

ORDINANCE NO. 98

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE VILLAGE CERTAIN AMENDMENTS TO THE VILLAGE CHARTER TO PROVIDE FOR THE REMOVAL OF THE OFFICES OF THE "VILLAGE CLERK" AND THE "VILLAGE TREASURER"; SPECIFICALLY PROVIDING FOR THE REMOVAL OF THESE TWO VILLAGE OFFICES FROM THE CHARTER BY AMENDING ARTICLE III. LEGISLATIVE. AND ARTICLE IV. VILLAGE OFFICERS; REPEALING SECTIONS 3., 4. AND SUB-SECTION 8(b). AT ARTICLE III. AND READOPTING THESE PROVISIONS AND RENUMBERING SUBSECTION 8(c) TO 8(b) TO PROVIDE FOR THE DELETION OF REFERENCE TO THESE TWO POSITIONS AS VILLAGE OFFICES; REPEALING SECTIONS 1, 4. 5. AND SUB-SECTION 6(a) AND READOPTING SECTION 1, RENUMBERING SECTION 6 as SECTION 4, AND READOPTING THE PROVISIONS OF SUB-SECTION 4(a) IN ORDER TO DELETE REFERENCES TO THE "VILLAGE CLERK" AND THE "VILLAGE TREASURER" AS OFFICES; PROVIDING FOR SUBMISSION OF THESE PROPOSED CHARTER AMENDMENTS TO THE ELECTORS OF THE VILLAGE AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 6, 2012; PROVIDING AN EFFECTIVE DATE SHOULD THESE AMENDMENTS TO THE CHARTER BE APPROVED AT SUCH ELECTION; SETTING FORTH THE FORM OF THE QUESTION TO BE VOTED UPON AT SUCH ELECTION; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; AND FOR OTHER PURPOSES.

WHEREAS, the Village Council of the Village of Golf has reviewed the recommendations of its residents and staff with respect to amending the Charter of the Village to provide for the removal of the offices of "Village Clerk" and "Village Treasurer" from the Village Charter; and

WHEREAS, the Village Council is informed and believes that a substantial number of residents of the Village desire to remove these two offices from the list of offices provided under the Village Charter; and


WHEREAS, the Village Council of the Village of Golf believes and desires that the issue be submitted for referendum of the Village residents to determine whether the Village Charter shall be amended to provide for the deletion of these two offices from the Village Charter.

SECOND AND FINAL READING this 18th day of April, 2012.

VILLAGE OF GOLF

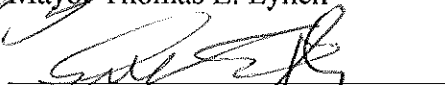
X
Aye

Nay


Mayor Thomas E. Lynch

X
Aye

Nay


Vice Mayor Erik E. Joh

Aye

Nay

Councilmember Michael E. Botos

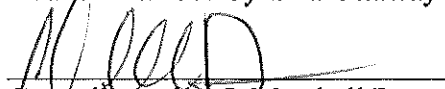
Aye

Nay

Councilmember Cynthia Ottaway

X
Aye

Nay

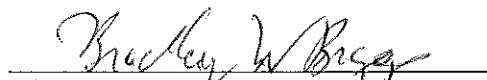

Councilmember J. Marshall Duane, III.

ATTEST:


Carol Marciano, Village Clerk

(SEAL)

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY.


Village Attorney

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, THAT:

Section 1: The Charter of the Village of Golf is hereby amended at Article III. Legislative. by repealing Section 3. Council offices; Office appointments., Section. 4. Appointment terms. and Sub-section 8(b) Other Officers., and readopting them, along with a renumbering of Sub-section 8(c) to 8(b); providing that Sections 3, 4 and 8 at Article III. shall hereafter read as follows:

ARTICLE III. LEGISLATIVE.

Sections 1. — 2. (Shall remain the same as previously adopted)

Section 3. Council offices; Office appointments.

The Village Council shall by resolution appoint one of its members to be Mayor and another of its members to be the Vice-Mayor; ~~and shall also appoint a Village Treasurer from among the remaining Councilmembers and a Village Clerk (who shall be the registration officer of said Village), both of whom shall be subject to the control of the Village Council.~~

Sec. 4. Appointment terms.

The Mayor and Vice-Mayor appointed, as hereinabove provided, shall each hold office until a successor shall be elected in accordance with the provisions of this Article.; ~~and the person or persons appointed to hold the offices of Village Treasurer and Village Clerk shall hold their respective offices until their successors shall be appointed and shall serve at the pleasure of the Village Council.~~

Sections 5.— 7. (Shall remain the same as previously adopted)

Sec. 8. Organization meeting.

(a) (Shall remain the same as previously adopted)

~~(b) Other Officers. At each such organization meeting the Village Council may also appoint a Village Treasurer from the remaining Councilmembers and a Village Clerk. The officer or officers so appointed shall hold office for a term of one (1) year or until their successors are appointed and qualified but subject to the pleasure of the Village Council.~~

(e)(b) *Officer Oath.* Every appointive Village officer shall take and subscribe before an officer duly qualified to administer oaths, an oath or affirmation faithfully and impartially to execute the duties of his office according to the best of his ability and understanding, which may be filed with the Village Clerk and provided in the minutes of the Village Council.

Sections 9.—14. (Shall remain the same as previously adopted.)

Section 2: The Charter of the Village of Golf is hereby amended at Article IV. Village Officers. by repealing Section 1. Officers and Manager., Section. 4. Village Clerk., Section 5. Village Treasurer. and Sub-section 6(a) Removal., and readopting Section 1., renumbering Section 6 to Section 4. and readopting renumbered Section 4 provisions; providing that Section 1 and Section 4 of Article IV. shall hereafter read as follows:

ARTICLE IV. VILLAGE OFFICERS

Section 1. Officers and Manager

(a) *Regular Officers.* The officers of the municipality shall be a Mayor and a Vice-Mayor. Additionally, the Council may appoint a ~~Village Treasurer from among the remaining Councilmembers, a Village Clerk (who shall also be registration officer), and such~~ other officers as may be provided for by law or by the Village Council pursuant to the authority conferred by this Charter. ~~The Village Treasurer may accept the duties and responsibilities of Treasurer in addition to those of a Councilmember.~~

(b) (Shall remain the same as previously adopted.)

Sections 2.— 3. (Shall remain the same as previously adopted.)

Section 4. Village Clerk

~~The Village Clerk shall be the registration officer and shall, in addition to the duties which are or may be required by this Charter or by any law of the State or by any ordinance of the said municipality, have the custody of all the general records, books and documents of the Village.~~

~~Section 5. Village Treasurer~~

~~The Village Treasurer shall act as Council liaison to the Village Manager regarding the financial matters of the Village.~~

Section 6 4. Officer removal.

(a) ~~Removal.~~ The Village Treasurer, the Village Clerk or Any other officer of the Village, except the Mayor or Vice-Mayor, may be removed from office, with or without cause, by the Council. In the event that any such officer shall be so removed, then and in that case the term of office shall expire and end when such removal becomes effective, anything herein contained to the contrary notwithstanding.

(b)—(c) (Shall remain the same as previously adopted.)

Section 3: The Charter amendments proposed by this ordinance shall be submitted to the electors of the Village of Golf, Florida, at the general election to be held on the 6th day of November, 2012, and shall be deemed adopted effective at 12:01 a.m. November 7, 2012 upon the favorable vote of a majority of the electors voting at that time upon the following question:

REFERENDUM QUESTION NO. 2

REMOVAL OF THE "VILLAGE CLERK" AND THE
"VILLAGE TREASURER" AS OFFICES IN THE VILLAGE
CHARTER

SHALL THE VILLAGE OF GOLF CHARTER BE AMENDED
TO REMOVE THE CURRENT OFFICES OF THE "VILLAGE
CLERK" AND THE "VILLAGE TREASURER" FROM THE
LIST OF OFFICES IN THE VILLAGE CHARTER SO THAT
SUCH POSITIONS WILL NO LONGER BE APPOINTED
ANNUALLY BY THE COUNCIL AS OFFICES NOR BE
SUBJECT TO THE DIRECT CONTROL OF THE VILLAGE
COUNCIL.

YES _____ NO _____

Section 4: The Village Clerk shall cause a notice of this election called for the purpose of presenting certain proposed Charter revisions to a vote of the electorate to be published in accordance with the provisions of Section 100.342, *Florida Statutes*, at least twice; once in the fifth week and once in the third week prior to the week in which the referendum is to be held; provided that the first publication shall take place at least thirty (30) days before the date fixed for the referendum and shall be published in a newspaper of general circulation within the Village.

Section 5: Each and every other Section and Subsection of Village Charter shall remain in full force and effect as previously enacted.

Section 6: All Ordinances or parts of Ordinances in conflict be and the same are hereby repealed.

Section 7: Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this Ordinance.

Section 8: Effective Date. This ordinance is effective immediately upon adoption on second reading. The amended Charter as set forth in Section 1 hereinabove shall become effective as of 12:01 a.m. on November 7, 2012, if the question to be voted upon provided hereinabove receives an affirmative vote of the majority of the votes cast at the election held on November 6, 2012.

Section 9: This Ordinance shall be forwarded to the Supervisor of Elections for Palm Beach County.

Section 10: This Ordinance is enacted pursuant to the provisions of the "Municipal Home Rule Powers Act" codified at Chapter 166, *Florida Statutes*, the Village Charter and the Village Ordinances.

FIRST READING this 28th day of March, 2012.


THE PALM BEACH POST
Published Daily and Sunday
West Palm Beach, Palm Beach County, Florida

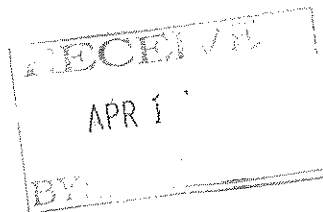
PROOF OF PUBLICATION

STATE OF FLORIDA
COUNTY OF PALM BEACH

Before the undersigned authority personally appeared **Ellen Sanita**, who on oath says that she is **Call Center Revenue Manager** of The Palm Beach Post, a daily and Sunday newspaper, published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising for a **Notice** in the matter **Ordinances 96, 97 & 98** was published in said newspaper in the issues of **April 7, 2012**. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/he has neither paid nor promised any person, firm or corporation any discount rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper. Also published in Martin and St. Lucie Counties.

Sworn to and subscribed before 9th day of April, A.D. 2012.
Who is personally known to me.

NOTARY PUBLIC-STATE OF FLORIDA
**Karen M. McLinton**
Commission #DD832672
Expires: NOV. 15, 2012
BONDED THRU ATLANTIC BONDING CO., INC.



NO. 6646304
LEGAL NOTICE NO.
ORDINANCE NOS. 96, 97 AND 98
The Village Council of the Village of Golf will hold a Public Hearing to consider the following proposed Ordinances on second and final reading Wednesday, April 18, 2012 at 9:00 a.m. or as soon thereafter as possible at the Village Council Chambers, 21 Country Road, Village of Golf, Florida.

ORDINANCE NO. 96: AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, ADOPTING AN ENTIRELY NEW ORDINANCE TO BE ENTITLED "LOCAL AMENDMENTS TO CHAPTER 1. ADMINISTRATION OF THE FLORIDA BUILDING CODE" IN ORDER TO ADOPT UPDATED LOCAL AMENDMENTS TO THE FLORIDA BUILDING CODE IN ACCORDANCE WITH THE MODEL AMENDMENTS PROMULGATED BY THE BUILDING OFFICIALS ASSOCIATION OF PALM BEACH COUNTY, FLORIDA; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

ORDINANCE NO. 97: AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE VILLAGE CERTAIN AMENDMENTS TO THE VILLAGE CHARTER TO PROVIDE FOR "AT LARGE" COUNCIL MEMBER SEATS AND FOR STAGGERED TERMS OF COUNCIL MEMBERS; PROVIDING FOR THE IMPLEMENTATION OF THIS NEW ELECTORAL SYSTEM BY AMENDING THE VILLAGE CHARTER AT ARTICLE III, LEGISLATIVE, AS FOLLOWS: BY REPEALING SECTION 5, AND SECTION 6, AND READOPTING SECTION 5 AND SECTION 6, ALONG WITH A NEW TITLE TO SECTION 6 TO BE ENTITLED "SELECTION; STAGGERED TERMS OF OFFICE" IN ORDER TO PROVIDE FOR THE "AT LARGE" ELECTIONS OF COUNCIL MEMBERS RATHER THAN BY GROUPS AND FOR STAGGERED, FOUR YEAR TERMS FOR COUNCIL MEMBERS; PROVIDING FOR SUBMISSION OF THESE PROPOSED CHARTER AMENDMENTS TO THE ELECTORS OF THE VILLAGE AT THE GENERAL ELECTION TO BE HELD ON NOVEMBER 6, 2012; PROVIDING AN EFFECTIVE DATE SHOULD THESE AMENDMENTS TO THE CHARTER BE APPROVED AT SUCH ELECTION; SETTING FORTH THE FORM OF THE QUESTION TO BE VOTED UPON AT SUCH ELECTION; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; AND FOR OTHER PURPOSES.

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All interested parties are invited to appear at the meeting as it may be continued from time to time, and be heard with respect to the proposed ordinances.

Copies of the proposed ordinances are on file at the Village Clerk's Office located at 21 Country Road, Village of Golf, Florida 33436, for inspection by the public from 8:00 a.m. - 4:00 p.m., Monday through Friday.

If a person decides to appeal any decision made by the Village Council with respect to any matters considered at subject meeting, he will need a record of the proceedings and for such purpose, he may need to ensure that a