

RESOLUTION 98-39

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY DIRECTING THE ST. JOHNS COUNTY SUPERVISOR OF ELECTIONS TO PLACE A STRAW BALLOT REFERENDUM PROPOSITION ON THE BALLOT OF THE COUNTY CHARTER REFERENDUM SPECIAL ELECTION PREVIOUSLY CALLED FOR MARCH 31, 1998; SUCH PROPOSITION TO ASK REGISTERED VOTERS IN ST. JOHNS COUNTY ELECTION PRECINCT 41 WHETHER PRECINCT 41 SHOULD BE INCLUDED IN THE TOWN LIMITS OF ANY INCORPORATION OF PONTE VEDRA BEACH, FLORIDA.

BE IT RESOLVED this 10th day of February 1998 by the Board of County Commissioners of St. Johns County, Florida, as follows:

Section 1. The Board of County Commissioners of St. Johns County, Florida (the "Board") hereby finds, determines and declares the following:

- A. Section 125.01, Florida Statutes (1997) authorizes the Board of County Commissioners of St. Johns County to place questions on any otherwise called special election when agreed to by a majority of the total membership of said body, so as to obtain an expression of elector sentiment with respect to matters of substantial concern within the County.
- B. It is a matter of substantial concern within the County whether Precinct 41, as it exists on March 31, 1998 be included in any proposed incorporation of Ponte Vedra Beach, Florida.

Section 2. The Board of County Commissioners of St. Johns County hereby directs the Supervisor of Elections of St. Johns County, Florida to place the following straw ballot proposition on the ballot in Precinct 41 for the County Charter special election previously called in St. Johns County, Florida for March 31, 1998:

STRAW BALLOT WHETHER TO INCLUDE PRECINCT 41 IN PROPOSED INCORPORATION OF PONTE VEDRA BEACH, FLORIDA.

Should St. Johns County Election Precinct 41 be included in the town limits of any proposed incorporation of Ponte Vedra Beach, Florida?

YES _____

NO _____

Section 3. The Clerk of the Circuit Court, the ex-officio Clerk of the Board of County Commissioners of St. Johns County, Florida (the "Clerk") shall prepare and give notice of the above referenced St. Johns County Precinct 41 referendum by causing a copy of a notice substantially in the form attached hereto as Exhibit A to be published at least twice, once in the fifth (5th) week and once in the third (3rd) week prior to the week in which the St. Johns County Precinct 41 referendum is to be held, in the St. Augustine Record, and the Ponte Vedra Recorder, newspapers of general circulation in the county, the first publication to be not less than thirty (30) days prior to the date of the St. Johns County Precinct 41 referendum. The Clerk shall secure from the publishers of said newspapers an appropriate affidavit of proof that such notice has been duly published as herein provided, and said affidavits of proof shall be filed in the minutes of the Board of County Commissioners of St. Johns County. The Clerk shall cause copies of this resolution to be timely placed at locations described in the Exhibit A notice.

Section 4. The officials responsible for the canvas of the county charter election shall also canvass the returns of the St. Johns County Precinct 41 referendum and shall certify the same to the Board. The finding and declaration of results shall be recorded in the minutes of the Board. Failure to comply with this Section 4 shall not adversely effect the validity or effect of this resolution or the election.

Section 5. The Supervisor of Elections shall certify the results of the St. Johns County Precinct 41 referendum to the Florida Department of State.

Section 6. The Clerk is directed to immediately forward a certified copy of this Resolution to Penny Halyburton, Supervisor of Elections of St. Johns County, Florida.

Section 7. In the event that any word, phrase, clause, sentence or paragraph hereof shall be held invalid by any court of competent jurisdiction, such holding shall not affect any word, phrase, clause, sentence or paragraph hereof.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, State of Florida, this 10th day of February, 1998.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Moses A. Floyd
Moses A. Floyd, Chairman

ATTEST: CHERYL STRICKLAND, CLERK

By: Cheryl Strickland
Deputy Clerk

EXHIBIT A

NOTICE OF A STRAW BALLOT ELECTION REFERENDUM TO
BE HELD IN PRECINCT 41 OF ST. JOHNS COUNTY, FLORIDA
ON MARCH 31, 1998 PERTAINING TO PROPOSED PONTE
VEDRA BEACH, FLORIDA INCORPORATION.

NOTICE IS HEREBY GIVEN THAT A STRAW BALLOT ELECTION REFERENDUM
will be held in St. Johns County Precinct 41 on the 31st day of March, 1998, in St. Johns County,
Florida, for the purpose of submitting the following issue to the voters of Precinct 41:

STRAW BALLOT WHETHER TO INCLUDE PRECINCT 41 IN
PROPOSED INCORPORATION OF PONTE VEDRA BEACH,
FLORIDA.

Should St. Johns County Election Precinct 41 be included in
the town limits of any proposed incorporation of Ponte Vedra
Beach, Florida?

YES _____

NO _____

The St. Johns County Precinct 41 referendum will be held only in said Precinct 41.

Copies of the resolution maybe obtained at:

Main Library
1960 Ponce de Leon Blvd.
St. Augustine, FL 32084

Reference Department

Hastings Library
6150 S. Main Street
Hastings, FL

Circulation Desk

Ponte Vedra Branch Library
101 Library Blvd.
Ponte Vedra Beach, FL

Circulation Desk

Bartram Trail Branch Library
60 Davis Pond Blvd.
Jacksonville, FL

Circulation Desk

