

**ORDINANCE 17-\_\_\_**

**AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ESTABLISHING THE CANDIDATE QUALIFYING PERIOD FOR THE 2018 MUNICIPAL GENERAL ELECTION; PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Charter of the Town of Cutler Bay (the “Town”), Florida Statutes and federal law set forth the proper procedures and requirements for the conduct of elections; and

**WHEREAS**, it is necessary to establish the qualifying period for the municipal general election to be held in the Town on November 6, 2018 for the purpose of electing qualified candidates to fill the vacancies of Mayor, Seat 1 and Seat 3; and

**WHEREAS**, in accordance with Section 2.4 of the Town Charter, the Town may modify any aspect of the qualifying period for an election by ordinance if such modification is necessary in order to accommodate a request by the Miami-Dade County Supervisor of Elections office; and

**WHEREAS**, the Miami-Dade County Supervisor of Elections office has requested that the Town modify its qualifying period for the November 6, 2018 election in order to help facilitate the efficient and orderly conduct of that election.

**NOW THEREFORE, IT IS HEREBY ORDAINED BY MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** That each of the above stated recitals is hereby adopted and confirmed.

**Section 2. Qualifying Period.** That the candidate qualifying period for the November 6, 2018 Town election will begin at 12:00 p.m. (noon) on July 27, 2018 and end at 12:00 p.m. (noon) on August 10, 2018.

**Section 3. Severability.** If any section, clause, sentence, or phrase of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, the holding shall not affect the validity of the remaining portions of this ordinance.

**Section 4. Conflict.** All sections or parts of sections of the code of ordinances, all ordinances or parts of ordinances, and all resolutions, or parts of resolutions, in conflict with this ordinance are repealed to the extent of such conflict.

**Section 5. Effective Date.** This ordinance shall be effective immediately upon adoption on second reading.

PASSED on first reading this 18<sup>th</sup> day of January, 2017.

PASSED AND ADOPTED on second reading this \_\_\_\_\_ day of February, 2017.

\_\_\_\_\_  
PEGGY R. BELL  
Mayor

Attest:

\_\_\_\_\_  
Debra E. Eastman, MMC  
Interim Town Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY FOR THE  
SOLE USE OF THE TOWN OF CUTLER BAY:

\_\_\_\_\_  
WEISS SEROTA HELFMAN  
COLE & BIERMAN, P.L.  
Town Attorney

First Reading  
Moved By: Council Member Coriat  
Seconded By: Vice Mayor Loyzelle

Second Reading  
Moved By: \_\_\_\_\_  
Seconded By: \_\_\_\_\_

FINAL VOTE AT ADOPTION:

Mayor Peggy R. Bell \_\_\_\_\_  
Vice Mayor Sue Ellen Loyzelle \_\_\_\_\_  
Council Member Mary Ann Mixon \_\_\_\_\_  
Council Member Michael P. Callahan \_\_\_\_\_  
Council Member Roger Coriat \_\_\_\_\_