

Agenda Item #:

3-A-1

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

**Meeting Date:** November 21, 2006

☒ **Consent**

☐ **Regular**

☐ **Public Hearing**

**Department**

**Submitted By: ADMINISTRATION**

**Submitted For: ADMINISTRATION**

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve: a resolution of the Board of County Commissioners of Palm Beach County, Florida, directing the Palm Beach County Supervisor of Elections to hold a municipal election for the Town of Loxahatchee Groves on March 13, 2007.

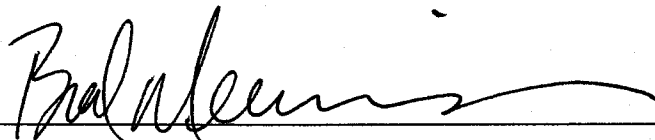
**Summary:** Chapter 2006-328, Laws of Florida provides that the Board of County Commissioners shall call the special election for the election of the five town council members of the new Town of Loxahatchee Groves to be held on March 13, 2007. This is a ministerial action that is mandated by state law. District 6 (RPB)

**Background and Justification:** The voters in the Loxahatchee Groves area approved the incorporation of the Town of Loxahatchee Groves at a special election held on October 12, 2006. Chapter 2006-238, the Charter of the Town of Loxahatchee Groves, provides for a council-manager form of government with the 5 member town council to be elected at a special election to be held on March 13, 2007 with a runoff election to be held on March 27, 2007.

**Attachments:**

1. Resolution

**Recommended by:**



Assistant County Administrator

Date

**Approved by:** \_\_\_\_\_ N/A

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2007	2008	2009	2010	2011
Capital Expenditures	—	—	—	—	—
Operating Costs	—	—	—	—	—
External Revenues	—	—	—	—	—
Program Income (County)	—	—	—	—	—
In-Kind Match (County)	—	—	—	—	—
NET FISCAL IMPACT	—	—	—	—	—
# ADDITIONAL FTE					
POSITIONS (Cumulative)	—	—	—	—	—

Is Item Included in Current Budget? Yes\_\_\_ No\_\_\_

Budget Account No.: Fund\_\_\_ Department\_\_\_ Unit\_\_\_ Object\_\_\_  
Reporting Category\_\_\_

B. Recommended Sources of Funds/Summary of Fiscal Impact:

C. Departmental Fiscal Review: \_\_\_\_\_

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

Jim Ont 11-7 Jim J. Jacobson 11/8/06  
OFMB *dm 11-7-06 dm 11-7-06* Contract Dev. and Control  
*Ed Jones 11/8/06*

B. Legal Sufficiency:

*[Signature]*  
Assistant County Attorney

C. Other Department Review:

\_\_\_\_\_  
Department Director

THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.

**RESOLUTION NO. R-2006-\_\_\_\_\_**

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, DIRECTING THE PALM BEACH COUNTY SUPERVISOR OF ELECTIONS TO HOLD A MUNICIPAL ELECTION FOR THE TOWN OF LOXAHATCHEE GROVES ON MARCH 13, 2007; PROVIDING FOR NOTICE OF ELECTION; PROVIDING FOR TRANSMITTAL BY THE CLERK; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Chapter 2006-328, Laws of Florida, provided for the referendum election regarding the Town of Loxahatchee Groves on October 10, 2006; and

**WHEREAS**, the registered electors located within the boundaries of the area now known as the Town of Loxahatchee Groves voted in favor of incorporation; and

**WHEREAS**, as a result of the adoption of the Town Charter, Section 10, Paragraph 2(a) of Chapter 2006-328, Laws of Florida, provided for the Palm Beach County Commission to call a special election for the election of the five (5) Town Council Members to be held on March 13, 2007; and

**WHEREAS**, pursuant to the requirements of Chapter 2006-328, Laws of Florida, the Board of County Commissioners hereby directs the Palm Beach County Supervisor of Elections ("Supervisor of Elections") to hold the special election for the election of the five (5) Town Council Members for the Town of Loxahatchee Groves on March 13, 2007.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:**

**SECTION 1. SPECIAL ELECTION**

On March 13, 2007, a special election is to be held, and, in accordance with the requirements of the Constitution and Laws of Florida, the election of the five (5) Town Council Members for the Town of Loxahatchee Groves shall be placed on the ballot by the Supervisor of Elections. Candidates for the election shall qualify for Seat 1, Seat 2, Seat 3, Seat 4, and Seat 5. The requirements for qualification shall be as required by Florida Election Code as well as Chapter 2006-328, Laws of Florida.

**SECTION 2. NOTICE OF ELECTION**

The Supervisor of Elections shall provide and publish any and all notices required by the Florida Election Code in order to hold the special election on March 13, 2007.

**SECTION 3. TRANSMITTAL BY THE CLERK**

The Board of County Commissioners hereby directs the Clerk of the Board to deliver, or cause to be delivered, a certified copy of this Resolution to the Supervisor of Elections upon adoption of this Resolution by the Board of County Commissioners.

**SECTION 4. EFFECTIVE DATE**

This Resolution shall become effective on adoption.

The foregoing Resolution was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

District 1:	Karen T. Marcus	_____
District 2:	Jeff Koons	_____
District 3:	Warren H. Newell	_____
District 4:	Mary McCarty	_____
District 5:	Burt Aaronson	_____
District 6:		_____
District 7:	Addie L. Greene	_____

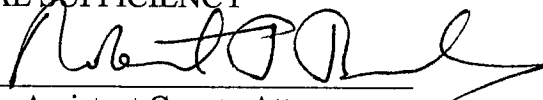
The Chairperson thereupon declared the Resolution duly passed and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

PALM BEACH COUNTY, FLORIDA, BY  
ITS BOARD OF COUNTY COMMISSIONERS

SHARON BOCK, CLERK & COMPTROLLER

BY: \_\_\_\_\_  
Deputy Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

BY:   
Assistant County Attorney