

ARTICLE II. THE MAYOR-COMMISSIONER**Sec. 2.01. Mayor-commissioner, optional commission and manager plan.**

The form of government of the city provided for under this Charter shall be known as the commission form of government, with the mayor-commissioner to be elected by the people, with an optional city manager plan.

Sec. 2.02. Mayor-commissioner's office created; composition; term.

There is hereby created the office of Mayor-Commissioner of the City of Belleview, who shall be elected as provided in this Charter.

Sec. 2.03. Duties.

Subject to the provisions of Article IV, and the appointment of a city manager:

(1) It shall be the duty of the mayor-commissioner to attend all the meetings of the city commission and to see that all ordinances are executed, and he shall appoint persons to perform, temporarily, the duties of any disabled or suspended officer. It shall be his duty to suspend any officer, excluding city commissioners, at any time, for gross neglect of duty, at the same time notifying the officer, in writing, of the causes for his suspension and giving him notice to appear at the next regular meeting of the city commission and answer thereto; and that when said meeting shall be held, he shall report such suspension and the causes thereof. If the city commission deems the causes sufficient for removal, it shall remove the city officer and the vacancy shall be filled as herein prescribed.

(2) The mayor-commissioner shall, from time to time, communicate in writing, to the city commission, such information and recommendations touching the proper services and best interests of the city as he may deem proper. He shall have general supervision of all city affairs and all officers, excluding city commissioners, and may examine into the condition of their offices, books, records and papers thereof, and therein and the manner of conducting their official business and shall perform such other duties as the ordinances of the city shall require.

(3) All employees and nonelective officers of the city shall be nominated by the mayor-commissioner, subject to the approval of the city commission, and be appointed by resolution of the city commission. All employees and nonelective officers of the city shall serve at the pleasure of the commission and may be discharged by resolution of the city commission. If a city manager is appointed, the duties of the mayor-commissioner and city commission, as to employees, shall automatically terminate and be vested in the city manager.

Sec. 2.04. Vacancy in office.

If a vacancy in the office of mayor-commissioner occurs, or if his absence, disability, suspension or disqualification occurs, the chairman pro tempore of the city commission shall discharge the duties of the mayor-commissioner until a successor is elected, as provided in this Charter.

Sec. 2.05. Emergency powers.

The mayor-commissioner may take command of the police and govern the city by proclamation, under the discretion of the city commission, during the times of grave public danger or emergency, and the city commission shall be judge of what constitutes such public danger or emergency.

State law references: Civil emergencies, F.S. § 870.042 et seq.

Sec. 2.06. Powers and duties generally.

The mayor-commissioner shall preside at all meetings of the city commission and perform such other duties consistent with his office as may be imposed by it. He may use the title of mayor-commissioner in any case in which the execution of legal instruments or writings or other necessity arising from the general laws of the state so requires, but this shall not be considered as conferring upon him the administrative or judicial functions of a mayor under the general laws of the state. He shall be recognized as the official head of the city by the courts for the purpose of serving civil processes; by the government in the exercise of military law, and for all ceremonial purposes.