

Section 2.02 Term and Compensation.

The term of office of the Mayor shall be two (2) years. The term of office of the City Commissioners shall be four (4) years.

Commencing with the General Election in November ~~1997~~ 2015 (excluding individuals holding City of Miami Beach elective office prior thereto for their unexpired terms), the term limit for Miami Beach Commissioners shall be two terms (eight ~~consecutive~~ years) and the term limit for Beach Mayor shall be three terms (six ~~consecutive~~ years} respectively, measured retroactively from their first elections said terms not including time served as a member of the City of Miami Beach Commission as a result of having filled a vacancy in the Commission pursuant to Section 2.07 of the City of Miami Beach Charter.

The annual compensation for the Office of Commissioner shall be six thousand dollars (\$6,000.00) and the compensation for the Office of Mayor shall be ten thousand dollars (\$10,000.00); any increase in salary for Mayor and/or Commissioner shall require approval of a majority of the electorate voting at a City election.

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Compensation shall include salary and benefits. Benefits are defined as anything of value received by the Mayor or a Commissioner from the City including, but not limited to, expense allowances, vehicle allowances, travel, medical and life insurance, leave days as provided in the Unclassified Employees Leave Ordinance, and pension benefits as provided in the Miami Beach Employees' Retirement Plan. All benefits for the Mayor and City Commissioners shall be approved by the City Commission by ordinance.

The annual ~~compensation~~ salary for the Office of Commissioner shall be six thousand dollars (\$6,000.00) and shall be adjusted retroactively from 1966 to October 1st of each annual fiscal year using the Consumer Price Index – All Urban Consumers (Miami-Fort Lauderdale, FL Area) (CPI) rate (approximately \$43,900.00 as of October 1, 2013). ~~and~~ the compensation annual salary for the Office of Mayor shall be ten thousand dollars (\$10,000.00); ~~and shall be adjusted retroactively from 1966 to October 1st of each annual fiscal year using the CPI rate (approximately \$73,200.00 as of October 1, 2013) any increase in salary for Mayor and/or Commissioner shall require approval of a majority of the electorate voting at a City election.~~

PROPOSED CHARTER TEXT:**Sec. 2.07. Vacancies in the city commission.**

Any ~~If a~~ vacancy occurring in the City Commission, the vacancy shall be filled by the vote of the majority of the remaining members of said City Commission with the appointee serving the remainder of the unexpired term until the next succeeding general City election and with any further remainder of said unexpired term to be filled by a Commissioner member elected at said general election;

~~if~~ the remaining members of the City Commission shall fail or refuse to fill ~~a~~ the vacancy within 30 days after ~~it~~ the vacancy occurs and if no general City election will be held within 90 days after the expiration of said 30 days, then a special election shall be called and held within 90 days to elect a Commissioner member to fill such vacancy for the remainder of the unexpired term.

In the event of a future vacancy due to an irrevocable written resignation, if a City general election or a countywide election is scheduled to be held on or within 30 days after the effective date of the irrevocable written resignation, then the future vacancy shall be filled by the election of a Commission member for the remainder of the unexpired term in the City general election or countywide election. If a City general election or a countywide election is not scheduled to be held on or within 30 days after the effective date of an irrevocable written resignation, and If the remaining members of the Commission shall fail or refuse to fill a future vacancy within 30 days after the effective date of the written irrevocable resignation, then a special election shall be called and held within 120 days after the effective date of the written irrevocable resignation.

The qualifying period for special elections provided for in this section shall be the first 10 days after the call of the special election and any run-off election shall be held within 20 days of the certification of election results requiring the run off.

PROPOSED CHARTER TEXT:

10/21/13

Sec. 6.03. Qualifying.

The City Commission shall cause to be placed on the ballot to be used in the general election the name of any qualified elector of the City residing within the City at least ~~one~~ two years prior qualifying and who, within the four (4) consecutive days immediately following the first Monday of September prior to said general election, shall have paid to the City Clerk of the City of Miami Beach the sum equal to seven and one-half percent (7½%) of the annual salary of the office to which he/she seeks election as a qualifying fee and shall have been photographed and fingerprinted by the identification bureau of the Police Department of the City, unless such person shall file with the City Clerk no later than noon of the 14th day prior to the first day of qualifying as a candidate for such office, a petition approving his candidacy signed by sufficient qualified and registered voters to constitute not less than two percent (2%) of this number of such voters as the same shall be on the date sixty (60) days prior to the first day of qualifying as a candidate for office, in the event the Miami-Dade County Elections Department has not issued its certificate verifying the required number of valid signatures on the subject qualifying petition by 5:00 p.m. on the second day of the City's four-day qualifying period, the City's 7½% qualifying fee shall be waived by the City in the event the subject candidate should otherwise qualify for office pursuant to this Charter section. All candidates qualifying for office shall have taken, signed and subscribed to an oath or affirmation in writing in which he/she shall state (1) the title of the office for which he/she is a candidate; (2) that he/she is a qualified elector of the City of Miami Beach, Florida, and has resided in the City at least one year prior to qualifying; (3) his/her legal residence, by street and number; (4) that he/she is qualified under the ordinances (including Miami Beach City Code Chapter 38 governing "Elections") and Charter of the City of Miami Beach, Florida, to hold the office for which he/she is a candidate.

Such oath or affirmation shall be substantially in the following form:

STATE OF FLORIDA)	
		SS:
COUNTY OF DADE)	

Before me, an officer authorized to administer oaths, personally appeared to me well known who, being sworn, says that he/she is a candidate for the office of City Commissioner (Group No. _____ (or Mayor) for the City of Miami Beach, Florida; that he/she is a qualified elector of said City residing within the City at least one year before qualifying for City of Miami Beach elected office; that his/her legal residence is: _____, Miami Beach, Dade County, Florida; that he/she is qualified under the ordinances (including Miami Beach City Code Chapter 38 governing "Elections") and Charter of said City to hold such office; and that he/she has paid the required qualification fee.

Signature of Candidate

Sworn to and subscribed before me this _____ day of _____ A.D.,
_____.

Authorized Officer

The City Commission shall, by ordinance, prescribe the manner of holding general and special elections not inconsistent with the provisions hereof, and shall, by ordinance or resolution, prescribe polling places in the various voting precincts in the City.