

**CITY OF MARATHON, FLORIDA
RESOLUTION 2014-141**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, ACCEPTING THE RESULTS OF THE MUNICIPAL GENERAL ELECTION HELD NOVEMBER 4, 2013 FOR THE ELECTION OF THREE AT LARGE CITY COUNCIL SEATS AND REFERENDUM QUESTIONS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in accordance with the City Charter the City of Marathon, Florida scheduled an election for November 4, 2014; and

WHEREAS, the City Council desires to accept the results of November 4, 2014, municipal general election in accordance with the City Charter and the Florida Election Code.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THAT:

Section 1. The above recitals are true and correct and incorporated herein.

Section 2. The City Council accepts that the following are the results of the November 4, 2014, municipal general election:

A. Elected Officials

At Large City Council Seat: William Kelly

At Large City Council Seat: Christopher Bull

At Large City Council Seat: Daniel Zieg

B. Charter Amendments

1. Election and Term of Office of Councilmembers.

Starting in 2015, the City Councilmembers may serve two three (3) year terms instead of three two (2) year terms reducing the number of required elections.

Shall the above-described amendment be adopted?

Yes [X]

No []

2. Noninterference by city council.

The Charter does not currently define “interference” with administration or “malfeasance” by a Council member nor does it provide a remedy if the section is violated. It is proposed to define these terms and provide remedies for violation.

Shall the above-described amendment be adopted?

Yes [X]

No []

3. Tie Votes

The current charter provides in the event of a tie vote between two or more candidates, a runoff election will be required to resolve the tie, with a tie vote in the run-off election to be resolved by lot, e.g. drawing straws. It is proposed that a tie vote be resolved in the first instance by lot under the direction of the City Clerk, without the need for separate election.

Shall the above-described amendment be adopted?

Yes [X]

No []

4. Composition of City Canvassing Board

The current charter provides that the city canvassing board shall be composed of those members of the city council who are not candidates for reelection. It is proposed to change the composition of the canvassing board to be the city manager, city clerk and city attorney with the manager selecting substitute member(s) if one or more cannot serve.

Shall the above-described amendment be adopted?

Yes [X]

No []

5. Initiatives and Referendum

The charter allows initiative petitions to be filed with the Clerk for action by City Council and submitted to the electorate. It is proposed that initiative petitions, once filed, be reviewed within 20 days by the City Attorney for legal sufficiency, with mandatory action by the Council to be taken at the next two regularly scheduled council meetings and submission, if necessary, to the electorate at the next general election.

Shall the above-described amendment be adopted?

Yes

No

6. Transition Provisions and Correction of Scrivener Errors

The current charter contains transition provisions relating to the City’s incorporation. It is proposed to eliminate some transition language and retain the balance for historical reference purposes and to correct any existing scrivener’s errors and change numeration as necessary.

Shall the above-described amendment be adopted?

Yes

No

Section 3. Based upon the foregoing results, the City Council hereby declares the following candidates are elected to the office of City Councilmember, as of November 4, 2014, for a term of two (2) years:

At Large City Council Seat: William Kelly


At Large City Council Seat: Christopher Bull

At Large City Council Seat: Daniel Zieg

Section 4. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 12th DAY OF NOVEMBER, 2014.

THE CITY OF MARATHON, FLORIDA



Mayor Dick Ramsay

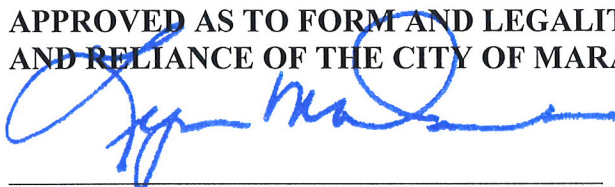
AYES: Bull, Keating, Senmartin, Ramsay
NOES: None
ABSENT: Bartus
ABSTAIN: None

ATTEST:



Diane Clavier, City Clerk
(City Seal)

APPROVED AS TO FORM AND LEGALITY FOR THE USE AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:



Lynn M. Dannheisser, City Attorney