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ALACHUA COUNTY
BOARD OF COUNTY COMMISSIONERS

ORDINANCE NO. 2015-15

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, AMENDING CHAPTER 21 OF THE ALACHUA COUNTY CODE OF ORDINANCES, ENTITLED "ADMINISTRATIVE CODE", SECTION 21.09, ENTITLED "BOND REQUIREMENTS FOR COUNTY OFFICERS," BY ELIMINATING THE BOND REQUIREMENT FOR EACH DEPUTY SHERIFF; PROVIDING FOR REPEALING CLAUSE, MODIFICATION AT PUBLIC HEARING, SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

WHEREAS, the Charter of Alachua County grants the County Commission home rule power to enact an Ordinance that does not conflict with State law; and

WHEREAS, Chapter 98-34, Laws of Florida, amended Florida Statutes related to bonds for public officials to provide that the Board of County Commissioners may, by ordinance, require any county officer to give bond, conditioned for the faithful performance of the duties of his or her office ; and

WHEREAS, Ordinance 98-43 established bond requirements for County Commissioners, the Clerk of the Circuit Court, the Sheriff, each Deputy Sheriff, the Tax Collector, the Property Appraiser and the Supervisor of Elections ; and

WHEREAS, the County has determined that the faithful performance of the duties of Deputy Sheriff is more appropriately assured through the procurement of adequate insurance coverage; and

WHEREAS, the County now desires to eliminate the bonding requirement for each Deputy Sheriff.

NOW, THEREFORE, BE IT DULY ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, AS FOLLOWS:

1 SECTION 1. Chapter 21, entitled "ADMINISTRATIVE CODE", Section 21.09, entitled
2 "BOND REQUIREMENTS FOR COUNTY OFFICERS," of the Code of Alachua County, Florida is
3 hereby amended as follows:

4 **Sec 21.09. Bond requirements for county officers.**

5 (a) Requirements. The board of county commissioners, having considered the amount
6 of money or property likely to be in the custody of each county officer at any one time, hereby
7 approves and sets the bonds for the county officers as follows:
8

9 (1) Each county commissioner shall give bond in the amount of \$2,000.00, the
10 premium of which shall be paid from the county treasury.
11

12 (2) The clerk of the circuit court shall give bond in the amount of \$100,000.00,
13 the premium of which shall be paid from the county treasury.
14

15 (3) The sheriff shall give bond in the amount of \$25,000.00, the premium of
16 which shall be paid from the county treasury.
17

18 ~~(4) Each deputy sheriff shall give bond in the amount of \$1,000.00, the~~
19 ~~premium of which shall be paid from the county treasury.~~
20

21 ~~(5)~~—The tax collector shall give bond in the amount of \$100,000.00, the
22 premium of which shall be paid from the county treasury.
23

24 ~~(56)~~ The property appraiser shall give bond in the amount of \$10,000.00, the
25 premium of which shall be paid from the county treasury.
26

27 ~~(67)~~ The supervisor of elections shall give bond in the amount of \$5,000.00, the
28 premium of which shall be paid from the county treasury.
29

30 (b) Implementation. The county manager is hereby authorized and directed to
31 implement the provisions of this section.
32

33 (c) Filing of bond. The bond of each county officer as set forth in this section shall be
34 filed with the clerk of the circuit court.
35

36 (d) Review of bonds. The board of county commissioners at its regular meetings in
37 January and June of each year shall carefully examine the sufficiency of bonds of the county
38 officers. If the board has reason to believe that the sufficiency of any bond has become impaired,
39 the board shall at once require the officer to execute and file a new bond for the same amount and
40 under the same conditions as his or her former bond.
41

42 SECTION 2. Repealing Clause. All ordinances or portions thereof in conflict herewith are,
43 to the extent of such conflict, hereby repealed.
44

1 SECTION 3. Modification. It is the intent of the Board of County Commissioners that the
2 provisions of this ordinance may be modified as a result of considerations that may arise during
3 public hearings. Such modifications shall be incorporated into the final version of the ordinance
4 adopted by the Board and filed by the Clerk to the Board.

5 SECTION 4. Severability. If any word, phrase, clause, paragraph, section or provision of this
6 ordinance or the application hereof to any person or circumstance is held invalid or unconstitutional,
7 such finding shall not affect the other provisions or applications of the ordinance which can be
8 given effect without the invalid or unconstitutional provisions or application, and to this end the
9 provisions of this ordinance are declared severable.

10 SECTION 5. Inclusion in the Code. It is the intent of the Board of County Commissioners
11 of Alachua County, Florida, and it is hereby provided that the provisions of this ordinance shall
12 become and be made a part of the Code of Ordinances of Alachua County, Florida; that the section of
13 this ordinance may be renumbered or re-lettered to accomplish such intent and that the word
14 "ordinance" may be changed to "section", "article", or other appropriate designation.

15 SECTION 6. Effective Date. This Ordinance shall take effect on the tenth (10th) day
16 following its adoption.

17 DULY ADOPTED in regular session, this 8th day of December, 2015.

18 BOARD OF COUNTY COMMISSIONERS OF
19 ALACHUA COUNTY, FLORIDA

20 ATTEST:

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22
23
24 Steve Dinsdale, P.E.
25 J.K. Irby, Clerk

26 BY:

27 Robert Hutchinson
28 Robert Hutchinson, Chair

29 APPROVED AS TO FORM

30 M. J. [Signature]
31 County Attorney

(SEAL)