

ORDINANCE NO. 1303-12

**AN ORDINANCE OF THE CITY OF LAKE ALFRED, FLORIDA
CORRECTING A SCRIVENER'S ERROR IN SECTION 2.05 OF
THE CHARTER OF THE CITY OF LAKE ALFRED RELATING
TO THE ANNUAL ELECTION OF MAYOR AND VICE-MAYOR
BY COMMISSIONERS; PROVIDING A CONFLICTS CLAUSE,
SEVERABILITY AND AN EFFECTIVE DATE.**

WHEREAS, in 2010, the City Commission of the City of Lake Alfred accepted the City of Lake Alfred Charter Review Committee's report recommending certain amendments to the Charter of the City of Lake Alfred; and

WHEREAS, Section 2.03 of the Charter of the City of Lake Alfred was amended by the voters of the City of Lake Alfred to increase the length of terms for Commissioners from three (3) years to four (4) years; and

WHEREAS, as a consequence of this amendment to Section 2.03 of the Charter of the City of Lake Alfred, there will be no municipal election in April, 2012 and every four (4) years thereafter; and

WHEREAS, it was the intent of the City Commission to have annual elections for the office of Mayor and Vice-Mayor when section 2.05 of the Charter of the City of Lake Alfred was adopted; and

WHEREAS, it is necessary to correct the reference to the City election in Section 2.05 of the Charter of the City of Lake Alfred as it relates to the timing of the annual election of the Mayor and Vice-Mayor; and

WHEREAS, it is in the best interest of the citizens and residents of the City of Lake Alfred to correct the reference in Section 2.05 of the Charter of the City of Lake Alfred relating to the timing of the annual election of Mayor and Vice-Mayor so as to clarify the intent to have such election of the Mayor and Vice-Mayor held annually, even in years where there may be no City election.

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Lake Alfred, Florida, as follows:

1. Section 2.05 of the Charter of the City of Lake Alfred is hereby corrected as set forth below (deletions and additions to the Charter of the City of Lake Alfred are shown in strike through – underline format).

Section 2.05. – Mayor.

The commission shall elect from among its members a mayor and vice-mayor. Election of the mayor and vice-mayor shall be done annually at the first regular meeting after the city election or if no city election is held at the first regular meeting in May. The mayor shall: Preside at meetings of the commission, and shall be recognized as head of the city government for all ceremonial purposes, by the governor for purposes of military law; for service of process; execution of contracts, deeds and other documents, and as the city official designated to represent the city in all agreements with other

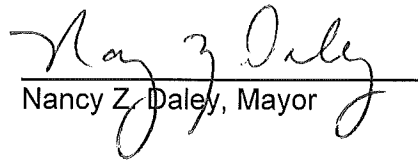
governmental entities or certifications to other governmental entities, but shall have no administrative duties except as required to carry out the responsibilities herein. The vice-mayor shall act as mayor during the absence or disability of the mayor.

2. All ordinances in conflict herewith are repealed.
3. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.
4. It is the intention of the City Commission that the provisions of this Ordinance shall become and be made a part of the Charter of the City of Lake Alfred; and that sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to, "section", or such other appropriate word or phrase in order to accomplish such intentions; and regardless of whether such inclusion in the Charter of the City of Lake Alfred is accomplished, sections of this Ordinance may be renumbered or relettered and the correction of typographical and/or scrivener's errors which do not affect the intent may be authorized by the City Manager or his/her designee, without need of public hearing, by filing a corrected or recodified copy of same with the City Clerk.
5. The effective date of this ordinance shall be immediately upon adoption at Second Reading.

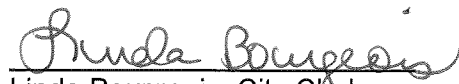
PASSED on first reading at the regular meeting of the Lake Alfred City Commission held on the 6th day of February, 2012.

READ, PASSED AND FINALLY ADOPTED on second reading at the meeting of the Lake Alfred City Commission duly assembled on the 20th day of February, 2012.

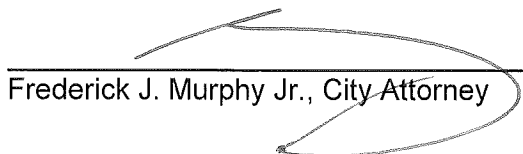
CITY OF LAKE ALFRED


Nancy Z. Daley, Mayor

ATTEST:


Linda Bourgeois, City Clerk

Approved as to form:


Frederick J. Murphy Jr., City Attorney