

# GENERAL ELECTION NOVEMBER 7, 2006 - BALLOT INFORMATION



Ann McFall, Supervisor of Elections  
125 W. New York Avenue, DeLand, FL 32720-5415

Area code for all numbers is (386)  
West Volusia: 736-5930 N.E. Volusia: 254-4690 S.E. Volusia: 423-3311  
Osteen Area: 574-0598, ext. 5930 Website: [www.volusia.org/elections](http://www.volusia.org/elections)

## CONGRESSIONAL RACES

**UNITED STATES SENATOR**  
(Vote For One)

Katherine Harris REP  
 Bill Nelson DEM  
 Floyd Ray Frazier NPA  
 Belinda Noah NPA  
 Brian Moore NPA  
 Roy Tanner NPA  
 Write-In

**REPRESENTATIVE IN CONGRESS  
7TH CONGRESSIONAL DISTRICT**  
(Vote For One)

John L. Mica REP  
 John F. Chagnon DEM

**REPRESENTATIVE IN CONGRESS  
24TH CONGRESSIONAL DISTRICT**  
(Vote For One)

Tom Feeney REP  
 Clint Curtis DEM

## STATE RACES

**GOVERNOR AND LIEUTENANT GOVERNOR**  
(Vote For One)

Charlie Crist REP  
 Jeff Kotkamp DEM  
 Jim Davis DEM  
Daryl L. Jones  
 Max Linn REF  
Tom Macklin  
 Richard Paul Dembinsky NPA  
Dr. Joe Smith  
 John Wayne Smith NPA  
James J. Kearney  
 Karl C.C. Behm NPA  
Carol Castagnero  
 Write-In

**ATTORNEY GENERAL**  
(Vote For One)

Bill McCollum REP  
 Walter "Skip" Campbell DEM

**CHIEF FINANCIAL OFFICER**  
(Vote For One)

Tom Lee REP  
 Alex Sink DEM

**COMMISSIONER OF AGRICULTURE**  
(Vote For One)

Charles H. Bronson REP  
 Eric Copeland DEM

## LEGISLATIVE RACES

**STATE SENATOR DISTRICT 8**  
(Vote For One)

James E. "Jim" King Jr. REP  
 Write-In

**STATE REPRESENTATIVE DISTRICT 26**  
(Vote For One)

Pat Patterson REP  
 Ronald Cahen DEM

**STATE REPRESENTATIVE DISTRICT 27**  
(Vote For One)

Dave Hood REP  
 Joyce Cusack DEM

**STATE REPRESENTATIVE DISTRICT 28**  
(Vote For One)

Dorothy L. Hukill REP  
 William Smalley DEM

**STATE REPRESENTATIVE DISTRICT 33**  
(Vote For One)

Sandra "Sandy" Adams REP  
 Ernie Langdon DEM  
 Franklin Perez NPA

## NONPARTISAN RACES

**JUSTICE OF THE SUPREME COURT**  
Shall Justice R. Fred Lewis of the Supreme Court be retained in office?  
 YES  
 NO

**JUSTICE OF THE SUPREME COURT**  
Shall Justice Barbara Joan Pariente of the Supreme Court be retained in office?  
 YES  
 NO

**JUSTICE OF THE SUPREME COURT**  
Shall Justice Peggy A. Quince of the Supreme Court be retained in office?  
 YES  
 NO

## NONPARTISAN RACES continued

**DISTRICT COURT OF APPEAL**  
Shall Judge Emerson R. Thompson Jr. of the Fifth District Court of Appeal be retained in office?  
 YES  
 NO

