Legislative # 191052

1	ORDINANCE NO.
2	
3	An ordinance of the City of Gainesville, Florida; proposing an amendment to
4	3.05 titled "City internal auditor" of the Charter Laws of the City of Gainesville,
5	to state that the City Commission shall appoint a city internal auditor; providing
6 7	for submission of the charter amendment to the voters for approval or disapproval at the November 3, 2020 election; approving the question to be
8	placed on the ballot; providing that this charter amendment shall become
9	effective if approved by the voters; providing directions to the codifier;
10	providing directions to the clerk of the commission; providing a severability
11	clause; providing a repealing clause; and providing an immediate effective date.
12	
13	WHEREAS, pursuant to 5.01(2) of the City Charter, the City Charter Review Commission
14	can deliver proposed charter amendments to the City Commission; and
15	WHEREAS, the City Charter Review Commission held at least 3 public hearings, each at
16	least 7 calendar days apart, on this amendment, and after which a majority of the full City Charter
17	Review Commission voted favorably on the proposed amendment; and
18	WHEREAS, the City Commission duly considered the charter amendment, had the
19	opportunity to veto the proposed amendment by a two-thirds vote of the City Commission, and
20	having not vetoed the proposed amendment, by passage of this ordinance, requests the Supervisor
21	of Elections place the proposed amendment on the next November election ballot, subject to
22	approval of the electorate at a municipal election; and
23	WHEREAS, at least 10 days' notice has been given by publication in a newspaper of
24	general circulation notifying the public of this proposed ordinance and of public hearings in the
25	Auditorium of City Hall in the City of Gainesville; and
2,6	WHEREAS, the public hearings before the City Commission were held pursuant to the
27	published notice described at which hearings the parties in interest and all others had an

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opportunity to be and were, in fact, heard;

28

1	NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY
2	OF GAINESVILLE, FLORIDA:
3	The following proposed amendment to Chapter 90-394, Laws of Florida, 1990, as
4	amended, otherwise known as the Charter Laws of the City of Gainesville, Florida, is approved for
5	submission to the electors of the City of Gainesville, Florida, for approval or disapproval at the
6	election set for Tuesday, November 3, 2020:
7	PROPOSED AMENDMENT
8	Section 1. 3.05 titled "City internal auditor" of Article III of the Charter of the City of
9	Gainesville is amended to read as set forth below.
LO	3.05 – City internal auditor.
11	(1) The commission may shall appoint a city internal auditor who shall serve at the will of the
12	commission. The city internal auditor:
13	(a) Shall perform financial and compliance audits.
14	(b) Shall assist the commission in all its accountability functions.
15	(c) Shall perform compliance audits on the implementation of the city's human relations
16	and equal opportunity ordinances, policies, and programs pertaining to the activities
17	of the city within all departments of the city in accordance with schedules prescribed
18	by the commission.
19	(d) Shall perform all other duties assigned by the commission.
20	(2) All financial and compliance audits and other reports of the city internal auditor shall be
21	filed in the office of the clerk of the commission.

1	Section 2. The following ballot little and question is approved for submission to the
2	electors of the City of Gainesville, Florida, for approval or rejection at the election set for Tuesday
3	November 3, 2020:
4	CITY OF GAINESVILLE CHARTER AMENDMENT
5	REQUIRING A CHARTER OFFICER CITY INTERNAL AUDITOR
6	"SHALL THE CITY CHARTER BE AMENDED TO STATE THAT THE CITY
7	COMMISSION "SHALL", RATHER THAN "MAY", APPOINT A CHARTER
8	OFFICER CITY INTERNAL AUDITOR, AS PROPOSED BY ORDINANCE
9	NO?"
10	Section 3. The Supervisor of Elections is requested to place this ballot title and question
11	on the November 3, 2020 general election ballot.
12	Section 4. In the event that the charter amendment proposed by Section 1 of this
13	Ordinance is approved by affirmative vote of a majority of votes cast by the electors of the City of
14	Gainesville, Florida at the November 3, 2020 election, then: 1) the codifier is directed to
15	incorporate the amendments stated in Section 1 of this Ordinance in the Charter Laws of the City
16	of Gainesville; and 2) the Clerk of the Commission is directed to file a true copy of this ordinance
17	with the Florida Department of State.
18	Section 5. If any section, sentence, clause or phrase of this ordinance is held to be invalid
19	or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect
20	the validity of the remaining portions of this ordinance.
21	Section 6. All ordinances or parts of ordinances in conflict herewith are to the extent of
22	such conflict hereby repealed.

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PASSED AND ADOPTED this	day of	4 2020 .
ASSED AND ADOLLED this	uay oi	, 2020.
	LAUREN POE	
	MAYOR	
ATTEST:	Approved as to form and legality	
OMICHELE D. GAINEY	NICOLLE M. SHALLEY	
CLERK OF COMMISSION	CITY ATTORNEY	
This ordinance passed on first reading this	day of	. 2020.
This ordinance passed on second reading th		. 2020.