

ORDINANCE NO. 240

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA AMENDING SECTION 2-32 OF THE CODE OF ORDINANCES, TOWN OF CINCO BAYOU, FLORIDA TO INCREASE THE TERM OF OFFICE OF THE MAYOR TO FOUR YEARS EFFECTIVE UPON THE EXPIRATION OF THE CURRENT TERM OF OFFICE OF THE INCUMBENT MAYOR; PROVIDING FOR AUTHORITY; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CORRECTION OF SCRIVENER'S ERROR; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 2-32 of the Code of Ordinances, Town of Cinco Bayou, Florida (the "Town") the term of office of the elected mayor for the Town is two (2) years and a majority of other elected mayors throughout Okaloosa County serve a term of four (4) years; and,

WHEREAS, the Town Council does hereby find it is in the best interest of the residents and citizens of the Town to extend the term of office for the position of mayor from two (2) years to four (4) years to promote continuity and efficiency in service and to reduce the expenses associated with elections and transitions of elected officials in the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA AS FOLLOWS:

SECTION 1. Findings of Fact. The foregoing recitals are hereby ratified and confirmed as being true and correct and are hereby made a part of this Ordinance.

SECTION 2. Authority. This Ordinance is enacted pursuant to section 166.021(3), Florida Statutes, and under the home rule powers of the Town in the interest of the health, peace, safety and general welfare of the people of the Town of Cinco Bayou.

SECTION 3. Section 2-32 of the Code of Ordinances, Town of Cinco Bayou, Florida, is hereby amended to read as follows:

(a) *Election; term of office.* The mayor shall be elected by the electors of the town for a term of four (4) years. The mayor pro tem shall be elected from and by the town council for a term of one (1) year.

SECTION 4. Implementation of Extended Term of Office. The four (4) year term of office for the mayor shall be effective and shall be implemented upon the expiration of the current term of office of the incumbent mayor in April 2020 for the individual next taking office as mayor as a result of the 2020 Town municipal election.

SECTION 5. Repeal. All ordinances, resolutions, official determinations or parts thereof previously adopted or entered by the Town or any of its officials and in conflict with this Ordinance are hereby repealed to the extent inconsistent herewith.

SECTION 6. Severability. If any section, subsection, sentence, clause, phrase, or provision of this Ordinance or its application to any person or circumstance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such holding shall not be construed to render the remaining provisions of this Ordinance invalid or unconstitutional, and to this end provisions of this Ordinance are severable.

SECTION 7. Inclusion in the Code of Ordinances, Town of Cinco Bayou, Florida. The provisions of this Ordinance shall be included and incorporated in the Code of Ordinances, Town of Cinco Bayou, Florida ("Cinco Bayou Code") and may be appropriately renumbered or re-lettered to conform to the uniform numbering system of the Cinco Bayou Code and the word "ordinance" may be changed to "section", "article", or any other appropriate word.

SECTION 8. Scrivener's Error. The Town Attorney may correct scrivener's errors found in this Ordinance by filing a corrected copy of the Ordinance with the Town Clerk.

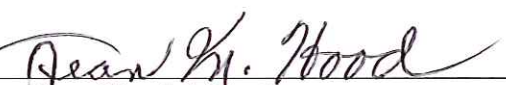
SECTION 9. Effective Date. This Ordinance shall become effective upon approval of the Town Council and signature of the Mayor.

PASSED, APPROVED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA AT A SPECIAL MEETING THIS 24 DAY OF MAY 2018.

THE TOWN OF CINCO BAYOU, FLORIDA


ATTEST:


Keith Williams Town Manager/Clerk

By: 
Jean Hood, Mayor

First Reading: May 10, 2018
Second Reading: May 24, 2018

The form and legal sufficiency of the foregoing has been reviewed and approved by the Town Attorney.


C. Jeffrey McInnis, Town Attorney

