



City of North Port

ORDINANCE NO. 2024-46

1 **AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, AMENDING THE CODE OF THE**
 2 **CITY OF NORTH PORT, FLORIDA, SECTION 4-3 REGARDING QUALIFICATIONS OF BOARDS**
 3 **AND COMMITTEES; PROVIDING FOR FINDINGS; PROVIDING FOR CONFLICTS;**
 4 **PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN**
 5 **EFFECTIVE DATE.**

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 8 **WHEREAS**, Chapter 4, Article I, of the Code of the City of North Port, Florida (“City Code”) establishes
 9 uniform rules of procedure and governance of the meetings and conduct of the City’s advisory boards and
 10 committees; and

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 12 **WHEREAS**, Section 4-3 establishes the general qualifications for appointment to an advisory board and
 13 committee; and

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 15 **WHEREAS**, the City Commission desires to allow board members to serve on up to two advisory boards
 16 or committees, but in no instance shall any board member be permitted to serve in a capacity that would
 17 violate the dual office-holding prohibition in Article II, Section 5(a) of the Florida Constitution; and

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 19 **WHEREAS**, the City Commission finds that these amendments serve the public health, safety, and welfare
 20 of the citizens of the City of North Port, Florida.

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 22 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA:**

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 24 **SECTION 1 – FINDINGS**

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 26 1.01 The above recitals are true and correct and are incorporated in this ordinance by reference.
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 28 1.02 In accordance with Florida Statutes Section 166.041(4)(a), the City timely posted a business
 29 impact estimate on the City’s website on or before the date the newspaper published notice of
 30 this ordinance’s final reading.

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 32 **SECTION 2 – ADOPTION**

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 34 2.01 Chapter 4 of the Code of the City of North Port, Florida is hereby amended as follows:
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37 **“Chapter 4 – BOARDS AND COMMITTEES**

38 . . .

39 **ARTICLE I. – BOARDS GENERALLY**

40 . . .

41 **Sec. 4-3. – Appointment, qualifications, term, and vacancies.**

42 (a) *Qualifications.*

43 . . .

44 (6) *Dual board service.* Board members may serve on up to two city boards, but in no
45 instance shall any board member be permitted to serve in a capacity that would violate
46 the dual office-holding prohibition in article II, section 5(a) of the Florida Constitution.
47 ~~only one board, with the exception of ad hoc, task force, or special committees~~
48 ~~appointed by the city commission.~~

49 . . .”

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51 **SECTION 3 – CONFLICTS**

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53 3.01 In the event of any conflict between the provisions of this ordinance and any other ordinance, in
54 whole or in part, the provisions of this ordinance will prevail to the extent of the conflict.

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56 **SECTION 4 – SEVERABILITY**

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58 4.01 If a court of competent jurisdiction finds that any section, subsection, sentence, clause, phrase,
59 or provision of this ordinance is for any reason invalid or unconstitutional, that provision will be
60 deemed a separate, distinct, and independent provision and will not affect the validity of the
61 remaining portions of the ordinance.

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63 **SECTION 5 – CODIFICATION**

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65 5.01 In this ordinance, additions are shown as underlined and deletions as ~~striketrough~~. Any
66 additional codification information and notations appear in *italics*. These editorial notations are
67 not intended to appear in the codified text.

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69 **SECTION 6 – EFFECTIVE DATE**

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71 6.01 This ordinance takes effect immediately upon adoption.

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74 READ BY TITLE ONLY at first reading by the City Commission of the City of North Port, Florida, in public
75 session on November 26, 2024.

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78 ADOPTED by the City Commission of the City of North Port, Florida, on the second and final reading in
79 public session on December 10, 2024.

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CITY OF NORTH PORT, FLORIDA

PHIL STOKES
MAYOR

ATTEST

HEATHER FAUST, MMC
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS

MICHAEL GOLEN, CPM
INTERIM CITY ATTORNEY