

DRAFT

03-19-09

ORDINANCE NO. _____
0-09-14

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4 **An Ordinance of the City of Gainesville, Florida**
5 **amending Section 2-164 by changing the custodial**
6 **responsibilities of the clerk of the commission and the**
7 **fee charged for copying public records; providing a**
8 **severability clause; providing a repealing clause; and**
9 **providing an immediate effective date.**

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11 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE
12 CITY OF GAINESVILLE, FLORIDA:

13 **Section 1.** Section 2-164 of the Code of Ordinances of the city of Gainesville is
14 amended to read:

15 Sec. 2-164. Custodian of city seal and certain city records; duty to give copies of records;
16 fee.

17 The clerk of the commission is hereby made the custodian of the city seal; ~~and of records~~
18 ~~all books, papers and records belonging to or appertaining to the city government.~~ of the city
19 commission, including but not limited to resolutions, ordinances, proclamations, minutes,
20 agendas, meeting notices, digital/audio recordings of city commission meetings, and
21 correspondence; lobbyist registration records; domestic partnership registration records; the
22 records of any board or committee for which the clerk is appointed secretary; and any other
23 records designated by the city commission. The clerk of the commission shall at any time give
24 certified copies of any of the records to any persons desiring the same, for which there shall be
25 charged the same fees as are allowed the clerk of the circuit court under the then current Florida
26 Statutes. The clerk of the commission upon request shall also make and furnish uncertified
27 copies or duplicates of any public records in the clerk's office without charge; provided however,

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

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1 no one person is entitled to receive more than ten copies per week without charge; and provided
2 further, that all further copies shall be at the rates allowable by Florida law. ~~of \$.05 per page~~

3 **Section 2.** If any section, sentence, clause or phrase of this ordinance is held to be
4 invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no
5 way affect the validity of the remaining portions of this ordinance.

6 **Section 3.** All ordinances, or parts of ordinances, in conflict herewith are to the
7 extent of such conflict hereby repealed.

8 **Section 4.** This ordinance shall become effective immediately upon final adoption.

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10 **PASSED AND ADOPTED** this _____ day of _____, 2009.

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PEGEEN HANRAHAN
MAYOR

ATTEST

APPROVED AS TO FORM AND LEGALITY

KURT M. LANNON
CLERK OF THE COMMISSION

MARION J. RADSON
CITY ATTORNEY

This Ordinance passed on first reading this ____ day of _____, 2009.

This Ordinance passed on second reading this ____ day of _____, 2009.