

**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 amended to read as follows:

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

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

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

8 (b) Reports of all contributions received, and all expenditures made by:

9 (1) A candidate; or

10 (2) A political committee, as that term is defined in F.S. ch. 106, that has

11 made contributions or expenditures to influence the results of a city

12 election, shall be filed monthly once a campaign treasurer is appointed

13 and on the 32<sup>nd</sup> 25<sup>th</sup>, 18<sup>th</sup> 11<sup>th</sup> and fourth days immediately preceding

14 the regular or special election, and, if a run-off is required, on the 25<sup>th</sup>,

15 11<sup>th</sup> 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  
23 ordinance which can be given effect without the invalid or unconstitutional provisions or

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1 application, and to this end the provisions of this ordinance are declared severable.

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3 extent of such conflict hereby repealed.

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

6 **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.