Boca Ciega Bay; thence southerly along said centerline of Government Channel to a point 870 feet northerly of and measured at right angles to the centerline of the bridge across Blind Pass as established by the right-of-way of State Road No. 699 (Gulf Boulevard); thence run southwesterly parallel to said bridge centerline to the center of Blind Pass Channel to a point 40 feet south of the south boundary of 74th Avenue, extended; thence south 60 degrees west, 10 miles along a line parallel to said extension of 74th Avenue; thence north to a point south 46 degrees west from the point of beginning; thence north 46 degrees east to the point of beginning.

ARTICLE III. LEGISLATIVE

Section 3.01. City commission—Powers and composition.

There shall be a nonpartisan city commission with all legislative powers of the city vested therein consisting of five (5) members, who shall be qualified electors of the city, one of them to be known and designated as mayor-commissioner and the other four (4) members to be known as commissioners. In addition to the powers set forth in this Charter and set forth by the Florida Constitution and the statutes of the State of Florida, the city commission shall have the powers and authority to inquire into the conduct of any office, department or agency of the city and make investigations as to municipal affairs.

State law reference(s)—Municipal Home Rule Powers Act, F.S. ch. 166.

Section 3.02. Same—Qualifications.

Each commissioner shall be a qualified elector of the district in which he or she serves. The mayor-commissioner shall be a qualified elector of the city. The commission shall be the judge of the election and qualifications of its members and of the grounds for forfeiture of their office. A member who is specifically charged with conduct constituting grounds for forfeiture of his office as defined in Section 3.06(b) shall be given written charges and be entitled to public hearing on demand and notice of such hearing shall be published in one or more newspapers of general circulation in the city at least one week in advance of the hearing.

(Ord. No. 16-10, § 1, 6-7-16)

Note(s)—The changes made to § 3.02 as set out in Ord. No. 16-10, § 1, adopted June 7, 2016, were adopted by the electorate through a referendum, as a part of the November 8, 2016, election.

Section 3.03. Same—Election, terms.

The regular election of the city commission shall be held on the second Tuesday in March of each year, in the manner provided in Article V of this Charter and shall be for two-year terms for district commissioners, and a three-year term for the mayor-commissioner, commencing on the Tuesday after the candidates' election of the year elected, and such term shall continue until the Tuesday after such person's successor is elected.

The mayor-commissioner shall be elected by the qualified electors at large for an initial three-year term commencing on the first Tuesday in March of 1997, and on the second Tuesday of March in 2006 and in every third year thereafter. The commissioners from district 1 and district 3 shall be elected by qualified electors from within their respective districts in odd-numbered years and the commissioners from district 2 and district 4 shall be elected by the qualified electors from within their respective districts in even-numbered years.

(Ord. No. 95-3, § 1(3.03), 5-16-95/3-6-96; Ord. No. 95-4, § 1(3.03), 5-16-95/3-6-96; Ord. No. 03-11, § 1, 10-28-03)

State law reference(s)—Municipal election dates, Laws of Fla. ch. 83-502.

Section 3.04. Mayor; vice-mayor.

The mayor shall be a qualified elector of the city elected to a three-year term by the electors of the city. At the first commission meeting after each regular city election, the commission shall elect one of its members as vice-mayor. The mayor shall preside at meetings of the commission and shall be considered a member of the commission, but shall be recognized as head of city government for all ceremonial purposes by the governor for purposes of military law, for service of process and as the city official designated to represent the city in all agreements with other governmental entities or certification to other governmental entities. The mayor shall set forth the agenda for all regular and special meetings of the commission with the approval of the majority of the commission. The mayor shall have no other administrative duties except as required to carry out the responsibilities herein.

The vice-mayor shall act as mayor during the absence or disability of the mayor. In case of the death, resignation, or removal of the mayor, the vice-mayor shall serve as mayor until the next election when the office shall be filled pursuant to section 3.06 of this Charter.

(Ord. No. 95-3, § 1(3.04), 5-16-95/3-6-96)

Section 3.05. Prohibitions.

(a) *Appointment, removals.* Neither the commission nor any of its members shall in any manner dictate the appointment or removal of any city administrative officers or employees whom the manager or any of his subordinates are empowered to appoint, but the commission may express its views and fully and freely discuss with the manager anything pertaining to appointment and removal of such officers and employees.

(b) *Interference with administration.* Except for the purpose of inquiries and investigation by the commission, all inquiry dealing with any portion of the administrative service of the city with the exception of the following paragraph [subsection (c)] shall be with the city manager, and neither the commission nor any member thereof shall give any orders to any subordinate or officer of the city either publicly or privately, directly or indirectly.

(c) *Financial audit, management evaluation.* The finances of the city shall, under the direction of the commission, be examined and audited by a certified public accountant at least once a year. Every financial audit shall be a certified audit, and all reports and recommendations of the auditor shall be made directly to the commission. The city commission shall consider and determine the necessity of a professional management evaluation of the administrative activities at least once every five (5) years.

State law reference(s)—Financial statement, F.S. § 218.32.

