

ORDINANCE NO. 264

AN ELECTION ORDINANCE CALLING A REFERENDUM UPON PROPOSITIONS TO ADOPT A NEW CHARTER FOR THE CITY OF BONIFAY; PROVIDING FOR THE APPOINTMENT OF A CLERK AND INSPECTORS; PROVIDING FOR THE MANNER AND TIME OF HOLDING THE REFERENDUM; PROVIDING FOR A FORM OF BALLOT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, it is the intention of the City Council to place before the qualified electors of the City, under the provisions of Chapter 166, Florida Statutes, propositions for the purpose of adopting a new Charter for the City; and,

WHEREAS, it is the intention of the City Council to call for such referendum to be held after due public notice in the manner prescribed by law; and

WHEREAS, the City Council has further found and determined that immediate action is required to provide relief upon an emergency basis;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BONIFAY, FLORIDA, THAT:

Section 1. A referendum by the qualified electors of the City of Bonifay is hereby called to be held in the City Hall, within the City, on January 15th, 1990. The purpose of such referendum shall be to place before the electors of the City the following proposition:

The adoption of a new City Charter.

Section 2. Should the proposition be approved by a majority of the electors voting in the referendum hereinafter called, such new Charter of the City of Bonifay shall become effective subject to canvass and approval of the returns of the referendum by the City Council and upon a certified copy of the Charter being filed with the Department of State of the State of Florida.

Section 3. Shirley Mitchell is hereby appointed clerk of the referendum hereby called, and duly trained poll workers as used by the City are hereby appointed as inspectors for the referendum.

Section 4. Notice of the calling and holding of the referendum shall be given by publication once each week for at least four consecutive weeks in the Holmes County Advertiser, a newspaper published and of general circulation, in the City of Bonifay prior to the date of the referendum. Registration books, maintained by the Supervisor of Elections at the Holmes County Courthouse in Bonifay, shall remain open for the registration of qualified electors until thirty days prior to the date of the referendum. Upon the date of the referendum, the polls shall open at 7:00 o'clock a.m. and shall close at 7:00 o'clock p.m., Central Daylight Savings Time.

Section 5. The form of the ballot to be used in the referendum shall be in substantially the following form:

BALLOT TITLE

Election for the Adoption of New City Charter

SUBSTANCE OF THE ELECTION

Shall the New City Charter be Adopted?

Yes _____

No _____

Section 6. The referendum shall be conducted in accordance with the Election Code of the State of Florida.

Section 7. Should any section, paragraph, sentence, or clause hereof be declared to be void for any reason, the remaining provisions hereof shall not thereby be affected.

Section 8. All prior ordinances or resolutions adopted by the City Council in conflict with the provisions of this ordinance are hereby repealed.

Section 9. This ordinance shall become effective immediately upon its adoption in the manner and form prescribed by law.

PRESENTED, Read by title, and duly enacted by the City Council of the City of Bonifay, Florida, as an emergency ordinance in regular meeting assembled on this 17 day of December, 1990.

CITY OF BONIFAY

By: John VanFurberg
Mayor

ATTEST:

Shirley Mitchell
City Clerk

APPROVED by me on this 17 day of December, 1990.

Mayor