

## ORDINANCE 2008-22

A ORDINANCE OF THE TOWN OF MONTVERDE, COUNTY OF LAKE, STATE OF FLORIDA AMENDING ORDINANCE 2007-11 WHICH ESTABLISHED RULES OF GOVERNMENT FOR THE TOWN OF MONTVERDE BY CLARIFYING THAT THE MAYOR SHALL BE ELECTED IN ODD NUMBERED YEARS FOR A TERM OF TWO YEARS; REPEALING ORDINANCE 8-6-91 AS WELL AS OTHER ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR INCLUSION IN THE TOWN CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, the Council of the Town of Montverde desires to clarify the term of office for the Mayor as well as when the Mayor shall be elected; and

**WHEREAS**, the Charter does not specify the term of office of the Mayor or whether the Mayor shall be elected in an odd year or even year; and

**WHEREAS**, the Town Council adopted the Rules of Government in 2007 which is in conflict with Ordinance 8-6-91 and Council desires to repeal Ordinance 8-6-91;

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MONTVERDE, LAKE COUNTY, FLORIDA AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are true and correct and, by this reference, are hereby incorporated into and made an integral part of this ordinance.

**Section 2. Amendment.** Section 2.1 shall be amended to read:

2-1 The elected officials, also referred to as officers, of the Town of Montverde shall consist of the Mayor and Town Council. Said officers to be elected on the first Tuesday after the first Monday in November each year, as prescribed by Town Charter. Office for the Town Council and Mayor will be held for two years. The Mayor shall be elected in odd numbered years.

**Section 3. Repeal.** Ordinance 8-6-91 is **REPEALED**. All ordinances, resolutions or parts thereof in conflict with any of the provisions of this Ordinance are hereby repealed.

**Section 4. Inclusion in the Town Code of Ordinances.**

The provisions of this Ordinance shall be codified as and become made a part of the Code of Ordinances, Town of Montverde. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intention and the word "Ordinance", or similar words, may be changed to "section", "article", or other appropriate word.

**Section 5. Severability.**

If any section, sentence, phrase, word or portion of this Ordinance is determined to be invalid, unlawful or unconstitutional, said determination shall not be held to invalidate or

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impair the validity, force or effect of any other section, sentence, phrase, word or portion of this Ordinance not otherwise determined to be invalid, unlawful or unconstitutional.

**Section 6. Effective date.**

This ordinance shall become effective immediately upon final passage and adoption.

Passed and adopted by the TOWN COUNCIL of the TOWN OF MONTVERDE, Florida this \_\_\_\_ Day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
Troy A. Bennett, Mayor

\_\_\_\_\_  
Bill Bates, Council President

Attest:

\_\_\_\_\_  
Wendy S. Wickwire, Town Clerk

Approved as to form and legality:

\_\_\_\_\_  
Anita Geraci, Town Attorney

First Reading \_\_\_\_\_

Second Reading \_\_\_\_\_

Council Member \_\_\_\_\_ moved the passage and adoption of the above and foregoing Ordinance. Motion was seconded by Council Member \_\_\_\_\_ and upon roll call on the motion the vote was as follows:

	YEA	NAY
Bill Bates		
Mike Davis		
Jim Pierce		
Joe Wynkoop		
Glenn Burns		