

**AMENDED CHARTER OF THE CITY OF WAUCHULA,  
COUNTY OF HARDEE, STATE OF FLORIDA  
2004**

Article I	Incorporation, Sections 1.01 - 1.03
Article II	Corporate Limits, Section 2.01
Article III	Form of Government, Sections 3.01 - 3.09
Article IV	City Manager, Section 4.01- 4.03
Article V	Elections, Section 5.01 - 5.09
Article VI	Financial Procedures, Section 6.01 - 6.05
Article VII	Administrative, Section 7.01 - 7.06
Article VIII	General Provision, 8.01 - 8.09

**ARTICLE I - INCORPORATION**

**Section 1.01. Incorporation.** The inhabitants of the City of Wauchula, Florida, as its limits now or as the same may be hereafter established shall continue to be a body politic under the municipal corporate name of Wauchula, and as such shall have perpetual succession.

**Section 1.02. General powers.** The city commission of the City of Wauchula, as the governing body pursuant to the provisions of Article VIII, Section 2(b) of the state constitution and the provisions of the Municipal Home Rule Powers Act, Chapter 73-129, Laws of Florida, has the power to enact any legislation concerning any subject matter upon which the state legislature may act except when expressly prohibited by law and shall have the governmental corporate and proprietary powers to enable it to conduct municipal functions and render municipal services and exercise any powers for municipal purposes as provided by law except where expressly prohibited by law.

**Section 1.03.** Title, rights reserved; contract binding; officers continue to serve; ordinances continue in effect. The title, rights of ownership of property, uncollected taxes, dues and claims, judgments, decrees and choices of actions held by or owned by the City of Wauchula, Hardee County, Florida, shall continue to be vested in the municipal corporation under this Amended Charter and no obligation or contract shall be impaired or void, but shall be binding under the newly Amended Charter which is hereby created, and all assessments heretofore made are hereby declared to be valid and binding and all bonds heretofore issued are hereby declared valid and binding obligations of the City of Wauchula, and all officers now holding office shall continue to hold their respective office until their successors are elected and qualify under the provisions of this Amended Charter; and all existing ordinances not in conflict with the Amended Charter shall continue in effect and unimpaired until repealed, amended or modified by the municipality under the provisions contained in this Amended Charter.

**ARTICLE II - CORPORATE LIMITS**

**Section 2.01. Corporate Limits.** The area of the corporate limits shall be as the municipal limits now are or as the same may be established hereafter in accordance with the Florida

Constitution and laws of Florida. The corporate limits of the City of Wauchula are on file in the city clerk's office.

### **ARTICLE III - FORM OF GOVERNMENT**

**Section 3.01. Form of Government.** The municipal government of the City of Wauchula shall be known as the "Commission-Manager Government." All powers of the city as provided in Section 1.02 above shall be vested in an elective commission, hereafter referred to as "the city commission," which shall enact local legislation, adopt budgets, determine policies, and appoint such city officials as hereinafter prescribed, including, without limitation, a chief administrative officer to be known as the "city manager."

**Section 3.02. City Commission.** The city commission of the City of Wauchula shall be comprised of five (5) electors, who shall be elected at large to one (1) of the five (5) designated commission district seats, numbered one (1) through five (5), inclusive, three (3) of which shall be one (1) member district seats, and two (2) of which shall be citywide district seats. Upon the effective date of this Charter Amendment, commission district seats 6 and 7 shall expire, terminate, and end.

**Section 3.03. Election and Terms.** The regular election of the city commission members shall be held in accordance with Article V of this Amended Charter. The term for each city commission member elected after the effective date of this Amended Charter shall be four (4) years. Newly elected commissioners shall take office at the first regular meeting following the certification of their election.

**Section 3.04. Compensation.** The commissioners shall receive such compensation as the city commission shall fix and the same shall be designated by ordinance, but no ordinance increasing such salary shall become effective until the date of commencement of the terms of the city commission members elected at the next regular election, provided that such election follows the adoption of such ordinance by at least six (6) months.

**Section 3.05. Mayor and Mayor Pro Tem.**

(A) At the first regular city commission meeting following each regular city election, the commission shall elect one of its members as mayor and another as mayor pro tem. The mayor shall preside at all meetings of the city commission and shall perform such other duties consistent with his office as may be imposed by it, and he shall have a voice and a vote in the proceedings of the commission, but no veto power. The mayor shall have the right to make all committee appointments subject to city commission approval. He shall be recognized as head of the city government for all ceremonial purposes, by the governor for purposes of military law, for service of process, execution of contracts, deeds and other documents, and as the city official designated to represent the city in all agreements with other governmental entities or certifications to other governmental entities, but shall have no administrative duties except as required to carry out the responsibilities herein. The powers and duties of the mayor shall be such as are conferred upon him by the city commission in pursuance of the provisions of this Amended Charter, and no other. In the absence of the mayor, the mayor pro tem shall perform his duties.

