

Resolution No. _____

**"ARTICLE 6
EXECUTIVE BRANCH**

Section 6-1. Executive Power. The executive power of the county shall be vested in and exercised by the executive branch, which shall be headed by the mayor, except as otherwise provided by this charter.

Section 6-2. Appointment and Removal of Officers and Employees.

1. The administrative head of a department may not appoint more than the staff for which appropriations have been made by the council.

2. No appointing authority shall appoint any person to any office or position exempted from civil service until satisfied by proper investigation that the person to be appointed is fully qualified by experience and ability to perform the duties of the office or position.

3. The term of office of [any administrative head of a department who is appointed by the mayor] the corporation counsel and the prosecuting attorney shall end with the term of office of the mayor, except that [any such administrative head] such officer may be earlier removed as provided for in this charter. Such officers shall not hold over more than sixty [(60)] days after their respective terms of office, and shall immediately vacate their respective offices at the end of the [60-day] sixty-day period or upon the appointment of a successor in accordance with this charter, whichever occurs first.

4. The [mayor] managing director shall have the authority to appoint, on a temporary basis, an administrative head of any department, provided that such department is one where the administrative head is appointed by the [mayor.] managing director. A person whose appointment as administrative head of a department has been disapproved by resolution is not eligible to serve as the department's administrative head on a temporary basis.

5. [Within sixty (60) days of taking office, or within sixty (60) days after a vacancy is created, the mayor] After consultation with the mayor, the managing director shall appoint or remove the [managing director, corporation

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counsel, prosecuting attorney,] director of finance, director of public works, director of parks and recreation, planning director, director of housing and human concerns, director of water supply, director of transportation, and director of environmental management, with written notice [of the appointment] to the council. The council shall confirm or deny the appointment or removal within sixty [(60)] days after receiving notice of the appointment or removal by the [mayor.] managing director. If the council does not act within the 60-day period, the appointment or removal shall be deemed to be confirmed. [The appointee shall take office upon appointment by the mayor but shall not continue in office if the council denies the appointment. If the appointment is denied by the council, the mayor shall make a new appointment within sixty (60) days of the council's denial, and the council shall confirm or deny within sixty (60) days after receiving notice of the new appointment by the mayor. If the council does not act within the 60-day period, the appointment shall be deemed to be confirmed.]

Section 6-3. Powers and Duties of Administrative Heads of Departments.

1. Pursuant to law, the administrative heads of departments shall have the power to take all personnel actions.

2. The administrative head of a department shall perform such duties and exercise such powers as provided for herein or as may be assigned by the [mayor.] managing director.

3. The powers, duties, and functions of the administrative head of any department may be assigned to any staff member or members of that department by the administrative head[.] or by the managing director.

Section 6-4. Specific Qualifications of Administrative Heads of Departments. In addition to any qualifications set forth in this charter, specific qualifications for administrative heads appointed by the mayor or the managing director may be established by the council by ordinance.