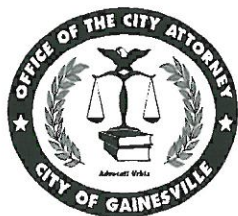


**LEGISTAR NO.**

**110898**

Legistar No. 110898



## MEMORANDUM

Office of the City Attorney

Phone: 334-5011/Fax 334-2229  
Box 46

**TO:** Mayor and City Commission

**DATE:** May 17, 2012

**FROM:** Marion J. Radson, City Attorney

**FIRST READING**

**SUBJECT:** Ordinance No. 110898

An ordinance of the City of Gainesville, Florida, setting March 19, 2013 as the date for the 2013 regular city election and April 16, 2013 as the date for the 2013 run-off election, if necessary; setting the dates for qualifying for the 2013 regular election; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

---

Recommendation: The City Commission adopt the proposed ordinance.

The City Commission, at its meeting of April 19, 2012, authorized the City Attorney's Office to draft an ordinance setting the 2013 regular city election and run-off election dates.

Prepared by:

Elizabeth A. Waratuke  
Litigation Attorney

Submitted by:

Marion J. Radson  
City Attorney

EAW/cgow



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

3           **Section 1.** The 2013 regular election for the City of Gainesville shall be held on  
4 Tuesday, March 19, 2013; and, pursuant to Section 9-2(a) of the Code of Ordinances, the  
5 date of the run-off election, if necessary, shall be Tuesday, April 16, 2013.

6           **Section 2.** The dates for any person who meets the eligibility requirements described  
7 in Article II of the City Charter and Section 9-10 of the Code of Ordinances to become a  
8 candidate in 2013 for a seat on the City Commission by filing the necessary qualifying  
9 papers with the supervisor of elections shall run from noon of the 50th day prior to the day  
10 of the election to noon of the 46th day prior to the day of the election. Specifically, the  
11 qualifying dates shall be from noon on Monday, January 28, 2013 to noon on Friday,  
12 February 1, 2013. To the extent that the qualifying dates for the 2013 general election set  
13 forth herein conflict with the requirements of Section 9-10 of the Code of Ordinances, the  
14 qualifying dates set forth herein shall govern and control for the 2013 general election.

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

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

22

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22

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

**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2012.

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

ATTEST: Approved as to form and legality

\_\_\_\_\_  
KURT M. LANNON  
CLERK OF THE COMMISSION

\_\_\_\_\_  
MARION J. RADSON  
CITY ATTORNEY

This Ordinance passed on first reading on May 17, 2012.  
This Ordinance passed on second reading June 7, 2012.