1	ORDINANCE NO. 2025 - 1791
2 3	AN ORDINANCE OF THE TOWN COMMISSION OF
5 4	THE TOWN OF SURFSIDE, FLORIDA AMENDING ARTICLE VI "RULES OF PROCEDURE FOR TOWN
5	MEETINGS"; AMEND4ING SECTIONS 2-205,
6 7	CONDUCT OF MEETINGS; AGENDA, RULE 6.03;
8	AND SECTION 2-207, RULES OF DEBATE OF THE TOWN OF SURFSIDE CODE OF ORDINANCES,
9	PROVIDING FOR CODIFICATION AND INCLUSION
10 11	IN THE CODE; PROVIDING FOR SEVERABILITY;
12	PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
13 14	
	WHEREAS, Article VIII, Section 2 of the Florida Constitution, and Chapter 166,
15	Florida Statutes, provide municipalities with the authority to exercise any power for
16	municipal purposes, except where prohibited by law, and to adopt ordinances in
17	furtherance of such authority; and
18	WHEREAS, Section 20 of the Town of Surfside Charter provides that the Town
19	Commission of the Town of Surfside ("Town") shall fix its rules of procedure; and
20	WHEREAS, the Town Commission now seeks to amend Article VI., Rules of
21	Procedure of Town Meetings, Section 2-205, Conduct of Meetings; Agenda, Rule 6.03
22	and Section 2-207, Rules of Debate, Rule 8.01(o), as set forth in Town Code; and
23	WHEREAS, the Town Commission held its first public hearing on January 14, 2025,
24	and recommended approval of the proposed amendments to the Code of Ordinances
25	("Code"), having complied with the notice requirements pursuant to Florida law; and
. -	(eeee), having complica that are notice requirements pursuant to rionua law, and
26	WHEREAS, the Town Commission has conducted a second duly noticed public
27	hearing on February 11, 2025, as required by Florida law, and further finds the proposed
28	change to the Code necessary and in the best interest of the community.
29	NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE
30	TOWN OF SURFSIDE, FLORIDA:
31	Section 4 Desiteds The shave Desiteds are true and served and
32	Section 1. Recitals. The above Recitals are true and correct and are
33	incorporated herein by this reference:

34 Section 2. Town Code Amended. Article VI., Rules of Procedure for Town Meetings, Section 2-205, Conduct of Meetings; Agenda, Rule 6.03, and Section 2-207, 35 Rules of Debate, Rule 8.01(o), are hereby amended as follows: 36 37 38 Sec. 2-205. - Conduct of meetings; agenda. 39 40 Rule 6.03. Participation by physically absent member of the town commission, town board or committee not permitted. A member of the town commission, town board or 41 committee is not permitted to participate and/or vote telephonically and/or by interactive 42 video. As an exception, a member of the Town Commission may appear and vote 43 remotely only at a Special Meeting. 44 45 46 Sec. 2-207. – Rules of debate. Rule 8.01 Rules of debate. 47 48 Suspension of the rules. No rule of procedure adopted by the town 49 (0) commission shall be suspended except by an affirmative vote of a majority 50 of the members of the town commission present, except the town 51 commission may not suspend Rule 6.03.. 52 Severability. If any section, sentence, clause or phrase of this 53 Section 3. Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, 54 55 then said holding shall in no way affect the validity of the remaining portions of this 56 Ordinance. Inclusion in the Code. It is the intention of the Town Commission, 57 Section 4. and it is hereby ordained that the provisions of this Ordinance shall become and made a 58 part of the Town of Surfside Code of Ordinances, that the sections of this Ordinance may 59 be renumbered or re-lettered to accomplish such intentions; and the word "Ordinance" may 60 be changed to "Section" or other appropriate word. 61

62 <u>Section 5.</u> <u>Conflicts</u>. Any and all ordinances and resolutions or parts of 63 ordinances or resolutions in conflict herewith are hereby repealed.

64 65 66	Section 6. Effective Date. This ordinance shall become effective upon adoption on second reading.
67	PASSED on first reading on the <u>14th day of January</u> 2025.
68	PASSED AND ADOPTED on second reading on the <u>11Th</u> day of February, 2025.
69 70 71 72 73	First Reading: Motion by: <u>Commissioner Velasquez</u> Second by: <u>Commissioner Vildostegui</u>
74 75 76 77 78	Second Reading: Motion by: <u>Commissioner Velasquez</u> Second by: <u>Commissioner Coto</u>
79 80	FINAL VOTE ON ADOPTION
81 82 83 84 85 86 87	Commissioner Gerardo VildosteguiYesCommissioner Ruben A. CotoYesCommissioner Nelly VelasquezYesVice Mayor Tina PaulYesMayor Charles W. BurkettYes
88 89 90 91 92	ATTEST: OF SUR Charles W. Burkett, Mayor
93 94 95	Sandra N. McCready, MMC, 0, 9, 3, 9, 3, 5, 7, 7 Town Clerk COUNTY
96 97 98	APPROVED AS TO FORM AND LEGALITY FOR THE USE AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:
99 100	(then blandy)
101 102	Thais Hernandez, Esq. Acting Town Attorney