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AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, AMENDING CHAPTER 2 ENTITLED "ADMINISTRATION", BY SPECIFICALLY DELETING ARTICLE I, SECTION 2-16 ENTITLED "CAMPAIGN CONTRIBUTIONS"; PROVIDING FOR CONSISTENCY WITH SECTION 106.08 OF THE FLORIDA STATUTES RELATIVE TO CAMPAIGN CONTRIBUTION LIMITATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

14       **WHEREAS**, Section 106.08 of the Florida Statutes entitled “Contributions;  
15       limitations provides for campaign contributions limitations; and

17       **WHEREAS**, the City's Code Section 2.16 relative to Campaign contributions  
18       should be eliminated to be consistent with state law; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF  
THE CITY OF OAKLAND PARK, FLORIDA THAT:

23           **SECTION 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed  
24 as being true and correct and are hereby made a part of this Ordinance upon adoption  
25 thereof.

27           **SECTION 2.** Chapter 2 Entitled “Administration”, Article I, Section 2-16 entitled  
28           “Campaign contributions” is hereby amended as follows:

30 ~~Secs. 2-16. Campaign contributions.~~

~~(a) Definitions. For the purposes of this section, the following terms, phrases, words, and their derivations shall have the meaning given herein. Words not defined herein shall be defined in accordance with state and federal law or otherwise shall be given their common and ordinary meaning, unless the context clearly provides otherwise.~~

~~(1) *Candidate* shall have the meaning given to such term in F.S. Ch. 106, as amended from time to time.~~

~~(2) *Contribution* shall have the meaning given to such term in F.S. Ch. 106, as amended from time to time. An independent expenditure, as that term is defined in F.S. Ch. 106, is not included within the meaning of contribution.~~

- 1       ~~(3) Person shall have the meaning given to such term in F.S. Ch. 106, as amended~~  
2       ~~from time to time.~~
- 3       ~~(4) Political committee shall have the meaning given to such term in F.S. Ch. 106,~~  
4       ~~as amended from time to time.~~
- 5       ~~(5) Unopposed candidate shall have the meaning given to such term in F.S. §~~  
6       ~~106.011(15), as amended from time to time.~~
- 7       ~~(b) Limitation on contributions.~~
- 8       ~~(1) It shall be unlawful for any person or political committee, either directly or~~  
9       ~~indirectly, to make contributions to any candidate with respect to any election~~  
10       ~~for the office of city commissioner, which, in the aggregate, exceed two~~  
11       ~~hundred fifty dollars (\$250.00).~~
- 12       ~~(2) It shall be unlawful for any candidate or other person to knowingly accept or~~  
13       ~~receive any campaign contribution prohibited by this section.~~
- 14       ~~(3) The contribution limitations of this section apply to each election conducted to~~  
15       ~~fill a particular office. Each primary, special, and general election are separate~~  
16       ~~elections provided a candidate is not an unopposed candidate.~~
- 17       ~~(c) Penalties. Any person who violates, permits to be violated, or causes to be violated~~  
18       ~~any provision of this section shall, upon such a finding by a court of competent~~  
19       ~~jurisdiction, be assessed a civil fine in an amount not to exceed five hundred dollars~~  
20       ~~(\$500.00) per violation.~~

21       **SECTION 3.** If any clause, section or other part of this Ordinance shall be held  
22 by any Court of competent jurisdiction to be unconstitutional or invalid, such  
23 unconstitutional or invalid part shall be considered as eliminated and in no way affecting  
24 the validity of the other provisions of this Ordinance.

25  
26       **SECTION 4.** All Ordinances or parts of Ordinances in conflict herewith are  
27 hereby repealed to the extent of such conflicts.

28  
29       **SECTION 5.** It is the intention of the City Commission of the City of Oakland  
30 Park, that the provisions of this Ordinance shall become and be made a part of the Code of  
31 Ordinances of the City of Oakland Park, Florida, and the Sections of this ordinance may  
32 be renumbered, re-lettered and the word "Ordinance" may be changed to "Section,"  
33 "Article," or such other word or phrase in order to accomplish such intention.

34  
35       **SECTION 6.** This Ordinance shall be effective upon its passage and adoption by  
36 the City Commission of the City of Oakland Park.

1 **PASSED BY THE CITY COMMISSION OF THE CITY OF OAKLAND PARK,**  
2 **FLORIDA, ON FIRST READING, THIS 6<sup>th</sup> DAY OF OCTOBER 2021.**

3  
4  
5 J. BOLIN YES  
6 M. CARN YES  
7 A. GORDON YES  
8 M. ROSENWALD YES  
9 M. SPARKS YES

10  
11  
12 **PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF**  
13 **OAKLAND PARK, FLORIDA, ON SECOND READING, THIS 20<sup>th</sup> DAY OF**  
14 **OCTOBER 2021.**

15  
16 CITY OF OAKLAND PARK, FLORIDA

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20 \_\_\_\_\_  
21 MAYOR JANE BOLIN

22  
23 J. BOLIN \_\_\_\_\_  
24 M. CARN \_\_\_\_\_  
25 A. GORDON \_\_\_\_\_  
26 M. ROSENWALD \_\_\_\_\_  
27 M. SPARKS \_\_\_\_\_  
28

29 ATTEST:

30  
31  
32  
33 \_\_\_\_\_  
34 RENEE M. SHROUT, CMC, CITY CLERK

35  
36 LEGAL NOTE:

37 I hereby certify that I have approved the form of this Ordinance (O-2021-XXX):  
38  
39

40 \_\_\_\_\_  
41 DONALD J. DOODY, CITY ATTORNEY