

LEGISTAR NO.

130171

D R A F T

ORDINANCE NO. 130171

An ordinance of the City of Gainesville, Florida, amending Chapter 9 of the Code of Ordinances relating to elections; amending Section 9-11 as it relates to campaign contribution limitations and campaign finance reports; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

WHEREAS, in this past session, the Florida Legislature changed the dates and frequency for filing campaign finance reports which applies to municipal elections to the extent that the timing of the municipal election permits compliance with the timelines in the statute; and

WHEREAS, the City Commission at its meeting of August 15, 2013, authorized the City Attorney to draft an ordinance changing sections of the City's Election Code relating to campaign finance reports; and

WHEREAS, at least 10 days notice has been given once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of a Public Hearing in the Auditorium of City Hall in the City of Gainesville; and

WHEREAS, a Public Hearing was held pursuant to the published notice described at which hearing the parties in interest and all others had an opportunity to be and were, in fact, heard;

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

Section 1. Chapter 9 of the Code of Ordinances of the City of Gainesville is

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Words ~~double-stricken~~ are deletions; words double underlined are additions made after first reading on October 17, 2013.

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1 amended to read as follows:

2 **Sec.9-11. Campaign contribution limitations; campaign finance reports.**

3 (a) Candidates shall not accept campaign contributions made by persons or
4 political committees as defined in F.S. § 106.011, ~~political committees,~~
5 ~~and committees of continuous existence~~ in an amount exceeding \$250.00
6 per election per person or political committee. For purposes of this
7 section, a runoff election is considered a separate election. This limitation
8 does not apply to contributions from political parties.

9 (b) Reports of all contributions received, and all expenditures made by
10 ~~(1) A~~ a candidate, or ~~(2) A~~ a political committee, as that term is defined in
11 F.S. ch. 106, that has made contributions or expenditures to influence the
12 results of a city election, shall be filed monthly once a campaign treasurer
13 is appointed and on the ~~32nd~~ 25th, ~~18th~~ 11th and fourth days immediately
14 preceding the regular or special election, and, if a run-off is required, on
15 the ~~25th~~ 11th and fourth days immediately preceding the run-off election.

16 **Section 2.** It is the intention that Section 1 of this ordinance shall become and be
17 made a part of the Code of Ordinances, of the City of Gainesville, Florida, and that the
18 Sections and Paragraphs of this ordinance may be renumbered or relettered in order to
19 accomplish such intentions.

20 **Section 3.** If any word, phrase, clause, paragraph, section or provision of this
21 ordinance or the application hereof to any person or circumstance is held invalid or
22 unconstitutional, such finding shall not affect the other provisions or applications of the

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1 ordinance which can be given effect without the invalid or unconstitutional provisions or
2 application, and to this end the provisions of this ordinance are declared severable.

3 **Section 4.** All ordinances, or parts of ordinances, in conflict herewith are to the
4 extent of such conflict hereby repealed.

5 **Section 5.** This ordinance shall become effective immediately upon final
6 adoption.

7 **PASSED AND ADOPTED** this ____ day of November, 2013.

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EDWARD B. BRADDY
MAYOR

ATTEST:

Approved as to form and legality

KURT M. LANNON
CLERK OF THE COMMISSION

NICOLLE M. SHALLEY
CITY ATTORNEY

This Ordinance passed on first reading this ____ day of October, 2013.

This Ordinance passed on second reading this ____ day of November, 2013.

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