

ORDINANCE 2020-24

AN ORDINANCE OF THE CITY OF LAKE WALES, POLK COUNTY, FLORIDA, PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 4.04 (9), OF THE CHARTER OF THE CITY OF LAKE WALES GOVERNING THE ACTS OF THE CITY MANAGER IN THE CAPACITY OF THE CITY'S PURCHASING AGENT; PROVIDING UPON FINAL PASSAGE OF THE ORDINANCE FOR THE PROPOSED AMENDMENT TO BE PLACED ON THE BALLOT FOR A VOTE OF THE ELECTORS OF THE CITY AT THE 2021 MUNICIPAL ELECTION OR AT A SPECIAL ELECTION CALLED FOR THE PURPOSE OF VOTING ON A CHARTER AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Commission of the City of Lake Wales ("City Commission") is the governing body of the City of Lake Wales, Florida, an incorporated Florida municipality; and

WHEREAS, §8-86 of the Lake Wales Code of Ordinances and §166.031, Florida Statutes, sets forth the process for amending the Charter of a Florida municipality and specifically allows for charter amendments to be proposed to municipal electors by the municipality's governing body; and

WHEREAS, the City Commission of the City of Lake Wales finds it in the best interests of the citizens of the City to initiate an ordinance proposing an amendment to Article IV, Section 4.04 (9), of the City's Charter to govern the actions of the city manager in the capacity of the City's purchasing agent and to allow certain purchasing activities of the City and its department heads to be controlled by the City's Code of Ordinances, as amended from time to time.

WHEREAS, the City Commission of the City of Lake Wales finds that this ordinance proposes a single-subject amendment to the *Charter of the City of Lake Wales, Polk County, Florida*; **NOW, THEREFORE**,

Be it enacted by the City Commission of the City of Lake Wales, Florida:

Article IV, Section 4.04 (9), of the *Charter of the City of Lake Wales, Polk County, Florida*, shall be amended to read as follows:

Section 1.

§ 4.04 (9) To act as purchasing agent for all purchases of supplies and equipment. The city manager shall be required to approve all vouchers for purchases in the amount of \$1,000.00 or greater. The City's department heads shall have the authority to approve purchases of supplies and equipment below the \$1,000.00 threshold. All purchases shall comply with the applicable provisions of the City's Code of Ordinances, as amended from time to time. In the capacity of purchasing agent the city manager shall also arrange for the conduct of all sales of personal property which the city commission may authorize to be sold as having become obsolete, unnecessary or unfit for the city's use. All purchases and sales shall conform to such regulations as the city commission may from time to time prescribe.

Ballot Title:

Providing policy for the city manager acting as the City’s purchasing agent for approval of vouchers for the payment for purchases of supplies and equipment; providing authority for approval of certain purchases by the City’s department heads; and requiring compliance with the City’s purchasing guidelines as set forth in the Lake Wales Code of Ordinances, as the same may be amended from time to time.

Ballot Summary:

Proposing requirements for purchasing of supplies and equipment by the city manager acting as the City’s purchasing agent and by the City’s department heads with specific limitations as set forth in the City’s Code of Ordinances as the same may be amended by the city commission from time to time.

Ballot Question:

Shall the above described Amendment be adopted?

FOR _____

AGAINST _____

Section 2. After final passage of this Ordinance, the proposed amendment shall be placed on the ballot for a vote of the electors at the 2021 municipal election held within the City Lake Wales, Florida, or at a special election called for the purpose of voting on charter amendments, whichever election occurs first. In accordance with §166.031, Florida Statutes, Section 1 of this Ordinance shall take effect only upon adoption of the amendment by a majority of the electors voting in a regular municipal election or in a duly called special election to consider the proposed amendment.

INTRODUCED on First Reading this _____ day of _____, 2020.

PASSED AND ENACTED on Second Reading, with a quorum present and voting, by the City Commission of the City of Lake Wales, Florida, this _____ day of _____, 2020.

CITY OF LAKE WALES, FLORIDA

Eugene Fultz, Mayor

Attest:

Jennifer Nanek, CMC, City Clerk

Approved as to form:

Albert C. Galloway, Jr., City Attorney