

NCSPHS AMENDMENT

The Neighborhoods, Community Services, Public Health and Safety Committee offers the following amendment to File No. 2025-276:

- (1) On **page 1, line 6**, **strike** "RULE" and **insert** "RULES";
- (2) On **page 1, line 6**, after "(OFFICERS)" **insert** "AND 1.102 (PRESIDENT-DESIGNATE AND VICE PRESIDENT-DESIGNATE), AND REPEALING AND RESERVING COUNCIL RULE 1.103 (ANNUAL DECLARATION OF LEADERSHIP INTEREST AND METHOD OF ELECTION OF OFFICERS)";
- (3) On **page 1, line 14**, after "BASIS;" **insert** "AMENDING COUNCIL RULES 1.203 (DUTIES OF VICE PRESIDENT) AND 1.204 (VACANCIES), PART 2 (COUNCIL PRESIDENT AND VICE PRESIDENT), CHAPTER 1 (ORGANIZATION OF THE COUNCIL), *COUNCIL RULES*, TO REMOVE REFERENCES TO THE ELECTION PROCESS;";
- (4) On **page 2, line 6**, **strike** "Rule" and **insert** "Rules";
- (5) On **page 2, line 6**, after "(Officers)" **insert** "and 1.102 (President-Designate and Vice President-Designate), and Repealing and Reserving Council Rule 1.103 (Annual Declaration of Leadership Interest and Method of Election of Officers)";
- (6) On **page 2, line 8**, after "(Officers)" **insert** "and 1.102 (President-Designate and Vice President-Designate), and Repealing and Reserving Council Rule 1.103 (Annual Declaration of Leadership Interest and Method of Election of Officers)";
- (7) On **page 3, line 18½**, **insert** the following:

"RULE 1.102 PRESIDENT-DESIGNATE AND VICE PRESIDENT-DESIGNATE

(a) Recognition of President-Designate and Vice President-Designate~~Election~~; Limitations. To provide for the orderly transition of the business of the Council, the Council shall recognize~~elect~~ a President-designate and then a Vice President-designate at the second regular meeting of the Council in May of each year, except in the year 1975 and each fourth year thereafter, when the President-designate and Vice President-designate shall be recognized~~elected~~ as provided in subrule (b). The recognition~~election~~ of these officers-designate shall not be construed or considered as a recognition~~an election~~ to a full term as President or Vice President, as the case may be, until July 1 of that year nor as divesting the incumbent President and President, Pro Tempore of their respective offices, powers or duties.

(b) Recognition of President-Designate and Vice President-Designate~~Election~~ by Council Members-Elect. In the year 1975 and every fourth year thereafter, immediately after the certificate of the results of the general election by the City's Canvassing Board, the President shall call a meeting of all the Council Members-elect for the purpose of recognizing~~electing~~ a President-designate and then a Vice President-designate to provide for the orderly transition of the business of the Council. The recognition~~election~~ of these officers-designate shall not be construed or considered as recognition~~an election~~ to a

full term as President or Vice President, as the case may be, until July 1 of that year nor as divesting the incumbent President and Vice President of their respective offices, powers or duties.

(c) Authority of Officers-Designate and Ad Interim Standing Committees. Upon his/her recognition~~election~~, the President-designate shall be authorized to appoint members of ad interim standing committees and designate the chair and vice chair thereof. Such officials and appointees shall be authorized to hold meetings and otherwise plan for the orderly transition of the Council's business at the commencement of the ensuing Council year on July 1. However, neither the President-designate nor the Vice President-designate nor any ad interim standing committee recognized~~delected~~ or appointed under this Rule shall have any power or authority to take any binding action on behalf of the Council or any of their counterpart officials and appointees prior to the commencement of the ensuing July 1 Council year.

RULE 1.103 RESERVED~~ANNUAL DECLARATION OF LEADERSHIP INTEREST AND METHOD OF ELECTION OF OFFICERS~~

~~(a) Annual declaration of leadership interest. Candidates for City Council offices to be filled by election pursuant to Council Rule 1.102 and 1.103 shall express their interest for Council consideration for President or Vice President for such election by filing his or her intent to be considered and any supporting~~

~~material, no more than 2 pages, with the Office of the Council Secretary / Director no earlier than March 1 and no later than March 30. The Council may consider these Council Members for future leadership positions and hold noticed meetings to discuss qualifications. Council Members may hold noticed meetings to discuss qualifications but shall not pledge their endorsement to any candidate for Council leadership prior to March 10 or the first business day thereafter.~~

~~(b) Method of election of officers. The election of the President-Designate shall be held, then followed by the election of the Vice President-Designate. The officers shall be elected by signed written ballot, and a majority of the votes given shall be necessary for an election. Each signed written ballot shall be delivered to the Council Secretary, who shall read each ballot orally after all ballots have been received, and shall total and announce the results thereof. When no nominee for an office receives a majority on the first ballot, the two nominees receiving the highest number of votes shall be voted upon on a second signed written ballot, all other nominees being dropped from consideration. In the event of a tie vote for the position of second nominee, the members involved in such tie vote shall immediately be voted on separately by all Council Members voting to break the tie, with the person receiving the most votes therefrom being the second nominee.~~

Section 2. Amending Council Rules 1.203 (Duties of Vice President) and 1.204 (Vacancies), Part 2 (Council President and Vice President), Chapter 1 (Organization of the Council), Council Rules. Council Rules 1.203 (Duties of Vice President) and 1.204 (Vacancies), Part 2 (Council President and Vice President), Chapter 1 (Organization of the Council), *Council Rules*, shall be amended to read as follows:

CHAPTER 1. ORGANIZATION OF THE COUNCIL

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PART 2. COUNCIL PRESIDENT AND VICE PRESIDENT

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RULE 1.203 DUTIES OF VICE PRESIDENT

The Vice President shall, in the absence of temporary disability of the President or when he/she is serving as Acting Mayor with emergency powers only, preside at all meetings of the Council and exercise such administrative powers vested in the President as the President may delegate. When the President becomes Acting Mayor with full powers, or when the President is temporarily suspended as provided in Rule 1.406, the Vice President shall assume the full powers and duties of the President and shall exercise the same until the President resumes his/her powers and duties as President, or until the Council recognizes~~elects~~ a new President, or until his/her term expires, whichever first occurs. At all times the Vice President shall advise and assist the President in the administrative business of the Council, and he/she may be

assigned by the President responsibility for the supervision of particular administrative functions.

RULE 1.204 VACANCIES

(a) President. Whenever the President dies, resigns, is removed from the office of Council Member, becomes permanently disabled or assumes the office of Mayor because of a vacancy in that office, there shall be a vacancy in the office of President. The Vice President shall become Acting President until the President resumes his/her duties or until the President's successor is recognized~~elected~~ and ~~qualified~~ as provided in Rule 1.101.

(b) Vice President. Whenever the Vice President dies, resigns, is removed from the office of Council Member, becomes permanently disabled or assumes the office of President because of a vacancy in that office, there shall be a vacancy in the office of Vice President. The Chair of the Rules Committee shall become Acting Vice President until the Vice President resumes his/her duties or until the Vice President's successor is ~~elected~~ and ~~qualified~~ and recognized as provided in Rule 1.101.

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- (8) Renumber the remaining Section accordingly;
- (9) On **page 1, line 1**, amend the introductory sentence to add that the bill was amended as reflected herein.

Form Approved:

 /s/ Mary E. Staffopoulos

Office of General Counsel

Legislation Prepared By: Mary E. Staffopoulos

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