

- **Part VI. - Registrations and Elections**

- **Sec. 1. - Regular municipal elections.**

Regular municipal elections shall be held at such time and in such manner as prescribed by City Ordinance consistent with the requirements of state law.

(Ord. No. 2010-029, § 5(Att. X), 12-14-10)

Editor's note— See Ordinance No. 2010-027 concerning' the regular municipal election date.

- **Sec. 2. - Special elections for other purposes.**

- A special election, for a purpose other than the election of city commissioners, may be called by resolution at any time by the city commission, provided that fifteen (15) days intervene between the date of the adoption of the resolution and the date of the election, unless a different time is otherwise provided in this Charter or by law. Any matter which by the terms of this Charter or by law may be submitted to the electors of the city at any special election, may be submitted and voted upon at any regular municipal election.

(Ord. No. 2010-029, § 5(Att. X), 12-14-10)

- **Sec. 3. - Calling an election.**

- All elections shall be called by resolution of the city commission, and shall be conducted, except as otherwise specifically provided, under the rules of elections prescribed by the general election laws of the state, when not inconsistent with the provisions of this Charter. Should the city commission fail or refuse to call any election in due time, the city manager shall do so.

In the event due to hurricane, storm warnings or other disaster it shall be necessary or expedient in the opinion of the city commissioners, they may by resolution postpone the date of the holding of any regular or special election of the City.

(Ord. No. 2010-029, § 5(Att. X), 12-14-10)

State Law reference— Change of election dates due to disasters F.S. § 2101.75.

- **Sec. 4. - Nomination of candidates for city commission.**

- Any bona fide resident of the City of Dania Beach and of the State of Florida, and citizen of the United States of America who is a registered voter of City of Dania Beach and possesses the qualifications necessary to vote at city, state and national elections, and who is otherwise qualified to be a member of the city commission, as provided in this Charter, may be a candidate for the office of city commissioner by filing a verified notice of candidacy with the city clerk, within the applicable qualifying period as prescribed by law (for the March, 2011 regular municipal election only, the qualifying period begins at noon on January 3, 2011 and

ends at noon on January 10, 2011), and by paying as a qualifying fee the sum of one hundred dollars (\$100.00) to the city clerk at such time, which money shall be used for the purpose of defraying the election expenses, and by paying any applicable statutory election assessment required by law. Such notice shall be in the following form:

NOTICE OF CANDIDACY FOR CITY COMMISSIONER

I, _____, residing at _____

(name of candidate)

(resident address of candidate)

Dania Beach, Broward County, Florida, by this document give notice of my candidacy for the office of city commissioner of the City of Dania Beach, Florida, in the election to be held in the city on _____.

(date of election)

I do further state that I am a bona fide citizen of the United States of America, and a resident of the City of Dania Beach; and that I have resided in and have been a registered voter in the City of Dania Beach, for one (1) year immediately preceding the date of the election to be held; that I am over the age of twenty-one (21) years; that I have paid the qualifying fee for the office, and that I have fully satisfied all conditions precedent to such candidacy, pursuant to the provisions of the charter of the city.

(Signature of candidate)

State of Florida)

County of Broward)

Before me, the undersigned authority, this day personally appeared _____

(name of candidate)

who, upon being duly sworn, deposed and said: That he or she is the candidate referred to in the foregoing notice; that he or she is familiar with the contents of the notice, and that the facts and matters stated in it are true; and that he or she did sign the notice for the purpose specified in it.

(candidate)

Sworn to and subscribed before me on _____, _____.

Notary public
State of Florida
My commission expires:

Such person filing the notice, and after paying the qualifying fee as prescribed, if otherwise found to be qualified, shall be entitled to have his or her name printed upon the official ballot for such election.

(Ord. No. 2010-029, § 5(Att. X), 12-14-10)

- **Sec. 5. - Reserved.**

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- **Sec. 6. - Nomination and election.**

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The names of the candidates for nomination for the office of the city commission shall be placed upon the ballot and the candidates who receive the greatest number of votes at such election, equal to the number of places to be filled, shall be declared elected; provided, however that the person who receives the greatest number of votes shall be the mayor for a two year term, as provided in Part II, Article I, Section 5 of the Charter.

(Ord. No. 2010-029, § 5(Att. X), 12-14-10)

- **Sec. 7. - Filling vacancies in the office of city commissioner.**

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If there is a city commissioner vacancy within one (1) year from the date of the last election, the vacant position will be offered to the next candidate who was not elected, who received the next highest number of votes at the last election. If that person declines or is unable to serve, the city commission shall appoint a qualified resident (who would otherwise qualify as a candidate) to fill the remainder of the term, with the appointment to occur within thirty (30) days of the vacancy; if the commission does not appoint within thirty (30) days, a special election will be held, within sixty (60) days.

If there is a city commissioner vacancy after one (1) year from the date of the last election, the city commission shall appoint a qualified resident to fill the remainder of the term within thirty (30) days; if the commission does not appoint within thirty (30) days, a special election will be held thereafter within sixty (60) days.

If there is a city commissioner vacancy which occurs within six (6) months before the next election, the city commission shall appoint a qualified resident to fill the remainder of the term within thirty (30) days; if the city commission does not appoint within thirty (30) days, the commission shall draw by lottery a name from a qualified "pool" of candidates (each commissioner will select the name of one candidate, and a name will be drawn from that pool by the city clerk).

(Ord. No. 2010-029, § 5(Att. X), 12-14-10; Ord. No. 2016-010, § 2(Pt. G), 5-24-16/11-8-16)

- **Sec. 8. - Interim government.**

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Should a condition arise where there should be no city commission serving, either through death, resignation or otherwise, in the interim until a special election can be called to fill such vacancies the city manager shall be the official head of the city and shall conduct the business usually transacted by the city commission; but he or she shall by proclamation call a special election at the earliest possible date. In the event of the inability or refusal of the city manager to serve in such capacity or to issue such proclamation within five (5) days after such condition arises, the city clerk shall do so.

(Ord. No. 2010-029, § 5(Att. X), 12-14-10)

State Law reference— Emergency interim successors for local offices, F.S. § 22.05.