**7TH CIRCUIT  
CIRCUIT COURT JUDGE, GROUP 27**  
(Vote For One)  
 Clyde E. Wolfe  
 Luis Bustamante

**7TH CIRCUIT  
COUNTY COURT JUDGE, GROUP 5**  
(Vote For One)  
 Dawn "Pam" Fields  
 Frank Roche

**SCHOOL BOARD MEMBER, DISTRICT 3**  
(Vote For One)  
 Deb Denys  
 Stan Schmidt

**COUNTY COUNCIL MEMBER, DISTRICT 1**  
(Vote For One)  
 Andy Kelly  
 Charles Paiva

**COUNTY COUNCIL MEMBER, DISTRICT 3**  
(Vote For One)  
 Jack Hayman  
 Barbara J. Herrin

**COUNTY COUNCIL MEMBER, DISTRICT 5**  
(Vote For One)  
 John Masarczyk Sr.  
 Patricia Northey

**VOLUSIA SOIL AND WATER CONSERVATION DISTRICT  
SEAT 1**  
(Vote For One)  
 Tony M. Cole  
 Solomon David Greene

**VOLUSIA SOIL AND WATER CONSERVATION DISTRICT  
SEAT 2**  
(Vote For One)  
 Mark Garrett  
 Michele Moen

**VOLUSIA SOIL AND WATER CONSERVATION DISTRICT  
SEAT 5**  
(Vote For One)  
 Don Spence  
 Earl W. Ziebarth Jr.

## PROPOSED CONSTITUTIONAL AMENDMENTS

**NO. 1  
CONSTITUTIONAL AMENDMENT  
ARTICLE III, SECTION 19**

**State Planning and Budget Process**

Proposing amendments to the State Constitution to limit the amount of nonrecurring general revenue which may be appropriated for recurring purposes in any fiscal year to 3 percent of the total general revenue funds estimated to be available, unless otherwise approved by a three-fifths vote of the Legislature; to establish a Joint Legislative Budget Commission, which shall issue long-range financial outlooks; to provide for limited adjustments in the state budget without the concurrence of the full Legislature, as provided by general law; to reduce the number of times trust funds are automatically terminated; to require the preparation and biennial revision of a long-range state planning document; and to establish a Government Efficiency Task Force and specify its duties.

YES  
 NO

**NO. 3  
CONSTITUTIONAL AMENDMENT  
ARTICLE XI, SECTION 5**

**Requiring Broader Public Support for Constitutional Amendments or Revisions**

Proposes an amendment to Section 5 of Article XI of the State Constitution to require that any proposed amendment to or revision of the State Constitution, whether proposed by the Legislature, by initiative, or by any other method, must be approved by at least 60 percent of the voters of the state voting on the measure, rather than by a simple majority. This proposed amendment would not change the current requirement that a proposed constitutional amendment imposing a new state tax or fee be approved by at least 2/3 of the voters of the state voting in the election in which such an amendment is considered.

YES  
 NO

CONSTITUTIONAL AMENDMENTS CONTINUED IN NEXT COLUMN

## PROPOSED CONSTITUTIONAL AMENDMENTS continued

**NO. 4  
CONSTITUTIONAL AMENDMENT  
ARTICLE X, SECTION 27**

**Protect People, Especially Youth, from Addiction, Disease, and Other Health Hazards of Using Tobacco**  
To protect people, especially youth, from addiction, disease, and other health hazards of using tobacco, the Legislature shall use some Tobacco Settlement money annually for a comprehensive statewide tobacco education and prevention program using Centers for Disease Control best practices. Specifies some program components, emphasizing youth, requiring one-third of total annual funding for advertising. Annual funding is 15% of 2005 Tobacco Settlement payments to Florida, adjusted annually for inflation. Provides definitions. Effective immediately.

This amendment requires state government to appropriate approximately \$57 million in 2007 for the Comprehensive Statewide Tobacco Education and Prevention Program. Thereafter, this amount will increase annually with inflation. This spending is expected to reduce tobacco consumption. As a result, some long-term savings to state and local government health and insurance programs are probable, but indeterminate. Also, minor revenue loss to state government is probable, but indeterminate.

YES  
 NO

**NO. 6  
CONSTITUTIONAL AMENDMENT  
ARTICLE VII, SECTION 26  
ARTICLE 26**

**Increased Homestead Exemption**  
Proposing amendment of the State Constitution to increase the maximum additional homestead exemption for low-income seniors from \$25,000 to \$50,000 and to schedule the amendment to take effect January 1, 2007, if adopted.

YES  
 NO

**NO. 7  
CONSTITUTIONAL AMENDMENT  
ARTICLE VII, SECTION 6**

**Permanently Disabled Veterans' Discount on Homestead Ad Valorem Tax**

Proposing an amendment to the State Constitution to provide a discount from the amount of ad valorem tax on the homestead of a partially or totally permanently disabled veteran who is age 65 or older who was a Florida resident at the time of entering military service, whose disability was combat-related, and who was honorably discharged; to specify the percentage of the discount as equal to the percentage of the veteran's permanent service-connected disability; to specify qualification requirements for the discount; to authorize the Legislature to waive the annual application requirement in subsequent years by general law; and to specify that the provision takes effect December 7, 2006, is self-executing, and does not require implementing legislation.

