

ORDINANCE 2020-25

AN ORDINANCE OF THE CITY OF LAKE WALES, POLK COUNTY, FLORIDA, PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 3.10, (RESERVED) OF THE CHARTER OF THE CITY OF LAKE WALES TO IDENTIFY THE DUTIES OF THOSE INDIVIDUALS SERVING AS CITY COMMISSIONERS; 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 III, Section 3.10 (Reserved) of the City’s Charter to identify the duties of the City Commissioners; and

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 III, Section 3.10 of the *Charter of the City of Lake Wales, Polk County, Florida*, shall be amended to add language describing the duties of city commissioners as follows:

Section 1.

§ 3.10. Duties of city commissioners.

Individual commissioners have no express power, but members acting together as a city commission are responsible for:

- (a) Adopting vision, goals, and policies for the city
- (b) Adopting local laws, ordinances and resolutions
- (c) Representing the best interests of the city and its citizens
- (d) Attending regular and special commission meetings and workshops
- (e) Employing, supervising, and evaluating a city manager, who is responsible for the city's day-to-day operations

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- (f) Employing a city attorney and city clerk
- (g) Adopting an annual ad valorem tax rate and budget, and approving any necessary budget amendments
- (h) Setting rates for any special fees or assessments
- (i) Adopting a 5-year Capital Improvement Program prior to the start of the fiscal year
- (j) Prioritizing projects for annual funding
- (k) Serving as the city's Community Redevelopment Agency
- (l) Collaborating with the mayor to suggest and confirm appointments to the various citizen advisory and regulatory boards, commissions, committees and authorities of the city in accordance with §3.06(e) of the City's Charter.
- (m) Approving the city's organization plan, operational departments, and salary ranges
- (n) Adopting a long-range comprehensive plan for land use, planning, and zoning
- (o) Providing for the public safety by supporting adequate police and fire services
- (p) Adopting comprehensive personnel policies
- (q) Ensuring that city pension programs are adequately funded
- (r) Representing the city at various community events
- (s) Promoting active citizen engagement in the affairs of the city

Ballot Title:

Adoption of a Charter provision listing the duties of the city commissioners of the City of Lake Wales

Ballot Summary:

Proposing a list of clearly identified duties of the elected city commissioners of the City of Lake Wales.

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