

Resolution R 2010-

**A RESOLUTION OF THE CHARTER REVIEW BOARD OF
HILLSBOROUGH COUNTY, FLORIDA, ELIMINATING THE
THE VETO POWERS PROVISION, AS SET FORTH IN
HILLSBOROUGH COUNTY CHARTER, SECTION 5.04,
PARAGRAPH (9); PROVIDING FOR AN EFFECTIVE DATE.**

Upon motion by Charter Review Board member _____, seconded by
Charter Review Board member _____, the following Resolution was adopted
by _____ to _____ vote with member(s) _____
voting "No." Charter Review Board member(s) _____
being absent.

WHEREAS, the Charter Review Board of Hillsborough County has conducted a
thorough study of the Charter of Hillsborough County; and

WHEREAS, during this study, the veto powers of an Elected County Mayor was
discussed and debated; and

WHEREAS, the veto powers provision was a charter amendment, approved by a
majority of the voters in 2008; and

WHEREAS, the veto powers provision is inconsistent with Florida law and violates
Article VIII, Section 1 (g) of the Florida Constitution because only the County Commission can
adopt budgets and set property millage rates; and

WHEREAS, the Charter Review Board believes voters of Hillsborough County should
be given the opportunity to decide whether they want to repeal the veto powers provision from
the Charter of Hillsborough County.

**NOW, THEREFORE, BE IT RESOLVED BY THE CHARTER REVIEW
BOARD OF HILLSBOROUGH COUNTY, FLORIDA THAT:**

1. Article V of the Charter of Hillsborough County shall be amended to eliminate the
following:

**Amendment to
The Charter of Hillsborough County
Article V, Section 5.04 (paragraph 9)**

Deleted: [Article] V. Section 5.04

Deleted: (9) . The Mayor shall within ten days of final adoption by the Board, have veto authority over any ordinance but not to include any zoning, master plan or land use plan enacted by the Board. Such veto power shall include the budget or any particular component contained therein which was approved by the board; provided; however, that (1) if any revenue item is vetoed, an expenditure item in the same or greater dollar amount must also be vetoed and (2) the Mayor cannot veto the selection of the chairperson or vice-chairperson of the Board, the enactment of board committee rules, the formation of board committees, or the appointment of members to such boards. The Board may at its next regularly scheduled meeting after the veto occurs, override a veto by a two-thirds vote of the Commissioners.

2. **AND BE IT FURTHER RESOLVED** that the Supervisor of Elections is requested to place the following heading and question upon the ballot at the next general election in Hillsborough County in accordance with Chapter 101, Florida Statutes and other relevant laws.

Ballot Title

Amends Charter Article V Section 5.04 (9) to eliminate the veto powers provision of an Elected County Mayor

Ballot Question

Should the provision setting forth veto powers of an Elected County Mayor be eliminated from the Charter of Hillsborough County?

_____ Yes
_____ No

- 3. This Resolution shall become effective upon adoption.
- 4. The Amendment to the Charter shall be effective, if and only if, approved by the majority of the electors at the next general election in Hillsborough County.

DONE AND RESOLVED this _____ day of _____ 2010.

**CHARTER REVIEW BOARD
HILLSBOROUGH COUNTY, FLORIDA
STATE OF FLORIDA
COUNTY OF HILLSBOROUGH**

I, Pat Frank, Clerk of the Circuit Court and Ex Officio Clerk of the Board of County Commissioners of Hillsborough County, Florida, do hereby certify that the above and foregoing is a true and correct copy of a Resolution adopted by the Board at its _____ meeting of _____, 2010, as the same appears of record in Minute Book _____ of the Public Records of Hillsborough County, Florida.

WITNESS my hand and official seal this __ day of _____, 2010.

ATTEST:
PAT FRANK,

CLERK OF CIRCUIT COURT

By: _____
Deputy Clerk

Approved as to form
and legal sufficiency:

By: _____
Assistant County Attorney