

SUMTER COUNTY ORDINANCE 2011-

AN ORDINANCE OF SUMTER COUNTY, FLORIDA, AMENDING CHAPTER TWO, ARTICLE III OF THE SUMTER COUNTY CODE TO REQUIRE COUNTY COMMISSIONERS TO GIVE BOND, CONSISTENT WITH CHAPTER 137, FLORIDA STATUTES.

WHEREAS, Chapter 137, Florida Statutes appears to require an ordinance to memorialize the requirement that County Commissioners give bond, and the County Attorney had advised the Sumter County Board of County Commissioners that passage of such and ordinance would constitute the best application of the codified statutory provisions.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Sumter County, Florida, as follows:

SECTION 1. AMENDMENT TO THE SUMTER COUNTY CODE.

Section 2-52 of the Sumter County Code, heretofore reserved, shall read as follows:

Procedure for county commissioner bonds.

(a) *Approval of form and surety of bonds of county officers; delegation of authority.* Pursuant to Section 137.04, Florida Statutes, the Board of County Commissioners hereby requires that each County Commissioner give bond in the amount of \$2,000.00 for the faithful performance of the duties of his or her office. Approval of the form and surety of any such bonds is hereby delegated by the board of county commissioners to the county administrator or designee. The premium of the bond shall be paid in a manner consistent with the mandates of Section 137.04, Florida Statutes.

(b) *Filing of bonds of county commissioners.* All bonds of county commissioners required by this section must be filed with the clerk of the circuit court promptly upon execution and must be secured within ten days of the county commissioner taking office.

SECTION 2. EFFECTIVE DATE.

This Ordinance shall take effect upon recording with the Secretary of State by the Sumter County Clerk, on a date no later than January ___, 2011.

SECTION 3. CODIFICATION.

It is the intention of the Sumter County Board of County Commissioners that the provisions of this Ordinance shall become

and be made a part of the Sumter County Code and the word "ordinance" may be changed to "section," "article," or other appropriate word or phrase and the sections of this Ordinance may be renumbered or relettered to accomplish such intention.

SECTION 4. SEVERABILITY.

If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the invalidity shall not effect other provisions or applications of the Ordinance which can be given the effect without the invalid provision or application, and to this end, the provision of this act are declared severable.

DONE AND ORDAINED this ____ day of _____ 2010, in regular session by the Sumter County Board of County Commissioners in _____, Florida.

ATTEST: GLORIA HAYWARD
CLERK OF CIRCUIT COURT

SUMTER COUNTY, FLORIDA

Deputy Clerk

By: Don Burgess
Chairman

(SEAL)

Approved as to Legal Form:

County Attorney