



office memorandum

DATE: April 18, 2019

TO: Honorable Mayor and Councilmembers

FROM: Kathryn L. Walker, Interim City Attorney

RE: Anticipated Floor Amendments to Resolution R-1819-66,
Establishing a Charter Review Commission

Resolution R-1819-66 is on your agenda on April 23, 2019 and will establish a Charter Review Commission to conduct a targeted review of the City's Charter. Based on Council feedback over the last several months, as well as recent discussion during a Special Session on April 4, 2019, Staff has drafted a number of amendments to Resolution R-1819-66. Desired amendments include additional items for the Commission to review as well as additional appointments to the Commission's membership. Each amendment is drafted assuming that the Councilmember who requested the additional language or appointment will make the motion for the required amendment. The drafted resolution amendments are attached for your review in advance of the April 23, 2019 Council meeting.

RESOLUTION R-1819-66: AMENDMENTS TO CHARGE

[Castleberry] Amendment to Section 5(j) regarding Utility rates

I move that subsection (j) of Section 5 be amended to read:

(j) Consider adding language to Article XVI, Section 2 of the Charter requiring the City Council to consider a resolution calling for a vote of the electorate to increase City utility rates under certain conditions, e.g., upon a finding of financial need after a review of the utility funds and their monetary sources by the Finance Director or upon the recommendation of an independent elected utilities board.

[Castleberry] Appointment Process for Council vacancies

I move that subsection (n) be added to Section 5 to read:

(n) Review of Article II, Section 22 to consider allowing the outgoing Councilmember creating the vacancy to appoint his or her successor, unless such vacancy has been created due to removal from office as a result of proceedings by a Court of competent jurisdiction.

[Clark] Plurality voting

I move that subsection (o) be added to Section 5 to read:

(o) Consider amending Article II, Section 5 to allow the candidate receiving a plurality of votes in a municipal election to be deemed the winner, or in the alternative, allow candidates to be elected through a process of ranked voting.

[Hickman] Non-partisan elections

I move that subsection (p) be added to Section 5 to read:

(p) Review Article II, Section 11 to consider whether to allow partisan elections for municipal office.

RESOLUTION R-1819-66: AMENDMENTS TO APPOINTMENTS

[Bierman] I move that Shon Williams Jennings be added to the list of Commission members in Section 6(a) and that the total number of members be amended accordingly.

[Hickman] I move that Greg Jungman be added to the list of Commission members in Section 6(a) and that the total number of members be amended accordingly.

[**Wilson**] I move that Tom Hackelman and Aysha Prather be added to the list of Commission members in Section 6(a) and that the total number of members be amended accordingly.

[**Scott**] I move that Victoria McBride and Jim Eller be added to the list of Commission members in Section 6(a) and that the total number of members be amended accordingly.