

ORDINANCE NO. 24-01

AN ORDINANCE OF THE TOWN OF CENTURY, FLORIDA, PROPOSING AN AMENDMENT TO THE CENTURY TOWN CHARTER; PROPOSING A CHARTER AMENDMENT PROVIDING FOR TOWN PURCHASING TO BE GOVERNED BY COUNCIL-APPROVED PURCHASING POLICIES; CALLING FOR A REFERENDUM ON THE PROPOSED AMENDMENT TO THE CHARTER TO BE HELD AT THE GENERAL ELECTION ON NOVEMBER 5, 2024; PROVIDING THE BALLOT TITLE AND BALLOT SUMMARY FOR THE REFERENDUM; PROVIDING FOR DIRECTION TO THE TOWN CLERK AND COORDINATION WITH THE ESCAMBIA COUNTY SUPERVISOR OF ELECTIONS; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

WHEREAS, the Century Town Council has determined that it is advisable to submit the proposed charter amendment set forth herein to the electors of the Town of Century for their consideration at an upcoming election, pursuant to the Town Council’s authority under Section 166.031, Fla. Stat.; and

WHEREAS, for purposes of this Ordinance, underlined type shall constitute additions to the original text, *** shall constitute ellipses to the original text, and ~~strikethrough~~ shall constitute deletions to the original text.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CENTURY, FLORIDA:

Section 1. Findings of Fact. The foregoing whereas clauses are hereby adopted as findings of fact and are otherwise fully incorporated herein.

Section 2. Proposed Charter Amendment. The amendment to the Town Charter for the Town of Century, Florida which is appended and attached as Exhibit “A” to this Ordinance is hereby adopted by reference by the Town Council to be submitted to the electors of the Town of Century for referendum.

Section 3. Referendum Called. A referendum on the proposed adoption of the Charter amendment appended hereto and adopted by reference as Exhibit “A” to this Ordinance shall be placed on the ballot at the general election to be held on November 5, 2024. The ballot title and ballot summary for the proposed charter amendment are set forth in Exhibit “A.” The Charter amendment shall become effective upon approval of its corresponding ballot question in such referendum.

Section 4. Direction to Town Clerk and Coordination with Supervisor of Elections. The Town Clerk is hereby authorized and directed to coordinate with the Escambia County Supervisor of Elections to include the ballot question attached hereto as Exhibit “A” on the ballot

at the general election to be held in the Town of Century on November 5, 2024. The Town Clerk is directed to see to the satisfaction of the requirements of Section 100.342, Fla. Stat., which provides that “there must be at least 30 days’ notice of the election or referendum by publication in a newspaper of general circulation in the... municipality.... The publication must be made at least twice, once in the fifth week and once in the third week before the week in which the election or referendum is to be held.”

Section 5. Severability. The provisions of this Ordinance are deemed severable. In the event that any word(s), phrase(s), portion(s), sub-sub-section(s), sub-section(s), or section(s) of this Ordinance is for any reason whatsoever held to be invalid, illegal, unconstitutional, contrary to law, or against public policy, by any court, administrative agency, or other body with competent jurisdiction, such word(s), phrase(s), portion(s), sub-sub-section(s), sub-section(s), or section(s) of this Ordinance shall be null and void, and shall be deemed severed, and a separate, distinct, and independent provision from the remaining provisions of this Ordinance, and such holding shall in no manner affect the validity of the remaining words, phrases, portions, sub-sub-sections, sub-sections, or sections of this Ordinance, which shall remain in full force and effect. This Ordinance shall be construed in a manner to accomplish, to the greatest extent legally possible, the purposes of this Ordinance as expressed herein.

Section 6. Conflicts. All ordinances or parts thereof in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 7. Effective Date. This Ordinance shall become effective upon final adoption by the Century Town Council.

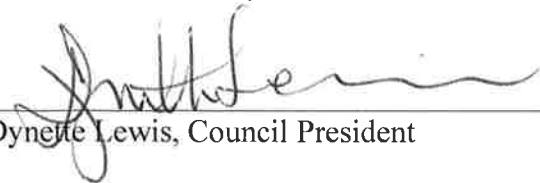
PASSED on first reading this 2nd day of July 2024.

PASSED AND ADOPTED in regular session, with a quorum present and voting, by the Century Town Council, upon second and final reading this 17th day of September 2024.

TOWN OF CENTURY, FLORIDA




Luis Gomez, Jr., Mayor



Dynette Lewis, Council President

ATTEST:

By: 

Kristina Wood, Deputy Town Clerk

Exhibit “A”

QUESTION #1

Ballot Proposal: The ballot title and ballot summary for this question are as follows:

TOWN CHARTER AMENDMENT PROVIDING
FOR TOWN PURCHASING TO BE GOVERNED
BY COUNCIL-APPROVED PURCHASING
POLICIES

Amending the Town of Century Charter to remove specific bidding, contracting, purchasing, and expenditure requirements and procedures from the Charter, and provide that Town bidding, contracting, purchasing, and expenditures will be governed by Town ordinances, policies, and procedures adopted by the Town Council.

Shall the above-described amendment be adopted?

Yes
 No

Ballot Language Translation: The Spanish language translation for the ballot title and ballot summary for the aforementioned question are as follows:

ENMIENDA A LA CARTA ORGÁNICA DE LA
CIUDAD QUE ESTABLECE QUE LAS
COMPRAS DE LA CIUDAD SE REGIRÁN POR
POLÍTICAS DE COMPRAS APROBADAS POR
EL AYUNTAMIENTO

Enmendar la Carta Orgánica de la Ciudad de Century para eliminar requisitos y procedimientos específicos de licitación, contratación, compras y gastos de la Carta Orgánica, y establecer que las licitaciones, contrataciones, compras y gastos de la Ciudad se regirán por las ordenanzas, políticas y procedimientos de la Ciudad adoptados por el Ayuntamiento de la ciudad.

¿Debe adoptarse la enmienda antes descrita?

Sí
 No

Text Revisions: Upon approval of this question at referendum, the following portions of the Century Town Charter are amended to read as follows:

Sec. 3.07. - Duties and Powers.

...

- (b) *Contracts.* The council shall adopt ordinances, policies, and procedures that shall govern Town bidding, contracting, purchasing, and expenditures. request and receive bids and award contracts involving expenditures of Five Hundred Dollars (\$500.00) or more. Except in emergencies, the council must approve the expenditure of amounts greater than One Hundred Ninety Nine Dollars (\$199.00) and less than Five Hundred Dollars (\$500.00), prior to the expenditure.

...

Sec. 4.05. - Powers and Duties of the Mayor.

The mayor shall:

...

- (i) Countersign all checks for expenditures. When authorized by the council to do so or when otherwise authorized by ordinance, policy, or procedure adopted by the council, the mayor shall sign contracts, franchises, and documents on behalf of the town;
- (j) Authorize expenditures in accordance with ordinances, policies, and procedures adopted by the council. up to Two Hundred Dollars (\$200.00) and, in an emergency, authorize expenditures up to Five Hundred Dollars (\$500.00); however, when an expenditure of Two Hundred Dollars (\$200.00) or more, but less than Five Hundred Dollars (\$500.00) is authorized, the president of the council must be notified immediately and he shall take such action as he deems appropriate. An expenditure of Five Hundred Dollars (\$500.00), or more, may not be authorized by the mayor under any circumstances;