



NORTH BAY VILLAGE
EST. 1945

2024 Charter Review Board Final Report and Recommendations

Introduction

Section 10.01(A) of the Charter of North Bay Village (the “Village”) mandates that the Charter be reviewed six years from November 8, 2000 and each sixth year thereafter by an advisory Charter Review Board (the “Board”) appointed by the Village Commission with a minimum of five members with at least one representative from each island.

Section 10.01(A) of the Village Charter further provides that any proposed revisions to the Charter must meet the approval of the qualified electors of the Village at an election to be held at the same time as the regularly scheduled municipal Commission election immediately following each sixth year Charter review.

On November 9, 2023, the Village Commission adopted Resolution No. 2023-145, appointing seven voting and one nonvoting Commission Liaison to the Board to review the Village’s Charter in preparation for the regularly scheduled municipal election occurring on Tuesday, November 5, 2024.

The Board

The following residents were appointed to the Board:

Member	Seat Represented
Paul C. Jacob	Harbor Island
Kip Dugal	North Bay Island
Helena Gil	Treasure Island
Indira Shakti	At-Large
Eddie Lim	At-Large
Alisha Graham	At-Large
Sherry Abramson	At-Large
Dr. Richard Chervony	Commission Liaison (Non-Voting Member)

Mr. Dugal served as Chair and Ms. Shakti served as Vice Chair.

The Board’s work was assisted by the Village Attorney’s Office led by Haydee S. Sera, Esq. of Weiss Serota Helfman Cole & Bierman, P.L., Village Clerk Alba L. Chang, CMC, and Village Manager Dr. Ralph Rosado, AICP.

Meetings

The Board met on the following dates in the Village Commission Chambers:

- Monday, December 4, 2023
- Monday, January 8, 2024
- Monday, February 5, 2024
- Thursday, February 15, 2024
- Monday, March 4, 2024

The Board meetings were held in the Village Commission Chambers at Village Hall at 1666 Kennedy Causeway and were properly noticed, open to the public, and streamed live.

Minutes of the meetings are attached hereto as ***Exhibit A***.

PROPOSED AMENDMENTS

The Board proposed various amendments to the Village Charter. The proposed amendments are set forth in a ~~strike through~~ and underline format of the Village Charter attached hereto as ***Exhibit B***.

The Board proposes that the below questions be submitted to the Village's qualified electors at the November 5, 2024 election. The Board recognizes that the proposed amendments and questions will be considered by the Village Commission and may be subject to further revision.

1. **CONSUMER PRICE INDEX COMPENSATION ADJUSTMENT**

The Village Charter provides that the Mayor be compensated \$7,800 per year and that each Commissioner be compensated \$6,300 per year. It is proposed that the Charter be amended to provide that this compensation shall be increased, but not decreased, by the Consumer Price Index (CPI) annually.

Shall the above-described amendment be adopted?

[] Yes

[] No

2. **PUBLIC NOTICE REQUIREMENTS**

The Village Charter provides that certain public notices be published in a newspaper of general circulation. It is proposed that the Charter be amended to provide that notice may alternatively be provided as otherwise permitted by Florida law, including on a publicly accessible website, provided that the cost of web advertising is less than newspaper advertising and the web publication conforms in other respects to State and Village law.

Shall the above-described amendment be adopted?

[] Yes

No

3. NOTICE PRIOR TO REMOVAL OF THE VILLAGE MANAGER

The Village Charter provides that the Village Commission may remove the Village Manager by a minimum of three votes in favor of removal. It is proposed that before the Village Manager may be removed without cause, at least two public meetings at least 48 hours apart must be held where the Village Manager's removal is approved by a majority of the Village Commission at each meeting.

Shall the above-described amendment be adopted?

Yes

No

4. EMPLOYEES OF THE VILLAGE CLERK'S OFFICE

The Village Charter provides for the Village Clerk to report directly to the Village Commission. The Charter is silent as to who has responsibility for other personnel in the Clerk's office. It is proposed that the Charter be clarified to give the Clerk responsibility for all personnel within the Clerk's office.

Shall the above-described amendment be adopted?

Yes

No

5. CONTINUOUS RESIDENCY REQUIREMENT

Shall the Charter be amended to provide that candidates for Mayor and Commission must reside in the Village or the respective island for a continuous period of not less than one year immediately prior to the date of the subject candidate's initial filing of qualifying papers?

Yes

No

6. QUALIFYING PERIOD

The Village Charter provides that the qualifying period for elections be set by the Village Commission. It is proposed that the Charter be amended to set forth within its text that there be a 10-business day qualifying period beginning no earlier than noon on the third Monday of July and ending no later than noon on the second Friday thereafter.

Shall the above-described amendment be adopted?

Yes

No

7. FORM OF NOMINATING PETITION

The Village Charter provides the form of the nominating petition for candidates for Mayor and Commission. It is proposed that the Charter be amended to require that the form of nominating petition include the signer's date of birth or voter registration number.

Shall the above-described amendment be adopted?

Yes

No

8. TREASURE ISLAND ZONING

It is proposed that the Village Charter be amended to provide that the zoning of properties on Treasure Island that are currently zoned as RS-2 shall remain as single-family and be prohibited from being rezoned to other than single-family zoning.

Shall the above-described amendment be adopted?

Yes

No

9. LIMIT ON VILLAGE DEBT

The Charter provides that expenditures for real property acquisition and capital projects shall not exceed 20% of the Village's total operating budget, unless approved by referendum. Shall the Charter be amended to instead provide for a debt limit of the greater of 3% of the total assessed value of all property within the Village or the amount which would cause annual debt service to equal 15% of general fund expenditures for the previous fiscal year?

Yes

No

10. CHARTER NON-SUBSTANTIVE AND TECHNICAL UPDATES

It is recommended that the Village Charter be amended to strike provisions that are obsolete or are in conflict with state law and to reflect non-substantive stylistic and technical changes, along with any amendments needed for conformity, implementation and consistency of Charter amendments.

Shall the above-described amendment be adopted?

Yes

No

**North Bay Village
Charter Review Board Certification**

The members of the North Bay Village Charter Review Board, duly appointed by the Village Commission on November 9, 2023, hereby deliver to the Honorable Mayor and Members of the Village Commission of North Bay Village, Florida, the Charter Review Board's Final Report and Recommendations prepared pursuant to Section 10 of the Village Charter.

Respectfully submitted March 4, 2024.

/s/ Kip Dugal
Kip Dugal, Chair
Indira Shakti, Vice Chair
Sherry Abramson
Helena Gil
Alisha Graham
Paul C. Jacob
Eddie Lim

Attest:

/s/ Alba L. Chang
Alba L. Chang, CMC, Village Clerk