

**GOLDEN BEACH, FLORIDA**

Amended 11/18/97

Amended 1/20/98

**ORDINANCE NO. 432.98**

AN ORDINANCE OF THE TOWN COUNCIL OF GOLDEN BEACH, FLORIDA PROVIDING FOR CONDUCT OF BUSINESS AND PROCEDURES AT TOWN COUNCIL MEETINGS; AMENDING CHAPTER 2 OF THE TOWN CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, Section 3.04(a) of the Town Charter provides that "... The Council shall... by ordinance establish the time, date, location, notice and rules of procedure for regular and special meetings"; and

**WHEREAS**, the Town Council desires to implement procedures for its meetings;

**NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:**

**Section 1.** That Section 2-25 of the Town Code is hereby created to provide as follows:

**"ARTICLE II TOWN COUNCIL**

**Sec. 2-25. PROCEDURES FOR TOWN COUNCIL MEETINGS**

(a) The Administrative Procedures contained in Article III of this chapter are hereby ratified to apply to the Town Council and its meetings unless such rule or procedure is specifically superseded by the Town Code or other applicable law.

(b) The Town Manager shall designate on an agenda item, the commission member requesting such agenda item for a Town Council meeting agenda. More than one council member may request a particular item on the agenda or a charter officer may request an item to be placed on the Council agenda.

(c) Town Council meetings shall end no later than 11:00 p.m. It shall take an affirmative vote of the Town Council to extend the meeting past 11:00 p.m., which vote shall be called before 11:00 p.m. or as soon thereafter as the business will permit.

(d) Minutes shall be taken as required by state law. Summary minutes shall be taken as the general rule. Audio tapes of the Council meetings shall be made and kept by the Town Clerk for a period of five (5) years unless otherwise provided by state law

(e) Video taping of the Council meetings for live, or delayed broadcast on cable television (CATV) shall be done at the discretion and direction of the Town Council as determined by motion or resolution. If recorded, video tapes of meetings shall be kept by the Town Clerk for five (5) years unless otherwise provided by state law.

**Section 2. Conflict** That all ordinances or parts of ordinances, all Town Code sections or parts of Town Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

**Section 3. Severability** That the provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, clauses, sentences and phrases of this Ordinance but they shall remain in effect, notwithstanding the invalidity of any part.

**Section 4. Inclusion In The Code.** That it is the intention of the Town Council, and it is hereby ordained that the provisions of this Ordinance, shall become and be made a part of the Code of the Town of Golden Beach; that the sections of the Ordinance may be renumbered or relettered to accomplish such intentions; and that the word "Ordinance" may be changed to "Section" or other appropriate word.

**Section 5. Effective Date.** That this Ordinance shall become effective immediately upon its adoption on second reading.

The Motion to adopt the foregoing Ordinance on first reading was offered by Councilwoman Lowrance, seconded by Councilwoman Addicott and on roll call the following vote ensued:

Mayor Cuenca	<u>AYE</u>
Vice Mayor Chikovsky	<u>AYE</u>
Councilwoman Addicott	<u>AYE</u>
Councilman Fistel	<u>AYE</u>
Councilwoman Lowrance	<u>AYE</u>

**PASSED AND ADOPTED** on first reading this 18th day of November, 1997.

The Motion to adopt the foregoing Ordinance on second reading was offered by Vice Mayor Chikovsky, seconded by Councilwoman Addicott and on roll call the following vote ensued:

Mayor Cuenca	<u>Aye</u>
Vice Mayor Chikovsky	<u>Aye</u>
Councilwoman Addicott	<u>Aye</u>
Councilman Fistel	<u>Aye</u>

**PASSED AND ADOPTED** on second reading this 20<sup>th</sup> day of January, 1998.

ATTEST:

  
\_\_\_\_\_  
ROBERT JOHNSTON  
INTERIM TOWN CLERK

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

  
\_\_\_\_\_  
JON M. HENNING  
TOWN ATTORNEY

  
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MAYOR JUDY CUENCA