(d) *Holding other office; not to have interest in city contract.* No present or former elected city official shall hold any compensated appointive city office or employment until one year after the expiration of the term for which he has served. No official or appointed member of a board or committee shall hold more than one elected or appointed position in the city. No official or other employee of the city shall have any personal interest in any contract of the city if he thereby, directly or indirectly, gains a profit in money, property, or otherwise; and any such contract in which a city official or employee may be or become interested shall be voidable by the city and shall be voided without delay by the city commission. This shall not be construed to prohibit or restrict volunteer firemen from holding elective or appointive positions with the city, nor shall this section be construed to prohibit an appointed member of a standing board or committee from serving in an appointed capacity on a board or committee appointed for a specific purpose and with a limited duration.

(e) *Ethics.* The commission shall enact, by ordinance, a code of ethics for all elected and appointed officers and employees of the city. The code of ethics shall set standards of conduct equal to or stronger than the standards of conduct established by law.

(f) Neither the Treasure Island Police Department nor the Treasure Island Fire Department shall be abolished by action of the city commission absent:

(1) The passage by an affirmative vote of three (3) members of the city commission of an ordinance to abolish either such department; and approval by the registered voters of the abolishment of such department at referendum called by the city commission to consider such question.

2) Nothing herein shall be construed to prevent the commission, by initiative ordinance, or the electorate, by initiative or referendum petition, as set forth below in section 6.02, from resurrecting a new police or fire department, subsequent to abolishment.

(g) *Protection of pending citizen referendum or initiative actions*: Once a citizens initiative petition or a citizens referendum petition is certified as sufficient by the city clerk, as provided for in section 7.04, the city commission shall not introduce any new proposed ordinance(s) which, if passed by the commission before said petitions are voted on by the electorate at the next election, would either defeat or frustrate the intended purposes of the petitions.

No rights in derogation of the provisions of any pending referendum or initiative petition under any ordinance or other action of the City of Treasure Island City Commission, between the time the petition is certified sufficient by the city clerk and the certification of the election results on the referred or initiated ordinance, shall be enforced against the City of Treasure Island.

(Ord. No. 99-13, Divs. I, II, 11-9-99; Ord. No. 05-02, § 1, 1-11-05; Ord. No. 05-03, § 1, 1-11-05; Ord. No. 10-14, § 1, 12-21-10/3-8-11)

State law reference(s)—Code of ethics, F.S. § 112.311 et seq.

Section 3.06. Vacancies; forfeiture of office; filling of vacancies.

(a) *Vacancies.* The office of a commissioner shall become vacant upon his death, resignation or removal from office in any manner authorized by law or forfeiture of his office; such forfeiture shall be immediately declared by the remaining members of the commission.

(b) *Forfeiture of office.* A commissioner shall forfeit his office if he lacks at any time during his term of office any qualification for the office prescribed by this Charter or by law, including but not limited to the following:

(1) He is convicted of a felony involving moral turpitude.

(2) He fails to attend four (4) consecutive regular meetings of the commission, unless such absence is excused by the commission.

(3) He fails to attend eight (8) regular commission meetings during a twelve-month period whether excused or not.

(c) *Filling of vacancies.* A vacancy on the commission shall be filled as follows:

(1) Whenever a vacancy occurs the city commission by a majority vote of the remaining members shall choose within thirty (30) days a successor to serve until the next regular city election, after at which time the elected successor for the remainder of the unexpired term of office, if any, shall be elected. The mayor shall make the appointment if the commission cannot agree. If the vacancy be that of a commissioner, the appointee shall be a resident of the district in which the vacancy occurs. If the vacancy is the mayor-commissioner, the vice-mayor shall assume the duties of the mayor until a successor is elected and the appointee shall be from the district of the said vice-mayor. The temporary appointment terminates at the new election of the mayor. All persons who have been appointed to the office as herein provided shall have and possess all of the qualifications required for district commissioners.

(2) Notwithstanding any quorum requirements established herein, if at any time the membership of the commission is reduced to less than a quorum, the remaining members may, by unanimous vote, appoint additional members under subsection (1) above.

(d) *Extraordinary vacancies.* In the event that all members of the commission are removed by death, disability, law or forfeiture of office, the governor shall appoint an interim commission that shall call a special election as provided in [subsection] (c) above and such election shall be held in the same manner as the first election under this Charter.

(Ord. No. 10-16, § 1, 12-21-10/3-8-11)

Section 3.07. Procedure.

(a) *Meetings.* The commission shall meet regularly at least once every month at such times and places as the commission may prescribe by rule. Special meetings may be held on the call of the mayor, vice-mayor, in the absence of the mayor, or of a majority of the members and whenever practicable, upon no less than twelve (12) hours' notice to each member and the public and all meetings shall be public.

(b) *Rules, journal.* The commission shall determine its own rules and the mayor, with commission approval, shall set the order of business for each regular and special meeting.

(c) *Voting.* Voting on ordinances and resolutions shall be by roll call or electronic tabulation on final action and the vote of each member of the commission shall be recorded in the journal. A majority of the commission shall constitute a quorum, but a smaller number may adjourn and compel the attendance of absent members in the manner and subject to the penalties prescribed by the rules of the commission. No action of the commission except as otherwise provided herein shall be valid or binding unless adopted by an affirmative vote of the majority of the quorum present.

(Ord. No. 99-13, Div. III, 11-9-99)

Section 3.08. Charter officer provision.

The following charter officials shall be appointed by the city commission and they shall serve at the pleasure of the city commission for such compensation as may be set by the city commission:

(a) The city manager;

(b) The city attorney;

(c) The city clerk; and deputy city clerk.

