

## CITY OF LAKE WALES CHARTER AMENDMENT – ORDINANCE 2011-01

---

### AMENDMENT: 1

#### TITLE: UPDATING PROCEDURES FOR FILLING VACANCIES ON THE COMMISSION

**SUMMARY:** This amendment corrects outdated and complicated procedures to fill a vacancy that occurs because of resignation, illness, or other reasons: A vacancy on the commission will be filled by a majority vote of the remaining members. The interim commissioner will serve until the seat is filled in a regular election by the voters and the next elected commissioner takes office.

#### TEXT: **Sec. 3.08. Vacancies; forfeiture of office; filling of vacancies.**

- (a) *Vacancies.* The office of a commission member shall become vacant upon ~~his~~ the member's death, resignation, removal from office in any manner authorized by law, or forfeiture of ~~his~~ office, such forfeiture to be declared by the remaining members of the commission.
- (b) *Forfeiture of office.* A commission member shall forfeit ~~his~~ the office if ~~he~~ lacks at any time during ~~his~~ the term of office any qualifications for the office prescribed by this charter or by law are lacking.
- (c) *Filling of vacancies.* A vacancy of the commission shall be filled ~~for the remainder of the unexpired term, if any, at the next regular election following not less than sixty (60) days upon the occurrence of the vacancy, but the commission by a majority vote of all its remaining members shall appoint a qualified person to fill the vacancy until the person elected to serve the remainder of the unexpired term takes office. If the commission fails to do so within thirty (30) days following the occurrence of the vacancy, the election authorities shall call a special election to fill the vacancy, to be held not sooner than thirty (30) days and not later than ninety (90) days following the occurrence of the vacancy and to be otherwise governed by the provisions of Article VIII of this charter. Notwithstanding any quorum requirements established herein, if at any time the membership of the commission is reduced to less than a quorum, the remaining members may by majority vote, appoint additional members to raise the membership to a quorum.~~ by majority vote of the remaining commission members. The interim commissioner shall serve until the seat is filled in the normal course by the electorate and the next elected commission member takes office.
- (d) *Extraordinary vacancies.* In the event that all members of the commission are removed by death, disability, law or forfeiture of office, the governor shall appoint an interim commission that shall call a special election as provided in (c) above and such election shall be governed by the provisions of Article VIII of this charter.

[Words ~~stricken~~ are deletions; words underlined are additions.]