

ORDINANCE NO. 75-10

AN ORDINANCE AMENDING HERNANDO COUNTY ORDINANCE NO. 73-12; AMENDING THE PROVISIONS FOR A GOVERNING BOARD AND PROVIDING FOR A GOVERNING BOARD OF FIVE MEMBERS; PROVIDING FOR TERMS OF OFFICE AND PROVIDING FOR THE ELECTION OF SAID GOVERNING BOARD; AMENDING THE PROVISIONS ESTABLISHING THE MAXIMUM MILLAGE LEVY TO AUTHORIZE A MAXIMUM MILLAGE OF 2-3/4 MILLS SUBJECT TO APPROVAL OF SUCH INCREASE BY A REFERENDUM; AMENDING THE PROVISIONS FOR THE DURATION OF THE MILLAGE LEVY TO MAKE SUCH MILLAGE LEVY OF INDEFINITE DURATION SUBJECT TO APPROVAL OF SUCH INCREASE BY A REFERENDUM; PROVIDING FOR AND REQUIRING A REFERENDUM TO BE HELD WITHIN THE BOUNDARIES OF THE SPRING HILL FIRE AND RESCUE DISTRICT TO DETERMINE IF THE DISTRICT SHALL HAVE THE POWER TO LEVY AD VALOREM TAXATION FOR AN INDEFINITE PERIOD OF TIME AND TO DETERMINE IF THE AUTHORIZED MILLAGE LEVY SHALL BE INCREASED FROM 1-3/4 MILLS TO 2-3/4 MILLS; PROVIDING FOR AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA:

SECTION 1: Hernando County Ordinance No. 73-12 is hereby amended, as follows:

(a) Section 2 of said Ordinance is amended in its entirety to read:

"Section 2: (a) The Spring Hill Fire and Rescue District shall be governed by a board of commissioners, which shall consist of five (5) members. This provision shall become effective upon the filling of the two newly-created seats by election of two additional board members to the three existing seats on said board.

(b) The board of commissioners shall be divided into two classes of seats for election purposes to be identified as Class "A" and as Class "B." Class "A" seats

BRUCE A. SHATHERS
SECRETARY OF STATE

JUL 14 1 28 PM '75

FILED

shall be those seats existing at the time of the adoption of this amendment to Ordinance No. 73-12. Class "B" seats shall be those two additional seats created by this amendment. The members presently serving on the board of commissioners shall constitute incumbents on the three Class "A" seats; and their term of office shall expire on September 9, 1975.

(c) An election shall be held on September 9, 1975, to elect three commissioners to fill the Class "A" seats and to elect two commissioners to fill the Class "B" seats.

(d) Each candidate, at the time of qualifying for said seat, shall declare which Class of seat he is running for, either Class "A" or Class "B." A vote of the district at large shall determine the candidate to be elected as a commissioner in each Class of seats. The three candidates receiving the greatest number of votes for the Class "A" seats shall be elected and become members of the board of commissioners. The two candidates receiving the greatest number of votes for the Class "B" seats shall be elected and become members of the board of commissioners. In all events, election of both Class "A" and of Class "B" seats, in both this election and in all subsequent elections, shall be by an at large ballot with those persons who are qualified electors and residents in said district on the day of such election, and who were so qualified prior to the closing of the voter registration books by the Hernando

County Supervisor of Elections, having the right to vote for three Class "A" candidates and two Class "B" candidates.

(e) Class "A" members of said board shall serve until one week following the general election in November of 1976. Members of said Class shall thereafter be elected for a term of four (4) years each by a vote of the district at large, at an election to be held to coincide with the general election in Hernando County every fourth year from 1976.

(f) Class "B" members of said board shall serve until one meeting following the general election in November of 1978. Members of said Class shall thereafter be elected for a term of four (4) years each by a vote of the district at large, at an election to be held to coincide with the general election in Hernando County every fourth year from 1978.

(g) Members of the board shall be residents and registered electors of the district. Candidates or incumbents of the office shall qualify by filing with the Clerk of the Circuit Court of Hernando County, between the dates established by law during each year in which an election is to be held. The qualifying and election of commissioners shall be conducted in accordance with the existing election laws of the State of Florida.

(h) Each member of the board shall, before assuming office, be required to make and execute to the Governor of the State a good and

sufficient surety bond in the amount of not less than Two Thousand Five Hundred Dollars (\$2,500.00) conditioned on the faithful performance of the duties of his office and bond shall be approved by and filed with the Clerk of the Circuit Court of Hernando County, the expense of said bond to be borne by the district.

(i) The Hernando County Board of County Commissioners shall have the power to remove a member of the commission for nonfeasance, misfeasance, or malfeasance, or change of residence from within the district. Vacancies created by the resignation, death or removal from said board of commissioners shall be filled by the Hernando County Board of County Commissioners to fill the balance of the term of office of such member."

(b) Section 15 of said Ordinance is amended by adding as Section 15(b) the following provisions:

"Section 15(b) The Board of County Commissioners of Hernando County is authorized and directed to provide for and hold a referendum election of such district on or before the 9th day of September, 1975. Only those persons who are qualified electors and residents in said district on the day of such election, and who were so qualified prior to the closing of the voter registration book by the Hernando County Supervisor of Elections, shall be qualified to vote in such election. The election will be held to determine if such a district, as created

by Ordinance 73-12, will be authorized the continued levy of ad valorem tax upon taxable real property in the district for fire fighting and control purposes and for rescue and ambulance service purposes, for a period of time without limit. The election will further be held to determine, if the tax levying power is extended, whether or not there will be authorized the levy of an additional (1) mill of ad valorem tax to make the maximum levy of ad valorem tax up to, but not to exceed, two-and-three-quarters (2-3/4) mills upon each dollar of valuation of taxable property in the district for fire fighting and control purposes and for rescue and ambulance service purposes.

If the majority of the electors voting at such election vote for the continuation of the ad valorem taxing power of the district for an indefinite period, then the district shall have the power and authority to levy up to the maximum millage further approved by said election.

If a majority vote against the continuation of the ad valorem taxing power of said district, the district shall not have any power to levy any ad valorem tax.

On the second question, if a majority vote against the increase of the authorized maximum ad valorem tax levy to two-and-three-quarters (2-3/4) mills, then the maximum tax levy of the district shall be one-and-three-quarters (1-3/4) mills.

Spring Hill Fire and Rescue
District to two-and-three-
quarters (2-3/4) mills from
its present maximum of one-
and-three-quarters (1-3/4)
mills."


SECTION 2: REPEALS. All laws or parts of laws in con-
flict herewith are hereby repealed to the extent of such inconsis-
tency.

SECTION 3: Subject to the referendum herein required,
this Ordinance shall become effective as provided by law.

ADOPTED in Regular Session, this 8th day of July, 1975.

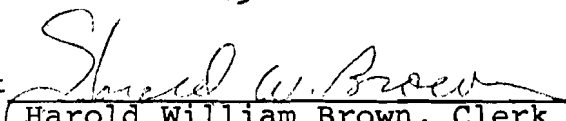
BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

By



Frank Fish, Chairman

Attest



Harold William Brown, Clerk