Section 3.09. Ordinances and resolutions in general.

"Ordinance" means an official, legislative action of the commission, which action is a regulation of a general and permanent nature and enforceable as a local law.

"Resolution" means an expression of the board of commissioners concerning matters of administration, expression of a temporary character, or a provision for the disposition of a particular item of the administration business of the board of commissioners.

(a) *Form*. Each ordinance or resolution, except [a] budget ordinance, shall be introduced in writing and shall embrace but one subject and matters properly connected therewith. The subject shall be clearly stated in the title. No ordinance shall be revised or amended by reference to its title only. Ordinances to revise or amend shall set out in full the revised or amended act, section, subsection, or paragraph of a section or subsection.

(b) *Procedure*. Ordinances shall be adopted in accordance with the procedures set forth by state law.

(c) *Effective date*. Except as otherwise provided in this Charter, every adopted ordinance shall become effective in accordance with the provisions as set forth by state law.

(d) *Action requiring an ordinance*. In addition to other acts required by law or by specific provision of this Charter to be done by ordinance, those acts of the city commission shall be by ordinance which:

(1) Adopt or amend an administrative code or establish or abolish any city department or agency;

(2) Establish a rule or regulation the violation of which carries a penalty;

(3) Levy taxes authorized by general law;

(4) Grant, renew or extend a franchise;

(5) Set service or user charges for municipal services or granting administrative authority for such charges by resolution;

(6) Authorize the borrowing of money not inconsistent with the limitations in the constitution and general law of the state and this Charter;

(7) Convey or lease or authorize by administrative action the conveyance or lease of any lands of the city not inconsistent with the limitations set forth in this Charter;

(8) Amend or repeal any ordinance previously adopted, except as otherwise provided in Article VII with respect to repeal of ordinances reconsidered under the referendum power.

(Ord. No. 99-13, Divs. IV, V, 11-9-99; Ord. No. 05-04, § 1, 1-11-05)

Section 3.10. Emergency ordinances.

To meet a public emergency affecting life, health, property or the public peace, the commission may adopt one or more emergency ordinances, but such ordinances shall not levy taxes, grant, renew or extend a franchise, set user or service charges for any municipal services or authorize the borrowing of money except as provided under the emergency appropriations provisions of this section.

(a) *Form.* An emergency ordinance shall be introduced in the form and manner prescribed for ordinances generally, except that it shall be plainly designated in a preamble as an emergency ordinance and shall contain after the enacting clause, a declaration stating that an emergency exists and describing it in clear and specific terms.

(b) *Procedure.* An emergency ordinance may be adopted with or without amendment or rejected at the meeting at which it is introduced, but the affirmative vote of three (3) members of the commission shall be required for adoption. After its adoption, the ordinance shall be published and printed as prescribed for other adopted ordinances.

(c) *Effective date.* Emergency ordinances shall become effective upon adoption or at such other date as may be specified in the ordinance.

(d) *Repeal.* Every emergency ordinance except emergency appropriations shall automatically stand repealed as of the sixty-first day following the date on which it was adopted, but this shall not prevent reenactment of the ordinance under regular procedures, or if the emergency still exists, in the manner specified in this section. An emergency ordinance may also be repealed by adoption of a repealing ordinance in the same manner specified in this section for adoption of emergency ordinances.

(e) *Emergency appropriations.* The commission may make emergency appropriations in the manner provided in this section. To the extent that there are no available unappropriated revenues to meet such appropriations, the commission may by such emergency ordinance authorize the issuance of emergency notes which may be renewed as necessary.

(Ord. No. 10-17, § 1, 12-21-10/3-8-11)

Section 3.11. Budget adoption.

The commission shall by ordinance adopt the budget on or before the thirtieth day of September of each year. If it fails to adopt the budget by that date, the commission, by resolution, may direct that the amounts appropriated for current operations for the current fiscal year shall be deemed adopted for the ensuing fiscal year for a period of thirty (30) days and renewed by resolution each thirty (30) days with all items in it prorated accordingly, until such time as the commission adopts a budget for the ensuing fiscal year. An ordinance adopting an annual budget shall constitute appropriations of the amounts specified therein as expenditures from the funds indicated.

State law reference(s)—Budget adoption, hearings, F.S. ch. 200.

Section 3.12. Appropriation amendments during the fiscal year.

(a) *Supplemental appropriations.* If, during the fiscal year, revenues in excess of those estimated in the budget are available for appropriation, the commission, by ordinance, may make supplemental appropriations for the year up to the amount of such excess.

(b) *Reduction of appropriations.* If any time during the fiscal year it appears probable to the manager that the revenues available will be insufficient to meet the amount appropriated, he shall report to the commission without delay, indicating the estimated amount of the deficit, any remedial action taken by him and his recommendations as to any other steps to be taken. The commission shall then take such further action as it deems necessary to prevent or minimize any deficit and for that purpose it may by ordinance reduce one or more appropriations.

(c) *Limitations; effective date.* No appropriation for debt service may be reduced or transferred, and no appropriation may be reduced below any amount required by law to be appropriated or by more than the amount of the unencumbered balance thereof. The supplemental and emergency appropriations and reduction or transfer of appropriations authorized by this section may be made effective immediately upon adoption.

Section 3.13. Authentication; recording, disposition of Charter amendments, ordinances, resolutions.

