

1 A bill to be entitled
 2 An act relating to North Springs Improvement District,
 3 Broward County; amending ch. 2005-341, Laws of
 4 Florida, as amended; providing definitions; deleting
 5 certain residential and meeting requirements for
 6 members of the Board of Supervisors of the North
 7 Springs Improvement District; providing an exception
 8 to general law; requiring that the board be elected by
 9 the qualified electors of the district; providing that
 10 current board members serve until certification of the
 11 November 2020 election results; conforming a provision
 12 to changes made by the act; providing an effective
 13 date.

14
 15 Be It Enacted by the Legislature of the State of Florida:

16
 17 Section 1. Subsection (11) of section 4 of section 3 of
 18 chapter 2005-341, Laws of Florida, as amended by chapter 2007-
 19 285, Laws of Florida, and section 5 of that section, are
 20 amended, to read:

21 Section 4. Definitions.—Unless the context shall indicate
 22 otherwise, the following words as used in this act shall have
 23 the following meanings:

24 (11) "Qualified elector" or "elector" means any person at
 25 least 18 years of age who is a citizen of the United States, a

26 | permanent legal resident of Florida, ~~the state~~ and a resident of
27 | the district ~~and~~ who registers ~~to vote~~ with the Supervisor of
28 | Elections of Broward County in which the district lands are
29 | located when the registration books are open.

30 | Section 5. Board; election; organization; terms of office;
31 | quorum; report and minutes.—

32 | (1) The board of the district shall be the governing body
33 | of the district and shall exercise the powers granted to the
34 | district under this act and under chapter 298, Florida Statutes.
35 | The board shall consist of three members and, except as
36 | otherwise provided herein, each member shall hold office for a
37 | term of 4 years and until his or her successor shall be chosen
38 | and shall qualify. ~~A majority of the members of the board shall~~
39 | ~~be residents of Broward County, and all members shall be~~
40 | ~~residents of the state. All members of the board shall be~~
41 | ~~landowners within the district.~~

42 | ~~(2) In the month of June of each fourth year commencing~~
43 | ~~June of 1972, there shall be held a meeting of the landowners of~~
44 | ~~the district at the office of the district in Broward County,~~
45 | ~~for the purpose of electing three supervisors for said district.~~
46 | ~~One supervisor shall be elected solely by those landowners~~
47 | ~~owning property within the city limits of the City of Parkland,~~
48 | ~~and this supervisor must be a landowner who owns property within~~
49 | ~~the city limits of the City of Parkland. One supervisor shall be~~
50 | ~~elected solely by those landowners owning property within the~~

51 ~~city limits of the City of Coral Springs, and this supervisor~~
52 ~~must be a landowner who owns property within the city limits of~~
53 ~~the City of Coral Springs. One supervisor shall be elected at~~
54 ~~large by all landowners of the district, regardless of where his~~
55 ~~or her property is located. Candidates for each supervisor~~
56 ~~position will be nominated during the meeting of landowners, and~~
57 ~~the nominee who receives the highest number of votes for a~~
58 ~~supervisor position shall be declared elected. Notice of said~~
59 ~~landowners' meeting shall be published once a week for 2~~
60 ~~consecutive weeks in a newspaper in Broward County which is in~~
61 ~~general circulation within the district, the last of said~~
62 ~~publication to be not less than 14 days nor more than 28 days~~
63 ~~before the date of the election. The landowners when assembled~~
64 ~~at such meeting shall organize by electing a chair that shall~~
65 ~~conduct the meeting. At such meeting each landowner shall be~~
66 ~~entitled to cast one vote per acre of land owned by him or her~~
67 ~~and located within the district. A landowner may vote in person~~
68 ~~or by proxy in writing. Fractions of an acre shall be treated as~~
69 ~~1 acre, entitling the landowner to one vote with respect~~
70 ~~thereto.~~

71 (2)~~(3)~~ Each supervisor, before entering upon his or her
72 official duties, shall take and subscribe to an oath of office
73 as prescribed in section 298.13, Florida Statutes.

74 (3)~~(4)~~ All supervisors shall hold office for the terms for
75 which they are elected or appointed and until their successors

76 | shall be chosen and qualify. In case of a vacancy in the office
77 | of any supervisor, the remaining supervisor or supervisors (even
78 | though less than a quorum) may fill such vacancy by appointment
79 | of a new supervisor or supervisors for the unexpired term of the
80 | supervisor who vacated his or her office.

81 | (4)~~(5)~~ As soon as practicable after each election, the
82 | board shall organize by choosing one of their number president
83 | of the board and by electing a secretary, who need not be a
84 | member of the board.

