

RESOLUTION NO 2024 - 092

CITY OF LAKE CITY, FLORIDA

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA CALLING FOR A SPECIAL ELECTION TO BE HELD TUESDAY, NOVEMBER 5, 2024 IN CONJUNCTION WITH THE GENERAL ELECTION OF THE STATE OF FLORIDA; PROVIDING FOR A REFERENDUM ON THE QUESTION PRESENTED BY ORDINANCE 2024-2288 CONCERNING THE SALARIES OF THE CITY COUNCIL AND THE MAYOR; PROVIDING FOR THE CITY CLERK TO COORDINATE SAID ELECTION WITH THE COLUMBIA COUNTY SUPERVISOR OF ELECTIONS; DIRECTING THE CITY CLERK TO PUBLISH NOTICE OF THE ELECTION; REPEALING ALL RESOLUTIONS IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Article V, Section 506 of the Charter of the City of Lake City (the "City") provides all general laws of the State of Florida relating to elections which are not inconsistent or in conflict with the provisions of the Charter of the City shall be applicable to the City; and

WHEREAS, Section 100.3605, Florida Statutes (2024) provides The Florida Election Code shall govern the conduct of a municipality's election in the absence of an applicable special act, charter, or ordinance provision, provided no charter or ordinance provision shall be adopted which conflicts with or exempts a municipality from any provision in the Florida Election Code that expressly applies to municipalities; and

WHEREAS, Section 166.031, Florida Statutes (2024) provides for the amendment of the City's Charter by referendum of the electors of the City, upon adoption of an ordinance calling for same, at the next general election held within the municipality or at a special election called for such purpose; and

WHEREAS, by Ordinance 2024-2288 adopted by the City Council of the City on August 8, 2024 the City Council provided for a special election on a referendum to be held on November 5, 2024 in conjunction with the General Election of the State of Florida on the question provided therein concerning the salaries of the City Council and the Mayor; and

WHEREAS; the City has provided to the Supervisor of Elections of Columbia County the notice required by Section 100.151, Florida Statutes (2024), and the Supervisor of Elections of Columbia County has provided her consent to same pursuant to said statute; and

WHEREAS, notwithstanding Article V, Section 510 of the Charter of the City of Lake City provides all elections shall be called by resolution of the city council adopted no less than twenty days before such election, in the case of a referendum Section 100.342, Florida Statutes (2024) provides there must be at least thirty days' notice of the referendum; and

WHEREAS, Section 100.342, Florida Statutes (2024) further provides the above referenced notice must appear by publication as set forth therein, and such publication shall be made at least twice -- once in the fifth week and once in the third week before the week in which the referendum is to be held; now therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA:

1. The City Council hereby calls for a special election to be held on November 5, 2024 in conjunction with the General Election of the State of Florida on the question provided therein concerning the salaries of the City Council and the Mayor; and
2. Specifically, the question provided for in Ordinance 2024-2288 shall be presented on the ballot as follows in English, with appropriate translations into languages other than English as provided by law:

SHALL MAYORAL AND CITY COUNCIL COMPENSATION BE DETERMINED BY SINGLE SUBJECT, STAND ALONE RESOLUTION

Shall the city's charter be amended to provide the compensation of the mayor and members of the city council shall only be established or changed by adoption of a stand-alone, single-subject resolution, and further permitting the city council and mayor to adopt an ordinance to further implement the provisions of the foregoing charter provision, if adopted?

_____ YES

_____ NO

3. The City Clerk is directed to arrange for said special election with the Supervisor of Elections of Columbia County, who shall appoint inspectors and clerks for said election; and
4. The City Clerk shall cause to be published in a newspaper of general circulation a notice of said special election in accordance with Florida Statutes and the Charter of the City of Lake City; and

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5. All prior resolutions of the City Council of the City of Lake City in conflict with this resolution are hereby repealed to the extent of such conflict; and
 6. This resolution shall become effective and enforceable upon final adoption by the City Council of the City of Lake City.

APPROVED AND ADOPTED, by an affirmative vote of a majority of a quorum present of the City Council of the City of Lake City, Florida, at a regular meeting, this ___ day of August, 2024.

BY THE MAYOR OF THE CITY OF LAKE CITY,
FLORIDA

Stephen M. Witt, Mayor

ATTEST, BY THE CLERK OF THE CITY COUNCIL
OF THE CITY OF LAKE CITY, FLORIDA:

Audrey Sikes, City Clerk

APPROVED AS TO FORM AND LEGALITY:

Clay Martin, City Attorney