(a) *Authentication.* The presiding officer of the commission and the person charged with keeping the journal shall authenticate by their signatures all ordinances and resolutions adopted by the commission. In addition, when Charter amendments have been approved by the qualified electors, the presiding officer of the commission and the person charged with keeping the journal shall authenticate by their signatures the Charter amendment, such authentication to reflect the approval of the Charter amendment by the electorate.

(b) *Recording.* The person charged with keeping the journal shall keep properly indexed books in which shall be recorded, in full, all ordinances and resolutions passed by the commission. Ordinances shall, at the direction of the commission, be periodically codified. The person charged with keeping the journal shall also maintain the City Charter in current form and shall

enter all Charter amendments and send a copy of the revised Charter incorporating amendments to the secretary of state's office.

(c) *Printing.* The commission shall, by ordinance, establish procedures for making all resolutions, ordinances, technical codes adopted by reference, and this Charter available to the people of the city for public inspection and available for purchase at cost.

ARTICLE IV. ADMINISTRATIVE

Section 4.01. City manager.

There shall be a city manager who shall be the chief administrative officer of the city. The manager shall be responsible to the commission for the administration of all city affairs placed in his charge by or under this Charter.

Section 4.02. Appointment; qualifications; removal; compensation.

(a) *Appointment.* A city manager shall be appointed for an indefinite term by four-fifths (⅘) affirmative vote of all the commission members.

(b) *Qualifications.* The city manager shall serve at the pleasure of the commission and shall be appointed solely on the basis of his executive and administrative qualifications with specific reference to his actual experience or his knowledge of accepted practice with respect to the duties of his office herein set forth. He shall be a graduate of an accredited college or university with a degree or degrees in subjects related to his responsibility in the administration of the city. A thorough background investigation shall be conducted by the city commission including former employment, references, credit check and criminal identification check. A written report shall be prepared and shall be permanently filed in the city records. The city manager shall reside within the boundaries of the City of Treasure Island within six (6) months of his appointment unless specifically exempted by the commission.

(c) *Removal.* The commission may remove a manager by resolution on a three-fifths (⅗) affirmative vote of all its members. A copy of the resolution shall be delivered to the manager.

(d) *Compensation.* The compensation of the manager shall be fixed by the commission and shall not be reduced during his tenure, except as part of a general salary cutback.

Section 4.03. Acting city manager.

By letter filed with the commission, the manager shall designate, subject to approval of the commission, a qualified city administrative officer to exercise the powers and perform the duties of manager during his temporary absence or disability. During such absence or disability, the commission by a majority of its members may revoke such designation at any time and appoint another officer of the city to serve until the manager shall return or his disability shall cease.

Section 4.04. Powers, duties of city manager.

The power and the authority of the city manager is expressly limited to that described herein and he shall not enter into any agreements, negotiations or other arrangements with any groups, organizations, governmental bodies or individuals requiring policy-making decisions by the commission without the prior knowledge and approval of the body.

The city manager shall:

(a) Appoint, and when he deems it necessary for the good of the city, suspend or remove all city employees and appointed administrative officers provided for by or under this Charter, except as otherwise prohibited by law, this Charter or personnel rules adopted pursuant to this Charter. He may authorize any administrative officer who is subject to his direction and supervision to exercise these powers with respect to subordinates in that officer's department, office or agency;

(b) Direct and supervise the administration of all departments, offices and agencies of the city, except as otherwise provided by this charter or by law;

(c) Attend all commission meetings and shall have the right to take part in discussion but may not vote;

(d) Enforce all laws, provisions of this Charter and acts of the commission, subject to enforcement by him or by officers subject to his direction and supervision;

(e) Prepare and submit the annual budget, budget message and budget ordinance. Prepare and submit a five-year capital program, which shall enumerate the projected improvements and projects in an order of priority, the proposed source of financial support in relationship to each enumeration, projected costs shall be expressed in terms of dollar amounts, millage when ad valorem tax is proposed, or percentage of the revenue source proposed as support;

(f) Submit to the commission and make available to the public a complete report on the finances and administrative activities of the city as of the end of each fiscal year;

(g) Make such other reports as the commission may require concerning the operations of the city departments, offices and agencies, subject to his direction and supervision;

(h) Keep the commission fully and continuously advised as to the financial condition and future needs of the city and make recommendations to the commission concerning the affairs of the city as he deems desirable;

(i) Sign contracts on behalf of the city pursuant to the provisions of appropriations ordinances;

(j) Perform such other duties as are specified in this Charter or may be required by the commission;

(k) The manager shall develop and keep current an administrative code for the purpose of implementing ordinances passed by the commission.

Section 4.05. Supervision of departments.

Except as otherwise provided in this Charter or by general law, the city manager will be responsible for the supervision and direction of all departments, agencies or offices of the city. All departments, offices and agencies under the direction and supervision of the manager shall be administered by an officer appointed by and subject to the direction and supervision of the manager. With the consent of the commission, the city manager may serve as the head of one or more such departments, offices or agencies, or may appoint one person as the head of several departments.

Section 4.06. Reserved.

Editor's note(s)—Ord. No. 2022-08, § 1, adopted Aug. 21, 2022, repealed § 4.06, which pertained to personnel system and derived from Ord. No. 99-13, Div. VI, adopted Nov. 9, 1999.

