

ORDINANCE NO. 468

AN ORDINANCE AMENDING ORDINANCE NO. 180 AND ALL RELATED ORDINANCES RELATING TO ELECTIONS AND TERMS OF OFFICE OF THE MAYOR AND CITY COUNCIL, PURSUANT TO A REFERENDUM UNDER CITY CHARTER SECTION 5.06 ELECTING TO AMEND CODE SECTIONS 33.01, 33.03, AND RELATED SECTIONS, SPECIFICALLY AMENDING THE CITY CHARTER TO ALTER THE GENERAL ELECTION DATES FROM THE FIRST TUESDAY FOLLOWING THE FIRST MONDAY OF NOVEMBER IN ELECTION YEARS TO THE THIRD TUESDAY FOLLOWING THE THIRD MONDAY IN APRIL IN ELECTION YEARS; AMENDING ALL QUALIFYING DATES AND TIMES TO CONFORM TO THE ALTERED ELECTION DATE; AMENDING THE RUN-OFF DATE, SHOULD A RUN-OFF BE NECESSARY, TO THE THIRD TUESDAY AFTER THE THIRD MONDAY OF MAY FOLLOWING THE GENERAL ELECTION; TEMPORARILY AMENDING AND ALTERING THE TERMS OF THE MAYOR AND COUNCIL SO AS TO CONFORM THESE NEW ELECTION DATES TO SUCH TERMS BY EXTENDING THE TERMS FOR SIX MONTHS, INCLUDING THE PRESENT SITTING GROUPS 1,2, AND 3, AND THE NEWLY ELECTED GROUPS 4 AND 5, AS DECIDED BY THIS PRESENT ELECTION; AMENDING ALL OTHER ELECTION LAWS, FEES, QUALIFICATIONS, AND SCHEDULES TO BE MODIFIED, AS MAY BE NECESSARY TO CONFORM; REPEALING ALL ORDINANCES, CHARTER PROVISIONS AS A RESULT OF THE MAJORITY VOTE, OR PARTS OF ORDINANCES AND CHARTER PROVISIONS IN CONFLICT WITH THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to City Charter Section 5.06 and Ordinance No. 463, the City of Mexico Beach, FL placed on the general ballot a referendum question to determine certain issues relating to election dates, terms, qualifications, and other related matters conforming its election periods to the Super Municipal Tuesday Elections in Bay County, FL;

WHEREAS, on November 4, 2003, the City of Mexico Beach, FL decided by an overwhelming majority vote of the public that the City Council shall adopt by ordinance a change to its Charter and Code relating to the scheduling of its general and run-off elections for its elected officials, namely the Mayor and Council, Groups 1 through 5;

WHEREAS, on November 4, 2003, the City of Mexico Beach decided by majority vote of the public that the City Council shall adopt by ordinance a change in the Mayor and Council terms for Groups 1 through 5 in the up-coming general election, presently sitting Groups 1, 2 and 3 terms to be extended and elected in the April 2005 general election, and Groups 4 and 5 to be elected in the November 2003 general election, extending all such specific terms for approximately six months, so that all terms will thereafter remain two-year terms as set forth in the City Charter or amended City Charter;

WHEREAS, on November 4, 2003, the City of Mexico Beach decided by majority vote of the public that the City Council shall adopt by ordinance all other necessary changes to the City election provisions so as to comply with the Super Municipal Tuesday Elections in Bay County, Florida;

WHEREAS, the City of Mexico Beach, FL has determined that it is in the best interest of the City that this ordinance be enacted;

NOW THEREFORE, be it ordained by the City Council of Mexico Beach, Florida that:

Section 1. Pursuant to the results of the November 4, 2003 Referendum, the City Council of Mexico Beach is hereby authorized to amend the City Charter and Code by ordinance, and does hereby amend said Charter and Code, to change the schedule of its general elections to the Third Tuesday in April following the Third Monday of each election year starting in April of 2005.

Section 2. Pursuant to the results of the November 4, 2003 Referendum, the terms of the elected officials presently serving in Groups 1 through 5 shall be temporarily extended approximately six months so as to conform to the new election schedule.

a. Specifically, the Group 1,2 and 3 terms will not expire in December of 2004 but will continue until expiration on the first Monday in June of 2005 following the April 2005 general election. Thereafter, the terms in Groups 1,2 and 3 shall be for two years.

b. The Group 4 and 5 terms, as newly elected in November of 2003, will not expire in December of 2005 but will continue until expiration on the first Monday in June 2006 following the April 2006 general election. Thereafter, the terms in Groups 4 and 5 shall be for two years.

c. Thereafter, all terms in Groups 1 through 5 shall be for two years and the terms shall begin on the first Monday of June following the General or Special Election by the City.

Section 3. Pursuant to the results of the November 4, 2003 Referendum, any required run-off election shall be held no later than the Tuesday immediately following the Third Monday in May following the General Election and no earlier than 14 days following the General Election.

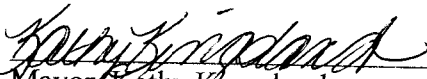
Section 4. (Reserved)

Section 5. All ordinances or laws in the City of Mexico Beach, or parts thereof, in conflict with this ordinance shall be repealed upon passage of the ballot question and proposed ordinance contained therein.

Section 6. This Ordinance shall become effective immediately upon passage.

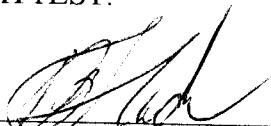
INTRODUCED at a Regular Meeting on March 11, 2004, and ADOPTED at a Regular Meeting on April 13, 2004.

CITY OF MEXICO BEACH, FL




Mayor, Kathy Kingsland

ATTEST:



Clerk, Henry Flack

Approved As To Form:



City Attorney, Paul Komarek