

ORDINANCE NO. 2023- 5

AN ORDINANCE RELATING TO THE GOVERNMENT OF THE CITY OF TAMPA, FLORIDA, SUBMITTING TO THE ELECTORS OF THE CITY A PROPOSED AMENDMENT TO THE REVISED CHARTER OF THE CITY OF TAMPA OF 1975, AS AMENDED, TO AMEND SECTION 10.10 TO CORRECT A SCRIVENER’S ERROR AND TO PROVIDE THAT, COMMENCING IN 2025, A CHARTER REVIEW ADVISORY COMMISSION BE ESTABLISHED EVERY EIGHT YEARS, INSTEAD OF EVERY TEN YEARS, AND LEGAL COUNSEL AND A PROFESSIONAL FACILITATOR FOR THE COMMISSION BE HIRED WITH CITY COUNCIL APPROVAL; PROVIDING AN EFFECTIVE DATE.

WHEREAS, section 10.10 of the Revised Charter of the City of Tampa of 1975, as amended, provides for the establishment of a Charter Review Advisory Committee at set intervals by ordinance; and

WHEREAS, it has been proposed that a referendum be submitted to the voters of the City of Tampa to amend the Charter to correct a scrivener’s error and provide that, commencing in 2025, a Charter Review Advisory Commission be established every eight years, instead of every ten years, and legal counsel and a professional facilitator for the Commission be hired by the city with city council approval; and

WHEREAS, it is therefore necessary and in the best interests of the citizens of the City of Tampa to submit such issue for referendum.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA:

Section 1. That it is hereby proposed that Section 10.10, Charter Review, of the Revised Charter of the City of Tampa of 1975, as amended, be amended as follows:

“Section 10.10. Charter Review. Commencing in 2025, and every ~~ten~~ eight years thereafter, there shall be established by ordinance a Charter Review Advisory Commission (CRC) composed of nine (9) members; seven (7) members appointed by the city council, and two (2) members appointed by the mayor. It shall also have two (2) alternates appointed, one by the city council and one by the mayor. However, the city council may by ordinance, have the power to call for the establishment of a CRC more often in the event it so chooses. No members of the CRC shall be elected officials or city employees. Each

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1 member of the CRC shall be a city resident and elector. Vacancies on the
2 CRC shall be filed within thirty (30) days in the same manner as the original
3 appointment. ~~An independent person shall be engaged by the city council~~
4 Legal counsel, who is not a city employee, to provide legal advice to the
5 CRC and a professional facilitator to facilitate the charter review process
6 shall be engaged by the city with city council approval. Necessary funding
7 shall be provided to ensure full transparency and citizen participation in
8 the charter review process. The CRC may adopt other rules for its
9 operation and proceedings, as it deems desirable, within the direction
10 given to it by the city. The members of the CRC shall receive no
11 compensation.”

12
13 **Section 2.** That this ordinance shall be posted and published as provided by
14 law and, except for this Section 2 which shall become effective immediately upon this
15 ordinance becoming a law, shall become effective and operative when and only if it is
16 approved by a majority of vote of the electors of the City of Tampa voting on the question
17 of the approval or disapproval of the same in and at the election to be held in Tampa,
18 Florida, on the day of March 7, 2023. The form of the ballot of the referendum shall be as
19 follows:
20

21 “AMENDMENT TO TAMPA CHARTER SECTION 10.10 REGARDING THE
22 CHARTER REVIEW ADVISORY COMMISSION

23 Shall the amendment to section 10.10 of the Tampa Charter, providing
24 that, commencing in 2025, a Charter Review Advisory Commission shall be
25 established every eight years, instead of every ten years, providing for the
26 hiring by the city of legal counsel and a professional facilitator for the
27 Commission, with city council approval, and correcting a scrivener’s error,
28 as set out and proposed by City of Tampa Ordinance No. 2023-5, be
29 ratified and approved:

30
31 YES – FOR THE PROPOSED AMENDMENT

32
33 NO – AGAINST THE PROPOSED AMENDMENT”
34

35 If a majority of the electors of the City of Tampa actually voting on such question
36 in such referendum shall vote for the approval of the proposed amendment, then the
37 remainder of this ordinance, in addition to this Section 2, shall become effective and
38 operative upon the certification of the election results by the Elections Officer of the City
39 of Tampa. If a majority of such electors actually voting on such question in such
40 referendum shall vote against the approval of the proposed amendment, then this
41 ordinance shall not become effective and shall be of no further force and effect.
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1 The Elections Officer of the City of Tampa shall place the foregoing question on
2 the ballot for the March 7, 2023, election to be held in Tampa, Florida.

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6 PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA ON
7 Jan 5, 2023

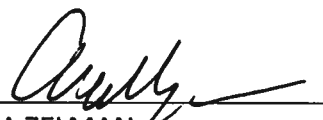
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13 CHAIRMAN/CHAIRMAN PRO-TEM
14 CITY COUNCIL

15 ATTEST:
16 
17 CITY CLERK/DEPUTY CITY CLERK

18
19
20 APPROVED BY ME ON: _____

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22
23 _____
24 JANE CASTOR, MAYOR

25 APPROVED AS TO FORM:

26
27 
28 _____
29 ANDREA ZELMAN
30 CITY ATTORNEY

31 Vetoed by the Mayor on January 18, 2023

32 January 19, 2023
33 Motion made by Councilmember Maniscalco and seconded
34 by Councilmember Gudes to override the Mayor's veto
35 passed by recorded vote of 6-1, Carlson, Maniscalco, Viera,
36 Hurtak, Gudes, and Citro voting yes, and Miranda voting no

37 
38 Deputy City Clerk

Election held on _____

Election certified by _____

on _____

Vote: FOR –

AGAINST –

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