Section 4.07. City clerk.

The city clerk shall be head of the department of records and [shall] coordinate these duties with the city manager. The city clerk shall:

(a) Give notice of commission meetings to its members and the public and shall keep the record of its proceedings which shall be a public record.

(b) Be custodian of all records, documents and papers of the city.

(c) Attest all contracts and agreements to which the city is a party.

(d) Be custodian of the seal of the city and is authorized to affix same to such instruments of writing as is necessary.

(e) Supervise the city elections.

(f) Be responsible for the supervision of all city clerk department personnel.

(g) Administer oaths as necessary.

(h) Attend all meetings of the commission and such other boards as may be designated by the commission and keep a true and correct record of all such proceedings.

(i) Maintain the schedules and rules pertinent to the Charter and ordinance reviews, provided for in Article VII pertaining to "Initiative, Referendum and Recall," and advise the commission accordingly.

(j) Perform such other duties as may be required by the commission as well as other duties as required by the Laws of Florida, and further, the city clerk shall comply with administrative regulations.

(k) Until such time as the commission shall appoint a city clerk, the city manager shall exercise all the duties, functions and powers of the city clerk as herein provided.

Section 4.08. Deputy city clerk.

The deputy city clerk shall act in the absence of the city clerk as described in [section] 4.07 above.

Section 4.09. City attorney.

The city attorney shall advise the city in all legal matters and perform any other duties prescribed by the Charter or by general law or by the commission. The city attorney shall be an attorney admitted to and having authority to practice in the State of Florida.

Section 4.10. Finance.

(a) *Budget, budget message.* The city manager shall submit the annual budget and budget message in a manner and form to be specified by ordinance. The budget message shall outline proposed financial policies for the city for the ensuing fiscal year, shall take into consideration major changes from the current year of financial policies, expenditures and revenues and shall likewise take into consideration the city's debt position. In addition, the budget shall set out the following:

(1) Proposed expenditures for current operations during the ensuing fiscal year detailed by department, offices and agencies in terms of their respective work programs and the method of financing such expenditures.

(2) Proposed capital expenditures during the ensuing fiscal year detailed by departments, offices and agencies when practicable, and the proposed method of financing such capital expenditures.

(3) Anticipated net surplus for the ensuing fiscal year of each utility owned or operated by the city and the proposed method of its disposition with subsidiary budgets for each utility giving detailed income and expenditure information is to be attached as an appendix to the budget. The total of proposed future commitments in any one fiscal year shall not exceed the total of estimated income.

(b) *Municipal borrowing.* The city commission shall exercise from time to time the full authority granted by the Constitution of the State of Florida and Florida Statutes to borrow money, contract loans and issue bonds as defined by Florida Statutes; to finance the undertaking of any capital or other project for purposes permitted by the state constitution and may pledge the funds, credit, property and taxing power of the municipality for the payment of such debts and bonds. The said borrowing power shall only be exercised upon an affirmative vote of four-fifths (⅘) majority of the city commission and if required by the state constitution, by affirmative vote of the electors of the municipality, subject only to the following conditions:

(1) The outstanding debt of the city, excluding debt directly related to the Treasure Island Causeway, shall not exceed three and one-half (3½) percent of the city's annual assessed valuation of the total taxable property within the City of Treasure Island. No single project shall be approved for debt financing by the city commission without an affirmative vote of the electors of the municipality, if the cost of said project shall exceed fifteen (15) percent of the three and one-half (3½) percent debt limitation set out above.

(2) The total annual debt service of the city including required reserves but excluding all debt service revenue relating directly to the Treasure Island Causeway, shall never exceed twenty (20) percent of the annual total revenue of the city from all sources excluding causeway revenues and federal and state revenue sharing funds.

(3) In accepting any bid on the obligations of the city, the commission shall be required to accept the bid which produces the lowest net interest cost for the indebtedness incurred, but the commission shall have the power to refuse all bids.

(4) In the preparation of any bond, the commission shall give particular consideration to all factors that will achieve the highest possible rating of the national bond rating services and secure the lowest net interest cost for the indebtedness incurred.

ARTICLE V. QUALIFICATIONS AND ELECTIONS[2]

Section 5.01. Nonpartisan elections.

All qualifications and elections for the office of city commission or mayor shall be conducted on a nonpartisan basis without regard for or designation of political party affiliation of any nominee or any nomination petition or ballot.

Section 5.02. Qualifications.

Candidates for the office of city commissioner or mayor shall qualify for such office by the filing of a written notice of candidacy with the designated official at such time and in such manner as may be prescribed by ordinance.

Section 5.03. Form of ballots.

The commission, by ordinance, shall prescribe the form of the ballot including the method for listing candidates for city commission and mayoral elections and any other elections. A charter amendment to be voted on by the city shall be presented for voting by ballot title. The ballot title of a measure may differ from its legal title and shall be a clear, concise statement describing the substance of the measure without argument or prejudice.

[2]State law reference(s)—Florida election code, F.S. chs. 97—106.

Section 5.04. Elections.

Regular city elections shall be held on the second Tuesday in March. If only one candidate qualifies for any one of the city commission seats or for the office of mayor to be filled, his name shall not appear on the ballot. Any candidate receiving a majority of all votes cast in the election shall be declared the winner. In the event that no candidate for a particular office shall receive a majority of all votes cast at the regular city election, then and in that event, the candidate who receives the greatest number of votes shall be declared the winner. In the event that there is a tie, then the winner or winners shall be determined by the drawing of straws, with the person or persons drawing the longest straw or straws being declared the winner.

