

ORDINANCE NO. 1304

AN ORDINANCE PROVIDING FOR A SPECIAL REFERENDUM ELECTION ON FEBRUARY 9, 1971, FOR THE PURPOSE OF DETERMINING WHETHER OR NOT CHAPTER 70-635, SPECIAL ACTS OF FLORIDA OF 1970, PERMITTING THE DOWNTOWN REAL PROPERTY OWNERS OF THE CITY OF CLEARWATER TO TAX THEMSELVES BY VOTING TO ESTABLISH A SPECIAL DOWNTOWN TAX DISTRICT, SHALL BE RATIFIED; PROVIDING FOR REGISTRATION AND QUALIFICATION OF ELECTORS; PROVIDING FOR THE MANNER AND CONDUCT OF SAID ELECTION; PROVIDING FOR THE DESIGNATION OF POLLING PLACES AND OFFICIALS IN CONNECTION WITH SAID ELECTION; PROVIDING FOR PUBLICATION OF NOTICE OF THE PURPOSE OF SAID ELECTION, THE POLLING PLACES AND THE CLASS OF PERSONS ELIGIBLE TO VOTE THEREIN; PROVIDING FOR DETERMINING THE RESULTS OF SAID ELECTION AND CERTIFYING SAID RESULTS TO THE DEPARTMENT OF STATE AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF CLEARWATER, FLORIDA:

Section 1. That a special referendum election shall be held in the manner herein provided and according to the Charter and the appropriate ordinances and laws of the City of Clearwater and State of Florida, on Tuesday, February 9, 1971, for the purpose of determining whether or not Chapter 70-635, Special Acts of Florida of 1970, shall be ratified, said Act relating to permitting the Downtown real property owners of the City of Clearwater to tax themselves by voting to establish a special Downtown Tax District.

Section 2. At said special election, Chapter 70-635, Special Acts of Florida of 1970, pertaining to permitting the Downtown real property owners of the City of Clearwater to tax themselves by voting to establish a special Downtown Tax District, shall be submitted to a vote of the qualified electors residing in the City of Clearwater, who shall be registered as such according to law as evidenced by the records of the Supervisor of Elections of Pinellas County, Florida, and as shown on the certified list thereof or as

shown by the books of said Supervisor approximately fifteen (15) days prior to said election. Registration books for the purpose of said election shall be closed thirty (30) days prior to and exclusive of the election date.

Section 3. The list so certified and/or the books submitted by the County Supervisor of Elections shall be open to public inspection at the office of the City Clerk of office of said Supervisor; and it shall not be necessary to otherwise publish the names listed thereon.

Section 4. Notice of said election shall be given in accordance with the ordinances and charter of the City of Clearwater and in accordance with State election laws pertaining thereto.

Section 5. Absentee voting shall be allowed and where practicable the provisions of Section 101.62 - 101.70 inclusive, Florida Statutes, as amended, shall be followed in connection therewith.

Section 6. Votes in such election shall be cast at polls as hereafter designated by the City Commission, with notice thereof being given as hereinabove provided. The polls shall open at 7 o'clock A.M. Eastern Standard Time and close at 7 o'clock P.M. Eastern Standard Time, on the date of such election.

Section 7. Inspectors and Clerks of the election shall be appointed by the City Commission, except that if the Commission shall fail to appoint the same at least seven (7) days before the date of the election, the Mayor-Commissioner of the City of Clearwater shall appoint them. Where possible, Inspectors and Clerks shall be residents of the precinct in which they are serving.

Section 8. Voting machines shall be used and on all voting machines for those voting, the ballot shall contain the following question and be in the following form:

Should the Clearwater Downtown Development Board Act, being Chapter 70-635, Special Acts of Florida of 1970, become effective to allow the Downtown real property owners of the City of Clearwater to tax themselves by voting to establish a special Downtown Tax District?

Section 9. At least three (3) true sample copies of said Special Act shall be posted at each polling place and said Special Act shall be published in full in a newspaper of general circulation in Clearwater, Florida, once a week for four (4) weeks, the first publication being at least thirty (30) days prior to said election.

Section 10. The results of the voting shall be certified by returns in duplicate signed by the Clerk and a majority of the election inspectors. One copy of such return shall be delivered to the Mayor-Commissioner and the other copy to the City Clerk, both of whom shall transmit such returns to the City Commission at a meeting to be held at 12 o'clock noon Eastern Standard Time on the day following the election. At such meeting the City Commission shall canvass the returns and shall independently total the vote for and against the ratification of said Special Act. Said Special Act shall be effective upon its ratification by a majority of those persons qualified as aforesaid and actually voting thereon in said election.

Section 11. The results of the voting on said Special Act shall be certified to the Department of State of the State of Florida in accordance with Section 100.351, Florida Statutes.

Section 12. This ordinance shall become effective immediately upon its passage.

PASSED ON FIRST READING

January 4, 1971

PASSED ON SECOND AND FINAL  
READING AND ADOPTED

January 4, 1971

Attest:

*R. M. Whitehead*  
City Clerk

*Kent Horgan*  
Mayor-Commissioner



**CLEARWATER SUN**

Published Daily  
Clearwater, Pinellas County, Florida

STATE OF FLORIDA  
COUNTY OF PINELLAS:

Before the undersigned authority personally appeared W. Paul Harris, who on oath says that he is the Business Manager of the Clearwater Sun, a daily newspaper published at Clearwater in Pinellas County, Florida; that the attached copy of advertisement, being a Notice of Passage of Ordinance

..... in the matter of  
Ordinance No. 1304

XXXXXX ..... XXXXXXXXXXXX ..... was published in  
said newspaper in the issues of January 7, 1971

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

*W. Paul Harris*

Sworn to and subscribed before me  
this 7th day of January A.D. 1971

*Lawrence P. Callahan*  
(SEAL) Notary Public

NOTICE OF PASSAGE OF  
ORDINANCE  
OF  
ORDINANCE NO. 1304  
AN ORDINANCE PROVIDING FOR  
A SPECIAL REFERENDUM ELEC-  
TION ON FEBRUARY 8, 1971, FOR  
THE PURPOSE OF DETERMINING  
WHETHER OR NOT CHAPTER 1942,  
SPECIAL ACTS OF FLORIDA OF 1970,  
PERMITTING THE DOWNTOWN  
REAL PROPERTY OWNERS OF THE  
CITY OF CLEARWATER TO TAX  
THEMSELVES BY VOTING TO  
ESTABLISH A SPECIAL DOWNTOWN  
TAX DISTRICT, SHALL BE  
RATIFIED; PROVIDING FOR  
REGISTRATION AND QUALIFICA-  
TION OF ELECTORS; PROVIDING  
FOR THE DESIGNATION OF POLL-  
ING PLACES AND OFFICIALS IN  
CONNECTION WITH SAID ELECTION;  
PROVIDING FOR PUBLICATION OF  
NOTICE OF THE PURPOSE OF SAID  
ELECTION, THE POLLING PLACES  
AND THE CLASS OF PERSONS  
ELIGIBLE TO VOTE THEREIN; PRO-  
VIDING FOR DETERMINING THE  
RESULTS OF SAID ELECTION AND  
CERTIFYING SAID RESULTS TO THE  
DEPARTMENT OF STATE AND  
PROVIDING FOR THE EFFECTIVE  
DATE OF THIS ORDINANCE.  
PASSED ON FIRST READING January  
4, 1971  
PASSED ON SECOND AND FINAL  
READING AND ADOPTED January 4,  
1971  
Ed M. Everett House  
Mayor-Commissioner  
Alfred  
Ed E. O. Whitehead  
City Clerk  
Jan. 7