

ORDINANCE NO. 120585

**An ordinance of the City of Gainesville, Florida, amending Chapter 2 of the Code of Ordinances of the City of Gainesville by amending Section 2-196 to designate additional Directors of Departments who the General Manager for Utilities may appoint and remove at will; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date and limited prospective application.**

**WHEREAS**, at least 10 days notice has been given of the public hearing once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of a public hearing in the City Commission meeting room, first floor, City Hall in the City of Gainesville; and

**WHEREAS**, the public hearings were held pursuant to the published notice described at which hearings the parties in interest and all others had an opportunity to be and were, in fact, heard; and

**WHEREAS**, the General Manager has evaluated Gainesville Regional Utilities' organizational strengths and weaknesses and identified certain job titles where, should incumbents fail to effectively and efficiently carry out the duties of the position, the vision and mission of the organization would not be achieved. These mission-critical positions will be designated as Directors of Departments pursuant to Section 3.06 of the Charter of the City of Gainesville; and

**WHEREAS**, the employees occupying job titles designated as Directors of Departments shall report to, be supervised and evaluated by, and be subject to termination and lesser discipline at the will of the General Manager, and may also be authorized and directed to provide daily supervision of another Director of a Department, to assist in evaluating the

1 performance of another Director of a Department, and to recommend discipline or other  
2 personnel actions relative to another Director of a Department;

3 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF**  
4 **THE CITY OF GAINESVILLE, FLORIDA:**

5 **Section 1.** Section 2-196, entitled "Directors of Departments", of the Code of  
6 Ordinances of the City of Gainesville, is hereby amended as follows:

7 **Section 2-196. *Directors of Departments.***

8 (a) Pursuant to Section 3.02 of the Charter of the City of Gainesville, and Chapter  
9 90-394, Laws of Florida, as amended, the following job titles are designated as directors of  
10 departments, who the city manager may appoint and remove at will:

- 11 (1) Assistant city manager.
- 12 (2) Recreation, parks and culture director.
- 13 (3) General services director.
- 14 (4) Public works director.
- 15 (5) Communications and marketing manager.
- 16 (6) Fire chief.
- 17 (7) Regional transit system director.
- 18 (8) Reserved.
- 19 (9) Planning and development services director.
- 20 (10) Police chief.
- 21 (11) Administrative services director.
- 22 (12) Building official.
- 23 (13) Reserved.

- (14) Community redevelopment manager.
- (15) Code enforcement manager.
- (16) Housing and community development manager.
- (17) Planning manager.
- (18) Computer services director.
- (19) Finance director.
- (20) Human resources director.
- (21) Management and budget director.
- (22) Risk management director.
- (23) Legislative and grants coordinator.

(b) Pursuant to Section 3.06 of the Charter of the City of Gainesville, and Chapter 90-394, Laws of Florida, as amended, the following job titles are designated as directors of departments, who the general manager may appoint and remove at will:

- (1) Assistant General Manager – Customer and Administrative Services
- (2) Assistant General Manager – Energy Delivery
- (3) Assistant General Manager – Energy Supply
- (4) Assistant General Manager – Water/Wastewater Systems
- (5) Chief Financial Officer, Utilities
- (6) Community Relations Director
- (7) Human Resources Director

**Section 2.** It is the intention of the City Commission that the provisions of Section 1 of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Gainesville, Florida, and that the sections and paragraphs of this Ordinance may be

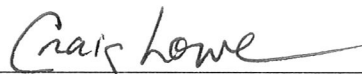
renumbered or relettered in order to accomplish such intentions.

**Section 3.** If any word, phrase, clause, paragraph, section or provision of this ordinance or the application hereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provisions or applications of the ordinance which can be given effect without the invalid or unconstitutional provisions or application, and to this end the provisions of this ordinance are declared severable.

**Section 4.** All ordinances or parts of ordinances, in conflict herewith are to the extent of such conflict hereby repealed.


**Section 5.** This ordinance shall become effective immediately upon final adoption; however, the designation as Director of a Department for each of the job titles added in Section 2-196(b) shall not become effective as to any particular job title until that job title/position becomes vacant and an appointment is made after the effective date of this ordinance.


**PASSED AND ADOPTED** this 3<sup>rd</sup> day of January, 2013.

  
CRAIG LOWE  
MAYOR

ATTEST:

Approved as to form and legality

  
KURT M. LANNON  
CLERK OF THE COMMISSION

  
NICOLLE M. SHALLEY  
CITY ATTORNEY

This Ordinance passed on first reading this 20<sup>th</sup> day of December, 2012.

This Ordinance passed on second reading this 3<sup>rd</sup> day of January, 2013.