

RESOLUTION NO: 2012-08

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF BROOKSVILLE, FLORIDA ESTABLISHING CRITERIA FOR DETERMINING THE SENIORITY OF COUNCILMEMBERS WHEN SUCH DESIGNATION IS NEEDED TO FULFILL CITY COUNCIL DUTIES; PROVIDING FOR CONFLICT, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, PURSUANT TO Sec. 2.12 of the Charter of the City of Brooksville, the City Council shall determine its own procedural rules; and

WHEREAS, Chapter 22, State of Emergency requires, in the absence of the Mayor or Vice Mayor, one of the remaining councilmembers be designated and empowered to declare a state of local emergency; and

WHEREAS, should the Mayor and Vice Mayor not be available for a Council meeting and a quorum is otherwise present, a procedure to appoint one of the quorum to preside at such meeting should be in place.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BROOKSVILLE, FLORIDA, that:

SECTION 1. When a City Council meeting, workshop, or public hearing is called and the Mayor and Vice Mayor are not present, of the remaining three councilmembers, the one who has been sworn-in the longest elapsed time shall preside/conduct the meeting. If more than one has the same sworn-in date, then the one of them with the lowest council seat number will preside/conduct the meeting.

SECTION 2. Chapter 22, City of Brooksville Code of Ordinances, Section 2 thereof requires that in the absence of the Mayor and Vice Mayor and a quorum of the remaining councilmembers is unable to meet, the senior remaining councilmember will be authorized to declare a state of local emergency when certain enumerated conditions so warrant. The Senior Councilmember shall be the one who has been sworn-in the longest elapsed time. Should more than one have the same sworn-in date, then the one holding the lowest council seat number will be deemed the Senior Councilmember.

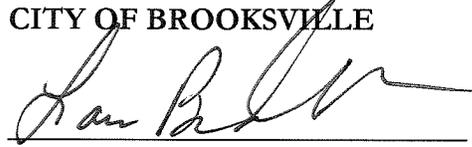
SECTION 3. CONFLICT. Any resolution or policy of the City, or any portion thereof, in conflict with the provisions of this Resolution, is hereby repealed to the extent of such conflict.

SECTION 4. SEVERABILITY. In the event that any portion or section of this Resolution is determined to be invalid, illegal, or unconstitutional by a court of competent jurisdiction, such decision shall in no manner affect the remaining portions or sections of this Resolution, which shall remain in full force and effect.

SECTION 5. EFFECTIVE DATE. This resolution shall be effective immediately upon adoption by the City Council of the City of Brooksville.

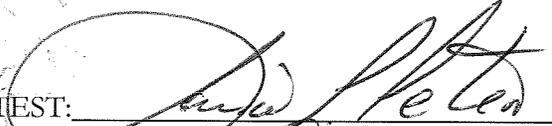
PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF BROOKSVILLE, FLORIDA this 16th day of July, 2012, A.D.

CITY OF BROOKSVILLE



Lara Bradburn, Acting 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>AYE</u> |
| Bradburn | <u>NAY</u> |
| Burnett | <u>AYE</u> |
| Hohn | <u>AYE</u> |
| Johnston | <u>Absent</u> |