

RESOLUTION NO. ##

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, OF HERNANDO COUNTY, FLORIDA, CALLING FOR A NON-BINDING REFERENDUM ELECTION TO DETERMINE WHETHER RED LIGHT CAMERAS SHALL BE ELIMINATED IN HERNANDO COUNTY IN CONJUNCTION WITH THE PRIMARY ELECTION TO BE HELD ON TUESDAY, AUGUST 26, 2014, PROVIDING FOR SUBMISSION TO THE ELECTORS FOR APPROVAL OR DISAPPROVAL OF THE REQUIRED BALLOT QUESTION; PROVIDING FOR REQUISITE BALLOT LANGUAGE; PROVIDING FOR NOTICE; PROVIDING FOR RELATED MATTERS; AND PROVIDING FOR EFFECTIVE DATE.

WHEREAS, in the June 11, 2013, at the Hernando County Board of County Commissioners Meeting, the Board of County Commissioners directed the drafting of this Resolution; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted.

Each of the above-stated recitals are hereby adopted and confirmed as of fully set forth herein.

Section 2. Referendum Election Called

The Supervisor of Elections of Hernando County is hereby directed to hold a referendum election in conjunction with the 2014 Primary Election, presently scheduled for Tuesday, August 26, 2014, to present to the qualified electors residing within the jurisdictional boundaries of Hernando County. The Board of County Commissioners may, by Resolution, alter the date of the special election in the event that it finds that unforeseen circumstances require it to do so.

Section 3. Form of Ballot.

The form of ballot for the special election provided for in Section 2 of this Resolution shall state as follows:

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1 BALLOT TITLE: ELIMINATION OF RED LIGHT CAMERAS IN HERNANDO
2 COUNTY (NON-BINDING).

3 BALLOT QUESTION: SHALL HERNANDO COUNTY ELIMINATE THE USE
4 OF RED LIGHT CAMERAS WITHIN ALL INCORPORATED AND
5 UNINCORPORATED AREAS OF HERNANDO COUNTY?

6 _____ Yes

7 _____ No

8 **Section 4. Notice of Election.**

9 The County Administrator shall ensure that notice of said election is published, in
10 accordance with Fla. Stat. § 100.342, in a newspaper of general circulation within Hernando County
11 at least thirty (30) days prior to said election, the first publication to be in the fifth week prior to the
12 election (to-wit: during the week commencing Monday, July 21, 2014), and the second publication
13 to be in the third week prior to the election (to-wit: during the week commencing Monday, August
14 4, 2014), and shall be in substantially the following form:

15 NOTICE OF SPECIAL ELECTION

16 PUBLIC NOTICE IS HEREBY GIVEN THAT PURSUANT TO RESOLUTION
17 NO. _____ ADOPTED BY THE BOARD OF COUNTY
18 COMMISSIONERS OF HERNANDO COUNTY, FLORIDA, A SPECIAL
19 ELECTION HAS BEEN CALLED AND ORDERED TO BE HELD WITHIN THE
20 JURISDICTION OF HERNANDO COUNTY, THE 26TH DAY OF AUGUST, 2014,
21 AT WHICH TIME THE FOLLOWING BALLOT QUESTION SHALL BE
22 SUBMITTED TO THE QUALIFIED ELECTORS OF HERNANDO COUNTY
23 FOR APPROVAL OR REJECTION.

1 SHALL HERNANDO COUNTY ELIMINATE THE USE OF RED LIGHT
2 CAMERAS WITHIN ALL INCORPORATED AND UNINCORPORATED AREAS
3 OF HERNANDO COUNTY?

4 _____ Yes

5 _____ No

6 THE COUNTY REGISTRATION BOOKS SHALL REMAIN OPEN AT THE
7 OFFICE OF THE COUNTY SUPERVISOR OF ELECTIONS UNTIL TWENTY-
8 NINE DAYS PRIOR TO THE ELECTION, AT WHICH DATE THE
9 REGISTRATION BOOKS SHALL CLOSE IN ACCORDANCE WITH THE
10 PROVISIONS OF THE ELECTION LAWS.

11 **Section 5. Copies.**

12 Copies of this Resolution shall be made available for public inspection should be available
13 for public inspection from 8:30 AM to 4:30 PM, Monday through Friday, in the office of the Clerk
14 of the Board.

15 **Section 6. Severability.**

16 That the provisions of this Resolution are declared to be severable, and if any section,
17 sentence, clause or phrase of this Resolution shall for any reason be held to be invalid or
18 unconstitutional, such decision shall not affect the validity of the remaining sections, sentences,
19 clauses, and phrases of this Resolution but they shall remain in effect, it being the legislative intent
20 that this Resolution shall stand notwithstanding the invalidity of any part.

21 **Section 7. Conflicts.**

22 In the event that the provisions of this Resolution conflict with any other Resolution or
23 Ordinance of Hernando County, the provisions of this Resolution shall prevail to the extent of any

1 such conflict. In the event that the provisions of this Resolution conflict with any Special Act or
2 General Law, the provisions of the applicable Special Act or General Law shall prevail to the extent
3 of any such conflict.

4 **Section 8. Effective Date.**

5 The Non-Binding Resolution shall not be considered adopted and effective upon the date of
6 the certification of election results.

7

8 **BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF**
9 **HERNANDO COUNTY** in Regular Session this _____ day of _____ 2013.

10 **BOARD OF COUNTY COMMISSIONERS**
11 **HERNANDO COUNTY, FLORIDA**

12

13

14

15 Attest: _____ By: _____

16 DONALD C. BARBEE, JR.

DAVID RUSSELL

17 Clerk

Chairman

18

19 Approved for Form and Legal Sufficiency

20

21 By: _____

22 SHAUN N. AMARNANI

23 Assistant County Attorney