(B) The mayor pro tem shall temporarily discharge the duties of the mayor in the event of his absence, disability, disqualification, removal or death. He shall not automatically succeed to the office of mayor in any event, but shall serve as mayor only until such time as the mayor is able to resume his duties or until a successor mayor is elected as provided elsewhere herein, as the case may be.

**Section 3.06. Prohibitions.**

(A) Appointment and Removals. Neither the city commission nor any of its members, individually or collectively, shall in any manner dictate the appointment or removal of any city employee whom the city manager or any of his subordinates are empowered to appoint, but the city commission members may express their views and fully and freely discuss with the city manager anything pertaining to appointment and removal of such employees.

(B) Limitations on powers of city commission. Except for the purpose of evaluation and information, the city commission and its members shall deal with city employees who are subject to the direction and supervision of the city manager solely through the city manager, and neither the city commission nor any of its members shall give orders to any such employee, either publicly or privately, directly or indirectly. Nothing in the foregoing is to be construed to prohibit individual members of the city commission from scrutinizing by questions and personal observation all aspects of city government operations so as to obtain independent information to assist the city commission members in the formulation of sound policies to be considered by the city commission. However, it is the expressed intention hereof that recommendations for improvement in city operations by individual commissioners be made to and through the city manager. Any violation of a provision of this section by a member of the city commission shall constitute grounds for removal from office.

(C) Holding Other Office. No former elected city official shall hold any compensated, appointive city office or employment until one (1) year from the date he leaves elected office whether by resignation, removal or expiration of the term of said office.

**Section 3.07. Judge of Own Election; Regulation of Members.** The city commission shall be the judge of the qualifications, elections and returns of its own members. It may enact and prescribe penalties for the nonattendance or disorderly conduct of its members and enforce the same. Under the provisions of ordinances or rules of procedure the city commission may compel the attendance of absent members by the imposition of forfeitures of city salary and removal from office.

**Section 3.08. Vacancies; Forfeiture of Office; Filling of Vacancies.**

(A) Vacancies. The office of a city commission member shall become vacant upon his death, removal from the corporate limits of the city, removal from the district wherein he resided when elected, resignation, removal from office in any manner authorized by law, or forfeiture of his office, such forfeiture to be declared by the remaining members of the city commission.

(B) Forfeiture of Office. A city commission member shall forfeit his office if he lacks at any time during his term of office any qualifications for the office prescribed by the charter or by law.

(C) Filling of Vacancies. A vacancy of the city commission shall be filled for the remainder of the unexpired term, if any, at the next regular election following not less than sixty (60) days upon the occurrence of the vacancy, but the city commission by a majority vote of all its remaining members shall appoint a qualified person to fill the vacancy until the person elected to serve the remainder of the unexpired term takes office. If the city commission fails to do so within thirty (30) days following the occurrence of the vacancy, the election authorities shall call a special election to fill the vacancy, to be held not sooner than thirty (30) days and not later than ninety (90) days following the occurrence of the vacancy and to be otherwise governed by the provisions of Article V of this Amended Charter. Notwithstanding any quorum requirements established herein, if at any time the membership of the city commission is reduced to less than a quorum, the remaining members may, by majority vote, appoint additional members to raise the membership to a quorum.

(D) Extraordinary Vacancies. In the event that all members of the city commission are removed by death, disability, law or forfeiture of office, the governor shall appoint an interim city commission that shall call a special election as provided in (C) above and such election shall be governed by the provisions of Article V of this Amended Charter.

**Section 3.09. Meetings, Procedure, Quorum and Affirmative Vote.**

(A) Regular Meetings. The city commission shall prescribe, by ordinance, the date and time of regular meetings, which shall be held not less frequently than once each month.

(B) Special Meetings. Special meetings may be called by the mayor, city manager, or at the request of any two (2) commissioners at any time they so deem necessary. Any action by the city commission in special meetings shall have the same force and effect as in regular meetings unless specifically prohibited in other provisions of this Amended Charter or by the general laws of the State of Florida.

(C) Meetings to be Open to the Public. All meetings of the city commission shall be open to the public.