(Ord. No. 95-4, § 1, 5-16-95/3-6-96; Ord. No. 04-09, § 1, 11-9-04; Ord. No. 10-29, § 1, 12-21-10/3-8-11)

Section 5.05. Commission districts; adjustment of districts.

(a) *Number of districts.* There shall be four (4) city commission districts.

(b) *Districting commission.* No less than once every ten (10) years the city commission shall review the need for redistricting the commission districts within the city. Should the city commission find that said redistricting or adjustment of district boundaries is necessary, the commission may appoint nine (9) qualified electors of the city who shall comprise the districting commission. Electors chosen shall not be employed by the city in any other capacity. Two (2) electors shall be chosen from each district as proposed by the district commissioner and one elector shall be proposed by the mayor.

(c) *Report; specifications.* Within one hundred twenty (120) days of appointment, the districting commission shall file with the official designated by the commission a report containing a recommended plan for adjustment of the commission district boundaries to comply with these specifications:

(1) The districts shall be based upon the principal of equal and effective representation as required by the United States Constitution and as represented in the mathematical preciseness reached in the legislative apportionment of the state;

(2) The report shall include a map and description of the districts recommended and shall be drafted as a proposed ordinance. Once filed with the designated official, the report shall be treated as an ordinance introduced by a commission member.

(d) *Support.* It shall be the responsibility of the city manager to provide staff assistance and technical data to the districting commission.

(e) *Procedure.* The procedure for the commission's consideration of the report shall be the same as for other ordinances, provided that if any summary of the ordinance is published pursuant to the Charter and general law, it must include both the map and description of the recommended districts.

(f) *Failure to enact ordinance.* The commission shall adopt a redistricting ordinance at least ninety (90) days before the next regular city election, provided that the report of the districting commission is received by the commission at least one hundred fifty (150) days before the said next regular city election. If the commission fails to enact a redistricting ordinance at least ninety (90) days before the next regular city election, the report of the districting commission shall go into effect and have the effect of an ordinance. Should the districting commission's report not be received before the one hundred fifty (150) days before the next regular city election, then the commission shall not be required to adopt a redistricting ordinance until ninety (90) days prior to the next regular city election following the year in which the report was received. If the commission fails to adopt the ordinance ninety (90) days prior to the next election, the report shall automatically become effective.

(g) *Effect of enactment.* The new commission districts and boundaries, as of the date of enactment, shall supersede previous commission districts and boundaries for all the purposes of the next regular city election, including qualifications. The new districts and boundaries shall supersede previous districts and boundaries for all other purposes as of the date on which all commission members take elected office subsequent to the date when the new districts went into effect.

(Ord. No. 10-30, § 1, 12-21-10/3-8-11)

ARTICLE VI. GENERAL PROVISIONS

Section 6.01. Charter review committee.

The city commission shall consider the necessity for review of this Charter no later than once every five (5) years. If, in the opinion of the majority of the city commission, review of said Charter is advisable, the city commission may appoint a charter review committee to conduct said review and make recommendations to the city commission.

Section 6.02. Charter amendment.

This Charter may be amended in two (2) ways:

(a) *Initiation by ordinance.* The city commission may, by ordinance, propose amendments to any part or all of this Charter, except Article II prescribing boundaries, and upon passage of the initiating ordinance shall place the proposed amendment to a vote of the electors at the next general election held within the city or at a special election called for such purpose. Amendment of Article II resulting from annexation done in accordance with general law shall be by ordinance of the commission and shall not be subject to a vote of the electors except as provided by general law.

(b) *Initiation by petition.* Pursuant to the applicable provisions set forth in article VII of this Charter, the electors of the city may propose amendments to the Charter by petition signed by at least tten (10) percent of the total number of qualified electors registered to vote in the last regular city election.

(Ord. No. 2022-09, § 1, 8-2-22)

Section 6.03. Separability.

In the event any section, paragraph or provision hereof is held to be invalid by a court of competent jurisdiction, such shall not affect this Charter as a whole or any other section, paragraph or provision hereof, but shall be restricted and solely limited to the section, paragraph or provision held invalid.

Section 6.04. Headings, subheadings.

The headings and subheadings as used herein are for reference purposes only and shall not be construed to limit any of the sections, paragraphs or provisions hereof.

Section 6.05. Voting percentages.

As used throughout this Charter, whenever any Charter provision, or ordinance enacted under its authority, requires a majority vote of the electorate, that shall mean a simple majority of those actually voting, and not a majority of all who had the right to vote. Unless otherwise provided by general law, this provision shall apply retroactively to all Charter provisions and ordinances enacted thereunder.

(Ord. No. 05-05, § 1, 1-11-05)

ARTICLE VII. INITIATIVE, REFERENDUM AND RECALL

Section 7.01. [Qualified electors have power of initiative, referendum, recall.]

(a) *Initiative.* The qualified electors of the city shall have power to propose ordinances to the commission and, if the commission fails to adopt an ordinance so proposed without any change in substance, to adopt or reject it at a city election, provided that such power shall not extend to the budget or capital program or any ordinance relating to appropriation of money, levy of taxes or salaries of city officers or employees.

