

RESOLUTION 98- 09

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY CALLING A SPECIAL ELECTION AT WHICH A REFERENDUM SHALL BE HELD TO DETERMINE WHETHER THE COUNTY CHARTER PROPOSED BY THE ST. JOHNS COUNTY CHARTER COMMISSION SHALL BE ADOPTED.

BE IT RESOLVED THIS 13th DAY OF JANUARY 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. Pursuant to Sections 125.60 - 125.64, Florida Statutes, the Board appointed a Charter Commission known as the St. Johns County Charter Commission; and

B. The Charter Commission conducted a comprehensive study of the operation of St. Johns County government and of the ways in which the conduct of St. Johns County government might be improved or reorganized; and

C. The Charter Commission held three public hearings on a proposed charter for the county, at the times required by law, and incorporated all amendments it deemed desirable; and

D. On January 6, 1998 the Charter Commission submitted its proposed charter to the Board by delivery to the Chairman of the Board, with copies delivered to the County Administrator and the County Attorney; and

E. On January 13, 1998 the Board, during its regular Board meeting, received the proposed charter; and

F. Section 125.64, Florida Statutes, requires the Board to call a special election to be held not more than 90 nor less than 45 days subsequent to the Board's receipt of the proposed charter at which election a referendum shall be held to determine whether the proposed charter shall be adopted; and

G. Section 100.151, Florida Statutes, provides that the Board may not call any special election until notice is given to the Supervisor of Elections and her consent has been obtained as to a date when the registration books can be available; and

H. Penny Halyburton, the Supervisor of Elections of St. Johns County, Florida, has been given the required notice and has consented to Tuesday, March 31, 1998, as a date when the registration books can be available.

Section 2. The Board of County Commissioners of St. Johns County, Florida, hereby calls a special election to be held on Tuesday, March 31, 1998 at which special election a referendum of the qualified electors of St. Johns County, Florida, shall be held to determine whether the county charter that was submitted to the Board of County Commissioners by the Charter Commission shall be adopted. The Board hereby directs the Supervisor of Elections of St. Johns County, Florida, to hold and conduct a referendum election on such date with the following proposition to be placed on the ballot:

St. Johns County Charter.

Shall the proposed St. Johns County Home Rule Charter approved by resolution of the St. Johns County Charter Commission adopted January 5, 1998, changing the County from a home rule non-charter county to a home rule charter county to be governed in the manner and with the powers and limitations provided in said Charter, said Charter to be amended or repealed only upon vote of the electors of St. Johns County, be adopted?

_____ YES

_____ NO

Section 3. The Clerk of the Circuit Court, ex-officio Clerk of the Board of County Commissioners of St. Johns County, Florida (the "Clerk") shall prepare and give notice of the county charter 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 county charter referendum is to be held, in the St. Augustine Record, a newspaper of general circulation in the county, the first publication to be not less than thirty (30) days prior to the date of the county charter referendum. The Clerk shall secure from the publisher of said newspaper an appropriate affidavit of proof that such notice has been duly published as herein provided, and said affidavit 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 and the proposed county charter to be timely placed at the locations described in the Exhibit A notice.

Section 4. The officials responsible for the canvassing of general elections shall canvass the returns of the county charter 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 county charter 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 other word, phrase, clause, sentence or paragraph hereof.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, State of Florida, this 13th day of January, 1998.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

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

ATTEST: CHERYL STRICKLAND, CLERK

By: Yvonne Carter
Deputy Clerk



EXHIBIT A

**NOTICE OF AN ELECTION REFERENDUM PERTAINING TO
THE ADOPTION OF A COUNTY CHARTER FOR ST. JOHNS
COUNTY TO BE HELD IN ST. JOHNS COUNTY, FLORIDA ON
TUESDAY, MARCH 31, 1998.**

**NOTICE IS HEREBY GIVEN THAT AN ELECTION REFERENDUM will be held on
Tuesday, the 31st day of March, 1998, in St. Johns County, Florida, for the purpose of determining
the following issue:**

St. Johns County Charter.