(D) Rules of Procedure. The city commission shall determine its own rules of procedure and order of business.

(E) Journal of Proceedings. The city commission shall keep a permanent record of its proceedings, and shall provide for a permanent record of all resolutions and ordinances adopted.

(F) Quorum. Three (3) members of the city commission shall normally constitute a quorum for the conduct of business except as may otherwise be provided in this charter. Unless a quorum is present no action may be taken except to adjourn.

(G) Affirmative Vote. The affirmative vote of at least three (3) members shall be necessary to adopt any ordinance or resolution and the passage of all ordinances and resolutions shall be taken by "yeas" and "nays" and entered upon the journal of proceedings.

## **ARTICLE IV - CITY MANAGER**

### **Section 4.01. Appointment, Qualifications and Removal.**

(A) Appointment and Qualifications. The city commission members shall appoint a city manager who shall be the administrative head of the municipal government under the direction and supervision of the city commission, and he shall hold office at the pleasure of the city commission. He shall be chosen solely on the basis of his executive and administrative qualifications, and he need not be a resident of the city or state at the time of his appointment, but must become a resident of the city within one year of appointment. He shall receive a salary to be fixed by the city commission. No person who has served on the city commission shall be eligible for appointment to the office of city manager until one (1) year after he has ceased to be a member of the city commission.

(B) Removal. The city commission may remove the city manager from office in accordance with the following procedures:

(1) The city commission shall adopt by affirmative vote of a majority of all its members a preliminary resolution which must state the reason for removal and may suspend the city manager from duty for a period not to exceed forty-five (45) days. A copy of the resolution shall be delivered promptly to the city manager.

(2) Within five (5) days after a copy of the resolution is delivered to the city manager, he may file with the city commission a written request for a public hearing. This hearing shall be held at a city commission meeting not earlier than fifteen (15) days nor later than thirty (30) days after the request is filed. The city manager may file with the city commission a written reply not later than five (5) days before the hearing.

(3) The city commission may adopt a final resolution of removal, which may be made effective immediately, by affirmative vote of a majority of all its members at any time after five (5) days from the date when a copy of the preliminary resolution was delivered to the city manager, if he has not requested a public hearing, or at any time after the public hearing if he has requested one. The city manager shall continue to receive his salary until the effective date of the final resolution of removal. The action of the city commission in suspending or removing the city manager shall not be subject to review by any court or agency.

**Section 4.02. Powers and duties.** The city manager shall be responsible to the city commission for the proper administration of all affairs of the city and to that end, his powers are and they shall be:

(A) To appoint and fix salaries, and when he deems it necessary for the good of the city, suspend or remove all city employees and appointive administrative officers provided for by or under this Amended Charter, except as otherwise provided by law, this Amended Charter, or

personnel rules adopted pursuant to this Amended Charter. He may authorize any administrative officer who is subject to his direction and supervision to exercise these powers with respect to subordinates in that officer's department, office or agency.

(B) To exercise control and direct supervision over all departments and divisions of the municipal government under this charter, or which may hereinafter be created by the city commission including public utilities owned by said city.

(C) To see that all benefits inuring to the inhabitants of the city and any public utility franchise are received.

(D) To attend all meetings of the city commission and shall have the right to take part in discussion but may not vote.

(E) To recommend to the city commission for adoption such measures as he may deem necessary or expedient in the interest of the city.

(F) To see that all laws, provisions of this Amended Charter, and acts of the city commission, subject to enforcement by him or by officer's subject to his direction and supervision, are faithfully executed.

(G) To keep the city commission fully advised as to the financial condition and needs of the city and to submit for its consideration an annual budget and capital improvement budget, and a projected capital improvement program for a minimum five (5) year period, and be responsible for the administration thereof after adoption.

(H) To execute contracts on behalf of the city pursuant to the provisions of appropriations ordinances.

(I) To act as purchasing agent for the city, by whom all purchases of supplies and equipment shall be made. He shall approve all vouchers for the payment of same. In the capacity of purchasing agent, he shall also conduct all sales of personal property which the city commission may authorize to be sold as having become unnecessary or unfit for the city's use. All purchases and sales shall conform to such regulations as the city commission may from time to time prescribe.

(J) Make such reports as the city commission may require concerning the operation of city departments, offices and agencies subject to his discretion and supervision.

(K) Prepare and submit to the city commission as of the end of the fiscal year, a complete report on the finances and administrative activities of the city for the preceding year.

