

Sec. 9-1. Applicability of general laws of state to city elections.

The general law of the state on the subject of elections shall apply to and govern all city elections insofar as there is no conflict with the provisions of this chapter or the provisions of the Charter of the city.
(Code 1960, § 11-17)

Sec. 9-1.1. Election districts.

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

District No. 1

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

District No. 2

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

District No. 3

District No. 3 shall be comprised of the following precincts: Precinct Nos. 4, 24, 26, 32, 40, 44 and 54.

District No. 4

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

A map identifying the election districts is attached to the ordinance as Exhibit A for illustrative purposes only and is on file in the office of the clerk of the commission.

(b) As used in this section, the term "precincts" means the county election precincts of Alachua County, Florida, as established by the board of county commissioners and approved by the supervisor of elections. The boundaries of said precincts are the boundaries as they exist on the effective date of the ordinance from which this section

derives or any amendatory ordinance, but only to the extent that they are located within the corporate limits of the city.

(Ord. No. 3346, § 1, 7-13-87; Ord. No. 3588, § 1, 1-8-90; Ord. No. 3637, § 1, 7-16-90; Ord. No. 3708, § 1, 4-1-91; Ord. No. 3801, § 1, 12-7-92; Ord. No. 3921, § 1, 12-20-93; Ord. No. 4041, § 1, 11-14-94; Ord. No. 950799, § 1, 10-23-95; Ord. No. 960216, § 1, 10-14-96; Ord. No. 960718, § 1, 2-10-97; Ord. No. 980736, § 1, 1-11-99; Ord. No. 001723, § 1, 9-24-01; Ord. No. 020353, § 1, 9-23-02; Ord. No. 020628, § 1, 12-9-02)

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

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

(b) The clerk of the commission shall recommend a date for the next regular election to the commission at or before the first regular city commission meeting in May of each year. The city commission shall determine the date and direct an ordinance be drafted and advertised setting the election date of the next regular election. This ordinance shall be adopted no later than July 1 of each year.

(c) If for any reason the city commission does not adopt an ordinance setting the date of the next regular election by July 1 of any year, the next regular election shall be held on the third Tuesday in March of the following year.

(d) When considering the date of the next election, the city commission may consider factors including, but not limited to:

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

- (2) The transition time between the election and the start of the terms of office of the new commissioners; and
- (3) The dates of county-wide or state-wide elections occurring at about the same time. (Code 1960, § 11-1; Ord. No. 3310, § 2, 12-15-86; Ord. No. 3349, § 1, 8-10-87; Ord. No. 3893, § 1, 7-26-93; Ord. No. 951175, § 1, 3-25-96; Ord. No. 980068, § 1, 6-22-98; Ord. No. 980736, § 1, 1-11-99; Ord. No. 020091, § 1, 8-26-02)

Sec. 9-3. Designation, elections, runoff elections.

Candidates for the commission shall, at the time of qualifying, designate the district seat or at large seat for which they intend to run. The district candidate receiving a majority of the votes cast in a particular district shall be elected. The at large or mayoral candidate receiving a majority of the votes cast within the city at large shall be elected. In the event no candidate receives a majority of the votes cast in a district or the city at large, as applicable, a runoff election shall be held between the two candidates in such district(s) or at large, as applicable, receiving the highest number of votes cast. The candidate receiving the highest number of votes cast in such runoff election shall be elected. In the case of a tie the candidates shall be selected for the runoff election in the same manner as provided by Florida Statutes.

(Ord. No. 3349, § 5, 8-10-87; Ord. No. 980736, § 1, 1-11-99)

Editor's note—Ord. No. 3349, § 5, adopted Aug. 10, 1987, repealed and reenacted § 11-15 of the 1960 Code, codified as § 9-3 hereof, to read as herein set out. The former provisions concerned grouping of candidates and runoff election.

Sec. 9-4. Special elections required; proclamation.

(a) Special elections shall be held in the following cases:

- (1) When there has been no choice of any city commissioner or the mayor who should have been elected at a regular or special election;
- (2) When a vacancy exists in any office due to resignation, death or otherwise. If any

vacancy shall occur less than three months before a regular election, it shall be within the discretion of the city commission to call a special election.

- (3) When the city commission determines in its sole discretion to submit any question affecting the interest of the city to a vote of the qualified electors of the city.

(b) The special election shall be ordered by the city commission by resolution instructing the mayor to issue a proclamation calling the election in the same manner and form as provided for in the case of regular elections.

(Code 1960, § 11-2; Ord. No. 980736, § 1, 1-11-99)

Sec. 9-5. Mayor to issue proclamation; contents; publication.

Thirty days prior to any and all elections for mayor or commissioners the mayor shall issue a proclamation calling the election. The proclamation shall specify what officers are to be elected, the length of time the officers are to serve and the time and date of holding the election. Such proclamation shall be published once in a newspaper of general circulation published in the city.

(Code 1960, § 11-3; Ord. No. 3301, § 1, 11-17-86; Ord. No. 980128, § 7, 7-27-98; Ord. No. 980736, § 1, 1-11-99; Ord. No. 020091, § 2, 8-26-02)

Sec. 9-6. Registration and qualifying officer designated; registration books to be kept; contents.

The supervisor of elections of Alachua County, Florida, hereinafter referred to as "supervisor," is hereby designated as the registration and qualifying officer for the city. The supervisor shall maintain the registration records of city electors as provided in the general law of the state. The supervisor is also designated as the official in charge of all administrative duties pertaining to city elections. The city shall reimburse the supervisor, in accordance with the agreement between