

ORDINANCE: 2016-11

AN ORDINANCE OF THE TOWN OF LAKE HAMILTON, FLORIDA, AMENDING THE LAKE HAMILTON CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION, ARTICLE II, MAYOR AND TOWN COUNCIL, SECTION 2-12, ELECTED OFFICIALS, TO ALIGN THE ELECTION DATE FOR THE MAYOR WITH THE ELECTION DATES OF COUNCIL SEATS 2 AND 4; AND PROVIDING FOR AN ORDERLY TRANSITION BY EXTENDING THE CURRENT TERM OF THE MAYOR TO CORRESPOND WITH THE NEW ELECTION CYCLE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 2.02 of the Town Charter of the Town of Lake Hamilton, provides the nomination, election, and qualification for the office of the Mayor and Members of the Town Council shall be as provided by Town Ordinance; and

WHEREAS, Section 100.3605(2), Florida Statutes, provides the governing body of a municipality may, by ordinance, change the dates for qualifying and for the election of members of the governing body of the municipality and provide for the orderly transition of office resulting from such date changes; and

WHEREAS, the Town presently holds elections each and every year, and the accompanying costs associated with notice requirements and general election administration result in a considerable cost to the taxpayers of the Town; and

WHEREAS, the Town Council desires to streamline its election process, such that the Mayoral elections that would occur in 2018 and every three years thereafter, will be re-aligned with the election of Council seats 2 and 4, and will take place in 2019 and every three years thereafter; and

WHEREAS, in order to provide for an orderly transition of election dates, the Town Council deems it in the best interest of the Town to extend the term of the Mayor such that the next Mayoral election will take place in 2019, rather than 2018.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LAKE HAMILTON, FLORIDA, as follows:

SECTION 1. Chapter 2, Administration, Article II, Mayor and Town Council, Section 2-19. Elected Officials is hereby amended and shall read as provided in Exhibit "A" attached hereto and made a part hereof (~~striketrough~~ language deleted, underline language added).

SECTION 2. It is the intent of the Town Council that the provisions of this Ordinance shall become codified and made a part of the Code of Ordinances of the Town of Lake Hamilton, Florida, and the sections of this Ordinance may be renumbered, reformatted or re-lettered to accomplish such intention.

SECTION 3. All ordinances or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.


SECTION 4. Should any section, paragraph, clause, sentence, item, word or provision of this Ordinance be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole, or any part hereof, not so declared to be invalid.

SECTION 5. This ordinance shall take effect immediately upon its adoption by the Town Council.

INTRODUCED on first reading this 6th day of December, 2016

PASSED on second reading this 29th day of December, 2016

TOWN OF LAKE HAMILTON, FLORIDA



Marlene M. Wagner, Mayor

Attest with Seal:



Sara Irvine, Town Clerk

Approved as to Form:



Heather R. Christman, Town Attorney

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Exhibit "A"

(~~strikethrough~~ language deleted, underline language added)

Sec. 2-19. Elected officials.

(a) The government of the town shall be vested in the following elected officers:

(1) The mayor, whose term of office shall be three years; and

(2) A town council consisting of four members, each councilmember having a term of three years. For purposes of F.S. §100.361, the mayor shall be considered to be a member of the town council.

(b) Regular town elections shall be held on the first Tuesdays in April of any municipal election year beginning in ~~2015~~ 2017. The office of mayor shall be elected at the April ~~2015~~ 2019 election to serve for a three-year term beginning in ~~2015~~ 2019. The council seats shall be numbered one through four. Seats two and four shall be elected at the April ~~2016~~ 2019 election to serve for respective three-year terms beginning in ~~2016~~ 2019. Seats one and three shall be elected at the April 2017 election to serve for respective three-year terms beginning in 2017. The terms of all councilmembers and the mayor serving on the effective date of this ordinance are hereby extended to the dates that their successors in office are elected and seated according to the provisions of this section.