

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 AND REAPPORTIONING DISTRICTS 1 THROUGH 6 TO BECOME ALL SINGLE MEMBER DISTRICTS; REVISING THE REAPPORTIONMENT; & TRANSITION SCHEDULE TO REFLECT THIS AMENDMENT, PROVIDING FOR AN EFFECTIVE DATE.

1. Section 4.02 shall be amended to read as follows:

Section 4.02. Board of County Commissioners. The board of county commissioners shall consist of seven commissioners, one of whom shall be the elected county chair, each of whom shall be elected from one of seven districts and each of whom shall be entitled to have other employment which does not prevent the member from having the time to discharge the duties of a commissioner. Prior to voting on any matter of county business, any commissioner having a conflict of interest shall declare that conflict to the board.

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

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

3. 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~~ 7 for more than six years in two consecutive terms shall be elected as commission member from districts 1 through 7 ~~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 for more than six years in two consecutive terms shall be elected as [a] commissioner member from districts 5 through 7 for the next succeeding term.~~

4. A replacement Section 4.04 shall be created 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 that the entire board of county commissioners shall appoint the chair of the Environmental Protection Commission. The county chair shall have an equal vote with other commissioners on all matters.

5. 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~~ 2010 and every ten years thereafter the commissioners to be elected from districts 1, 3, and 5 shall be elected for terms of two years and in ~~1992~~ 2012 and every ten years thereafter the commissioners to be elected from districts 2, 4, and 6 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.

6. 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.

7. 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.

8. 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.

9. 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.

10. Section 10.03 shall be amended to read as follows:

Section 10.03. Initial Commissioners. Beginning with the 2004 elections, District 6 shall become the county chair district, and District 7 shall be renamed district 6. By November 15, ~~1983~~ 2003, the board of county commissioners shall establish the apportionment of districts 1 through ~~4~~ 6 under procedures provided in section 4.06 and using the ~~1980~~ 2000 federal decennial census population figures. At the ~~1984~~ 2004 general elections commissioners from districts 1 through ~~4~~ 6 ~~and district 6~~ shall be elected, with the terms of the new commissioners from districts ~~1 and 3~~ 1, 3, and 5, 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.~~

11. (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, designate

district six as the county chair district, to rename district seven as district six, define the duties of the elected chair, redefine and redistrict districts one through six to become all single member districts, to revise reapportionment of the six single member districts, 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 the amended Charter Section 10.03