YES  
 NO

**NO. 8  
CONSTITUTIONAL AMENDMENT  
ARTICLE X, SECTION 6**

**Eminent Domain**

Proposing an amendment to the State Constitution to prohibit the transfer of private property taken by eminent domain to a natural person or private entity; providing that the Legislature may by general law passed by a three-fifths vote of the membership of each house of the Legislature permit exceptions allowing the transfer of such private property; and providing that this prohibition on the transfer of private property taken by eminent domain is applicable if the petition of taking that initiated the condemnation proceeding was filed on or after January 2, 2007.

YES  
 NO



Photo and Signature Identification Requirements - Prior to voting, the voter shall be required to present a current and valid picture and signature identification. If the voter fails to furnish the required identification, he or she shall be allowed to vote a provisional ballot.

## COUNTY PROPOSED CHARTER AMENDMENTS

**SCHOOL PLANNING**  
Shall the Volusia County Home Rule Charter be amended to require the county council provide by ordinance that any comprehensive plan amendment or rezoning allowing increased residential density may be effective only if adequate public schools can be timely planned and constructed to serve the projected increase in student population, and that such ordinance shall prevail over any conflicting municipal comprehensive plan, ordinance or resolution?

YES - FOR APPROVAL  
 NO - AGAINST APPROVAL

**WATER PLAN**  
Shall the Volusia County Home Rule Charter be amended to require that the county council provide for a county water plan by ordinance that shall prevail over any conflicting municipal comprehensive plan or ordinance?

YES - FOR APPROVAL  
 NO - AGAINST APPROVAL

**COMPREHENSIVE PLANNING DISTRICTS**  
Shall the Volusia County Home Rule Charter be amended to designate districts, consisting of certain lands governed by the county comprehensive plan on June 15, 2006 in which the county comprehensive plan prevails over a conflicting municipal plan for ten years after annexation or until other conditions have been satisfied?

YES - FOR APPROVAL  
 NO - AGAINST APPROVAL

**GROWTH MANAGEMENT DISPUTE RESOLUTION**  
Shall the Volusia County Home Rule Charter be amended to establish the Volusia Growth Management Dispute Resolution Commission, which will make recommendations to resolve local comprehensive planning, annexation and service area disputes, and to abolish the Volusia Growth Management Commission, which determines local comprehensive plan consistency?

YES - FOR APPROVAL  
 NO - AGAINST APPROVAL

**COUNTY COUNCIL VICE CHAIR**  
Shall the Volusia County Home Rule Charter be amended to provide that the at large council member shall serve as the vice chair of the county council instead of council election of a vice chair?

YES - FOR APPROVAL  
 NO - AGAINST APPROVAL

**COUNTY COUNCIL COMPENSATION**  
Shall the Volusia County Home Rule Charter be amended to increase county council member compensation?

YES - FOR APPROVAL  
 NO - AGAINST APPROVAL

**COUNTY PLANNING AUTHORITY**  
Shall the Volusia County Home Rule Charter be amended to provide that with limited exception, the county shall maintain comprehensive planning authority over annexed lands which were governed by the county comprehensive plan on September 1, 2006, the provisions of which amendment shall apply regardless of other charter terms and proposed amendments?

YES - FOR APPROVAL  
 NO - AGAINST APPROVAL

**MUNICIPAL RACES**

**CITY OF DAYTONA BEACH SHORES  
BOND REFERENDUM**  
**General Obligation Bonds**  
**Streetscape/Underground Utility Improvements**  
Shall the City of Daytona Beach Shores, Florida issue bonds in one or more series not exceeding in the aggregate \$30,000,000, bearing interest rates not exceeding the maximum legal rate, maturing within 15 years from issuance of each series, pledging the City's full faith and credit and ad valorem tax revenues to finance or refinance the acquisition, construction and improvement of streetscape projects including the incremental cost of constructing underground utilities?

YES - For Bonds  
 NO - Against Bonds

**CITY OF DAYTONA BEACH SHORES  
BOND REFERENDUM**  
**Streetscape/Underground Utility Improvements**  
Shall the City of Daytona Beach Shores, Florida issue bonds in one or more series not exceeding in the aggregate \$30,000,000, bearing interest rates not exceeding the maximum legal rate, maturing within 15 years from issuance of each series, pledging the City's full faith and credit and ad valorem tax revenues to finance or refinance the acquisition, construction and improvement of streetscape projects including the incremental cost of constructing underground utilities?