(L) Perform such other duties as may be prescribed by this Amended Charter or required of him by the city commission, not inconsistent with the Amended Charter.

Section 4.03. Acting City Manager. By letter filed with the city clerk the city manager shall designate, subject to the approval of the city commission, a qualified city administrative officer to exercise the powers and perform the duties of city manager during his temporary absence or disability. During such absence or disability, the city commission may revoke such designation at any time and appoint another officer of the city to serve until the city manager shall return or his disability shall cease.

## **ARTICLE V - ELECTIONS**

### **Section 5.01. Time for Elections.**

(A) An election for the office of city commissioner shall be held every even numbered year on the date established by ordinance so as to coincide with any regular or special federal, state or county election to be held in the city, provided two (2) or more candidates have become qualified for one or more positions on the city commission to be filled as herein provided. Should any candidate receive a clear majority of all votes cast, he shall be declared regularly elected. If no candidate receives a clear majority of all votes cast, the two (2) candidates for each place to be filled who received the highest number of votes in said election shall be certified as the candidates at a runoff election.

(B) The runoff election shall be held each year on the date established by ordinance so as to coincide with any regular or special federal, state or county election to be held in the city unless all candidates shall have received a clear majority of all votes cast, or were unopposed in the election, shall be declared elected. In the event of a tie between two (2) candidates, one shall be elected as provided by ordinance.

(C) The city commission may, by resolution, schedule any municipal election, on dates which coincide with national, state or county elections, even though such date or dates may be on a date other than as prescribed hereinabove.

**Section 5.02. Conduct of elections.** Except as otherwise provided by this Amended Charter, the provisions of the general election laws of the State of Florida shall apply to elections held under this Amended Charter. All elections provided for by this Amended Charter shall be conducted by the election authorities established by law. For the conduct of municipal elections, for the prevention of fraud in such elections, and for the recount of ballots in case of doubt or fraud, the city commission may adopt by ordinance all regulations which it considers desirable, consistent with law and this Amended Charter, and the election authorities may adopt, and, if they adopt shall publicize, further regulations consistent with law, this Amended Charter and the regulations of the city commission.

**Section 5.03. Qualifications of electors (voters).** Every citizen of the United States who has attained the age of eighteen (18) years, and who is a permanent resident of Florida and of Hardee County and of the City of Wauchula, shall be deemed a qualified elector and shall be authorized to vote in municipal elections in the City of Wauchula. In addition, in order to be a qualified elector, the citizen shall have registered to vote with the supervisor of elections in Hardee County, Florida, and shall be listed with the supervisor of elections as a resident of the City of Wauchula.

**Section 5.04. Nonpartisan; at large elections.**

(A) All qualifications and elections for the office of city commission members shall be conducted on a nonpartisan basis without regard for or designation of political party affiliation of any nominee on any nomination petition or ballot.

(B) All candidates shall be voted on at large throughout the city.

**Section 5.05. Nomination and qualifications of candidates.**

(A) Candidates for the office of city commissioner shall qualify for such office by the filing of a written notice of candidacy with the city clerk at such time and in such manner as may be prescribed by ordinance.

(B) Candidates for the city commission, when qualifying, shall designate the district seat number for which they are candidates. Candidates shall be designated by district seat number on the ballot at the election and any runoff election.

(C) Qualifications for candidates for the office of city commissioner shall be as provided by this Amended Charter, except that qualification for single (1) member district seats one (1), three (3), and five (5) inclusive, shall have an additional requirement that each candidate shall reside and continue to reside during the term of his or her office within the boundaries of such district and all candidates for member district seat shall have resided within that district for a period of one year prior to filing as candidate for election for such district. Candidates for city commission district seat numbers two (2) and four (4), the citywide district seats, in addition to all the other requirements provided elsewhere herein, must be residents of the City of Wauchula for a period of one year prior to filing as candidate for election.

**Section 5.06. Commission seats.** Candidates for the office of city commissioner shall qualify for and be elected by seat numbers designated one (1) through five (5). Three (3) members shall be known as district commission members and they shall be qualified electors of and reside within their respective two (2) member districts. The remaining two (2) members shall each be a qualified elector and resident of the city, but need not reside in any particular district. All candidates for city commissioner shall be elected by the voters of the city at large. Each city commission member shall be elected to serve for four (4) year terms.

**Section 5.07. Taking office.** Newly elected city officials shall take office at the first regular city commission meeting after their election has been certified. Such certification must be made within five (5) days after the election.

