

Introduced by: Council Member Cory Nichols

1st Reading: March 15, 2021

2nd Reading: April 5, 2021

**ORDINANCE NO. 2021-8163**

**AN ORDINANCE OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, TO AMEND CHAPTER 2, ARTICLE II, SECTION 2-16, OF THE CODE OF ORDINANCES TO REPLACE THE CITY COUNCIL REGULAR MEETING 7:00 P.M. START TIME WITH OPTIONAL START TIMES THAT ARE TO BE DETERMINED BY THE CITY MANAGER AND THE MAYOR TO BE CONDUCIVE TO CITIZEN INPUT, CITY COUNCIL OPERATIONS, OR OTHER PUBLIC PURPOSES; PROVIDING FOR LEGISLATIVE FINDINGS, REPEAL OF CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.**

**WHEREAS**, the City of Jacksonville Beach (“City”) has the authority to adopt this Ordinance pursuant to Art. VIII, § 2 of the Constitution of the State of Florida and Chapter 166, Florida Statutes; and

**WHEREAS**, pursuant to Section 286.011, Florida Statutes, the governing body of a municipality can act validly only when it sits as a joint body, at an authorized meeting, duly assembled pursuant to such notice as is required by law; and

**WHEREAS**, Chapter I, Section 6, of the City Charter provides that the council shall meet at such times as may be prescribed by ordinance or resolution, but not less frequently than once each month, at regularly specified times; and

**WHEREAS**, currently the City Code of Ordinances Chapter 2, Sec. 2-16 *Regular meetings*, reads as follows: The regular meetings of the city council shall be held at 7:00 p.m. on the first and third Monday of each month, with the exception of the months of January and July. In the months of January and July there will be one regular city council meeting held on the third Monday at 7:00 p.m. In the event the regular council meeting falls on a holiday, that meeting shall be held on the following working day at 7:00 p.m. unless directed otherwise by city council; and

**WHEREAS**, during a City Council Briefing held on February 22, 2021, the City Council directed the City Attorney to prepare an ordinance that would replace the regular City Council meeting start time of 7:00 P.M. with optional start times that are to be determined by the City Manager or the Mayor to be conducive to citizen input, City Council operations, or other public purposes that help to conduct City business; and

**WHEREAS**, during a City Council meeting held on March 15, 2021, City Council approved this Ordinance on first reading with the amendment to change the word “or” to “and” between the City Manager and City Mayor as used in the Ordinance; and

**WHEREAS**, the City Council hereby finds that this Ordinance serves legitimate government purposes, it is a permissible exercise of the City’s powers and authority, and it serves the best interests of the citizens and City Council to conduct City business.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF JACKSONVILLE BEACH, FLORIDA:**

**SECTION 1. RECITALS AND LEGISLATIVE FINDINGS.** The above recitals and legislative findings are ratified, correct, and made a part of this Ordinance.

**SECTION 2. THE CODE OF ORDINANCES, CITY OF JACKSONVILLE BEACH, FLORIDA, CHAPTER 2, SEC. 2-16 IS HEREBY AMENDED AND SHALL READ AS FOLLOWS.<sup>1</sup>**

*Sec. 2-16 Regular meetings.* The regular meetings of the city council shall be held at ~~7:00 p.m.~~ optional start times that are to be determined by the City Manager and the Mayor to be conducive to citizen input, City Council operations, or other public purposes that help to conduct City business on the first and third Monday of each month, with the exception of the months of January and July. In the months of January and July there will be one regular city council meeting held on the third Monday at ~~7:00 p.m.~~ start times that are to be determined by the City Manager and the Mayor to be conducive to citizen input, City Council operations, or other public purposes that help to conduct City business. In the event the regular council meeting falls on a holiday, that meeting shall be held on the following working day at ~~7:00 p.m.~~ a start time that is to be determined by the City Manager and the Mayor to be conducive to citizen input, City Council operations, or other public purposes that help to conduct City business unless directed otherwise by city council.

**SECTION 3. CONFLICTING ORDINANCES, RESOLUTIONS, POLICIES AND ACTS.** All ordinances, resolutions, policies, and acts previously adopted or entered into by the City that are in conflict with this Ordinance are repealed to the extent inconsistent herewith.

**SECTION 4. SEVERABILITY.** If any section, subsection, clause, or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

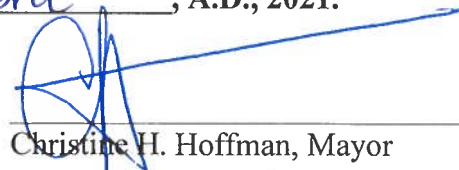
**SECTION 5. CODIFICATION.** The City Council intends that this Ordinance be made a part of and codified in the City of Jacksonville Beach Code of Ordinances.

**SECTION 6. EFFECTIVE DATE.** This Ordinance will immediately take effect upon its adoption by the City Council.

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<sup>1</sup> ~~Strikethrough~~ text denotes text to be deleted; underlined text denotes text to be added.  
Ordinance No. 2021-8163

AUTHENTICATED THIS 5<sup>th</sup> DAY OF April, A.D., 2021.

  
\_\_\_\_\_  
Christine H. Hoffman, Mayor

  
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Laurie Scott, City Clerk

Approved as to form and legal sufficiency:

  
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Chris Ambrosio, City Attorney