85 | (5)~~(6)~~ A majority of the members of the board shall
86 | constitute a quorum.

87 | (6)~~(7)~~ The board shall keep a permanent record book
88 | entitled "Record of Proceedings of North Springs Improvement
89 | District," in which shall be recorded minutes of all meetings,
90 | resolutions, proceedings, certificates, bonds given by all
91 | employees, and any and all corporate acts, which book shall at
92 | reasonable times be opened to the inspection of any landowner,
93 | taxpayer, resident, or bondholder of the district, and such
94 | other persons as the board may determine to have a proper
95 | interest in the proceedings of the board. Such record book shall
96 | be kept at any office or other regular place of business
97 | maintained by the board in Broward County.

98 | (7)~~(8)~~ Whenever any election shall be authorized or
99 | required by this act to be held by the landowners at any
100 | particular or stated time or day, and if for any reasons such

101 election is not held at such time or on such day, then in such
 102 event the power or duty to hold such election shall not cease or
 103 lapse, but such election shall be held thereafter when
 104 practicable, and in accordance with the procedures provided by
 105 this act.

106 (8) (a) ~~(9) (a)~~ Notwithstanding any provision of law to the
 107 contrary, the board of supervisors shall be elected by the
 108 qualified electors of the district. Election of the board by the
 109 qualified electors of the district shall be the exclusive method
 110 for the election of the members of the board of supervisors. The
 111 ~~board of supervisors may, upon vote of a majority of the board,~~
 112 ~~determine to convert to a board of supervisors elected by the~~
 113 ~~qualified electors of the district. Upon the call of an election~~
 114 ~~for such purpose by the board as provided in paragraph (b),~~
 115 ~~election of the board by the qualified electors shall thereafter~~
 116 ~~be the exclusive method for the election of the members of the~~
 117 ~~board of supervisors.~~

118 ~~(b) Upon vote of the board of supervisors pursuant to~~
 119 ~~paragraph (a),~~ The board shall call an election at which the
 120 members of the board of supervisors will be elected. Such
 121 election shall be held in conjunction with the next general
 122 election in November. Candidates may qualify for the offices of
 123 board of supervisors seat 1, seat 2, and seat 3, each elected at
 124 large within the district. A candidate qualifying for election
 125 to seat 1 must be an elector and resident of the City of

126 Parkland. A candidate qualifying for election to seat 2 must be
127 an elector and resident of the City of Coral Springs. A
128 candidate qualifying for election to seat 3 must be an elector
129 and resident of the district. Each board member shall be elected
130 by the qualified electors of the district for a term of 4 years,
131 except that, at the first such election, the two members elected
132 to seat 1 and seat 2 shall be elected for a term of 4 years, and
133 the member elected to seat 3 shall be elected for a term of 2
134 years. Thereafter, there shall be an election held every 2 years
135 for expiring terms and all members shall be elected for terms of
136 4 years each. The candidate receiving the most votes for each
137 seat shall be elected. All elected board members must be
138 qualified electors of the district.

139 (b) Members of the board of supervisors as of October 1,
140 2018, shall serve until the certification of the November 2020
141 general election results.

142 (c) Elections of board members by qualified electors held
143 pursuant to this subsection shall be nonpartisan and shall be
144 conducted in the manner prescribed by law for holding general
145 elections. Board members shall assume the office on the second
146 Tuesday following their election.

147 (d) Candidates seeking election to office by qualified
148 electors under this subsection shall conduct their campaigns in
149 accordance with the provisions of chapter 106, Florida Statutes,
150 and shall file qualifying papers and qualify for individual

151 seats in accordance with section 99.061, Florida Statutes.
152 Candidates shall pay a qualifying fee, which shall consist of a
153 filing fee and election assessment or, as an alternative, shall
154 file a petition signed by not less than 1 percent of the
155 qualified electors of the district, and take the oath required
156 in section 99.021, Florida Statutes, with the Supervisor of
157 Elections of Broward County. The amount of the filing fee is 3
158 percent of \$4,800. The amount of the election assessment is 1
159 percent of \$4,800. The filing fee and election assessment shall
160 be distributed as provided in section 105.031 (3), Florida
161 Statutes.

162 (e) The Supervisor of Elections of Broward County shall
163 appoint the inspectors and clerks of elections, prepare and
164 furnish the ballots, designate polling places, and canvass the
165 returns of the election of board members by qualified electors.
166 The county canvassing board shall declare and certify the
167 results of the election.

168 (f) The provisions of subsections (2), (3), (4), (5), and
169 (6), ~~and (7)~~ shall apply to a board of supervisors elected
170 pursuant to this subsection.

171 Section 2. This act shall take effect upon becoming a law.