

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA,
TO AMEND CHAPTER 2 ENTITLED
"ADMINISTRATION", ARTICLE VII ENTITLED
"FINANCIAL MATTERS", BY CREATING DIVISION 4,
ENTITLED "BOND EXPENDITURES", SECTION 2-801
ENTITLED "EXPENDITURE OF BOND FUNDS" TO
REQUIRE A SUPERMAJORITY VOTE FOR EXPENDITURE
OF BOND FUNDS; PROVIDING FOR SEVERABILITY;
PROVIDING FOR REPEAL OF INCONSISTENT
PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission approved four ordinances on July 18, 2024 to place four questions on the November 2024 general election ballot for the voters to consider four general obligation bonds; and

WHEREAS, members of the City Commission for the City of Key West have expressed a desire to require a supermajority vote of the City Commission in order to spend any of the general obligation or potential revenue bond funds in the future; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF KEY WEST,
FLORIDA:

Section 1: That Chapter 2, Article VII, Division 4 entitled "Bond Expenditures," Section 2-801 of the Code of Ordinances is hereby created as follows*:

Chapter 2 - ADMINISTRATION

DIVISION 4. - BOND EXPENDITURES

Sec. 2-801. - Expenditure of Bond Funds.

Any expenditure of funds available from a general obligation bond or revenue bond approved pursuant to Sec. 8.01 of the city charter and Section 2-771 of the Code of Ordinances requires a supermajority vote of the city commission prior to expenditure. A supermajority vote shall be defined as a minimum of a simple majority plus one vote of the quorum present.

Section 2: If any section, provision, clause, phrase, or application of this Ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, the remaining provisions of this Ordinance shall be deemed severable therefrom and shall be construed as reasonable and necessary to achieve the lawful purposes of this Ordinance.

Section 3: All Ordinances or parts of Ordinances of said City in conflict with the provisions of this Ordinance are hereby superseded to the extent of such conflict.

*(Coding: Added language is underlined; deleted language is ~~struck through~~ at first reading. Added language is double underlined and ~~double struck through~~ at second reading.)

Section 4: This Ordinance shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission and approval by the Florida Department of Commerce, pursuant to Chapter 380, Florida Statutes.

Read and passed on first reading at a regular meeting held this _____ day of _____, 2024.

Read and passed on final reading at a regular meeting held this _____ day of _____, 2024.

Authenticated by the presiding officer and Clerk of the Commission on _____ day of _____, 2024.

Filed with the Clerk _____, 2024.

Mayor Danise Henriquez	_____
Vice Mayor Sam Kaufman	_____
Commissioner Lisette Carey	_____
Commissioner Monica Haskell	_____
Commissioner Mary Lou Hoover	_____
Commissioner Donald "Donie" Lee	_____
Commissioner Clayton Lopez	_____

DANISE HENRIQUEZ, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK