

1 Introduced by the Council President at the request of the School
2 Board of Duval County, Florida and amended by the Rules Committee:
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5 **ORDINANCE 2022-213-E**

6 AN ORDINANCE CALLING AN ELECTION ON AUGUST 23,
7 2022 TO HOLD A REFERENDUM OF THE QUALIFIED
8 ELECTORS RESIDING IN DUVAL COUNTY ON THE
9 QUESTION OF WHETHER TO APPROVE ONE ADDITIONAL AD
10 VALOREM TAX MILL TO BE USED FOR SCHOOL
11 OPERATIONAL PURPOSES FOR FOUR YEARS; PROVIDING
12 AN EFFECTIVE DATE.
13

14 **WHEREAS**, on March 1, 2022, the School Board of Duval County,
15 Florida ("School Board") enacted a resolution calling for a referendum
16 of the qualified electors residing in Duval County, directed by the
17 City Council to be held at the primary election on August 23, 2022,
18 on the question of whether to approve one additional mill of ad
19 valorem tax to be used for school operational purposes for a period
20 of four years; and

21 **WHEREAS**, Section 9, Article VII of the Florida Constitution
22 authorizes Florida district school boards to levy ad valorem taxes
23 of up to ten mills for all school purposes within the district; and

24 **WHEREAS**, Section 1011.71(9), Florida Statutes, authorizes the
25 school boards to levy additional millage for school operational
26 purposes, including charter schools, upon approval of a majority of
27 the electors of the county voting in a referendum; and

28 **WHEREAS**, the School Board has complied with all requirements set
29 forth in Section 1011.73(2), Florida Statutes, including adopting the
30 resolution attached hereto as **Exhibit 1** (the "Resolution"); and

31 **WHEREAS**, because the School Board has adopted the Resolution,

1 Section 1011.73(2), Florida Statutes, "direct[s] the [City Council]
2 to call an election at which the electors within the school district
3 may approve an ad valorem tax millage"; now therefore,

4 **BE IT ORDAINED** by the Council of the City of Jacksonville:

5 **Section 1. Findings.** The Council finds as follows:

6 The above recitals are true and correct and incorporated herein
7 by reference. In particular, the Council finds that the School Board,
8 pursuant to its authority under Section 9, Article VII, Florida
9 Constitution and Sections 1011.71(9) and 1011.73(2), Florida
10 Statutes, has adopted a resolution requesting that the City Council
11 call an election on August 23, 2022, to hold a referendum of the
12 qualified electors residing in Duval County on the question of whether
13 to approve one additional ad valorem tax mill to be used for school
14 operational purposes for four years. The Resolution is attached
15 hereto as **Exhibit 1** and is incorporated herein by this reference.

16 **Section 2. Referendum.**

17 (a) At the request of the School Board, the ad valorem tax
18 millage referendum shall be placed on the ballot for the primary
19 election to be held on August 23, 2022.

20 (b) The referendum election shall be held and conducted in the
21 manner prescribed by law for holding referenda elections.

22 (c) All qualified electors in Duval County shall be entitled
23 and permitted to vote in the referendum election.

24 (d) The Supervisor of Elections is authorized and directed,
25 when printing the mail-in ballots and ballot strips for use in the
26 voting machines for the referendum called for in this Section 2, to
27 print the referendum question set forth in Section 4 hereof on said
28 mail-in ballots and ballot strips at the appropriate place therefor.

29 **Section 3. Notice of Referendum.** The Supervisor of
30 Elections shall provide notice of the referendum according to law and
31 in the manner provided in Section 100.342, Florida Statutes.

1 **Section 4. Referendum Question.** The form of the title and
2 question for the referendum shall be substantially as follows:

3
4 DUVAL COUNTY SCHOOL DISTRICT
5 AD VALOREM MILLAGE REFERENDUM
6

7 Shall the Duval County School District increase the levy
8 of ad valorem operating millage by one additional mill for
9 the next four years to attract and retain high-quality
10 teachers and staff through additional compensation, to
11 enhance art, music and athletic programs, and to provide
12 proportionate funding for charter schools based on full-
13 time student enrollment, in order to continue and sustain
14 improvements in the quality of Duval County's school
15 system?

16
17 _____ YES, for one additional mill

18
19 _____ NO, against one additional mill
20

21 **Section 5. Referendum Results.** If a majority of the votes
22 cast in the referendum shall be for the one additional ad valorem tax
23 mill to be used for school operational purposes, the one additional
24 mill shall be adopted and shall take effect as provided in the
25 Resolution. If less than a majority of the votes cast at the
26 referendum shall be for the one additional mill, the one additional
27 millage shall be defeated and shall not take effect.

28 **Section 6. Separate Board Action.** If a majority of the
29 votes cast in the referendum shall be for the additional millage, the
30 School Board, by separate action, shall, consistent with law,
31 implement and specify how the proceeds of the additional millage

1 shall be used.

2 **Section 7. Effective Date.** This Ordinance shall become
3 effective upon signature by the Mayor or upon becoming effective
4 without his signature.

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6 Form Approved:

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9 /s/ Paige H. Johnston

10 Office of General Counsel

11 Legislation Prepared By: J. Ray Poole

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