

1 Introduced by the Council President Wilson:
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4 **RESOLUTION 2020-237**

5 A RESOLUTION CONCERNING THE DISTRICT 4 COUNCIL
6 MEMBER VACANCY; PROVIDING FOR A SPECIAL
7 ELECTION THAT SHALL BE HELD PURSUANT TO
8 SECTION 5.06, *CHARTER*, TO FILL SAID VACANCY;
9 PROVIDING FOR A QUALIFYING PERIOD FROM 12:00
10 P.M. ON MONDAY, JUNE 8, 2020 THROUGH 12:00
11 P.M. FRIDAY, JUNE 12, 2020, FOR A SPECIAL
12 ELECTION TO BE HELD IN CONJUNCTION WITH THE
13 PRIMARY ELECTION ON TUESDAY, AUGUST 18, 2020,
14 AND, IF NECESSARY, IN CONJUNCTION WITH THE
15 GENERAL ELECTION TO BE HELD ON TUESDAY,
16 NOVEMBER 3, 2020; PROVIDING FOR THE
17 ESTABLISHMENT OF A QUALIFYING BY PETITION
18 DEADLINE; REQUESTING ONE CYCLE EMERGENCY
19 PASSAGE; PROVIDING AN EFFECTIVE DATE.
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21 **WHEREAS**, it is anticipated that the District Council Member
22 for District 4 will submit a letter of resignation pursuant to
23 section 99.012(3)(d), Florida Statutes, to run for the Duval County
24 Clerk of Courts position; and

25 **WHEREAS**, the effective date of the resignation was designated
26 as being the earlier of either the date he would take office as
27 Clerk of Courts, if elected, or the date his District 4 successor
28 would take office; and

29 **WHEREAS**, pursuant to section 99.012(3)(d), Florida Statutes,
30 the resignation is irrevocable, creating a vacancy in the District
31 4 Council seat as of the resignation effective date; and

1 **WHEREAS**, Section 5.06 of the Charter of the City of
2 Jacksonville provides that upon a vacancy occurring under these
3 circumstances, a special election may be called by resolution of
4 the Council; and

5 **WHEREAS**, because of such vacancy and the benefits attributed
6 to the constituents and citizens of District 4 by having a district
7 Council Member represent their interests, economy of resources can
8 best be achieved if the Council makes simultaneous provisions for
9 the special election of the District 4 seat in conjunction with the
10 State wide, multi-county, County and District offices primary
11 election set for Tuesday, August 18, 2020 and general election on
12 Tuesday, November 3, 2020; now therefore

13 **BE IT RESOLVED** by the Council of the City of Jacksonville:

14 **Section 1. Special Elections Called - District 4 Council**
15 **Seat; Qualifying Period, Primary and General Election Provided for.**

16 The Council hereby declares the vacancy in the District 4 seat of
17 the City Council as the result of the resignation of Council
18 President Wilson effective the earlier of either the date he would
19 take office as Clerk of Courts, if elected, or the date his
20 District 4 successor would take office; that a Special Election in
21 accordance with the provisions of Section 5.06, *Charter of the City*
22 *of Jacksonville*, will be held in conjunction with the Primary
23 Election scheduled for **Tuesday, August 18, 2020**, for the purpose of
24 electing the District 4 Council Member for such vacated Office, to
25 serve the unexpired term of the previous District 4 Council Member.
26 If no candidate receives a majority of the votes in the August 18,
27 2020 Special Election, then, in that event, the two candidates with
28 the highest vote totals in the August 18, 2020 Special Election
29 shall participate in a Special Election to be held in conjunction
30 with the General Election scheduled for **Tuesday, November 3, 2020**.
31 In the event more than one candidate receives the second highest

1 vote total, then each such candidates' name, as well as the name of
2 the candidate with the highest vote total, shall be on the ballot
3 for the November 3, 2020 Special Election. The qualifying period
4 for candidates to be voted upon in the Special Election hereby
5 called shall begin at **12:00 p.m. on Monday, June 8, 2020**, and close
6 at **12:00 p.m. on Friday, June 12, 2020**.

7 **Section 2. Establishing the Candidate Qualifying by**
8 **Petition deadline.** For those candidates seeking to qualify for this
9 Special Election for the District 4 City Council seat via the voter
10 petition process, the Council hereby establishes the candidate
11 qualifying by petition deadline to be **12:00 p.m. on Monday, June 1,**
12 **2020.**

13 **Section 3. Requesting One Cycle Emergency Passage**
14 **Pursuant to Council Rule 4.901 Emergency.** One cycle emergency
15 passage of this legislation upon introduction is requested. The
16 nature of the emergency is that a vacancy has been created in the
17 Office of the District 4 City Council seat and time is needed for a
18 qualifying period and to establish the candidates to be included on
19 the printed August ballot, as well as sufficient time to afford the
20 Duval County Supervisor of Elections the opportunity to properly
21 assess petitions and meet the ballot printing deadlines.

22 **Section 4. Effective Date.** This Resolution shall become
23 effective upon signature by the Mayor or upon becoming effective
24 without the Mayor's signature.

25 Form Approved:

26
27 /s/ Margaret M. Sidman

28 Office of General Counsel

29 Legislation Prepared by: Margaret M. Sidman