

Sec. 2-247. - Removal from office.

(a)

The city commission may remove from office any appointee of the city commission as provided by law.

(b)

Any appointee of the city commission to any board, commission, committee, authority, or council except the community redevelopment agency, the Gainesville-Alachua County Regional Airport Authority, the Consolidated Police Officers and Firefighters Retirement Plan, the governing board of the Alachua County Library District, the Gainesville Housing Authority, and the Gainesville Enterprise Zone Development Agency, is automatically removed from the board, commission or committee upon filing with the clerk of the commission, the attendance record that indicates:

(1)

As to quasi-judicial and administrative boards: The board member has failed to attend four or more consecutive meetings, or that the overall attendance record of the member is less than 66 2/3 percent for any six-month period. As used in this paragraph, attendance means presence at the meeting no later than 15 minutes after the meeting is called to order as verified by the secretary on the attendance record;

(2)

As to advisory boards: The overall attendance record of the board member is less than 50 percent for the 12-month period commencing January 1 and ending on December 31 of any year. As used in this paragraph, attendance means presence at a meeting as may be defined in the rules of the board and approved by the city commission. Additionally, this attendance requirement will not apply to any board member who serves less than the full 12-month period. The automatic removal of any board member under this paragraph may be stayed by the filing of an appeal with the clerk of the commission between January 2 and January 15 of any year. The form of the appeal shall be available at the office of the clerk of the commission which shall include the requirement that the appellant state with particularity the grounds for such appeal that are limited to: 1) professional obligations; 2) sabbatical leave; 3) health or medical reasons; or 4) extenuating circumstances. The city commission shall hear the appeal within 15 days of the filing of any appeal. The decision of the city commission shall be final.

(c)

Whenever a board member or former board member is being considered for appointment or reappointment, the city commission shall consider the attendance record of the member.

(d)

For purposes of this subsection, an advisory board means any board, commission, committee, council, or authority whose powers, jurisdiction, and authority are solely advisory and do not include the final determination or adjudication of any personal or property rights, duties, or obligations. All other boards, commissions, committees, councils or authorities are deemed to be quasi-judicial or administrative boards.

(e)

Reserved.

(f)

The resident members of the consolidated police officer and firefighters pension plan board of trustees, appointed by the city commission, may be removed without prior notice and without cause, such removal to be effective upon the resident members' receipt of written notice of the commission's action.