
Sec. 1203. POWERS AND DUTIES OF THE COMMISSION.

- (q) To create bureaus and divisions of the Harbor Department. To employ and appoint ~~an Executive Director who shall be a~~ Chief Executive Officer of the Harbor Department who shall be the chief administrative officer and who shall exercise the management of all affairs and activities placed under the jurisdiction of the Commission, ~~and an Assistant Executive Director, each of whom shall hold such position during the pleasure of the Commission. To appoint and employ such other officers and employees as may be necessary in the efficient and economical carrying out of its functions. To prescribe and fix the duties, authority and compensation of all appointees hereunder and to require such officers and employees to give a bond in such an amount as the Commission may require for the faithful performance of their duties. (except for Commission staff) and to ratify the employment by the Chief Executive Officer of a Chief Operating Officer. The Chief Executive Officer shall hold such position at the pleasure of the Commission. The Commission shall confer upon and delegate to the Chief Executive Officer such other powers and duties as the Commission shall deem appropriate. To employ and appoint an Executive Officer to the Board who shall exercise the management of all affairs and activities placed on Commission staff by the Commission, in order to assist the Commissioners with carrying out their duties. The Executive Officer to the Board shall assist the Commission in the performance of its duties in contrast to the Chief Executive Officer who shall be managing the affairs and activities of the Harbor Department. The Executive Officer to the Board shall hold such position at the pleasure of the Commission.~~ All officers and positions of employment in the permanent service of the Commission shall be created by resolution.
- ~~(r) To confer upon and delegate to the Executive Director such powers and duties as the Commission shall deem appropriate. The Chief Executive Officer shall have the power and authority to appoint and employ officers and employees as may be necessary in the efficient and economical carrying out of Harbor Department functions (except for Commission staff).—Commission staff shall be appointed and employed by the Commission.~~
- (u) To prescribe fines, forfeitures and penalties for the violation of any provision of this Article, or of any ordinance of the Harbor Commission, but no penalty shall exceed One Thousand Five Hundred Dollars (~~\$1,000~~500.00) fine, or six (6) months imprisonment, or both.

Sec. 1210. ANNUAL BUDGET.

The Commission shall, not later than sixty (60) days prior to the beginning of each fiscal year, adopt and transmit a departmental budget for the forthcoming fiscal year covering the anticipated revenue and the expenditures of the Harbor Department, wherein shall be stated the amount necessary, if any, to be raised by tax levy. Such departmental budget shall conform to the general City budget. Two certified copies of said budget shall forthwith after adoption by the Commission, be filed with the City Clerk for presentation to the City Council and one certified copy shall forthwith be filed with the City Auditor. Such budget shall be subject to the approval of the City Council as is provided in this section. The City Council shall, not later than the first day of ~~July~~October of each calendar year, approve the budget adopted by the Commission or shall amend said budget and approve the same as amended not later than the first day of ~~July~~October of each calendar year.

The City Council may appropriate such amounts as it may deem necessary and proper to be expended pursuant to said annual departmental budget, and such amounts thus appropriated shall be included in said annual departmental budget as anticipated revenue of the Harbor Department. In the event the City Council shall not approve said budget or amend the same and adopt said budget as amended on or before said first day of ~~July~~October, the same shall become effective as the official budget of the Harbor Department for the forthcoming fiscal year. In the event the City Council shall amend said budget and approve the same as amended as above provided, a certified copy of said approved budget as amended shall be filed with the Commission and the City Auditor.

No expenditure shall be made or financial obligation incurred by the Commission, its officers or employees, except as authorized by said annual departmental budget. Said budget, when effective, shall constitute an appropriation covering the anticipated revenues and expenditures of the Harbor Department as therein set forth.

Sec. 508. -TERMS OF COMMISSION MEMBERS.

The term ~~of~~for office of members of the Commissions set forth in this Charter shall be four (4) years, ~~except that the term of office of members of the Harbor Commission shall be six (6) years and the term of office for Public Utilities Commission members shall be five (5) years,~~ beginning with the first Monday after the first day of July following their respective appointments, and until their successors are appointed and take office. Except as provided herein, No person shall serve more than two (2) full terms on any one Commission. Serving any portion of an unexpired term shall not be counted as service of ~~one term on such Commission;~~a term on such Commission. Notwithstanding the foregoing, members of the Harbor Commission who are currently serving as of January 1, 2025 may not serve more than two (2) full terms of six (6) years on the Harbor Commission and members of the Public Utilities Commission who are currently serving as of January 1, 2025 may not serve more than two (2) full terms of five (5) years on the Public Utilities Commission. Persons who have not served as members of either the Harbor Commission or the Public Utilities Commission as of January 1, 2025 may serve no more than a total of three (3) full terms of four (4) years on the Harbor Commission or more than a total of three (3) full terms of four (4) years on the Public Utilities Commission.