

**ORDINANCE NO. 2871**

**AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA; ADOPTED PURSUANT TO FLORIDA STATUTE SECTIONS 101.061 AND 166.031 SETTING FORTH A PROPOSED AMENDMENT TO THE CITY'S CHARTER TO BE SUBMITTED TO THE VOTERS OF THE CITY AT THE NEXT REGULARLY SCHEDULED ELECTION; PROVIDING FOR A BALLOT SUMMARY AND TITLE FOR THE PROPOSED AMENDMENT; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Florida Statute Section 166.031, the City Commission can, by ordinance, submit to the electors of the City a proposed change to the City's Charter.

**WHEREAS**, the City Commission desires to submit to the electors a proposed change to the City Charter that would reduce the term of office for the Mayor and Commissions from four (4) years to two (2) years, eliminating staggered terms of office and providing that the reduced term, if approved, will be applicable to officials elected in 2010.

**WHEREAS**, Florida Statute Section 101.161 regulates how the charter amendment question must be contained in the ordinance and presented to the electors.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF HOLLY HILL, FLORIDA:**

**Section 1.** The proposed amendment to the City Charter shall be the following:

**BALLOT SUMMARY**

The City Charter currently provides for 4 year staggered terms of office for elected officials. The proposed Charter amendment would decrease the term from 4 years to 2 years and eliminate the staggered terms of office. The charter amendment would take effect for individuals elected in 2010 and thereafter.

**TITLE**

**Reduction to Two Year Terms and Elimination of Staggered Terms of Office.**

Shall the term of office for all elected officials be reduced from 4 years to 2 years commencing with officials elected in 2010 and staggered terms of office be eliminated?

\_\_\_\_\_ Yes.            For reducing the term of office from 4 years to 2 years commencing with officials elected in 2010 and for eliminating staggered terms of office.

\_\_\_\_\_ No.            Against reducing the term of office from 4 years to 2 years commencing with officials elected in 2010, and against eliminating staggered terms of office.

**Section 2.**        If any section, subsection, sentence, clause, phrase, or portion of this Ordinance, or application hereof, is for any reason held invalid or unconstitutional by any Court, such portion or application shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

**Section 3.**        That all ordinances made in conflict with this Ordinance are hereby repealed.

**Section 4.**        That this Ordinance shall become effective immediately upon its adoption.

**Section 5.**        That this Ordinance shall be posted at City Hall as required by law.

The within and foregoing Ordinance was introduced and read on first reading before the City Commission of the City of Holly Hill, Florida, at its regular meeting held in Commission Chambers at City Hall on the 25<sup>th</sup> day of May, 2010.

It was moved by Commissioner Reed and seconded by Commissioner Glass that said Ordinance be approved on first reading. A roll call vote of the Commission held on said motion for approval of the Ordinance resulted as follows:

**ROLL CALL VOTE AS FOLLOWS: (Ordinance 2871):**

Mayor Roland D. Via	No
Commissioner John Penny	No
Commissioner Rick Glass	Yes
Commissioner Mark Reed	Yes
Commissioner Liz Towsley	Yes

**ADOPTED THIS 25<sup>th</sup> DAY OF MAY, 2010.**

The within and foregoing Ordinance was introduced and read on the second reading before the City Commission of the City of Holly Hill, Florida, at its regular meeting held in Commission Chambers at City Hall on the 8<sup>th</sup> day of June, 2010.

It was moved by Commissioner Reed and seconded by Commissioner Glass that said Ordinance be adopted. A roll call vote of the Commission held on said motion to adopt the Ordinance resulted as follows:

**ROLL CALL VOTE AS FOLLOWS: (Ordinance 2871):**

Mayor Roland D. Via	No
Commissioner John Penny	No
Commissioner Rick Glass	Yes
Commissioner Mark Reed	Yes
Commissioner Liz Towsley	Yes

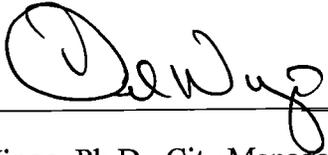
**ADOPTED THIS 8<sup>th</sup> DAY OF JUNE, 2010.**

**WHEREUPON**, the Mayor of the City of Holly Hill, Florida, has hereunto set his official signature, duly attested by the City Clerk, and has caused the official seal of said City to be affixed, all at City Hall in the City of Holly Hill, this 8<sup>th</sup> day of June, 2010, for the purpose of authenticity as is required by law.

CITY OF HOLLY HILL, FLORIDA



Roland D. Via, Mayor



Oel Wingo, Ph.D., City Manager

Attest:



Joshua Fruecht, City Clerk