

GOLDEN BEACH, FLORIDA

RESOLUTION NO. 1123.98

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA; PURSUANT TO SECTIONS 2-25(a) AND 2-46(b) OF THE TOWN CODE, PROVIDING THAT THE TOWN COUNCIL MEETINGS SHALL BE RUN BY ROBERTS RULES OF ORDER (PARLIAMENTARY PROCEDURE) UNLESS WAIVED BY THREE OR MORE VOTES OF THE TOWN COUNCIL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Town Code sections 2-25(a) and 2-46(b) (as amended by Ordinance 432.98, i.e. CO97038) provide for the adoption of special rules for the Conduct of Town Council meetings; and

WHEREAS, the Town Council desires, as a general rule, to conduct its Council meetings in accordance with *Robert's Rules of Order*; and

WHEREAS, the Town Council held a public hearing on this matter and allowed members of the public to be heard and considered the input of the public hearing;

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

Section 1. That pursuant to Town Code Sections 2-25(a) and 2-46(b), the Town Council shall conduct its regular and special meetings in accordance with Robert's Rules of Order (a copy of which shall be kept on file in the Town Clerk's office) unless the "Rules" are waived by the affirmative vote of three or more council members.

Section 2. Severability. That the provisions of this Resolution are declared to be severable and if any section, sentence, clause or phrase of this Resolution 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 Resolution but they shall remain in effect, notwithstanding the invalidity of any part.

Section 3. Conflict. That all resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.

Section 4. Effective Date. That this Resolution shall become effective immediately upon approval of the Town Council.

The Motion to adopt the foregoing Resolution was offered by Councilwoman Chikovsky, seconded by Councilman Fistel and on roll call the following vote ensued:

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

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach this 18th day of August, 1998.

MAYOR JUDY CUENCA

ATTEST:

ROBERT "SKIP" JOHNSTON
INTERIM TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

JON M. HENNING
TOWN ATTORNEY

MASTRIANA & CHRISTIANSEN, PA

ATTORNEYS AT LAW

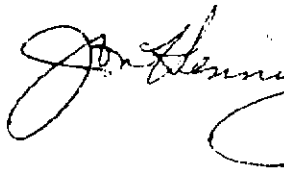
1500 North Federal Highway, Suite 200
Fort Lauderdale, Florida 33304

Broward: (954) 566-1234
Dade: (305) 949-1234
Fax: (954) 566-9219
Fax: (954) 564-1592

mikec64029@aol.com (Mike Christiansen)
framoffice@aol.com (Ron Mastriana)
Sthoff5195@aol.com (Steve Hoffman)
cityatty@aol.com (Jon Henning)

MEMORANDUM

TO: Mayor Judy Cuenca
Golden Beach Town Council Members

FROM: Jon M. Henning
Town Attorney 

DATE: August 14, 1998

FILE/RE: Roberts Rules of Order

Adopting Roberts Rules of Order to govern Council procedures may serve to complicate the meetings since the rules are somewhat formal and require some study. The idea, though, has served as a wake-up call that the Town Council desires to have more structured guidelines and a move towards consistency and efficiency at its public meetings. Although we should not reinvent the wheel, this is an opportunity to include several guidelines that the Town Council feels will improve its meetings. I have conferred with Councilwoman Sara Chikovsky on this subject and we offer the following suggestions as additions to Town Council procedures:

1. While any member of Council may place an item on the agenda, it will not be discussed without a motion and a second for discussion.
2. Amendments to motions and resolutions shall be dealt with one at a time.
3. Each Council Member shall have one opportunity to speak on an item for an agreed period of ____ minutes. Once each Council Member has had an opportunity to speak, each member may have a second opportunity for a brief follow-up comment

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before a vote is called. (Obviously the Council Members may waive their right to speak, or the meetings would be unending.)

4. The Mayor as Chair may set "times certain" and/or time limits on any item to accommodate applicants, Council Members, establish priorities, or for any other reason. These "times certain" and time limits should be published on the agenda or available in writing at the Council meetings whenever possible.

5. Good and Welfare shall be limited to three minutes per speaker. Non-residents may speak, time permitting. Residents shall be given priority if limited time is available due to the number of speakers or the length of the agenda, as determined by the Town Council. Council Members shall not respond or rebut to Good and Welfare speakers. This results in inequitable treatment of the speakers and delays the meeting. The public should be urged to contact their Council Members or Town Management individually for better attention and in-depth discussion on items that can be better explained than in a brief presentation at Good and Welfare. Any comments by Council on Good and Welfare should be reserved for later in the meeting during Council Reports.

Council comments
2 min each to respond at the end of good & welfare

If you have any other suggestions, please contact me before the August 18, 1998, Council meeting so that I may work with you on the wording.

11:00 pm 4 aug 98 end