

**ORDINANCE NO. 2024-03**

**AN ORDINANCE OF THE TOWN OF REDINGTON SHORES, FLORIDA,  
AMENDING § 12-22 OF THE TOWN CODE RELATED TO  
ELECTIONEERING ON TOWN PROPERTY; MAKING RELATED  
FINDINGS; PROVIDING FOR CODIFICATION, SEVERABILITY, AND  
FOR AN EFFECTIVE DATE.**

**WHEREAS**, Chapter 12 of the Town Code relates to elections; and

**WHEREAS**, § 12-22 of the Code, which was adopted on October 9<sup>th</sup> 1979 and not revised since, addresses certain “electioneering” activities on Town property; and

**WHEREAS**, Florida Statutes § 104.31, entitled Political activities of state, county, and municipal officers and employees, addresses the topic of electioneering activities on public property; and

**WHEREAS**, the Town Attorney has advised that the current Code provision is not fully consistent with the state law, and has recommended revising the Code in the manner set forth in this Ordinance to make it consistent with the state law; and

**WHEREAS**, the Board of Commissioners has determined that it is in the interest of the Town’s residents to adopt the amendment to the Town Code set forth in this Ordinance.

**NOW, THEREFORE BE IT ORDAINED** by the Board of Commissioners of the Town of Redington Shores, Florida, that:

**Section 1.** Section 12-22 of the Town Code of the Town of Redington Shores is hereby amended to read as follows:

**Sec. 12-22. – Electioneering restricted.**

(a) —No officer ~~elected~~ official or employee of the town, except as exempted by Florida Statutes § 104.31, shall:

- (1) Use his or her official authority or influence for the purpose of interfering with an election or a nomination of office or coercing or influencing another person’s vote or affecting the result thereof.
- (2) Directly or indirectly coerce or attempt to coerce, command, or advise any other officer or employee to pay, lend, or contribute any part of his or her salary, or any money, or anything else of value to any party, committee, organization, agency, or person for political purposes. Nothing in this paragraph or in any county or municipal charter or ordinance shall prohibit an employee from suggesting to another employee in a noncoercive manner that he or she may voluntarily contribute to a fund which is

administered by a party, committee, organization, agency, person, labor union or other employee organization for political purposes.

(3) Directly or indirectly coerce or attempt to coerce, command, and advise any such officer or employee as to where he or she might purchase commodities or to interfere in any other way with the personal right of said officer or employee.

(b) An employee of the town may not participate in any political campaign for an elective office while on duty.

(c) Nothing contained herein shall be deemed to prohibit any town employee from expressing his or her opinions on any candidate or issue or from participating in any political campaign during the employee's off-duty hours.

~~use the Town Hall or other publicly owned facilities of any kind for the purpose of electioneering or for the purpose of affecting in any way the outcome of a municipal election. Business conducted on town property or with town-paid facilities shall be only for the overall municipal purpose and in no case for partisan gain. It shall, however, be proper for citizens' organizations to request and obtain the use of the Town Hall for a "meet the candidates" session or other genuine interpellation of candidates, provided that such session includes an open invitation to all professed candidates to attend, speak and be questioned.~~

**Section 2.** For purposes of codification of any existing section of the Redington Shores Code herein amended, words **underlined** represent additions to original text, words **~~stricken~~** are deletions from the original text, and words neither underlined nor stricken remain unchanged.

**Section 3.** If any section, subsection, sentence, clause, provision or word of this Ordinance is held unconstitutional or otherwise legally invalid, same shall be severable and the remainder of this Ordinance shall not be affected by such invalidity, such that any remainder of the Ordinance shall withstand any severed provision, as the Board of Commissioners would have adopted the Ordinance and its regulatory scheme even absent the invalid part.

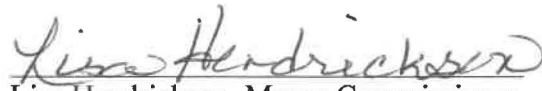
**Section 4.** The Codifier shall codify the substantive amendments to the Redington Shores Town Code contained in Section 1 of this Ordinance as provided for therein, and shall not codify the exordial clauses nor any other sections not designated for codification.

**Section 5.** Pursuant to Florida Statutes § 166.041(4)(a), prior to the date the public notice of the public hearing for this Ordinance was published, the Town prepared and posted on its website a business impact estimate which included: a) a summary of the Ordinance, a statement of the public purpose to be served by the Ordinance, b) an estimate of the direct economic impact of the Ordinance on private, for-profit businesses in the Town, c) an estimate of direct compliance costs that businesses may reasonably incur due to the Ordinance, d) identification of any new charge or fee on businesses created by the Ordinance or for which businesses will be financially responsible, e) an estimate of the Town's regulatory costs and of revenues from any new charges or fees imposed on businesses to cover such costs, and f) a good faith estimate of the number of businesses likely to be impacted by the Ordinance.


**Section 6.** Pursuant to Florida Statutes § 166.041(4), this Ordinance shall take effect immediately upon adoption.

**ADOPTED ON FIRST READING** on the 13<sup>th</sup> day of March, 2024, by the Board of Commissioners of the Town of Redington Shores, Florida.

**ADOPTED ON SECOND AND FINAL READING** on the 10<sup>th</sup> day of April, 2024, by the Board of Commissioners of the Town of Redington Shores, Florida.

  
Lisa Hendrickson, Mayor Commissioner

**Attest:**

  
Margaret Carey, Town Clerk