

**CITY OF ST. PETE BEACH, FLORIDA  
ORDINANCE NO. 2011-10**

**AN ORDINANCE AMENDING SECTION 38-14, ST. PETE BEACH CITY CODE, TO PROVIDE THAT IF ANY RUNOFF ELECTION IS NECESSITATED IT SHALL BE HELD NOT LATER THAN SIXTY (60) DAYS AFTER THE REGULAR ELECTION INSTEAD OF THIRTY FIVE (35) DAYS; PROVIDING FINDINGS OF FACT AND PROVIDING AN EFFECTIVE DATE; REPEALING CONFLICTING ORDINANCES TO THE EXTENT OF CONFLICT WITH THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, it may not be possible to comply with the time frame mandated by the City Code for a runoff election for Mayor given the mandatory publication requirement of State law; and;

WHEREAS, a more flexible time frame is warranted for the holding of the runoff election for Mayor;

**NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, HEREBY ORDAINS:**

**SECTION 1:** Section 38-14, of the City Code of the City of St Pete Beach, Florida, is amended to read:

**Section 38-14. Election results.**

(a) Multiple candidates. When two or more persons qualify as candidates for the office of city commissioner or mayor-commissioner for any of the designated seats of the city commission to be filled, the persons so qualified shall be voted upon, and the person receiving the highest number of votes cast at such regular city election, provided that the highest number of votes is a majority of the votes cast, shall be declared elected. If no candidate has received a majority of the votes cast, a runoff election shall be held between the persons receiving the two highest number of votes cast.

(b) Tie vote. If two candidates receiving the largest number of votes tie, there shall be a runoff election to determine the winner.

(c) Single candidate. If not more than one person qualified as a candidate for a designated seat on the city commission or for mayor-commissioner to be filled at an election, that seat shall not be listed on the regular city election ballot.

(d) Runoff election. If any runoff election is necessitated, it shall be held not later than ~~35~~ 60 days after the regular election

**SECTION 2:** The findings of fact contained herein are adopted and incorporated herein.

**SECTION 3:** This Ordinance shall become effective immediately upon passage.

**SECTION 4.** If any portion, part or section of this Ordinance is declared invalid, the valid remainder hereof shall remain in full force and effect.

**SECTION 5.** All ordinances or parts of ordinances, in conflict herewith, are hereby repealed, to the extent of such conflict.

**SECTION 6.** This Ordinance shall become effective immediately upon adoption as provided for herein.

*Michael Finnerty, Mayor*  
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Michael Finnerty, Mayor

FIRST READING : 3-9-11  
PUBLISHED : 3-12-11  
SECOND READING : 3-22-11  
PUBLIC HEARING : 3-22-11

I, Pamela Ann Prell, Acting City Clerk of the City of St Pete Beach, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this 22<sup>nd</sup> day of March, 2011.

Pamala A. Prell  
Pamala Ann Prell, Acting City Clerk