


## MEMORANDUM

### Agenda for the Meeting of August 4, 2022

TO: Gina Driscoll, City Council Chair; Members of City Council

FROM: Brett B. Pettigrew, Assistant City Attorney 

DATE: July 22, 2022

**SUBJECT: Resolution calling a municipal special election for November 8, 2022, and setting the order of municipal referendum questions on the ballot**

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Four ordinances that would put a referendum question to a vote of the City's electors are scheduled for public hearing before City Council on August 4, 2022.

No municipal *regular* election is scheduled for 2022. Accordingly, if any of those referendum ordinances are adopted by City Council, the applicable referendum questions would be put to a vote of the City's electors through a municipal *special* election, to be held in conjunction with the statewide general election scheduled for November 8, 2022.

The attached draft resolution would call that municipal special election and set the order of referendum questions on the ballot. As noted on the draft resolution, the four potential questions are listed, for discussion purposes, in the order in which they were numbered and noticed for public hearing. Any question not approved for placement on the ballot should be removed from the resolution, and the remaining questions may be reordered by City Council prior to adoption of the resolution.

**RESOLUTION NO. 2022-\_\_\_\_\_**

**A RESOLUTION CALLING A SPECIAL MUNICIPAL ELECTION TO BE HELD IN CONJUNCTION WITH THE STATEWIDE GENERAL ELECTION SCHEDULED FOR ON NOVEMBER 8, 2022, FOR THE PURPOSE OF PUTTING CERTAIN REFERENDUM QUESTIONS TO A VOTE OF THE CITY’S ELECTORS; ESTABLISHING THE ORDER IN WHICH THE APPLICABLE REFERENDUM QUESTIONS WILL BE PLACED ON THE BALLOT FOR THAT ELECTION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, contemporaneously with this resolution, City Council adopted ordinance 510-H, calling a referendum concerning potential rescheduling of municipal elections for Mayor and City Council Members to occur in conjunction with national and state elections in even-numbered years; and

**WHEREAS**, contemporaneously with this resolution, City Council adopted ordinance 511-H, calling a referendum concerning potential changes to City Council residency requirements to accommodate modification of district boundaries through redistricting; and

**WHEREAS**, contemporaneously with this resolution, City Council adopted ordinance 512-H, calling a referendum concerning potential amendment of the City’s 99-year lease of waterfront property for use by the Dalí museum to allow for expansion of the museum; and

**WHEREAS**, contemporaneously with this resolution, City Council adopted ordinance 513-H, calling a referendum concerning economic development ad valorem tax exemptions granted by the City pursuant to Florida Statutes section 196.1995; and

**WHEREAS**, because no municipal regular election is scheduled for 2022, those referendum questions must be put to a vote of the City’s electors through a municipal special election, to be held in conjunction with the statewide general election scheduled for November 8, 2022; and

**WHEREAS**, City Council desires to call such a municipal special election and establish the order in which the applicable referendum questions will be placed on the ballot.

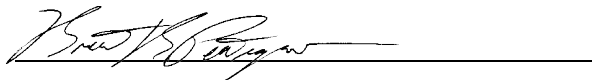
**NOW, THEREFORE, BE IT RESOLVED** that, pursuant to Charter subsection 5.05(c) and City Code subsection 10-2(a), City Council hereby calls a municipal special election to be held in conjunction with the statewide general election scheduled for November 8, 2022.

**BE IT FURTHER RESOLVED** that, pursuant to Charter section 5.03 and City Code section 10-5, City Council hereby establishes the following order for the applicable referendum questions to be placed on the ballot for that municipal special election:

1. The question in ordinance 510-H, concerning potential rescheduling of municipal elections for Mayor and City Council Members to occur in conjunction with national and state elections in even-numbered years.
2. The question in ordinance 511-H, concerning potential changes to City Council residency requirements to accommodate modification of district boundaries through redistricting.
3. The question in ordinance 512-H, concerning potential amendment of the City's 99-year lease of waterfront property for use by the Dalí museum to allow for expansion of the museum.
4. The question in ordinance 513-H, concerning economic development ad valorem tax exemptions granted by the City pursuant to Florida Statutes section 196.1995.

This resolution will become effective immediately upon adoption.

LEGAL:



**DRAFT NOTE:** For discussion purposes only, the four potential questions are listed above in the order in which they were numbered and noticed for public hearing. Any question not approved for placement on the ballot should be removed from the resolution, and the remaining questions may be reordered by City Council prior to adoption of the resolution.

