

**ORDINANCE NO. 19-30**

**AN ORDINANCE OF MANATEE COUNTY, FLORIDA, REGARDING COUNTY ADMINISTRATION; AMENDING SECTION 2-2-22 OF THE MANATEE COUNTY CODE OF LAWS TO MODIFY THE QUALIFICATIONS FOR THE COUNTY ADMINISTRATOR, AND TO MAKE OTHER CHANGES FOR INTERNAL CONSISTENCY; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Pursuant to Article VIII, Section I of the Florida Constitution, and Chapter 125, Florida Statutes, the Board of County Commissioners of Manatee County, Florida, has all powers of local self-government to perform county and municipal functions and to render services in a manner not inconsistent with general law, and such power may be exercised by the enactment of county ordinances and resolutions; and

**WHEREAS**, Section 125.73, Florida Statutes, provides for the appointment of a county administrator, who shall be the administrative head of the county and shall be responsible for the administration of all departments of the county government which the Board has authority to control; and

**WHEREAS**, in addition to the qualifications set forth in Section 125.73, Florida Statutes, the Board has the authority to establish qualifications for the position of county administrator not inconsistent with general law, and has enacted Section 2-2-22 of the Manatee County Code of Laws (the "Code"), setting forth general qualifications for the county administrator; and

**WHEREAS**, it is in the best interest of the public health, safety and welfare of the County to amend Code Section 2-2-22 to modify the qualifications of the county administrator as provided in this Ordinance.

**NOW THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of Manatee County, Florida:

Section 1. Purpose and Intent. This Ordinance is enacted to carry out the purpose and intent of, and exercise the authority set forth in, Article VIII of the Florida Constitution and Chapter 125, Florida Statutes.

Section 2. Findings. The findings contained in the recitals above are true and correct.

Section 3. Amendment of Section 2-2-22 of the Code. Section 2-2-22 of the Code is hereby amended as set forth in Exhibit "A" to this Ordinance.

Section 4. Codification. The publisher of the County's Code, the Municipal Code Corporation, is directed to incorporate the amendments in Section 3 of this Ordinance into the Code.

Section 5. Severability. If any section, sentence, clause or other provision of this Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining sections, sentences, clauses or provisions of this Ordinance.

Section 6. Effective Date. This Ordinance shall become effective as provided by law.

**DULY ADOPTED** with a quorum present and voting this 21<sup>st</sup> day of May, 2019.



**BOARD OF COUNTY COMMISSIONERS OF  
MANATEE COUNTY, FLORIDA**

By: Stephen R. Jansson  
**Chairperson**

**ATTEST:** ANGEL COLONNESO  
CLERK OF THE CIRCUIT COURT AND COMPTROLLER

By: Wendi Essmer  
**Deputy Clerk**

Exhibit "A"  
Amendment to Section 2-2-22  
Manatee County Code of Laws  
(underlined language to be added, strike-through language to be deleted)

**Sec. 2-2-22. - General functions; qualifications; appointment; compensation.**

- (a) The county administrator shall be the administrative head of the county government and shall be responsible for the administration of departments and offices of the county government established by the board of county commissioners pursuant to this article and the laws of Florida, and by resolution placed under the control of the county administrator.
  
- (b) The county administrator shall be qualified by administrative and executive experience and ability to serve as a chief administrator for the county and shall meet one or more of the following requirements:
  - (1) Graduation from an accredited college or university with a master's of public administration (M.P.A.) or a master's of business administration (M.B.A.) or an equivalent degree in a related field and at least two (2) years recent appropriate senior management local or regional government experience;
  
  - (2) Graduation from an accredited college or university with a master's degree in public or business administration (M.A. or M.S.) or equivalent degree and at least three (3) years recent appropriate senior management local or regional government experience acquired subsequent to the completion of said master's degree;
  
  - (3) Graduation from an accredited college or university with a bachelor's degree preferably in public or business administration (B.A., B.S. or B.B.A.) and at least seven (7) years recent appropriate senior management local or regional government experience;
  
  - (4) Graduation from an accredited college or university with a bachelor's degree and recent appropriate senior management local or regional government experience as may be ~~established by subsequent action of~~ determined by a majority of the board of county commissioners; or
  
  - (5) Notwithstanding the above educational and experiential requirements, a county employee currently serving as a deputy or assistant county administrator who does not have a university or college degree may be appointed to serve as the acting county administrator for a period not to exceed 1 year.

- (c) No county commissioner shall be employed as county administrator during the term to which he or she shall have been elected or within two (2) years of expiration of his or her term as county commissioner.
- (d) The county administrator need not be a resident of the county at the time of his or her appointment, but during his tenure in office he or she shall reside within the county.
- (e) The compensation of the county administrator shall be fixed by the board of county commissioners unless otherwise provided by law.
- (f) The county administrator shall be appointed by an affirmative vote of not less than four (4) members of the board of county commissioners.
- (g) The office of the county administrator shall be deemed vacant if the incumbent is removed, resigns, moves his or her residence from the county or is, by death, illness or other casualty, unable to continue in office. A vacancy in the office shall be filled in the same manner as the original appointment. The board of county commissioners may appoint an acting county administrator in the case of vacancy or temporary absence or disability until a successor has been appointed and qualified or the administrator returns.
- (h) The county administrator may be removed, upon public notice given ~~seven (7)~~fifteen (15) days in advance, by an affirmative vote of not less than four (4) members of the board, and in accordance with such additional terms and conditions as may be established by written contract with the board of county commissioners.



## FLORIDA DEPARTMENT *of* STATE

**RON DESANTIS**  
Governor

**LAUREL M. LEE**  
Secretary of State

May 22, 2019

Honorable Angelina Coloneso  
Clerk of the Circuit Court  
Manatee County  
Post Office Box 25400  
Bradenton, Florida 34206

Attention: Vicki Tessmer

Dear Ms. Coloneso:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Manatee County Ordinance 19-30, which was filed in this office on May 22, 2019.

Sincerely,

Ernest L. Reddick  
Program Administrator

ELR/lb

**From:** [ords@municode.com](mailto:ords@municode.com)  
**To:** [Vicki Tessmer](mailto:Vicki_Tessmer); [tammy.larsen@mymanatee.org](mailto:tammy.larsen@mymanatee.org)  
**Subject:** Manatee County, FL Code of Ordinances - 1981 (10428) Supplement 108  
**Date:** Saturday, June 1, 2019 12:01:59 PM  
**Attachments:** [ATT00001.bin](#)  
[ATT00002.bin](#)

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Below, you will find the material that we have received/recorded to your account. This material is being considered for inclusion in your next/current update, Supplement 108

GOOD AFTERNOON, PLEASE PROVIDE THE MISSING ADOPTION DATES FOR THE ORDINANCES LISTED BELOW. THANK YOU

Document	Adopted Date	Recorded	Recorded Format
<a href="#">Ordinance No. 19-23</a>	5/21/2019	6/1/2019	Word
<a href="#">Ordinance No. 19-26</a>		6/1/2019	Word
<a href="#">Ordinance No. 19-28</a>		6/1/2019	Word
<a href="#">Ordinance No. 19-30</a>	5/21/2019	6/1/2019	Word



Update the internet version of your Code more often than a printed supplement. We can update the Internet quarterly, monthly, even weekly.



We can post newly enacted ordinances in the online Code after each meeting.