

RESOLUTION NO. 3780

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BAY COUNTY, FLORIDA, CALLING A REFERENDUM ELECTION ON APRIL 20, 2021, AT THE DIRECTION OF THE SCHOOL BOARD OF BAY COUNTY, FLORIDA, TO DETERMINE IF THE ELECTORS OF THE SCHOOL DISTRICT OF BAY COUNTY, FLORIDA, APPROVE LEVYING 1.00 MILL FOR OPERATIONAL NEEDS OF THE DISTRICT FOR FOUR YEARS; PROVIDING FOR NOTICE OF THE REFERENDUM ELECTION; PROVIDING FOR AN OFFICIAL BALLOT; PROVIDING FOR THE REFERENDUM ELECTION PROCEDURE; PROVIDING FOR EXPENSES OF THE ELECTION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR PROVISION TO SCHOOL DISTRICT AND SUPERVISOR OF ELECTIONS

WHEREAS, the Board of County Commissioners of Bay County, Florida ("Board") has made the following determinations:

1. This Resolution is adopted pursuant to Section 1011.73(2), Florida Statutes, and other applicable provisions of law.

2. On January 26, 2021, The School Board of Bay County, Florida ("School Board"), adopted a Resolution directing this Board to call a referendum election on April 20, 2021, to determine if the electors of The School District of Bay County, Florida ("School District") approve levying 1.00 mill for operational needs of the School District for four years. A copy of the School Board Resolution is attached to this Resolution as **Exhibit A**.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Bay County, Florida:

SECTION 1. REFERENDUM ELECTION CALLED. As provided in Section 1011.71(9), Florida Statutes, this Board calls a referendum election to be held in the School District on April 20, 2021, to determine whether or not an additional 1.00 mill shall be levied within Bay County for operational needs of the School District for a period of four fiscal years, commencing July 1, 2021, and ending June 30, 2025.

SECTION 2. NOTICE OF REFERENDUM ELECTION. The Superintendent of the School District will place a notice of the referendum election in a newspaper of general circulation published in the District. The publication shall be made at least thirty days prior

to the referendum and shall be made at least twice, once in the fifth week and once in the third week prior to the week in which the referendum is deemed to be held.

SECTION 3.OFFICIAL BALLOT. As required by Section 1011.73(4)(b), Florida Statutes, the ballots to be used in the referendum election shall contain a statement relating to the levy of 1.00 mill for operational needs of the District for a period of four fiscal years, commencing July 1, 2021, and ending June 30, 2025, and shall be in substantially the following form:

OFFICIAL BALLOT

**REFERENDUM TO APPROVE AD VALOREM LEVY FOR
OPERATION COSTS, INCLUDING TEACHER AND
SUPPORT SALARIES, SCHOOL SAFETY, MENTAL
HEALTH SERVICES, AND PRE-K PROGAMS**

Shall the Bay County School District levy an ad valorem tax of one mill for four years for necessary operating expenses, sharing funds with charter schools proportionate to student enrollment, with expenditure review by a citizens oversight committee? Operating expenses shall include funds to raise salaries of teachers and District employees; recruit and retain highly qualified teachers; enhance school security, mental health services, and pre-kindergarten programs; and fund other operations that preserve school programs.

YES = FOR additional one mill for School District for four years

NO = AGAINST additional one mill for School District for four years

SECTION 4.REFERENDUM ELECTION PROCEDURE. The Supervisor of Elections of Bay County shall hold, administer, and conduct the referendum election in the manner prescribed by the Florida Election Code and other applicable law for holding elections in the School District. Returns shall show the number of qualified electors who voted at the referendum election on the proposition and the number of votes cast respectively for and against approval of the proposition. The returns shall be canvassed in accordance with law.

SECTION 5.EXPENSES OF ELECTION. As provided in Section 1011.73(7), Florida Statutes, the cost of the publication of the notice of the election and all expenses of the election shall be paid by the School District.

SECTION 6. SEVERABILITY. In the event that any word, phrase, clause, sentence, or paragraph of this Resolution shall be held invalid by any court of competent jurisdiction, such holding shall not affect any other word, clause, phrase, sentence, or paragraph.

SECTION 7. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

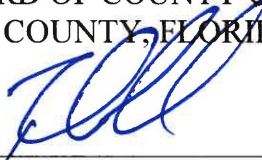
SECTION 8. PROVISION TO SCHOOL DISTRICT AND SUPERVISOR OF ELECTIONS. Upon adoption, the County Administrator is directed to provide a copy of this Resolution to the Supervisor of Elections of Bay County and the Superintendent of the School District.

PASSED AND DULY ADOPTED this 2nd day of February, 2021.

ATTEST:

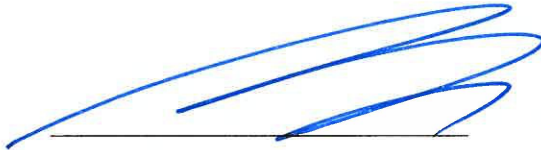
BOARD OF COUNTY COMMISSIONERS
BAY COUNTY, FLORIDA



Bill Kinsaul, Clerk

Robert Carroll, Chairman

APPROVED AS TO FORM:



County Attorney's Office
Brian D. Leebrick