Meeting Date: March 17, 2016

Agenda Item: 9-A

Report to Town Council

Topic: **Ordinance 2016-01, amending the Town Code to reduce the number of members on the Parks, Recreation & Tree Advisory Board from seven members to five members.**

Recommended Motion: **Approval of the second reading / adoption of Ordinance 2016-01.**

Summary: **Pursuant to the direction of the Town Council at their January 21, 2016 meeting, this ordinance has been prepared to reduce the membership composition of the Parks, Recreation and Tree Advisory Board from seven members to five members. The number of board alternate positions will remain at two.**

The board currently has five members and no alternates, so there is no change to the actual member composition with this amendment.

The reduction in membership requirement will reduce the number of members needed for a quorum from four to three, following second reading / adoption of this ordinance.

Requested by: **Town Council**

Approved by: **Ms. Witt, Town Manager**

ORDINANCE 2016-01

AN ORDINANCE OF THE TOWN OF PONCE INLET, FLORIDA AMENDING THE TOWN'S CODE OF ORDINANCES, CHAPTER 46, ARTICLE II, SECTIONS 46-32 and 33, , AS THEY RELATE TO THE COMPOSITION AND TERMS OF THE PARKS, RECREATION AND TREE ADVISORY BOARD; AMENDING THE TOWN'S LAND USE AND DEVELOPMENT CODE, SECTION 6.2.4, AS IT RELATES TO THE COMPOSITION OF THE PARKS, RECREATION AND TREE ADVISORY BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Ponce Inlet has established certain advisory board duties to the Parks, Recreation and Tree Advisory Board and seeks to ensure that the board's composition is most appropriate to the successful performance of these duties;

WHEREAS, the Town's current composition requirement of seven regular members and two alternates has been difficult to maintain over the past several years; and

WHEREAS, the Town Council has revisited this issue of board vacancies many times and has now made a decision that it is in the best interest of conducting the business of the Town to reduce the composition of the Parks, Recreation and Tree Advisory Board to five members and two alternates.

NOTE: Underlined words constitute additions to the Town of Ponce Inlet Code of Ordinances and the Land Use and Development Code, strikethrough constitutes deletions from the original Code or Land Use and Development Code, and asterisks (***) indicate an omission from the existing text which is intended to remain unchanged.

NOW, THEREFORE, BE IT ENACTED BY THE TOWN COUNCIL OF THE TOWN OF PONCE INLET, FLORIDA:

SECTION 1. The Town of Ponce Inlet Code of Ordinances, Chapter 46, Article II, Sections 46-32 and 33 are hereby amended as follows:

ARTICLE II. - PARKS, RECREATION AND TREE ADVISORY BOARD

***

Sec. 46-32. - Composition.

The parks, recreation and tree advisory board shall consist of ~~seven~~ five members and two alternates. At least two of the members shall have an interest in trees and the perpetuation and care of trees on public property.

Sec. 46-33. - Appointment and term of members.

The members and alternates of the parks, recreation and tree advisory board shall be appointed by the town council and shall serve ~~staggered terms to be determined by lot drawing for one, two, and three years. Subsequent members to the original board shall serve three-year terms in staggered sequence.~~ three-year staggered terms, with an exception for the initial terms of members on this newly established five member board: terms for seats one and three shall expire in December 2016, terms for seats two and four shall expire in December 2018, and the term for seat five shall expire in December 2017. Alternate members shall be appointed to an annual term ending in December of each year.

***

SECTION 2. The Town of Ponce Inlet Land Use and Development Code, Section 6.2.4 is hereby amended as follows:

Section 6.2.4 - Parks, recreation and tree advisory board.

***

B. *Membership and terms of office*. The parks, recreation and tree advisory board shall consist of ~~seven~~ five regular members and two alternates appointed by the town council. Each regular member shall be appointed for a three-year term in staggered sequence. Alternate members shall be appointed for a term of one year.

***

SECTION 3. SEVERABILITY

If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, that holding in no way affects the remaining portions of this Ordinance.

SECTION 4. CONFLICTING ORDINANCES

All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. EFFECTIVE DATE

This Ordinance shall become effective upon adoption.

It was moved by Vice-Mayor Hoss and seconded by Councilmember Perrone that said Ordinance be passed on first reading. A roll call vote of the Town Council on said motion resulted as follows:

Mayor Smith, Seat #1	Yes
Councilmember Milano, Seat #2	Yes
Vice-Mayor Hoss, Seat #3	Yes
Councilmember Perrone, Seat #4	Yes
Councilmember Paritsky, Seat #5	Yes

Passed upon first reading this 18th day of February 2016.

It was moved by _____ and seconded by _____ that said Ordinance be passed on second reading. A roll call vote of the Town Council on said motion resulted as follows:

Mayor Smith, Seat #1	_____
Councilmember Milano, Seat #2	_____
Vice-Mayor Hoss, Seat #3	_____
Councilmember Perrone, Seat #4	_____
Councilmember Paritsky, Seat #5	_____

Passed and Adopted upon second reading this 17th day of March, 2016.

Town of Ponce Inlet, Florida

_____

Gary L. Smith, Mayor

ATTEST:

_____

Jeaneen Witt, CMC
Town Manager/Town Clerk