

ORDINANCE NO. 1472-18

AN ORDINANCE OF THE CITY OF MILTON AMENDING THE CHARTER TO PROVIDE FOR A NEW DEADLINE FOR THE COUNCIL TO ACT TO COMPLETE THE PROCEDURE FOR FILLING A VACANCY, PROVIDING FOR SEVERABILITY, REPEALING ALL ORDINANCES OR PORTIONS OF ORDINANCES INCONSISTENT HERewith, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Milton in evaluating the logistics of filling a vacancy deems it appropriate to amend the Charter of the City of Milton by extending the deadline to appoint a replacement from thirty days to sixty days to provide the City Council with sufficient time to review interested applicants and to ensure sufficient notice to the public to promote its participation in the process; and

WHEREAS, the City Council wishes to implement this change to the Charter if approved by the voters of the City of Milton in the November 2018 election; and

WHEREAS, the City Council of the City of Milton is permitted by law to amend the Charter as proposed herein subject to approval by a majority of the voters of the City of Milton, in which event, the ordinance will become effective upon approval by the electorate;

NOW THEREFORE THE CITY COUNCIL OF THE CITY OF MILTON, FLORIDA, PROPOSES TO THE VOTERS OF THE CITY OF MILTON THAT THE CHARTER OF THE CITY OF MILTON BE AMENDED TO READ AS FOLLOWS: [the underlined portion below is to be added to the Charter and the ~~strike through~~ language is to be deleted upon approval by a majority of the electorate]:

SECTION 1: TIME WITHIN WHICH THE CITY COUNCIL MUST ACT TO APPOINT A SUCCESSOR TO A VACANT OFFICE

AMENDING ARTICLE V, SECTION 5-6 AS FOLLOWS:

An elected officer who ceases to possess any of the qualifications for the office required under this Charter shall forthwith forfeit the office. Additional grounds for forfeiture of the elective office shall be as provided in state law. Any vacancy in the elective office shall be filled by appointment until the next election by a majority vote of all the city council members in office at the time of the vacancy. If the vacancy is not filled within ~~30~~ 60 days after it shall have occurred, the appointment to fill the vacancy until the next election shall be made by the governor of the State of Florida.

SECTION 2: SEVERABILITY

If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any Court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

SECTION 3: REPEALER

All ordinance and parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 4: EFFECTIVE DATE

This Ordinance shall be effective upon certification of the results of the November 2018 election if a majority of the voters of the City of Milton approve of this amendment to the Charter of the City of Milton.

PASSED by the City Council of the City of Milton, Florida on the 8th day of May, 2018.

CITY OF MILTON, FLORIDA

BY: Wesley Meiss

WESLEY MEISS, MAYOR

ATTEST:
CITY CLERK:

Deeann Nohley

First Reading:

4-10-18

Second Reading:

5-8-18

Legal in form and valid when signed by City Attorney.

Heather F. Lindsay

HEATHER F. LINDSAY, ESQUIRE

NOTICE OF PROPOSED ORDINANCE ENACTMENT

TO WHOM IT MAY CONCERN:

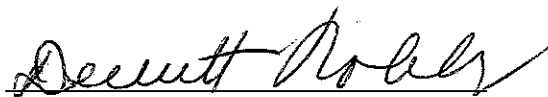
Please be advised that on the 8th day of May, 2018 at 5:45 p.m., CST,
in the City Council meeting room at the City Hall at 6738 Dixon Street, in the City of Milton,
Florida there will be proposed for enactment an Ordinance whose title is as follows:

ORDINANCE NO. 1472-18

AN ORDINANCE OF THE CITY OF
MILTON AMENDING THE CHARTER
TO PROVIDE FOR A NEW DEADLINE
FOR THE COUNCIL TO ACT TO
COMPLETE THE PROCEDURE FOR
FILLING A VACANCY, PROVIDING
FOR SEVERABILITY, REPEALING ALL
ORDINANCES OR PORTIONS OF
ORDINANCES INCONSISTENT
HEREWITH, AND PROVIDING AN
EFFECTIVE DATE.

This Ordinance is on file in the City Clerk's office for inspection. Any interested party may
appear at the meeting and be heard with respect to the proposed Ordinance.

This date of April 11, 2018



City Clerk

To be published at least ten (10) days in advance of the date of adoption.

Copy of this notice emailed to the newspaper April 11, 2018

CITY CLERK'S CERTIFICATE

THIS ORDINANCE was read by title on the 10th day of April, 2018 ,
and on the 8th day of May, 2018. Notice of the proposed ordinance was published
ten (10) days in advance of its adoption on the 8th day of May, 2018, and this
ordinance has been on file in the office of the City Clerk for inspection for more than ten (10)
days prior to its publication.


City Clerk

4/0403

NOTICE OF PRO- POSED ORDINANCE ENACTMENT

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Please be advised that
on the 8th day of May,
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ORDINANCE NO.
1472-18

AN ORDINANCE OF
THE CITY OF MILTON
AMENDING THE
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office for inspection.
Any interested party
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with respect to the pro-
posed Ordinance.

This date of April 11,
2018

Dewitt Nobles
City Clerk

4/14 & 4/21/2018

4/0403