(b) *Referendum.* The qualified electors of the city shall have power to require reconsideration by the commission of any adopted ordinance and, if the commission fails to repeal an ordinance so reconsidered, to approve or reject it at a city election, provided that such power shall not extend to the budget or capital program or any emergency ordinance or ordinance relating to appropriation of money, levy of taxes or salaries of city officers or employees.

(c) *Recall.* The qualified electors of the city shall have power to remove from office any elected officers of the city in accordance with the recall procedure as provided by Florida State Statutes.

State law reference(s)—Recall of elected officials, F.S. § 100.361.

Section 7.02. Initiative, referendum—Commencement of proceedings.

(a) Not less than five (5) nor more than twenty (20) qualified electors may commence initiative or referendum proceedings by filing with the city clerk an affidavit stating they will constitute the

petitioners' committee and be responsible for circulating the petition and filing it in proper form, stating their names and addresses and specifying the address to which all notices to the committee are to be sent, and setting out in full the proposed initiative ordinance or citing the ordinance sought to be reconsidered.

(b) Promptly after the affidavit of the petitioners' committee is filed, the city clerk may, at the committee's request, issue the appropriate petition blanks to the petitioners' committee at the committee's expense.

(Ord. No. 10-20, § 1, 12-21-10/3-8-11)

Section 7.03. Same—Petitions.

(a) *Number of signatures*. Initiative or referendum petitions must each be signed by qualified electors of the city equal in number to at least twenty (20) percent of the total number of qualified electors registered to vote at the last regular city election.

(b) *Form, content.* All papers of a petition shall be uniform in size and style and shall be assembled as one instrument for filing. Each signature shall be executed in ink or indelible pencil and shall be followed by the address of the person signing. Petitions shall contain or have attached thereto throughout their circulation the full text of the ordinance proposed or sought to be reconsidered.

(c) *Affidavit of circulator.* Each paper of a petition shall have attached to it, when filed, an affidavit executed by the circulator thereof stating the he personally circulated the paper, the number of signatures thereon, that all the signatures were affixed in his presence, that he believes them to be the genuine signature of the persons whose names they purport to be and that each signer had an opportunity before signing to read the full text of the ordinance proposed or sought to be reconsidered.

(d) *Time for filing petitions*. Referendum petitions must be filed within ninety (90) days after the city commission fails to repeal the ordinance sought to be reconsidered, and initiative petitions shall be filed within ninety (90) days after obtaining the initial signature on such petition.

(Ord. No. 99-13, Div. VIII, 11-9-99; Ord. No. 05-06, § 1, 1-11-05)

Section 7.04. Same—Same—Procedure for filing.

(a) *Certificate of clerk; amendment.* Within fifteen (15) working days after the initiative petition is filed and five (5) working days for a referendum petition, the city clerk shall complete a certificate as to its sufficiency, specifying, if it is insufficient, the particulars wherein it is defective and shall promptly send a copy of the certificate to the petitioners' committee by registered mail. Grounds for insufficiency are only those specified in section 7.03. A petition certified insufficient for lack of the required number of valid signatures may be amended once if the petitioner's committee files a notice of intention to amend it with the clerk within two (2) working days after receiving the copy of the certificate and files a supplementary petition upon additional papers within ten (10) working days after receiving the copy of such certificate. Such supplementary petition shall comply with

the requirements of subsections (b) and (c) of section 7.03 and within five (5) working days after it is filed, the clerk or other official designated by the commission, shall complete a certificate as to the sufficiency of the petition as amended and promptly send a copy of such certificate to the petitioners' committee by registered mail as in the case of an original petition. If a petition or amended petition is certified insufficient and the petitioners' committee does not elect to amend or request the commission to review under subsection (b) of this section within the time required, the clerk shall promptly present his certificate to the commission and the certificate shall then be a final determination as to the sufficiency of the petition.

(b) *Commission review.* If a petition has been certified insufficient and the petitioners' committee does not file notice of intention to amend it or if an amended petition has been certified insufficient, the committee may, within two (2) working days after receiving the copy of such certificate, file a request that it be reviewed by the commission. The commission shall review the certificate at its next meeting following the filing of such request for review and approve or disapprove the certificate of insufficiency. The commission's determination shall then be a final determination as to the sufficiency of the petition.

Section 7.05. Referendum petitions; suspension of effect of ordinance.

When a referendum petition is filed with the city clerk, the ordinance sought to be reconsidered shall be suspended from taking effect. Such suspension shall terminate when:

(a) There is a final determination of insufficiency of the petition,

(b) The petitioners' committee withdraws the petition,

(c) The commission repeals the ordinance,

(d) After a vote of the city electorate on the ordinance has been certified.

Section 7.06. Action on petitions.

(a) *Action by commission.* If the commission fails to adopt a proposed initiative ordinance without any change in substance within sixty (60) days after the date the petition was finally determined sufficient, it shall submit the proposed ordinance to the electors of the city. If the commission fails to repeal the referred ordinance within sixty (60) days after the date this petition was finally determined sufficient, it shall submit the referred ordinance to the electors of the city.

