

ORDINANCE NO. 2025 - 1794

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING ARTICLE VI - "RULES OF PROCEDURE FOR TOWN MEETINGS"; AMENDING SECTION 2-205, CONDUCT OF MEETINGS, AGENDA, RULE 6.06; OF THE TOWN OF SURFSIDE CODE OF ORDINANCES, PROVIDING FOR CODIFICATION AND INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, Article VIII, Section 2 of the Florida Constitution, and Chapter 166, Florida Statutes, provide municipalities with the authority to exercise any power for municipal purposes, except where prohibited by law, and to adopt ordinances in furtherance of such authority; and

**WHEREAS**, Section 20 of the Town of Surfside Charter provides that the Town Commission of the Town of Surfside ("Town") shall fix its rules of procedure; and

**WHEREAS**, the Town Commission now seeks to amend Article VI, Rules of Procedure of Town Meetings, Section 2-205, Conduct of Meetings; Agenda, Rule 6.06 as set forth in Town Code; and

**WHEREAS**, the adoption of the provisions set forth below are necessary to accomplish the above objectives; and

**WHEREAS**, the Town Commission held its first public hearing on June 10, 2025, and approved the proposed amendment to the Code of Ordinances having complied with the notice requirements in Florida Statutes; and

**WHEREAS, on July 8, 2025, the Town Commission deferred the proposed amendment to the Code of Ordinances to its next special meeting on August 12, 2025;**

**WHEREAS, the Town Commission held its second public hearing on Aug. 12, 2025, and approved the proposed amendment to the Code of Ordinances having complied with the notice requirements in Florida Statutes; and**

**WHEREAS**, the Town Commission hereby finds that this Ordinance is in the best interest and welfare of the residents and visitors of the Town.

Coding: ~~Strikethrough~~ words are deletions to the existing words. Underlined words are additions to the existing words. Changes between first and second reading are indicated with ~~highlighted double strikethrough~~ and double underline.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE  
TOWN OF SURFSIDE, FLORIDA:**

**Section 1. Recitals.** The foregoing Recitals are true and correct and are incorporated herein by this reference:

**Section 2. Town Code Amended.** Article VI., Rules of Procedure for Town Meetings, Section 2-205, Conduct of Meetings; Agenda, Rule 6.06 is hereby amended as follows:<sup>1</sup>

\* \* \*

**Sec. 2-205. - Conduct of meetings; agenda.**

\* \* \*

### Rule 6.06 Agenda.

(a) Order of business. There shall be an official agenda for every meeting of the commission which shall determine the order of business conducted at the meeting.

**(1) The order of business shall be as follows:**

**(a) Order of business:**

**a. Call to order,**

**b. Roll call of members,**

**c. Pledge of allegiance,**

<sup>1</sup> Words stricken through shall be deleted. Words underscored constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

Coding: ~~Strikethrough words~~ are deletions to the existing words. Underlined words are additions to the existing words. Changes between first and second reading are indicated with highlighted double-strikethrough and double underline.

d. ~~Agenda/order of business (additions/deletions)~~ Invocation,

~~e. e. Special presentations.~~ Agenda/order of business (additions/deletions),

~~e. f. Special presentations.~~

\* \* \*

**Section 3. Severability.** If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

**Section 4. Inclusion in the Code.** It is the intention of the Town Commission, and it is hereby ordained that the provisions of this Ordinance shall become and made a part of the Town of Surfside Code of Ordinances, that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and the word "Ordinance" may be changed to "Section" or other appropriate word.

**Section 5. Conflicts.** Any and all ordinances and resolutions or parts of ordinances or resolutions in conflict herewith are hereby repealed.

**Section 6. Effective Date.** This ordinance shall become effective upon adoption on second reading.

**PASSED** on first reading on the 10<sup>th</sup> day of June, 2025.

**PASSED AND ADOPTED** on second reading on the 12<sup>th</sup> day of August, 2025.

**First Reading:**

Motion by: Commissioner Velasquez

Second by: Commissioner Coto

**Second Reading:**

Motion by: Commissioner Velasquez

Second by: Commissioner Coto

Coding: ~~Strikethrough words~~ are deletions to the existing words. Underlined words are additions to the existing words. Changes between first and second reading are indicated with ~~highlighted double-strikethrough~~ and double underline.

**FINAL VOTE ON ADOPTION**

Commissioner Gerardo Vildostegui  
Commissioner Ruben A. Coto  
Commissioner Nelly Velasquez  
Vice Mayor Tina Paul  
Mayor Charles W. Burkett

No  
Yes  
Yes  
No  
Yes

Charles W. Burkett, Mayor

**ATTEST:**

Sandra N. McCready, MMC  
Town Clerk



**APPROVED AS TO FORM AND LEGALITY FOR THE USE  
AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**

Thais Hernandez, Esq.  
Town Attorney