**ST. PETERSBURG CITY COUNCIL**

**Meeting of August 4, 2022**

TO: Honorable Chair Gina Driscoll & Members of City Council

FROM: Chan Srinivasa, City Clerk

SUBJECT: A resolution regarding funding and agreements necessary to hold of a special municipal election to be held in conjunction with the statewide general election scheduled for November 8, 2022; approving a supplemental appropriation in the amount of \$34,000 from the unappropriated balance of the General Fund (0001) to the City Clerk Department, Administration Division (210-1725); authorizing execution of an agreement and other documents with the Pinellas County Supervisor of Elections; and providing an effective date.

EXPLANATION:

As discussed in other backup materials for this meeting, as many as four referendum questions may be approved by City Council. Because no municipal regular election is scheduled for this 2022, if any of those referendum questions are approved, they must be put to a vote of the City's electors through a municipal special election held in conjunction with the statewide general election scheduled for November 8, 2022 (the "Election").

Accordingly, the City Clerk's Office has made arrangements to contract with the Pinellas County Supervisor of Elections (the "SOE") to conduct the Election. The estimated cost of holding the Election is currently \$33,947.64, which includes costs due to the SOE and additional costs that the City will incur to hold the election in accordance with applicable law, including costs for translation services needed to comply with the bilingual election requirements of Section 203 of the Voting Rights Act (52 U.S.C. § 10503) and costs for various forms of public notice.

The attached Agreement for Conducting In-Conjunction Municipal Election was received from the Supervisor of Elections (SOE) on Thursday, July 28, 2002, and is pending Legals review.

If City Council approves any of the referendum ordinances scheduled for public hearing at today's meeting, Administration recommends that City Council also adopt the attached resolution approving supplemental appropriation to make funds available to cover Election costs and authorizing execution of agreements with the

SOE necessary to conduct the Election.

COST/FUNDING INFORMATION:

Funds will be available after the approval of a supplemental appropriation in the amount of \$34,000 from the unappropriated balance of the General Fund (0001) to the City Clerk Department (210), City Clerk Administration Division (1725).

ATTACHMENTS: Resolution.

APPROVALS:

Administrative Thomas Greene

Budget Christopher Griffin

**RESOLUTION NO. 2022-\_\_\_\_\_**

**A RESOLUTION REGARDING FUNDING AND AGREEMENTS NECESSARY TO HOLD A SPECIAL MUNICIPAL ELECTION IN CONJUNCTION WITH THE STATEWIDE GENERAL ELECTION SCHEDULED FOR NOVEMBER 8, 2022; APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$34,000 FROM THE UNAPPROPRIATED BALANCE OF THE GENERAL FUND (0001) TO THE CITY CLERK DEPARTMENT, ADMINISTRATION DIVISION (210-1725); AUTHORIZING EXECUTION OF AN AGREEMENT AND OTHER DOCUMENTS WITH THE PINELLAS COUNTY SUPERVISOR OF ELECTIONS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, contemporaneously with this resolution, City Council has adopted a resolution to call a special municipal election to be held in conjunction with the statewide general election scheduled for November 8, 2022, for the purpose of putting certain referendum questions to a vote of the City’s electors (the “**Election**”); and

**WHEREAS**, pursuant to the Florida Election Code, the Pinellas County Supervisor of Elections (the “**SOE**”) is responsible for voter registration, operation of polling locations, and the tabulation of election results; and

**WHEREAS**, in order to conduct the Election, the City must enter into an agreement with the SOE (the “**SOE Agreement**”) that requires the City to deposit \$21,786.90 with the SOE on or before August 16, 2022, to cover the estimated cost of services to be provided by the SOE; and

**WHEREAS**, the City will incur a variety of other costs (currently projected to total (\$12,160.74) to hold the Election in accordance with applicable law, including costs for translation services needed to comply with the bilingual election requirements of Section 203 of the Voting Rights Act (52 U.S.C. § 10503) and costs for various forms of public notice; and

**WHEREAS**, City Council desires to approve the supplemental appropriations necessary to make this funding available to the City Clerk for the purposes of making the required deposit with the SOE and covering other costs expected to be incurred in holding the Election; and

**WHEREAS**, City Council also desires to authorize execution of the SOE Agreement.


**NOW, THEREFORE, BE IT RESOLVED** that City Council hereby approves the following supplemental appropriation for FY22 to make that funding available to cover Election costs:

General Fund (0001)	
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City Clerk, Administration Division (210-1725)	\$34,000

**BE IT FURTHER RESOLVED** that the City Council hereby authorizes the Mayor or his designee to execute the SOE Agreement and any other necessary documents required by the SOE for the purpose of holding the Election.

This resolution will become effective immediately upon adoption.


LEGAL:

  
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ADMINISTRATION:

  
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BUDGET:

  
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