

Sec. 2.07. - Prohibitions and limitations.

- (a) *Holding other office.* No member of the commission, during the terms for which he has been elected or appointed or for one year thereafter, shall be eligible for appointment to any office, position or employment in the town which carries compensation other than to an office within the commission, except as provided for under section 3.02
- (b) *Performance and removals.* The commission or any of its members, and board[s] and committees or members thereof appointed by the commission, shall not in any manner interfere with the performance of the duties or the removal of any employee of the town who is under the supervision of the manager.
- (c) *Interference with administration.* Except for the purpose of inquiries and investigations under section 2.06(c), the commission or its members shall deal only through the manager or acting manager with employees who are subject to the direction and supervision of the manager. Neither the commission nor its members shall give orders to any such employee either publicly or privately.

Nothing in the foregoing paragraph is to be construed to prohibit individual members of the commission from closely scrutinizing by questions and personal observations all aspects of town operations so as to obtain independent information to assist the members of the commission in the formulation of sound policy.

- (d) *[Receipt of bequests, etc.]* The commission may receive bequests or donations and may make donations only where such are in the furtherance of the public purposes of the town.
- (e) *Competitive purchasing procedure.* Except as herein otherwise provided, all contracts for over ten thousand dollars (\$10,000.00) shall be awarded to the lowest responsible bidder. The commission may waive any informalities in any bid, may reject any or all bids, and may award the bid to other than the low bidder, if in its judgment such shall be in the best interest of the town. It is recognized that some expenditures in excess of ten thousand dollars (\$10,000.00), including but not limited to contracts relating to insurance and pension plans, are best negotiated and are impractical to award on a bid basis, and for demonstrated good cause shown, may be made without bid.
- (f) *Department abolishment.* No department of the town shall be abolished except by the affirmative vote of at least four (4) of the commission members.

(Ord. No. 227, § 8, 10-28-80/12-2-80; Ord. No. 371, § 6, 1-21-97/3-11-97)

State law reference— Dual office holding, Fla. Const., art. II, § 5(a); code of ethics, F.S. § 112.311 et seq.