

## **RESOLUTION 2022 – 05(a)**

### **A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, IN ACCORDANCE WITH ARTICLE III, SECTION 3.03 ENTITLED REMOVAL OF THE CITY OF PAHOKEE CODE OF ORDINANCES, TO PROVIDE REASONS FOR THE INTENDED REMOVAL OF THE CITY MANAGER AND OFFER THE CHARTER OFFICER CITY MANAGER AN OPPORTUNITY FOR PUBLIC HEARING BEFORE THE COMMISSION ON THE MATTERS RAISED BY THE RESOLUTION.**

**WHEREAS**, Article III, Section 3.03 “Removal” of the City of Pahokee Code of Ordinances provides that in order to: “To remove a Charter officer, the city commission shall adopt a preliminary resolution stating reasons for the intended removal and shall offer the Charter officer an opportunity for public hearing before the commission on the matters raised by the resolution. This preliminary resolution may also suspend the Charter officer from duty immediately with pay. The Charter officer must accept the offer of public hearing or file a written response within ten (10) days of the adoption of the preliminary resolution or the resolution becomes final at the expiration of this ten-day period and the Charter officer is terminated on that date. If the public hearing is requested it shall be held not earlier than twenty (20) days or later than thirty (30) days after the adoption of the preliminary resolution. After such public hearing, or after consideration of any written response, the commission shall adopt a final resolution of removal or let the preliminary resolution lapse.”

**WHEREAS**, at the March 18, 2022 Special Meeting and the March 22, 2022 Regularly Scheduled Meeting of the City of Pahokee City Commission, the Commission voted to terminate the City Manager with cause. The reasons for the intended removal are: insubordination, lack of information provided concerning the City Manager’s accident in a city vehicle and lack of City application or resume.

**WHEREAS**, at the March 25, 2022 Special Meeting of the City of Pahokee City Commission, the Commission voted to suspend the City Manager from duty immediately with pay.

**WHEREAS**, upon adoption of this resolution, the procedure in Article III, Section 3.03 “Removal” of the City of Pahokee Code of Ordinances will commence.

**WHEREAS**, under Article III, Section 3.03 “Removal” of the City of Pahokee Code of Ordinances, the Charter Officer of City Manager will then have an opportunity for public hearing before the commission on the matters raised in this resolution.

**WHEREAS**, the Charter Officer of City Manager must accept the offer of public hearing or file a written response within ten (10) days of the adoption of the preliminary resolution or the resolution becomes final at the expiration of this ten-day period and the Charter officer is

terminated on that date. If the public hearing is requested it shall be held not earlier than twenty (20) days or later than thirty (30) days after the adoption of the preliminary resolution.

**WHEREAS**, after such public hearing, or after consideration of any written response, the commission shall adopt a final resolution of removal or let the preliminary resolution lapse.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, AS FOLLOWS:**

Section 1.     Action. The City Commission has voted to terminate the manager, Greg Thompson, with cause with the following reasons for the intended removal: insubordination, lack of information provided concerning the City Manager's accident in a city vehicle and lack of City application or resume. The City Commission has voted to immediately suspend the City Manager from duty with pay.

Section 2.     Notice. This resolution will serve as the preliminary resolution required for a Charter Officer under Article III, Section 3.03 "Removal" of the City of Pahokee Code of Ordinances.

Section 3.     Adoption. Upon adoption of this resolution, the procedure in Article III, Section 3.03 "Removal" of the City of Pahokee Code of Ordinances will commence. Under Article III, Section 3.03 "Removal" of the City of Pahokee Code of Ordinances, the Charter Officer of City Manager will then have an opportunity for public hearing before the commission on the matters raised in this resolution. The Charter Officer of City Manager must accept the offer of public hearing or file a written response within ten (10) days of the adoption of the preliminary resolution or the resolution becomes final at the expiration of this ten-day period and the Charter officer is terminated on that date. If the public hearing is requested it shall be held not earlier than twenty (20) days or later than thirty (30) days after the adoption of the preliminary resolution. After such public hearing, or after consideration of any written response, the commission shall adopt a final resolution of removal or let the preliminary resolution lapse.

Section 4.     Preliminary Resolution. This resolution will serve as the preliminary resolution as required by Article III, Section 3.03 "Removal" of the City of Pahokee Code of Ordinances.

Section 5.     Effective Date. That this ordinance shall become effective immediately upon passage.

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ATTESTED:

\_\_\_\_\_  
Tijauna Warner, City Clerk

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Mayor Keith W. Babb, Jr.

APPROVED AS TO  
LEGAL SUFFICIENCY:

By: \_\_\_\_\_  
City Attorney

Mayor Babb	_____
Commissioner Boldin	_____
Commissioner Gonzalez	_____
Commissioner Murvin	_____
Commissioner Perez	_____