**Section 5.08. Recall.** The qualified voters of the city shall have the power to recall and to remove from office any elected official of the municipality as provided by general law, or by the provisions of this Amended Charter.

**Section 5.09. Commission districts; adjustment of districts.** There shall be three (3) city commission single (1) member districts composed of the geographical areas included within the corporate boundaries of the city described as follows:

(A) Commission District Seat One (1): The district comprising city commission district seat one (1) shall be the land territory within the perimeter boundaries hereinafter described: all land East of US Highway #17, the Southbound artery also known as 6th Avenue.

(B) Commission District Seat Three (3): The district comprising city commission district seat three (3) shall be the land territory within the perimeter boundaries hereinafter described: all land West of US Highway #17, the Southbound artery also known as 6th Avenue, and North of West Main Street.

(C) Commission District Seat Five (5): The district comprising city commission district seat five (5) shall be the land territory within the perimeter boundaries hereinafter described: all land West of US Highway #17, the Southbound artery also known as 6th Avenue, and South of West Main Street.

(D) Commission District Seat Two (2): The district comprising city commission district seat two (2) shall be the land territory within the perimeter boundaries hereinafter described: all land within the corporate limits of the City of Wauchula, Florida.

(E) Commission District Seat Four (4): The district comprising city commission district seat four (4) shall be the land territory within the perimeter boundaries hereinafter described: all land within the corporate limits of the City of Wauchula, Florida.

The city commission is hereby authorized to reset, alter, or amend said district boundaries, by ordinance, as may be required from time to time, and in order to effectuate the intent of this ordinance in establishing fair and equitable representation of the electors on the city commission. An official map of said boundaries, depicting these voting districts, shall be kept in the office of the city clerk for inspection by the public.

## **ARTICLE VI - FINANCIAL PROCEDURES**

**Section 6.01. Fiscal year.** The fiscal year of the City of Wauchula shall begin on the first day of October and end on the last day of September.

**Section 6.02. Submission of budget and budget report.** On or before the first day of August of each year, the city manager shall submit to the city commission a budget for the ensuing fiscal year and an accompanying budget report.

**Section 6.03. Budget report.** The city manager's report shall explain the budget both in fiscal terms and in terms of the work programs. It shall outline the proposed financial policies of the city for the ensuing fiscal year, describe the important features of the budget, indicate any major changes from the current year in financial policies, expenditures, and revenue together with the reasons for such changes, summarize the city's debt position and include such other material as the city manager deems desirable.

**Section 6.04. Budget.** The budget shall provide a complete financial plan of all city funds and activities for the ensuing fiscal year and, except as required by law or this Amended Charter, shall be in such form as the city manager deems desirable or the city commission may require. The budget shall be compiled from detailed information and in its arrangement the classification of expenditures shall be as nearly uniform as possible for the main functional divisions and departments of the city.

**Section 6.05. City Commission action on budget and capital program.** The city commission shall by ordinance adopt its annual budget and capital program.

## **SECTION VII - ADMINISTRATIVE**

**Section 7.01. Departments.** The city commission may establish municipal departments, offices or agencies in addition to those created by this Amended Charter and may prescribe the functions of all departments, offices, and agencies, except that no function assigned by this Amended Charter to a particular department, office or agency may be discontinued or, unless this Amended Charter specifically so provides, assigned to any other department, office or agency.

**Section 7.02. Direction by City Manager.** Except as otherwise provided in this Amended Charter or by general law, the city manager will be responsible for the supervision and direction of all departments, agencies or offices of the city. All departments, offices and agencies under the direction and supervision of the city manager shall be administered by an officer appointed by and subject to the direction and supervision of the city manager. With the consent of the city commission, the city manager may serve as the head of one or more such departments, offices or agencies or may appoint one person as the head of two or more of them.

**Section 7.03. Personnel system.** All appointments and promotions of city officials and employees, except those specifically exempted by ordinance, shall be made solely on the basis of merit and fitness demonstrated by examination or other evidence of competence, and, to this end, the city commission shall, by ordinance, establish personnel policies, procedures and rules.

**Section 7.04. City attorney.** The city commission shall appoint a city attorney who shall not be an elective officer of the city, who shall hold office at the pleasure of the city commission, and who shall act as the legal adviser to, and attorney and counselor for the municipality and all its officers in matters relating to their official duties. He shall prepare all contracts, bonds and other instruments in writing in which the municipality is concerned, and shall endorse on each his approval or disapproval of its form.

