1	ORDINANCE NO. 2025 - 1791
2	AN ORDINANCE OF THE TOWN COMMISSION OF
3 4	THE TOWN OF SURFSIDE, FLORIDA AMENDING
5	ARTICLE VI "RULES OF PROCEDURE FOR TOWN MEETINGS": AMENDAING SECTIONS 2 205
6	MEETINGS"; AMEND4ING SECTIONS 2-205, CONDUCT OF MEETINGS; AGENDA, RULE 6.03;
7	AND SECTION 2-207, RULES OF DEBATE OF THE
8 9	TOWN OF SURFSIDE CODE OF ORDINANCES,
10	PROVIDING FOR CODIFICATION AND INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY;
11	PROVIDING FOR CONFLICTS; AND PROVIDING
12	FOR AN EFFECTIVE DATE.
13 14	WHEREAS Article VIII Section 2 of the Florida Constitution and Chapter 166
15	WHEREAS, Article VIII, Section 2 of the Florida Constitution, and Chapter 166,
	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
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 32	Section 1 Positals The above Positole are true and correct and are
32	Section 1. Recitals. The above Recitals are true and correct and are

incorporated herein by this reference:

33

34	Section 2. Town Code Amended. Article VI., Rules of Procedure for Town
35	Meetings, Section 2-205, Conduct of Meetings; Agenda, Rule 6.03, and Section 2-207,
36	Rules of Debate, Rule 8.01(o), are hereby amended as follows:
37	* * *
38	Sec. 2-205 Conduct of meetings; agenda.
39	* * *
40	Rule 6.03. Participation by physically absent member of the town commission, town
41	board or committee not permitted. A member of the town commission, town board or
42	committee is not permitted to participate and/or vote telephonically and/or by interactive
43	video. As an exception, a member of the Town Commission may appear and vote
44	remotely only at a Special Meeting.
45	* * *
46	Sec. 2-207. – Rules of debate.
47	Rule 8.01 Rules of debate.
48	* * *
49	(o) Suspension of the rules. No rule of procedure adopted by the town
50	commission shall be suspended except by an affirmative vote of a majority
51	of the members of the town commission present, except the town
52	commission may not suspend Rule 6.03
53	Section 3. Severability. If any section, sentence, clause or phrase of this
54	Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction,
55	then said holding shall in no way affect the validity of the remaining portions of this
56	Ordinance.
57	Section 4. Inclusion in the Code. It is the intention of the Town Commission,
58	and it is hereby ordained that the provisions of this Ordinance shall become and made a
59	part of the Town of Surfside Code of Ordinances, that the sections of this Ordinance may
60	be renumbered or re-lettered to accomplish such intentions; and the word "Ordinance" may
61	be changed to "Section" or other appropriate word.
62	Section 5. Conflicts. Any and all ordinances and resolutions or parts of
63	ordinances or resolutions in conflict herewith are hereby repealed.

64	Section 6. Effective Date. This ordinance shall become effective upon adoption
65	on second reading.
66	
67	PASSED on first reading on the 14th day of January 2025.
68	PASSED AND ADOPTED on second reading on the 11 Th day of February, 2025.
69	First Reading:
70	Motion by: Commissioner Velasquez
71	Second by: Commissioner Vildostegui
72	Cederia by. Cerminissioner vilaestegar
73	Casand Dandings
74	Second Reading:
75	Motion by: Commissioner Velasquez
76	Second by: Commissioner Coto
77	
78	
79	FINAL VOTE ON ADOPTION
80	
81	Commissioner Gerardo Vildostegui <u>Yes</u>
82	Commissioner Ruben A. Coto Yes
83	Commissioner Nelly Velasquez Yes
84	Vice Mayor Tina Paul Yes
85	Mayor Charles W. Burkett Yes
86	<u></u>
87	/V
88	Charles W. Burkett, Mayor
89	ATTEST:
90	CORPORAL.
91	South in the second second
	SEAT
92	Sandra N. MaCrady, MMZ
93	Sandra N. McCready, MMC
94	Town Clerk
95	ADDROVED AS TO FORM AND THE HOP
96	APPROVED AS TO FORM AND LEGALITY FOR THE USE
97	AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:
98	
99	(Hastander)
100	
101	Thais Hernandez, Esq.
102	Acting Town Attorney

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