

ORDINANCE NO. 2872

AN ORDINANCE OF THE CITY OF HOLLY HILL, FLORIDA AMENDING SECTION 9 OF THE CITY CHARTER TO INCORPORATE THE CHARTER AMENDMENTS APPROVED BY THE ELECTORS BY REFERENDUM IN THE 2010 GENERAL ELECTION; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission submitted to the electors proposed changes to the City Charter reducing the term of office from four (4) years to two (2) years, eliminating staggered terms of office and making said changes effective to the officials elected in 2010.

WHEREAS, the electors of the City approved the proposed amendments to the City Charter.

WHEREAS, pursuant to Florida Statute Section 166.031(2), the City is required to incorporate the changes into the City's Charter and to file the revised Charter with the Department of State.

WHEREAS, words which are underlined (underlined) are additions to the text and words with strike through (~~strike-through~~) the characters are deletions to the text.

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

Section 1. Pursuant to Florida Statute Section 166.031, the City Commission hereby incorporates the amendments to the City Charter approved by the electors at the 2010 regular election, as more specifically set forth below:

Sec. 9. The city commission--Creation; term; oath; compensation.

There is created a city commission composed of five qualified electors of the city, consisting of four commissioners and one mayor. Beginning with the election held in ~~1997~~ 2010, the mayor and commissioners shall serve ~~four~~ two-year staggered terms, with the initial term of office for District 2 and District 4 being two years and four years thereafter and the initial term of office for the mayor, District 1 and District 3 being four years. The office of mayor is hereby limited to two consecutive ~~four-year~~ terms beginning with the election held in ~~1997~~ 2010.

The present mayor and commissioners shall hold office until their respective successors are duly elected and qualified and take office as herein provided.

All commissioners and officers of the city shall, before entering upon their duties, take and subscribe to an oath or affirmation, to be filed and kept in the office of the city clerk, which oath shall be in the form prescribed for state officers by the Constitution of Florida.

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 upon approval of the Charter amendments submitted to the electors pursuant to Ordinance #2871. In the event the proposed Charter amendments are not approved by the electors, this Ordinance shall become a nullity.

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 25th 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 2872):

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

ADOPTED THIS 25th 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 8th 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 2872):

Mayor Roland D. Via	Yes
Commissioner John Penny	Yes
Commissioner Rick Glass	Yes
Commissioner Mark Reed	Yes
Commissioner Liz Towsley	Yes

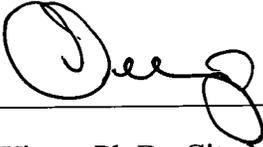
ADOPTED THIS 8th DAY OF JUNE, 2010.

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 8th 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