

RESOLUTION NO. 2012-07

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BROOKSVILLE, FLORIDA, APPROVING REFERENDUM PROPOSITION FOR THE NOVEMBER 6, 2012, PRIMARY ELECTION; DECLARING APPOINTMENT OF CERTAIN CANDIDATES TO FILL THE CITY COUNCIL MEMBER SEAT NO. 2; DECLARING THAT NO MUNICIPAL ELECTION SHALL BE HELD FOR SEAT NOS. 3 & 4, PROVIDING FOR REFERENDUM; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, qualifying for the November 6, 2012, municipal election ended at Noon on June 8, 2012, for City Council Seat No. 2 currently held by Frankie Burnett, City Council Seat No. 3 currently held by Joe Johnston and City Council Seat No. 4 currently held by Kevin Hohn for the balance of a term ending in 2014; and,

WHEREAS, additionally on June 4, 2012, City Council adopted Ordinance No. 828, requesting a referendum proposition be placed on the General Election Ballot, providing for an increase in consecutive term limits for Council Members to three (3) full four (4)-year terms of office and allows for forfeiture of office should a Council member no longer meet residency requirements of having primary residence within the city limits; and,

WHEREAS, Frankie Lee Burnett and Betty J. Erhard are the two candidates who qualified to fill Seat No. 2, which term ends in December 2016; and,

WHEREAS, Joseph E. Johnston, III, is the only candidate who qualified to fill Seat No. 3, which term ends in December 2016; and,

WHEREAS, Kevin Scott Hohn is the only candidate who qualified to fill Seat No. 4, which unexpired term ends in December 2014; and,

WHEREAS, Section 2.10(a) of the City Charter states that should only one person qualify as a candidate for a designated seat scheduled for election, City Council by resolution shall designate the qualified candidate as the council member for the designated seat.

NOW, THEREFORE, be it resolved by the City Council of the City of Brooksville, Florida as follows:

Section 1. That the regular municipal election, scheduled for November 6, 2012, shall continue for the purpose of the electorate deciding on the Charter referendum propositions and Council Seat No. 2 thereupon scheduled, with the names of the candidates to appear on the ballot as follows:

Frankie Lee Burnett
Betty J. Erhard

Section 2. That *Joseph E. Johnston, III*, is qualified and shall fill the designated Council Member Seat No. 3 and that he shall serve on the City Council for the four year term beginning at the first regular Council Meeting in December, 2012 (12/03/2012) and ending at the first regular Council Meeting in December, 2016.

Section 3. That *Kevin Scott Hohn* is qualified and shall fill the designated Council Member Seat No. 4 and that he shall serve on the City Council for the unexpired four-year term beginning at the first regular Council Meeting in December, 2012 (12/03/2012) and ending at the first regular Council Meeting in December, 2014.

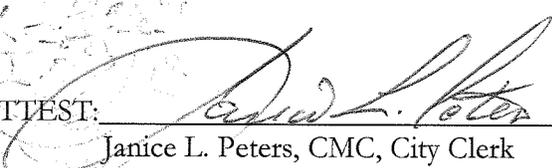
Section 4. This resolution shall become effective upon adoption.

PASSED AND ADOPTED this 18th day of June, 2012, A.D.

City of Brooksville

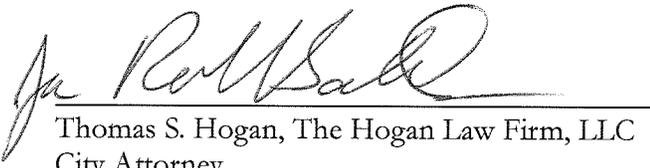
Joseph E. Johnston, III, Mayor

ATTEST:



Janice L. Peters, CMC, City Clerk

APPROVED AS TO FORM FOR THE RELIANCE
OF THE CITY OF BROOKSVILLE ONLY:



Thomas S. Hogan, The Hogan Law Firm, LLC
City Attorney

VOTE OF COUNCIL:

Bernardini	<u>ABSENT</u>
Bradburn	<u>AYE</u>
Burnett	<u>ABSENT</u>
Hohn	<u>AYE</u>
Johnston	<u>AYE</u>