**Shall the proposed St. Johns County Home Rule Charter approved by
resolution of the St. Johns County Charter Commission adopted January 5,
1998, changing the County from a home rule non-charter county to a home
rule charter county to be governed in the manner and with the powers and
limitations provided in said Charter, said Charter to be amended or repealed
only upon vote of the electors of St. Johns County, be adopted?**

_____ YES

_____ NO

Copies of the proposed county charter may be 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

Ponte Vedra Court House Annex
5430 E. Palm Valley Road
Ponte Vedra Beach, FL

Front Desk

Julington Creek Court House Annex
1721 Racetrack Road
Julington Creek

Front Desk

County Agricultural Center
3125 Agricultural Center Drive
St. Augustine, FL

Front Desk

County Courthouse
4010 Lewis Speedway
St. Augustine, Fl

Information Desk

County Administration Bldg.
4020 Lewis Speedway
St. Augustine, FL

Clerks Office

The places for voting on the county charter referendum shall be the polling places designated by the Supervisor of Elections and the polls will be open at such polling places on the date of said election from 7:00 A.M. until 7:00 P.M.

All qualified electors of St. Johns County shall be entitled and permitted to vote on the county charter referendum.

BOARD OF COUNTY COMMISSIONERS OF ST.
JOHNS COUNTY, FLORIDA
CHERYL STRICKLAND, ITS CLERK

By: Yvonne Carter
Yvonne Carter, Deputy Clerk

Place in Res.

COPY OF ADVERTISEMENT

The St. Augustine Record

PUBLISHED EVERY AFTERNOON MONDAY THROUGH FRIDAY, SATURDAY AND SUNDAY MORNING
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared _____

Sandra D. Oliver who on oath says that she is
Accounting Clerk of the St. Augustine Record, a

daily newspaper published at St. Augustine in St. Johns County, Florida:

that the attached copy of advertisement, being a Notice of Election

in the matter of SJC Charter

in the _____ Court, was published in said newspaper in the

issues of Feb 24, March 10, 1998

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper heretofore been continuously published in said St. Johns County, Florida, each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, Florida, for a period of one year next preceding the first publication of the copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 10 day of March, 1998,
by Sandra D. Oliver who is personally
known to me or who has produced Personally Known as
(Type of Identification)
identification.



Zoe Ann Moss
MY COMMISSION # CC6411 EXPIRES
August 22, 2001
BONDED THRU TROY FAIR INSURANCE, INC.

Zoe Ann Moss
(Signature of Notary Public) (Seal)
Zoe Ann Moss

(Print, Type or Stamp Commissioned Name of Notary Public)

NOTICE OF AN ELECTION REFERENDUM PERTAINING TO THE ADOPTION OF A COUNTY CHARTER FOR ST. JOHNS COUNTY TO BE HELD IN ST. JOHNS COUNTY, FLORIDA ON TUESDAY, MARCH 31, 1998
NOTICE IS HEREBY GIVEN THAT AN ELECTION REFERENDUM will be held on Tuesday, the 31st day of March, 1998, in St. Johns County, Florida, for the purpose of determining the following issue:
St. Johns County Charter
Shall the proposed St. Johns County Home Rule Charter approved by resolution of the St. Johns County Charter Commission adopted January 5, 1998, changing the County from a home rule non-charter county to home rule charter county to be governed in the manner and with the powers and limitations provided in said Charter, said Charter to be amended or repealed only upon vote of the electors of St. Johns County, be adopted?
YES
NO
Copies of the proposed county charter may be 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
Ponte Vedra Court House Annex
5430 E. Palm Valley Road
Ponte Vedra Beach, FL - Front Desk
Jullington Creek Court House Annex
1721 Racetrack road
Jullington Creek - Front Desk
County Agricultural Center
3125 Agricultural Center Drive
St. Augustine, FL - Front Desk
County Courthouse
4010 Lewis Speedway
St. Augustine, FL - Information Desk
County Administration Bldg.
4020 Lewis Speedway
St. Augustine, FL - Clerks Office
The places for voting on the county charter referendum shall be the polling places designated by Supervisor of Elections and the polls will be open at such polling places the date of said election from 7:00 a.m. until 7:00 p.m.
All qualified electors of St. Johns County shall be entitled and permitted to vote on the county charter referendum.
BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA
CHERYL STRICKLAND, ITS CLERK
By Yvonne Carter, Deputy Clerk
L19a Feb. 24, March 10, 1998