



1 amended to read as follows:

2 **Sec. 9-2. Date of regular elections for city commissioners and mayor.**

3 (a) Regular elections shall be held in March or April of each year, on a date set by  
4 the city commission by ordinance, for the election of city commissioners,  
5 including the mayor, whose terms of office expire or to fill vacancies that may  
6 occur. In the event no candidate receives a majority of the votes cast in an  
7 election to fill a district, mayoral or at large vacancy, a runoff election shall be  
8 held on the ~~fourth~~ sixth Tuesday following the first election between the two  
9 candidates for such district(s), mayoral or at large seat receiving the highest  
10 number of votes cast.

11 (b) The clerk of the commission shall recommend a date for the next regular election  
12 to the commission at or before the first regular city commission meeting in May  
13 of each year. The city commission shall determine the date and direct an  
14 ordinance be drafted and advertised setting the election date ~~of the next regular~~  
15 ~~election~~ and early voting dates for the general election and runoff election if  
16 necessary. This ordinance shall be adopted no later than July 1 of each year.

17 (c) If for any reason the city commission does not adopt an ordinance setting the date  
18 of the next regular election by July 1 of any year, the next regular election shall  
19 be held on the third Tuesday in March of the following year and the early voting  
20 dates shall be as provided for in state law.

21 (d) When considering the date of the next election, the city commission may

1 consider factors including, but not limited to:

2 (1) The schedules for Spring Break of the Alachua County School Board, Santa  
3 Fe Community College and the University of Florida;

4 (2) The transition time between the election and the start of the terms of office of  
5 the new commissioners; and

6 (3) The dates of county-wide or state-wide elections occurring at about the same  
7 time.

8 **Section 2.** Section 9-6.5 of the Code of Ordinances of the City of Gainesville is  
9 amended to read as follows:

10 **Sec. 9-6.5. Early voting.**

11 (a) As a convenience to the voter, early voting shall be allowed in municipal general  
12 elections that are not held in conjunction with county or state elections. The  
13 provisions of this section shall apply only to municipal general elections that are  
14 not held in conjunction with county or state elections. Early voting in municipal  
15 elections that are held in conjunction with county or state elections shall be  
16 governed as provided by state law.

17 (b) This section shall not apply to municipal special elections that are not held in  
18 conjunction with county or state elections.

19 (c) Early voting pursuant to this section shall be at such sites as are allowed by state  
20 law and designated as early voting sites by the city commission.

21 (d) Early voting for municipal general elections and runoff general elections

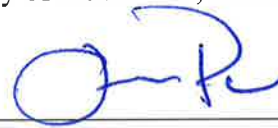
1           pursuant to this section shall ~~be~~ begin on the eighth day before the general  
2           election and end on the second day before the general election. If a runoff  
3           general election is necessary, early voting pursuant to this section shall begin on  
4           the eighth day before the runoff general election and end on the second day  
5           before the runoff general election. Early voting pursuant to this section shall be  
6           provided for eight hours per weekday and eight hours in the aggregate each  
7           weekend during the applicable period. The early voting site shall open no sooner  
8           than 7:00 a.m. and close no later than 7:00 p.m. on each applicable day  
9           conducted at dates and times set forth in the election ordinance adopted annually  
10          by the City Commission, provided that such dates and times are not inconsistent  
11          with state law.

12           **Section 3.** If any word, phrase, clause, paragraph, section or provision of this  
13          ordinance or the application hereof to any person or circumstance is held invalid or  
14          unconstitutional, such finding shall not affect the other provisions or applications of the  
15          ordinance which can be given effect without the invalid or unconstitutional provisions or  
16          application, and to this end the provisions of this ordinance are declared severable.

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

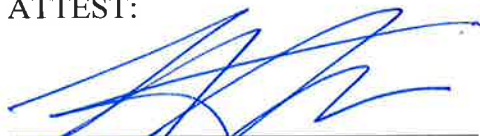
3           **Section 5.** This ordinance shall become effective immediately upon final adoption;  
4 however, it shall apply only to City elections conducted after January 1, 2018.

5           **PASSED AND ADOPTED** this 17th day of November, 2016.



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10           LAUREN POE  
11           MAYOR

12  
13           ATTEST:



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16  
17           KURT M. LANNON  
18           CLERK OF THE COMMISSION

19  
20           Approved as to form and legality



21  
22           NICOLLE M. SHALLEY  
23           CITY ATTORNEY

24           This Ordinance passed on first reading on November 3, 2016.

25           This Ordinance passed on second reading on November 17, 2016.