**Section 7.05. City Clerk.**

(A) The commission shall appoint an officer of the city who shall have the title of city clerk, and who shall serve upon such terms and for such compensation as the city commission may set.

(B) The city clerk shall serve under the supervision of the city manager and shall give notice of city commission meetings to its members and to the public.

(C) The city clerk shall attend all meetings of the city commission and shall keep a journal of its proceedings, which shall be certified to by the signature of the city clerk and of the presiding officer of the city commission.

(D) The city clerk shall be the custodian of the seal of the city and of all contracts, records and papers of a general character pertaining to the affairs of the municipality. No contract on behalf of the city shall be valid unless attested to by the city clerk;

(E) The city clerk shall authenticate, by his signature, all ordinances, resolutions and other legal documents that may be required by this Amended Charter or the city commission;

(F) The city clerk shall record, in books kept for that purpose, all ordinances and resolutions passed and adopted by the city commission;

(G) The city clerk shall prepare the agenda for all meetings of the city commission and post same on the bulletin board at the city administrative building at least forty-eight (48) hours before a regular meeting and as soon as possible before a special meeting in addition to publishing notice as required by the general laws of the State of Florida;

(H) The city clerk shall administer oaths and certify under seal of the city true copies of all minutes, journal entries and other records of the city;

(I) The city clerk shall perform the duties of an “internal auditor” and report his findings to the city commission as needed, but at least semi-annually.

(J) The city clerk shall perform such other duties as are assigned to him by this Amended Charter, or by the city commission, or by the city manager.

**Section 7.06. Deputy clerk.** The city manager may appoint a deputy city clerk who shall be authorized to act for the city clerk in performing any of the city clerk’s duties.

## **ARTICLE VIII - GENERAL PROVISIONS**

**Section 8.01. Continuation of charter provisions.** All provisions of Chapter 5864, Laws of Florida (the former charter) as amended, which are not embraced herein and which are not inconsistent with this Amended Charter shall become ordinances of the city subject to modification or repeal in the same manner as other ordinances of the city.

Section 8.02. Rights of officers and employees. Nothing in this Amended Charter, except as otherwise specifically provided, shall affect or impair the rights or privileges of persons who are city officers or employees at the time of adoption. Elected or appointed officers shall continue to hold their offices and discharge the duties hereof until their successors are elected, or appointed as provided for in this Amended Charter.

**Section 8.03. Time of taking effect.** This Amended Charter shall be in full force and effect immediately upon ratification by the electorate of the City of Wauchula, and compliance with the statutes of the State of Florida.

**Section 8.04. First election.** At the time of its adoption, this Amended Charter shall be in effect to the extent necessary in order that the first election for members of the city commission may be conducted in accordance with the provisions herein. The first election shall be held to coincide with any regular or special federal, state or county election to be held in the city in the same year following the adoption of this Amended Charter.

**Section 8.05. Severability.** If any part of this Amended Charter is held to be invalid or unconstitutional, it shall not be held to invalidate or impair the validity, force or effect of any other part of said Amended Charter unless it clearly appears that such other part is wholly or necessarily dependent for its operation upon the part held to be unconstitutional or invalid.

**Section 8.06. Oath of office.** Every elected official of the city shall, before entering upon the duties of his office, take or subscribe to an oath or affirmation before the city clerk, who shall retain a copy thereof; which oath shall be in the form herein prescribed as follows:

“I do solemnly swear (or affirm) that I am a citizen of the United States, and the State of Florida, and the City of Wauchula, and have all the qualifications as required by the Amended Charter for the office upon which I am about to enter and that I will support the Constitution of the United States and the Constitution of the State of Florida, and the ordinances of the City of Wauchula, and that I will faithfully perform the duties of the office upon which I am now about to enter. So, help me, God.”

**Section 8.07. Deletion of obsolete sections.** The city commission shall have power, by resolution, to delete from this revision any section of this Article VIII, including this section, when all events to which the section to be deleted is or could become applicable have occurred.

**Section 8.08. Charter superseded.** Articles 1 through 14 of the charter of the City of Wauchula, being Chapter 5864, Laws of Florida (1907), as amended from time to time, are superseded by this revision.

**Section 8.09. Transition elections and terms.** In order to effect transition from a city council form of government to a commission-manager form of government, the term of office for council seats, now city commission district seats one (1), three (3), five (5), and seven (7), which will be filled as the result of the November 2004 election, shall be for four (4) year terms. During the November 2006 election, the term of office for council seats, now city commission seats two (2), four (4), and six (6), shall be four (4) years.