

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2017-13**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, ESTABLISHING A PROCEDURE TO CREATE AND MAINTAIN A LINE OF SUCCESSION THAT SHALL DETERMINE WHO IS ELECTED MAYOR AND VICE MAYOR EACH YEAR, ESTABLISHING A PROCEDURE TO SELECT AN ACTING MAYOR, AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to the City of Marathon Charter (the “Charter”) the city council shall appoint a mayor and vice mayor at its first regular meeting after the first Tuesday after the first Monday of each November; and

**WHEREAS**, in an election year, such meeting is the first meeting that any newly-elected councilmember can participate in such capacity; and

**WHEREAS**, the Government in the Sunshine Law prevents City Council members from discussing who should become mayor and vice mayor outside a public meeting; and

**WHEREAS**, establishing a procedure to create and maintain a line of succession that shall determine who is elected mayor and vice mayor each year ensures compliance with the Sunshine Law and also honors the will of the voters.

**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.** As provided in Section 5(3) of the Charter, the city council, at its first regular meeting after the first Tuesday after the first Monday of each November, shall elect from its membership a mayor and vice mayor who shall serve at the pleasure of the city council and who shall have the same legislative powers and duties as any other council member.

**Section 3.** The following procedure shall be utilized to create and maintain a line of succession that shall determine who is elected as mayor and vice mayor each year.

1. In November 2017, the following criteria shall be used to create a line of succession for the position of mayor and vice mayor:
  - A. The councilperson with the most consecutive elected seniority that has not previously served as mayor during his/her current consecutive service on city council will

become mayor.

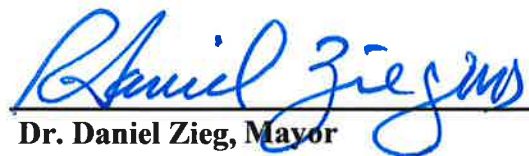
- B. The councilperson with the second most consecutive elected seniority that has not previously served as mayor during his/her current consecutive service on city council will become vice mayor.
  - C. The councilperson with the third most consecutive elected seniority that has not previously served as mayor during his/her current consecutive service on city council will become third in succession.
  - D. The previous mayor whose term ended in November 2016 shall become fourth in succession.
  - E. The current mayor, whose term ends in November 2017 shall become fifth in succession.
2. Any person not serving on city council at the time this Resolution becomes effective, who is subsequently elected or appointed to city council shall be placed at the end of the then-current line of succession, provided however, that he/she will be placed ahead of the person who is the immediate past mayor.
3. Each November, the city council shall use the line of succession to determine the next mayor and vice-mayor. The immediate past mayor shall move to the last spot on the line of succession, and all other councilmembers shall move up one spot.
4. In the event that two or more people elected or appointed to city council become councilmembers on the same date, then their seniority, and corresponding spot on the line of succession, shall be determined by the amount of votes received in the election.

**Section 4.** Pursuant to the authority granted in Section 5(4), of the City Charter, in the absence of the mayor and the vice mayor, the immediate past mayor shall serve as acting mayor.

**Section 5.** This resolution shall take effect immediately upon its adoption.

**PASSED AND APPROVED** by the City Council of the City of Marathon, Florida, this 28th day of February, 2017.

**THE CITY OF MARATHON, FLORIDA**

  
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Dr. Daniel Zieg, Mayor

AYES: Cook, Coldiron, Zieg  
NOES: Senmartin, Bartus  
ABSENT: None  
ABSTAIN: None

**ATTEST:**

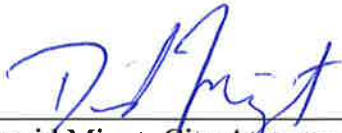


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Diane Clavier, City Clerk

(City Seal)

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



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David Migut, City Attorney