



Meeting Agenda Item Coversheet

MEETING DATE:	February 14, 2022	Submitted By: Interim City Attorney's Office	
SUBJECT: <i>This will be the name of the Item as it will appear on the Agenda</i>	Ordinance: Vacancy in Candidacy		
STAFF RECOMMENDATION: (MOTION READY)	Motion to Adopt		
SUMMARY and/or JUSTIFICATION:	<p>Section 166.031(6), F.S., requires each municipality to adopt an ordinance or charter provision establishing procedures for filling a vacancy in candidacy caused by the death, withdrawal, or removal from the ballot of a qualified candidate following the end of the qualifying period which leaves fewer than two candidates for an office.</p> <p>In accordance with this statute, the interim City Attorney's Office has drafted an ordinance providing that, in the event of a vacancy in candidacy which leaves one remaining candidate, the remaining candidate shall be deemed elected and shall take office in accordance with the City Charter and Code of Ordinances. In the event that a vacancy in candidacy occurs which leaves no qualified candidates remaining, then the ordinance provides for the re-opening of a qualifying period and a special election.</p>		
SELECT, if applicable	AGREEMENT:		BUDGET:
	STAFF REPORT:		PROCLAMATION:
	EXHIBIT(S):		OTHER:
IDENTIFY EACH ATTACHMENT. <i>For example, an agreement may have 2 exhibits, identify the agreement and Exhibit A and Exhibit B</i>	Agenda Item Cover Sheet Ordinance		

SELECT, if applicable	RESOLUTION:	ORDINANCE: X	
<p style="text-align: center;"> IDENTIFY FULL RESOLUTION OR ORDINANCE TITLE <i>(if Item is <u>not</u> a Resolution or Ordinance, please erase all default text from this field's textbox and leave blank)</i> <u>Please keep text indented.</u> </p>	<p> AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF WESTLAKE, FLORIDA, AMENDING CHAPTER ____ OF THE CITY'S CODE OF ORDINANCES ENTITLED "_____"; CREATING SECTION _____, TO BE ENTITLED "VACANCY IN CANDIDACY;" ESTABLISHING PROCEDURES, PURSUANT TO SECTION 166.031, F.S., TO FILL A VACANCY IN CANDIDACY CAUSED BY THE DEATH, WITHDRAWAL OR REMOVAL FROM THE BALLOT OF A QUALIFIED CANDIDATE FOLLOWING THE END OF THE QUALIFYING PERIOD WHICH LEAVES FEWER THAN TWO CANDIDATES REMAINING TO FILL A POSITION ON THE CITY COUNCIL; PROVIDING FOR CODIFICATION, PROVIDING FOR A CONFLICTS CLAUSE, PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE. </p>		
FISCAL IMPACT (if any):			\$