(b) *Submission to electorate.* The vote of the qualified electors of the city on a proposed or referred ordinance shall be held not less than sixty (60) days and not later than one hundred twenty (120) days from the date that the petition was determined sufficient. If no regular city election is to be held within the period described in this subsection, the commission shall provide for a special election, except that the commission may, at its discretion, provide for a special election at an earlier or later date within the described period. Copies of the proposed or referred ordinance shall be made available at the polls.

(c) *Withdrawal of petitions.* An initiative or referendum petition may be withdrawn at any time prior to the fifteenth day preceding the day scheduled for a vote of the city by filing with the city clerk a request for withdrawal signed by no less than seventy-five (75) percent of the petitioners' committee rounded up to the next whole number. Upon the filing of such request, the petition shall have no further force or effect and all proceedings thereon shall be terminated.

(Ord. No. 10-22, § 1, 12-21-10/3-8-11; Ord. No. 10-31, § 1, 12-21-10/3-8-11)

Section 7.07. Results of election.

(a) *Initiative.* If a majority of the qualified electors voting on a proposed initiative ordinance vote in its favor, it shall be considered adopted upon certification of the election results. If conflicting ordinances are approved at the same election, the one receiving the greatest number of affirmative votes shall prevail to the extent of such conflict.

(b) *Referendum.* If a majority of the qualified electors voting on a referred ordinance vote against it, it shall be considered repealed upon certification of the election results.

(c) *Amending or repealing initiative or referendum law.* Any local ordinance voted into effect, or repealed, by the electorate pursuant to initiative or referendum procedures, respectively, as set forth in this Charter, shall only be subsequently amended or repealed by the electorate at the polls. This section shall be retroactive, as allowed by general law. This section shall not be construed to prevent the city commission from adopting Charter amendments, or initiated ordinances, through the procedures set forth above in sections 6.02(a) and 7.01, respectively. Nor shall it be construed to prevent the city commission from placing ballot questions, on its own motion, for consideration or reconsideration by the electorate, of any initiative or referendum ordinance.

(Ord. No. 05-07, § 1, 1-11-05; Ord. No. 10-23, § 1, 12-21-10/3-8-11)

ARTICLE VIII. TRANSITION SCHEDULE

Section 8.01. Continuation of former Charter provisions.

All provisions of Laws of Fla. ch. 31322, (the former Charter), as amended by special law or otherwise which are not inconsistent with this Charter, shall become ordinances for the city subject to modification or repeal in the same manner as other ordinances of the city.

Section 8.02. Ordinances preserved.

All ordinances in effect upon the adoption of this Charter, to the extent not inconsistent with it, shall remain in force until repealed or changed as provided herein.

Section 8.03. Rights of officers, employees.

Nothing in this Charter except as otherwise specifically provided shall affect or impair the rights or privileges of persons who are city officers or employees at the time of adoption. Elected officers shall continue to hold their offices and discharge the duties thereof until their successors are elected.

Section 8.04. Pending matters.

All rights, claims, action, orders, contracts and legal or administrative proceedings involving the city shall continue except as modified pursuant to the provisions of this Charter.

Section 8.05. Schedule.

(a) *Time of taking full effect.* This Charter, if adopted by the electors, shall be in full force and effect for all purposes after filing with the secretary of state for the State of Florida pursuant to Florida Statutes.

(b) *First commission meeting.* On the first regular meeting of the city commission following the filing of the adopted Charter, the city commission shall organize under the provisions of Article III of this Charter.

(c) *Transition ordinances.* The commission shall adopt ordinances and resolutions required to effect the transition. Ordinances adopted within sixty (60) days of the first commission meeting under this Charter for the purpose of facilitating the transition may be passed as emergency ordinances following the procedures in Article III except that transition ordinances shall be effective for up to ninety (90) days after enactment. Thereafter, such ordinances may be readopted, renewed or otherwise continued only in the manner prescribed for normal ordinances in Article III.

(d) *Initial salary of commission members, mayor.* Members of the commission shall receive an annual salary in the amount of $5,400.00 and the mayor shall receive an annual salary in the amount of $7,800.00. Commissioners, including the mayor, may be authorized to receive reimbursements for any extraordinary travel or other expenses incurred in connection with official duties inside or outside Pinellas County; provided, however that such expenses shall be expressly and specifically authorized by resolution of the city commission. The foregoing salaries for the mayor and commission shall remain effective until changed by ordinance but shall not be increased until provided for, budgeted and adopted in the city's fiscal budget for the budget year following the adoption of said ordinance.

(Ord. No. 79-12, § 1, 11-6-79; Ord. No. 87-6, § 1, 9-15-87; Ord. No. 90-11, § 1, 9-18-90; Ord. No. 96-11, 9-24-96)

Section 8.06. Deletion of obsolete schedule items.

The commission shall have power, by resolution, to delete from this Article VIII any section, including this one, when all events to which the section to be deleted is or could become applicable have occurred.

AGENDA ITEM NO. D.5

Item Cover Page

CHARTER REVIEW COMMITTEE AGENDA ITEM REPORT

DATE: October 21, 2026

SUBMITTED BY: Lisa-Marie Kennedy, Administration

ITEM TYPE: For Consideration and Discussion

AGENDA SECTION: Items of Business

SUBJECT: Meeting Schedule

BACKGROUND:

POLICY/PURPOSE:

STRATEGIC PLAN RELEVANCE:

ANALYSIS/DISCUSSION:

FUNDING:

MOTION:

ATTACHMENTS: