

A RESOLUTION OF THE CHARTER REVIEW BOARD PROPOSING TO THE ELECTORATE OF HILLSBOROUGH COUNTY BY MEANS OF A REFERENDUM, THE QUESTION OF AMENDING THE HOME RULE CHARTER FOR THE GOVERNANCE OF HILLSBOROUGH COUNTY, FLORIDA BY: CREATING THE POSITION OF COUNTY CHAIR, DEFINING THE DUTIES OF THE COUNTY CHAIR; DELETING COUNTY COMMISSION DISTRICT 6 AND REPLACING IT WITH THE COUNTY CHAIR DISTRICT; RENUMBERING DISTRICT 7 AS DISTRICT 6; REDEFINING COUNTY COMMISSION DISTRICTS 5 & 6 TO ADD GEOGRAPHIC RESIDENCY REQUIREMENTS; REVISING THE REAPPORTIONMENT & TRANSITION SCHEDULE TO REFLECT THIS AMENDMENT; PROVIDING FOR AN EFFECTIVE DATE.

1. Section 4.03 shall be amended to read as follows:

Section 4.03. Districts. The territory of ~~three districts~~ 5 and 6 shall ~~embrace the entire territory of the county and be designated as districts 5, 6 and 7 respectively.~~ be established by dividing all of the county into two separate areas, designated as districts 5 and 6 respectively, as nearly equal in population as practicable. The county chair district shall embrace the entire territory of the county. The territory of four districts shall be established by dividing all of the county into four separate areas, designated as districts 1 through 4 respectively, as nearly equal in population as practicable.

2. Section 4.04 shall be amended to read as follows:

Section 4.04. County Chair. The county chair shall be elected countywide and shall serve a term of four years. The County Chair shall be the primary spokesperson for county government. The county chair shall determine which county commissioners will serve on various boards, councils and authorities, except the entire Board of County

Commissioners shall appoint the Chair and Vice-Chair of the Environmental Protection Commission. The county chair shall have an equal vote with other commissioners on all matters.

3. The Charter's original Section 4.04 shall be amended to read as follows:

Section 4.04. 4.05 Residency Requirement and Limit on Terms. Each candidate for a seat on the board of county commissioners shall be a citizen of the United States of America, a registered voter of the district for which the candidate qualifies, and a resident of Hillsborough County. No person who has, or but for resignation could have, served as a commission member from districts 1 through 4 for more than six years in two consecutive terms shall be elected as commission member from districts 1 through 4 for the next succeeding term, and no person who has, or but for resignation would have, served as a commission member from districts 5 ~~through 7~~, 6 and the county chair district for more than six years in two consecutive terms shall be elected as [a] commissioner member from districts 5 ~~through 7~~, 6 and the county chair district for the next succeeding term.

4. The Charter's original Section 4.05 shall be amended to read as follows:

Section 4.05. 4.06 Election and Term of Office. Except as provided herein, all elections for the board of county commissioners shall be as provided for county commissioners in non-charter counties. Each commissioner shall be elected by the electors residing in the district for which the commissioner qualifies. Each commissioner

shall be elected for a term of four years, except as provided for initial commissioners in the transition article and except that, in order to reflect population shifts between decennial censuses as quickly as possible, in 1990 and every ten years thereafter the commissioners to be elected from districts 1 and 3 shall be elected for terms of two years and in 1992 and every ten years thereafter the commissioners to be elected from districts 2 and 4 shall be elected for terms of two years. Terms of office shall commence on the second Tuesday following the general election at which the commissioner was elected.

5. The Charter's original Section 4.06 shall be amended to read as follows:

Section 4.06. 4.07 Reapportionment. Within 120 days after the certification of the federal decennial census, the board of county commissioners shall reapportion districts 1 through ~~4~~ **6**. Before doing so, the board of county commissioners shall cause an accurate description of the proposed new boundaries of such districts to be entered upon its minutes and a certified copy thereof to be published once each week for four consecutive weeks (four publications being sufficient) in a newspaper of general circulation published in the county. The notice shall include the date of the meeting at which the board shall consider such boundaries and take testimony from the public regarding boundary changes. Proof of such publication shall be entered on the minutes of the board. The publication of the notice shall be for information only and shall not be jurisdictional. Whenever the boundaries of the existing districts are changed, the board shall cause its clerk to furnish the Department of State with a certified copy of its minutes, reflecting the description of the boundaries of the district, as changed.

