

AMENDMENTS TO THE CHARTER OF THE TOWN OF HORSESHOE BEACH, FLORIDA, AFTER THE TOWN HEARING PURSUANT TO CHAPTER 166.031 FLORIDA STATUTES HAVING PASSED BY ORDINANCE THE PLACING OF THE AMENDMENTS ON THE BALLOT AND SAID ELECTION HAVING BEEN HAD AND THE ELECTORS HAVING APPROVED THE FOLLOWING AMENDMENTS TO THE TOWN'S CHARTER DATED NOVEMBER 5, 1963.

THEREFORE, the Charter of the Town of Horseshoe Beach, Florida is amended as follows:

Section 4. The Council members shall be referred to as Council persons throughout the Charter.

Section 4. The office of the Judge of the municipal Court is deleted as municipal Courts in Florida have been abolished for many years.

Section 4. The Mayor shall be referred to as Mayor.

Section 4. The Mayor and the Council persons shall be paid a salary for their services by a majority vote of the Council.

Section 4. Section 4 of the Charter is amended to delete that portion of Section 4 of the Charter which provided that if the Mayor or Council member failed to attend any regular meeting then that Council member shall receive no salary for the month that the council member did not attend.

Section 7. Mayor. The duties of the Mayor shall be to see that all ordinances of the Town are faithfully executed. He or she shall be the Chairperson of the Town Council and shall preside at all meetings of the council and act as the Town Manager for the Town's daily business operations. The Mayor shall have the right to vote on issues only in the event of a tie vote on the council. The Mayor shall not make any decisions or authorize any action, on any issue on behalf of the Town that requires Council approval except in an emergency. The Mayor shall have general supervision over all Town officers, except the Town Council, and the Mayor may examine the condition of the Town's books and records, and the manner of the conducting of official business of the Town. The Mayor shall report to the Town Council all violations or neglect of duty, or any misfeasance, malfeasance or non-feasance in office, or any other improper conduct on the part of any Town official or employee that may come to the Mayor's knowledge

Section 8. Town Clerk. The Town Clerk shall be appointed by the Town Council and shall hold office at the pleasure of the Council. The Clerk shall act as Clerk to the Town Council. The Clerk shall keep all the records of the Town, prepare the minutes of the Town Council's meetings, keep all the financial records of the Town and perform all duties imposed on the Clerk by the Town Council that are not inconsistent with the Town's Charter. The Town Council shall set the salary of the Town Clerk.

Section 9. Chief of Police. The Chief of Police shall be appointed by the Town Council and shall hold the office at the pleasure of the Town Council. It shall be the Chief's duty, with advice and instruction of the Town Council to preserve order and do all in his or her power to prevent violation of the Town ordinances. The Chief shall also perform such other duties as may be prescribed by Ordinances of the Town not inconsistent with the Town Charter. The Town Council may appoint as many police officers as necessary and each officer including the chief shall furnish a bond in the amount of one thousand dollars (\$1,000.00) to be paid by the Town.

Section 10. The Town Council shall have the power to enact Ordinances not inconsistent with this Charter and the Constitution and statutes of the State of Florida and the Constitution and statutes of the United States of America as it may deem necessary. Each Ordinance must be passed on two separate readings of which one can be read by title only and each vote of yeas and nays shall be recorded in the minutes of said meeting. All Ordinances shall be passed pursuant to Chapter 166 of Florida Statutes. The first reading shall be at a regular meeting and the second reading shall be at either a special or regular meeting provided that notice has been published properly. Such Ordinance shall become effective ten (10) days after final passage, provided the Ordinance has been published one time in a newspaper published in Dixie County, Florida, or by posting three copies thereof, one copy at the Town Hall, and each of the other copies at a prominent and public place within the Town within seven (7) days after final passage of said Ordinance. Such publication and/or posting shall be done by or under authority of the Town Clerk and recorded in the records of the Town. Emergency Ordinances may be passed at a regular or special meeting called for pursuant to Chapter 166 Florida Statutes.

Section 12. The municipal court is deleted.

Section 17. The time for candidates for office to qualify shall be provided by Ordinance unless otherwise provided herein. There shall be a qualifying fee of fifty (\$50.00) dollars paid by each candidate upon his or her candidacy, but no other qualifications other than provided by this Charter shall be required. Candidates shall either qualify for office of Mayor or Council person.

Section 18. At all elections the candidate receiving the highest number of votes for the office of Mayor shall be declared elected. In the Council person races the candidates receiving the highest number of votes shall be elected. If there are more than

one vacancy the candidate receiving the highest number of votes shall be elected, i.e., if there are two vacancies the two candidates receiving the highest number of votes shall be elected. There shall be no primaries.

Section 19. The special election to create the Town is deleted.

Section 20. This section of the Charter is deleted.

Absentee ballots shall be mailed out at least 20 days prior to the Town's election.

Dated this 1st day of October, 2009.

TOWN OF HORSESHOE BEACH, FLORIDA

Martha M. Burnette
MARTHA McBURNETTE, MAYOR

ATTEST:

Beverly J. Miller
Beverly Miller, Town Clerk

I hereby certify that this Charter amendment was mailed to the Secretary of State of the State of Florida this 25 day of December, 2009.

Beverly J. Miller
BEVERLY MILLER, Town Clerk