

**Resolution R 2010-**

**A RESOLUTION OF THE CHARTER REVIEW BOARD OF HILLSBOROUGH COUNTY, FLORIDA, ELIMINATING THE VETO POWERS OF AN ELECTED COUNTY MAYOR OVER THE BUDGET OR ANY COMPONENT CONTAINED THEREIN, AS SET FORTH IN HILLSBOROUGH COUNTY CHARTER, SECTION 5.04, PARAGRAPH (9); SETTING OUT THE TITLE AND BALLOT LANGUAGE; REQUESTING THE SUPERVISOR OF ELECTIONS TO PLACE THE QUESTION ON THE NEXT GENERAL ELECTION BALLOT; PROVIDING FOR AN EFFECTIVE DATE.**

Upon motion by Charter Review Board member \_\_\_\_\_, seconded by Charter Review Board member \_\_\_\_\_, the following Resolution was adopted by \_\_\_\_\_ to \_\_\_\_\_ vote with member(s) \_\_\_\_\_ voting "No." Charter Review Board member(s) \_\_\_\_\_ being absent.

**WHEREAS**, the Charter Review Board of Hillsborough County has conducted a thorough study of the Charter of Hillsborough County; and

**WHEREAS**, during this study, the veto powers of an Elected County Mayor was discussed and debated; and

**WHEREAS**, this veto power includes the authority to veto the budget or any particular component contained therein; and

**WHEREAS**, the veto authority over the budget is inconsistent with Florida law and violates Article VIII, Section 1 (g) of the Florida Constitution because only the County Commission can adopt budgets and set property millage rates; and

**WHEREAS**, the Charter Review Board believes voters of Hillsborough County should be given the opportunity to decide whether they want to eliminate the veto authority over the budget from the Charter of Hillsborough County.

**NOW, THEREFORE, BE IT RESOLVED BY THE CHARTER REVIEW BOARD OF HILLSBOROUGH COUNTY, FLORIDA THAT:**

1. Article V of the Charter of Hillsborough County shall be amended to eliminate the following:

**Amendment to**

**The Charter of Hillsborough County  
Article V, Section 5.04 (paragraph 9)**

[Article] V. Section 5.04

(9) The Mayor shall within ten days of final adoption by the Board, have veto authority over any ordinance but not to include any zoning, master plan or land use plan enacted by the Board. and (2) the Mayor cannot veto the selection of the chairperson or vice-chairperson of the Board, the enactment of board committee rules, the formation of board committees, or the appointment of members to such boards. The Board may at its next regularly scheduled meeting after the veto occurs, override a veto by a two-thirds vote of the Commissioners.

**Deleted:** Such veto power shall include the budget or any particular component contained therein which was approved by the board; provided; however, that (1) if any revenue item is vetoed, an expenditure item in the same or greater dollar amount must also be vetoed

2. **AND BE IT FURTHER RESOLVED** that the Supervisor of Elections is requested to place the following heading and question upon the ballot at the next general election in Hillsborough County in accordance with Chapter 101, Florida Statutes and other relevant laws.

**Deleted:** ¶

**Ballot Title**

Amends Charter Article V Section 5.04 (9) to eliminate the veto authority over the budget

**Ballot Question**

Should the provision setting forth veto powers of an Elected County Mayor over the budget or any component contained therein be eliminated from the Charter of Hillsborough County?

\_\_\_\_\_ Yes  
\_\_\_\_\_ No

3. This Resolution shall become effective upon adoption.

4. The Amendment to the Charter shall be effective, if and only if, approved by the majority of the electors at the next general election in Hillsborough County.

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**DONE AND RESOLVED** this \_\_\_\_\_ day of \_\_\_\_\_ 2010.

**CHARTER REVIEW BOARD  
HILLSBOROUGH COUNTY, FLORIDA  
STATE OF FLORIDA  
COUNTY OF HILLSBOROUGH**

I, Pat Frank, Clerk of the Circuit Court and Ex Officio Clerk of the Board of County Commissioners of Hillsborough County, Florida, do hereby certify that the above and foregoing is a true and correct copy of a Resolution adopted by the Board at its \_\_\_\_\_ meeting of

\_\_\_\_\_, 2010, as the same appears of record in Minute Book \_\_\_\_\_ of  
the Public Records of Hillsborough County, Florida.

WITNESS my hand and official seal this \_\_ day of \_\_\_\_\_, 2010.

ATTEST:  
PAT FRANK,  
CLERK OF CIRCUIT COURT

By: \_\_\_\_\_  
Deputy Clerk

Approved as to form  
and legal sufficiency:

By: \_\_\_\_\_  
Assistant County Attorney