



City of North Port

ORDINANCE NO. 2019-12

AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, AMENDING THE CODE OF THE CITY OF NORTH PORT, FLORIDA, SEC. 2-55 – AGENDA, RELATING TO THE AGENDA FOR CITY COMMISSION MEETINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 6.02 of the City Charter of the City of North Port, Florida provides that the City Commission shall determine its own rules and order of business; and

WHEREAS, the City Commission intends to conduct the affairs of this City in public meetings in an orderly fashion, with proper decorum and providing ample opportunity for public participation; and

WHEREAS, the City Commission finds that modifying its rules related to its consent agenda will provide for more efficient and expedient government action; and

WHEREAS, the City Commission has determined that the proposed amendments serve the public health, safety, and welfare of the citizens of the City of North Port, Florida.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA, AS FOLLOWS:

SECTION 1 – FINDINGS:

1.01 The recitals outlined above are incorporated by reference as findings of fact as if expressly set forth herein.

SECTION 2 – ADOPTION:

2.01 The City Commission hereby approves and adopts the following amendments to the Code of the City of North Port, Florida:

“Chapter 2 – ADMINISTRATION

...

ARTICLE II. – CITY COMMISSION

...

DIVISION 2. – MEETINGS

...

Sec. 2-55. - Agenda.

...

(c) Meeting agendas. Meeting agendas may include public comments, a designated time for public hearings, consent agenda, other business and reports from the city manager, city attorney, city clerk, and city commissioners. The suggested layout for agendas is as follows:

- (1) Call to order/roll call.
- (2) Invocation/pledge of allegiance.
- (3) Approval of the agenda.
- (4) Announcements by the city clerk.
- (5) Public comment, other than quasi-judicial.
- (6) Consent agenda including approval of minutes of previous meetings.
- ~~(7)~~ Public hearings for agenda items requiring public hearings.
- ~~(78)~~ General business items.
- ~~(8)~~ Consent agenda including approval of minutes of previous meetings.
- (9) Public comment, other than quasi-judicial.
- ~~(910)~~ Commission communications.
- ~~(1011)~~ Administrative and legal reports.
- ~~(11)~~ Public comment, other than quasi-judicial.
- (12) Adjournment.

...

(g) Consent agenda.

- (1) Consent agenda items include noncontroversial and ministerial matters which may be fully explained by supporting documentation and do not require full discussion by the city commission. ~~A single motion may be made to approve the consent agenda or one or more consent items identified by number as follows:~~
 - ~~(1) — The mayor asks the commission if anyone wishes to remove any item from the consent agenda. A commissioner can request removal of an item to discuss an item, to question an item, or to register a vote against an item.~~
 - (2) A commissioner may request removal of an item from the consent agenda in order to discuss, question, or register a vote against an item. To request removal of an item from the consent agenda, a commissioner must notify the city manager or designee by email no later than noon of the day prior to the meeting. If the request is timely submitted, Any commissioner may request discussion of a consent item and the mayor shall announce at the meeting that the item has been shall be removed from the consent agenda. Any item removed from the consent agenda will be considered as a separate item for discussion, questioning, and voting.

- (3) The consent agenda is voted on with a single vote to approve the consent agenda or to approve one or more consent items identified by number.
- (4) Any item not approved or included in the motion to approve will be considered as a separate item independent from the consent agenda.

...”

SECTION 3 – CONFLICTS:

3.01 In the event of any conflict between the provisions of this ordinance and any other ordinance or provisions thereof, the provisions of this ordinance shall prevail to the extent of such conflict.

SECTION 4 – SEVERABILITY:

4.01 If any section, subsection, sentence, clause, phase, or provision of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION 5 – CODIFICATION:

5.01 In this ordinance, additions are shown as underlined and deletions as ~~strikethrough~~. These editorial notations shall not appear in the codified text.

SECTION 6 – EFFECTIVE DATE:

6.01 This ordinance shall take effect immediately after adoption by the City Commission of the City of North Port, Florida.

READ BY TITLE ONLY at first reading by the City Commission of the City of North Port, Florida, in public session on the 19th day of March 2019.

PASSED and DULY ADOPTED by the City Commission of the City of North Port, Florida, on the second and final reading in public session this 9th day of April 2019.

CITY OF NORTH PORT, FLORIDA

CHRISTOPHER HANKS
MAYOR

ATTEST:

KATHRYN WONG
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS:

AMBER L. SLAYTON
CITY ATTORNEY