



**City of Bunnell, Florida  
Agenda Item No. E-2.**

<b>Document Date:</b>	10/1/2013	<b>Amount:</b> \$0.00
<b>Department:</b>	City Clerk- Sandi Bolser	Account #: N/A
<b>Subject:</b>	Ordinance 2013-27: 2014 City of Bunnell Election, First Reading	
<b>Attachments:</b> <i>Please number items as they will appear on the agenda.</i>	1. Proposed Ordinance	
<b>Agenda Section:</b>	H. New Business	

**Summary/Highlights:**

Ordinance 2013-27 establishes the City Commission 2014 Election qualifying period, petition due date, and qualifying fee amount, for the March 4, 2014 General Election.

**Background:**

In accordance with the City Charter, Section 3.03 "Qualifications," each election year the City Commission must establish the election qualifying period for the upcoming City Election. The Qualification Period is the time period in which City Commission candidates must submit all qualifying documentation to the City Clerk in order to be placed on the ballot. The proposed qualification period for the 2014 election starts Monday, January 13, 2014, at 8:00 a.m. and ends Friday, January 17, 2014, at 4:00 p.m.

The qualifying by petition process and qualifying fees are not established in our City Charter; therefore, we are required to abide by Florida Statutes. Section 99.092 states non-partisan candidates shall pay a qualification fee equal to 3% of the annual salary of the position they are running for (currently \$288 for commissioners). Section 99.095 states candidates choosing the petition process in lieu of paying a qualifying fee shall submit all required petitions no later than noon on the 28<sup>th</sup> day preceding the first day of qualifying (or December 16, 2013).

**Staff Recommendation:** Approval of Ordinance 2013-27, establishing the City Commission 2014 Election Qualifying Period, Petition Due Date and Qualifying Fee- First Reading.

**City Attorney Review:** The City Attorney has no legal objection to the Ordinance, but believes that this action could be accomplished by resolution, but, in any event, recommends that the revision of the City Charter be considered to avoid any argument that this action must be accomplished by the enactment of an ordinance.

**Finance Department Review/Recommendation:** N/A

<b>Approver Name:</b>	<b>Approval Status:</b>	<b>Date:</b>
<b>Pattie Larkin, Finance Director</b>	N/A	Click here to enter a date.
<b>Sandi Bolser, City Clerk</b>	Approved for 10/14/2013 Agenda	10/1/2013

**ORDINANCE 2013-27**

**AN ORDINANCE OF THE CITY OF BUNNELL, FLORIDA ESTABLISHING THE CITY COMMISSION ELECTION QUALIFYING PERIOD; ESTABLISHING A QUALIFYING PETITION DUE DATE; ESTABLISHING THE QUALIFYING FEE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, The Bunnell City Commission is required to establish the Qualifying Period for the municipal elections and;

**WHEREAS**, said qualifying period shall be established by Ordinance, in accordance with the City Charter, Section 3.03 Qualifications and;

**WHEREAS**, the qualifying by petition process due date and qualifying fee is established by Florida Statutes Section 99.095.

**NOW, THEREFORE, BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF BUNNELL, FLORIDA:**

Section 1. That the City Commission hereby establishes Monday, January 13, 2014, at 8:00 a.m. through Friday, January 17, 2014, at 4:00 p.m. as the Qualifying Period for candidates seeking Commission seats in the Bunnell General Election of Tuesday, March 4, 2014.

Section 2. If qualifying by the petition process, the required number of completed candidate petitions shall be submitted to the City of Bunnell City Clerk no later than noon, Monday, December 17, 2013, for verification.

Section 3. That in lieu of qualifying by the petition process, candidates may pay a qualifying fee of 3% of the annual commission seat salary, before the end of the qualifying period.

That this Ordinance shall become effective upon its final adoption.

First Reading: approved on this 14th day of October 2013.

Second Reading: adopted on this \_\_\_\_\_ day of \_\_\_\_\_.

**CITY COMMISSION, City Of Bunnell, Florida.**

By: \_\_\_\_\_  
Catherine D. Robinson, Mayor

Approved for form and content by:

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City Attorney

Attest:

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Sandra Bolser, City Clerk

**Seal:**

**NOTICE OF ZONING CHANGE  
CITY OF BUNNELL, FLORIDA**

The City of Bunnell, Florida proposes to conduct a public hearing considering the following Ordinance 2013-27:

**AN ORDINANCE OF THE CITY OF BUNNELL, FLORIDA  
ESTABLISHING THE CITY COMMISSION ELECTION  
QUALIFYING PERIOD; ESTABLISHING A QUALIFYING  
PETITION DUE DATE; ESTABLISHING THE QUALIFYING FEE;  
AND PROVIDING FOR AN EFFECTIVE DATE.**

**NOTICE IS HEREBY GIVEN THAT THE CITY OF BUNNELL, FLORIDA** will hold a Public Hearing at 7:00 PM on Monday, November 25, 2013 for Second/Final Reading at the Flagler County Government Services Complex Bldg 2, 1769 E Moody Blvd., 1<sup>st</sup> Floor Board Chambers, Bunnell, Florida to consider the Ordinance.

**ALL PARTIES ARE INVITED** to appear and submit oral or written objections or comments. The failure of a person to appear during said hearing and comment on or object to the Ordinance, either in person or in writing, might preclude the ability of such person to contest the Ordinance at a later date. A copy of all pertinent information to this Ordinance can be obtained at the office of the City Clerk at the Government Services Building, 1769 E Moody Blvd, Bunnell, FL 32110. Persons with disabilities needing assistance to attend this proceeding should contact the Bunnell City Clerk at (386) 313-4060 at least 48-hours prior to the meeting.

**NOTICE:** If a person decides to appeal any decision made by the City Commission on this matter, a recording of the proceeding may be needed; and for such purposes, the person may need to ensure that a verbatim record is made which includes the testimony and evidence upon which the appeal is based. (288.0106 Florida Statute)

Sandra Bolser  
City Clerk  
City of Bunnell