6. The Charter's original Section 4.07 shall be amended to read as follows:

Section 4.07. 4.08 Compensation. Salaries of all commission members shall be as provided by ordinance at 75% or higher of the salary which would have been provided by general law had this Charter not been adopted. Such salary shall constitute full compensation for all services and expenses, provided that commissioners may be reimbursed for mileage while traveling on commission business within Hillsborough County and for travel expenses when traveling outside of Hillsborough County on official business, in accordance with general law. The chairman shall receive additional remuneration in an amount of ten percent of the basic salary for the period of time such person serves as chairman of the commission.

7. The Charter's original Section 4.08 shall be amended to read as follows:

Section 4.08. 4.09 Enactment of Ordinances and Resolutions. The commission may take official action only by the adoption of ordinances, resolutions, or motions. Unless otherwise provided herein, all ordinances, rules and resolutions shall be adopted by at least 4 affirmative votes, and all motions shall be adopted by majority vote of the members present. A majority of the full commission shall constitute a quorum to conduct business.

8. The Charter's original Section 4.09 shall be amended to read as follows:

Section 4.09. 4.10 Conflict with Municipal Ordinances. In the event of a conflict between a county ordinance and a municipal ordinance, the municipal ordinance shall prevail within the municipality regardless of whether the municipal ordinance was adopted or enacted before or after the county ordinance.

9. The Charter's original Section 9.04 shall be amended to read as follows:

Section 9.04. Political Activities. Political activities of officers and employees of the county government shall be governed and controlled by general law except as provided herein and except that the county administrator's assistants and division and office heads, and the county attorney and his assistants, shall not hold any political office nor take part in any political activity relating to county chair and county commission elections, other than voting.

10. The Charter's original Section 9.06 shall be amended to read as follows:

Section 9.06. Vacancies. Vacancies in commission districts and in the office of county chair shall be deemed to exist and be filled in accordance with the Constitution and Laws of Florida.

11. The Charter's original Section 9.12 shall be amended to read as follows:

Section 9.12. Lowering of Salaries. The salaries of commissioners, the county chair, and the county administrator may be lowered to the extent allowed by general law.

12. The Charter's original Section 10.03 shall be amended to read as follows:

X. TRANSITION AND SCHEDULE

Section 10.03. Initial Commissioners. Charter Amendment of 2002. By November 15, 1983, the board of county commissioners shall establish the apportionment of districts 1 through 4 under procedures provided in section 4.06 and using the 1980 federal decennial census population figures. At the 1984 general elections commissioners from districts 1 through 4 and district 6 shall be elected, with the terms of the new commissioners from districts 1 and 3 to be for two years only and the terms of commissioners from districts 2, 4 and 6 to be for four years. The commissioners from districts 2 and 4 as drawn in 1981, who were elected by county wide vote in 1982, shall serve as the commissioners from districts 5 and 7 respectively until the second Tuesday following the 1986 general election, but if either is not in office at the beginning of qualification in 1984, then a commissioner for new district 5 or 7, as the case may be, shall be elected in the initial election for a term of 2 years. Beginning with the 2004 elections, District 6 shall become the county chair district, and District 7 shall become district 6. The Board of County Commissioners shall reapportion districts 5 and 6 by November 1, 2003 for purposes of the 2006 and subsequent general elections. Commissioners from district 5 and 6 in office at the time of the reapportionment required by November 1, 2003, shall be permitted to finish their terms in the same manner as if their district had not been reapportioned. The initial county chair shall be elected in 2004

13. (a) The proposed amendment to the Charter of Hillsborough County, Florida shall be presented to the Hillsborough County electorate by placing the question of whether to adopt the same on the ballot at the next scheduled general election.

(b) The question on the ballot shall be as follows:

AMENDMENT TO THE CHARTER OF HILLSBOROUGH COUNTY

Shall the Hillsborough County charter be amended to provide for a county chair elected countywide serving as chairman of the Board of County Commissioners, to designate district six as the county chair district, to rename district seven as district six, to define the duties of the elected chair, to redefine and redistrict at large districts five and six to add a residency requirement, to revise reapportionment, and to create a transition schedule.

____ Yes for Approval

____ No for Rejection

12. Effective Date:

(a) This Amendment to the Charter of Hillsborough County shall become effective when and only if approved by a "yes" vote by a majority of those voting on the question posed at the next general election. If a majority of those voting shall not vote "yes" to the question posed, the proposed amendment shall not be adopted.

(b) The initial County Chair shall be elected during the 2004 elections, and this Amendment to the Charter of Hillsborough County shall go into force and effect ~~on the second Tuesday following the general election at which the~~

~~County Chair is elected~~ upon approval and pursuant to amended Charter
Section 10.03.