

**ORDINANCE NO. 120311**

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2       **An ordinance of the City of Gainesville, Florida, amending Section 9-1.1**  
3       ***Election districts* of the Code of Ordinances by redistricting the City of**  
4       **Gainesville into four ratably or equally proportioned election districts as**  
5       **required by law; making findings; providing a severability clause; providing**  
6       **a repealing clause; and providing an immediate effective date.**  
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9       **WHEREAS**, Section 2.02 of the Charter of the City of Gainesville provides that the City  
10 Commission shall, by ordinance, adjust the boundary lines of the election districts by ordinance  
11 whenever, in its judgment, the districts are not ratably or equally proportioned in accordance  
12 with federal and state law, but not less frequently than within the second year following each  
13 decennial census; and

14       **WHEREAS**, the City Commission in 2002 apportioned the City into four consecutively  
15 numbered election districts using the 2000 census data and other relevant information; and

16       **WHEREAS**, the City Commission in March 2012 appointed the Citizen Election District  
17 Review Committee consisting of residents of the City of Gainesville to recommend a plan to  
18 apportion the City into four consecutively numbered election districts using the 2010 census data  
19 and other relevant information; and

20       **WHEREAS**, the City retained the services of an expert consultant to advise the Citizen  
21 Election District Review Committee and the City Commission in reviewing the census data and  
22 other relevant information and to make recommendations based upon that data and other relevant  
23 information; and

24       **WHEREAS**, the Citizen Election District Review Committee held five (5) public  
25 meetings (advertised on the City's official notice of meetings and website) and one (1) public  
26 hearing (advertised with at least ten (10) days notice in the Gainesville Sun, the Alligator,

1 Community 12TV, and the City's website) to review information and receive public comment;  
2 and

3 **WHEREAS**, the professional consultant and the Citizen Election District Review  
4 Committee recommend the apportionment of the City into four election districts as set forth  
5 herein; and

6 **WHEREAS**, the City Commission held a public hearing on October 18, 2012 to review  
7 the recommendations of the expert consultant and the Citizen Election District Review  
8 Committee and receive comment from the public; and

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

12 **WHEREAS**, the public hearings were held pursuant to the published notice described at  
13 which hearings the parties in interest and all others had an opportunity to be and were, in fact,  
14 heard;

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

17 **Section 1.** Section 9-1.1 of the Code of Ordinances of the City of Gainesville is amended  
18 to read as follows:

19 **Sec. 9-1.1. Election districts.**

20 (a) In accordance with section 2.02 of the Charter of the city, the following election districts  
21 are hereby established for the purpose of representation upon and election of four  
22 members to the city commission:

23 District No. 1

1 District No. 1 shall be comprised of the following precincts: Precinct Nos. ~~13, 16, 19, 25, 28, 29,~~  
2 ~~33 and 55~~ 13, 19, 25, 28, 30, 33, 34, 55, and 59.

3 District No. 2

4 District No. 2 shall be comprised of the following precincts: Precinct Nos. ~~12, 17, 21, 37, 38, 45,~~  
5 ~~57, 58, 61 and 64~~ 12, 17, 21, 22, 37, 38, 45, 50, and 57.

6 District No. 3

7 District No. 3 shall be comprised of the following precincts: Precinct Nos. ~~4, 24, 26, 32, 36, 40,~~  
8 ~~44, 48 and 54~~ 24, 26, 32, 36, 39, 40, 43, 48, 52, 54, and 61.

9 District No. 4

10 District No. 4 shall be comprised of the following precincts: Precinct Nos. ~~5, 7, 23, 27, 31 and 59~~  
11 5, 7, 23, 27, 31, and 44.

12 A map identifying the election districts is attached to the ordinance from which this section  
13 derives as Exhibit A for illustrative purposes only and is on file in the office of the clerk of the  
14 commission.

15 (b) As used in this section, the term "precincts" means the county election precincts of  
16 Alachua County, Florida, as established by the board of county commissioners and  
17 approved by the supervisor of elections. The boundaries of said precincts are the  
18 boundaries as they exist on the effective date of the ordinance from which this section  
19 derives or any amendatory ordinance, but only to the extent that they are located within  
20 the corporate limits of the city.

21 **Section 2.** The City Commission hereby finds and determines that the four election  
22 districts established herein are ratably or equally proportioned in accordance with the  
23 Constitutions of the United States and of the State of Florida.

1           **Section 3.** It is the intention of the City Commission that the provisions of Section 1 of  
2 this ordinance shall become and be made a part of the Code of Ordinances of the City of  
3 Gainesville, Florida, and that the sections and paragraphs of this ordinance may be renumbered  
4 or relettered in order to accomplish such intentions.

5           **Section 4.** If any word, phrase, clause, paragraph, section, or provision of this ordinance  
6 or the application hereof to any person or circumstance is held invalid or unconstitutional, such  
7 findings shall not affect the other provisions or applications of this ordinance that can be given  
8 effect without the invalid or unconstitutional provision or application, and to this end the  
9 provisions of this ordinance are declared severable.

10           **Section 5.** All ordinances or parts of ordinances in conflict herewith are to the extent of  
11 such conflict hereby repealed.

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


13           **PASSED AND ADOPTED** this 20th day of December, 2012.


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\_\_\_\_\_  
CRAIG LOWE  
MAYOR

ATTEST:

Approved as to form and legality:

  
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KURT M. LANNON  
CLERK OF THE COMMISSION

  
\_\_\_\_\_  
NICOLLE M. SHALLEY  
CITY ATTORNEY

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This ordinance passed on first reading this 6th day of December, 2012.  
This ordinance passed on second reading this 20th day of December, 2012.

