

ORDINANCE NO. 2023-07

AN ORDINANCE OF THE VILLAGE OF SEA RANCH LAKES, FLORIDA, SUBMITTING TO REFERENDUM AN AMENDMENT TO THE CHARTER OF THE VILLAGE OF SEA RANCH LAKES AT ARTICLE IV SECTION 9 ENTITLED "ENACTMENT OF ORDINANCES" PROVIDING FOR THE AFFIRMATIVE VOTE OF A MAJORITY OF THE MEMBERS OF THE VILLAGE COUNCIL PRESENT AT A MEETING WHERE A QUORUM IS ESTABLISHED TO ENACT ANY RESOLUTION OR ORDINANCE OF THE VILLAGE; PROVIDING FOR A NOTICE OF AN ADVERTISEMENT OF THE REFERENDUM ELECTION TO BE PUBLISHED IN ACCORDANCE WITH THE STATE OF FLORIDA ELECTION CODE; PROVIDING THAT THIS ORDINANCE, WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE VILLAGE OF SEA RANCH LAKES, ON THE MARCH 2024 MUNICIPAL ELECTION BALLOT AND IT SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Article XIII, Section 1 of the Village of Sea Ranch Lakes, Florida Charter (the "Charter") provides that the Charter may be amended from time to time in accordance with the General Law of the State of Florida; and

WHEREAS, Chapter 166, Florida Statutes, as amended, further provides for a methodology of Charter amendments supplementary to and not in conflict with the Charter of the Village of Sea Ranch Lakes, Florida (the "Village"); and

WHEREAS, Chapter 166, Florida Statutes, as amended, provides that such an amendment may be submitted to a referendum vote by the Village Council of the Village of Sea Ranch Lakes, Florida, in an ordinance format.

WHEREAS, the Village Council has considered various forms of government and finds it to be in the best interest of the citizens and residents of the Village to submit the following referendum to the electors of the Village; and

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF SEA RANCH LAKES, FLORIDA, THAT:

SECTION 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

SECTION 2. Article IV, Section 9 entitled "Enactment of Ordinances" shall be revised as follows:

The affirmative vote of a majority of four (4) of members of said Council present at a meeting, at which a quorum is established, shall be necessary to adopt any Resolution or any Ordinance, including an emergency Ordinance, unless a greater number is required under Florida law. Any proposed Resolution or any Ordinance, shall be introduced in printed or written form. No Ordinance, except an emergency Ordinance, shall be passed until it shall have been read at two

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meetings not less than ten (10) days apart. An emergency Ordinance may be passed upon reading at one meeting to take effect immediately or at such time as shall be designated in the Ordinance. Any Ordinance which is not an emergency Ordinance shall take effect thirty (30) days after its passage, unless a later time is specified in such Ordinance.

SECTION 3. The Charter of the Village Council of the Village of Sea Ranch Lakes shall be amended to provide for consistency throughout.

SECTION 4. The Ballot Title shall be as follows:

ENACTMENT OF ORDINANCES

SECTION 5. At the General Municipal Election in March of 2024, the following question shall be placed on the ballot for consideration by the qualified electors of the Village of Sea Ranch Lakes, Florida, and shall read as follows:

The Village of Sea Ranch Lakes, Florida currently provides that an affirmative vote of four (4) members of the Village Council is required to adopt any resolution or ordinance. Shall the Charter be amended to provide that an affirmative vote of a majority of members of the Village Council present at a meeting where a quorum is established is required to adopt any resolution or ordinance of the Village?

YES NO

SECTION 6. Advertisement. The Village Council of the Village of Sea Ranch Lakes, Florida is hereby authorized and directed to advertise the referendum election contemplated herein all in accordance with the State of Florida Election Code and to coordinate with the Broward County Supervisor of Elections office the submittal of this Ordinance to referendum to be voted on at the March 2024 municipal election.

SECTION 7. Codification. It is the intention of the Village Council of the Village of Sea Ranch Lakes, Florida that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the Village of Sea Ranch Lakes, Florida, and that the Sections of this Ordinance may be renumbered, re-lettered and the word "Ordinance" may be changed to "Section," "Article," or such other word or phrase in order to accomplish such intention.

SECTION 8. Severability. If any clause, section, or other part of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way effecting the validity of the other provisions of this Ordinance.

SECTION 9. Conflicts. All Ordinances or parts of Ordinances, Resolutions, or parts of Resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

SECTION 10. Effective Date. This Ordinance shall take effect upon its adoption by the Village Council and shall be submitted to referendum as set forth herein.

PASSED AND ADOPTED BY THE VILLAGE COUNCIL OF THE VILLAGE OF SEA RANCH LAKES, FLORIDA, ON FIRST READING, THIS ____ DAY OF NOVEMBER, 2023.

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PASSED AND ADOPTED BY THE VILLAGE COUNCIL OF THE VILLAGE OF SEA RANCH LAKES, FLORIDA, ON SECOND AND FINAL READING, THIS ____ DAY OF DECEMBER, 2023.

VILLAGE OF SEA RANCH LAKES, FLORIDA

BY: _____
MAYOR JEFFREY NELSON

MIRON _____
BRUENER _____
VOLKERT _____
FULMER _____
TOMLINSON _____

ATTEST:

STARR PATON, VILLAGE CLERK

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