YES - For Bonds  
 NO - Against Bonds

**CITY OF DEBARY  
SPECIAL REFERENDUM  
QUESTION ONE**  
Shall Article III of the City Charter be Amended to Add Section 3.03?  
The proposed amendment would prohibit the City of DeBary from using eminent domain power to benefit a private party or to transfer property to a private party.

YES  
 NO

**CITY OF DEBARY  
SPECIAL REFERENDUM  
QUESTION TWO**  
Shall Section 4.05 of the City Charter be Amended?  
The proposed amendment would increase the Mayor's compensation from \$500.00 per month to \$700.00 per month, and would increase each Council Members' compensation from \$400.00 per month to \$600.00 per month.

YES  
 NO

**CITY OF DEBARY  
SPECIAL REFERENDUM  
QUESTION THREE**  
Shall Section 4.07 of the City Charter be Amended?  
The proposed amendment states that a City Council Member must forfeit his or her office if he or she misses three regularly scheduled Council meetings without being excused by the Council.

YES  
 NO

**CITY OF DEBARY  
SPECIAL REFERENDUM  
QUESTION FOUR**  
Shall Section 11.03 of the City Charter be Amended?  
The proposed amendment would increase the City's debt repayment time frame from sixty months (5 years) to eighty-four months (7 years).

YES  
 NO

**CITY OF DEBARY  
SPECIAL REFERENDUM  
QUESTION FIVE**  
Shall Section 11.03 of the City Charter be Amended?  
The proposed amendment would mandate that the City Council adopt a formal debt management policy by ordinance.

YES  
 NO

**BOND REFERENDUM  
REFERENDUM REGARDING CITY OF DEBARY'S  
ISSUANCE OF REVENUE BONDS TO FINANCE  
STORMWATER IMPROVEMENTS**  
Without raising the stormwater assessment fee, shall the City of DeBary issue revenue bonds for the acquisition of land and construction of stormwater improvements in an aggregate principal amount not exceeding \$10,000,000, with a maturity not exceeding 20 years from their date, as determined by the City Council, bearing interest not exceeding the maximum rate allowed by law and pledging stormwater utility special assessments and all legally available non ad valorem tax revenues as security?

YES - FOR BONDS  
 NO - AGAINST BONDS

**CITY OF EDGEWATER  
PROPOSED CHARTER AMENDMENTS**  
**Height Amendment, Amending Edgewater City Charter to Prohibit New Building Heights Exceeding 35 Feet.**  
Height Amendment prohibits construction of new buildings that exceed 35 feet in height; provides building height definitions and exclusions; buildings presently exceeding 35 feet in height may be repaired to existing height; prohibits alterations that would cause a building height to exceed 35 feet; is not intended to restrict a property owner's vested rights under constitutional, statutory, common law; repeals conflicting ordinances; provides effective date. Shall the above-described amendment be adopted?

YES  
 NO

**EXEMPTIONS TO 35-FOOT HEIGHT LIMITATION  
IMPOSED BY CITIZEN-INITIATED CHARTER AMENDMENT.**  
Charter Amendment providing that any commercial, public, semi-public, or industrial uses, are exempted from the prohibition against new building heights in excess of 35 feet, as such prohibition may be adopted pursuant to the citizen-initiated charter amendment appearing on this ballot. Shall the above-described amendment be adopted?

YES  
 NO

**CITY OF LAKE HELEN  
CITY COMMISSIONER ZONE 2**  
(Vote For One)  
 Vernon J. Burton  
 Alan "Cookie" Cooke

## MUNICIPAL RACES continued

**CITY OF DEBARY  
SPECIAL REFERENDUM CONTINUED  
QUESTION TWO**  
Shall Section 4.05 of the City Charter be Amended?  
The proposed amendment would increase the Mayor's compensation from \$500.00 per month to \$700.00 per month, and would increase each Council Members' compensation from \$400.00 per month to \$600.00 per month.

YES  
 NO

**CITY OF DEBARY  
SPECIAL REFERENDUM CONTINUED  
QUESTION THREE**  
Shall Section 4.07 of the City Charter be Amended?  
The proposed amendment states that a City Council Member must forfeit his or her office if he or she misses three regularly scheduled Council meetings without being excused by the Council.

YES  
 NO

**CITY OF DEBARY  
SPECIAL REFERENDUM CONTINUED  
QUESTION FOUR**  
Shall Section 11.03 of the City Charter be Amended?  
The proposed amendment would increase the City's debt repayment time frame from sixty months (5 years) to eighty-four months (7 years).

YES  
 NO

**CITY OF DEBARY  
SPECIAL REFERENDUM CONTINUED  
QUESTION FIVE**  
Shall Section 11.03 of the City Charter be Amended?  
The proposed amendment would mandate that the City Council adopt a formal debt management policy by ordinance.

YES  
 NO

**CITY OF NEW SMYRNA BEACH  
SPECIAL REFERENDUM ELECTION  
SOUTH BEACH ANNEXATION**  
Shall Ordinance No. 66-06 be adopted annexing the South Beach area including Silver Sands and Bethune Beach into the city of New Smyrna Beach on December 31, 2006?

YES - For annexation of property described in Ordinance Number 66-06 of the City of New Smyrna Beach.  
 NO - Against annexation of property described in Ordinance Number 66-06 of the City of New Smyrna Beach.

**CITY BOARD OF ELECTIONS MEMBERSHIP**  
Shall ordinance No. 67-06 be adopted to amend section 170, City Charter, to provide a Board of Elections composed of the City Clerk and two members of the City Commission whose names do not appear on the ballot or qualified substitutes appointed by the City Commission?

YES  
 NO

**CITY OF OAK HILL  
CITY COMMISSION SEAT 1**  
(Vote For One)  
 Darryl L. Evans  
 Bill Marcello

**CITY OF OAK HILL  
CITY COMMISSION SEAT 5**  
(Vote For One)  
 Kathy Bittle  
 Richard Wheeler

**CITY OF ORMOND BEACH  
SPECIAL REFERENDUM ELECTION**  
**Shall the City Charter be Amended by Adding a New Article VII - Building Height Limits and Restrictions?**  
The proposed amendment would provide: All buildings within the corporate limits of the City of Ormond Beach will not exceed a maximum height of seventy-five (75) feet when measured from the average median lot elevation to the highest point of any part of the structure and/or attached services.  
 YES (For Approval)  
 NO (For Rejection)

**TOWN OF PONCE INLET  
REGULAR ELECTION  
COUNCIL MEMBER SEAT 2**  
(Vote For One)  
 Tony Goudie  
 Margaret Ann McCormick

**TOWN OF PONCE INLET  
REGULAR ELECTION  
COUNCIL MEMBER SEAT 4**  
(Vote For One)  
 Jim Hinson  
 Edward Jackson

**PROPOSED CHARTER AMENDMENTS  
TERM OF OFFICE OF COUNCILMEMBERS**  
The Town Charter provides for two year terms for the Mayor and Councilmembers. This Charter amendment would extend these terms to three years. To maintain staggered seats, Town Councilmembers shall be elected for seats two and four in the 2006 election to a two year term; seats three and five in the 2007 election to a three year term; and for seat one, the Mayor, in the 2007 election to a two year term.  
Shall the above-described Charter Amendment be adopted?  
 YES - For Amendment  
 NO - Against Amendment

**FILLING OF VACANCIES OF COUNCILMEMBERS**  
The Town Charter provides for the filling of Councilmember vacancies by the Town Council. This amendment would require that if a vacancy occurs, then the newly appointed Councilmember will serve until the next regular election, taking into consideration all candidate qualification deadlines. To maintain staggered seats and follow the election schedule provided by the Town Charter, Section 3.02(c), the newly elected Councilmember will serve less than a full term.  
Shall the above-described Charter Amendment be adopted?  
 YES - For Amendment  
 NO - Against Amendment

**CITY OF LAKE HELEN  
CITY COMMISSIONER ZONE 2**  
(Vote For One)  
 Vernon J. Burton  
 Alan "Cookie" Cooke

**CHARTER AMENDMENT CONTINUED IN NEXT COLUMN**

**CITY OF LAKE HELEN  
CITY COMMISSIONER ZONE 2**  
(Vote For One)  
 Vernon J. Burton  
 Alan "Cookie" Cooke

**REFERENDUM QUESTIONS CONTINUED IN NEXT COLUMN**

**CITY OF LAKE HELEN  
CITY COMMISSIONER ZONE 2**  
(Vote For One)  
 Vernon J. Burton  
 Alan "Cookie" Cooke

**CHARTER AMENDMENT CONTINUED IN NEXT COLUMN**