

CITY OF BELLE SLE, FLORIDA
CITY COUNCIL AGENDA ITEM COVER SHEET

Meeting Date: July 18, 2023

To: Honorable Mayor and City Council Members

From: T. Grimm, Interim City Manager

Subject: SS 166.041 Procedures for Adoption of Ordinances and Resolutions

Background: One of the few bright spots in the new legislation passed this year affecting cities is an amendment to Section 166.041(3)(d), Fla. Stat. concerning the adoption of ordinances that allows continuances of ordinance hearings without re-advertising in the newspaper. This change in the statute directly addresses the appellate case from earlier this year that claimed that re-advertising was required under Section 166.041 every time an ordinance hearing is continued. Below is the new subsection (3)(d) that describes how an ordinance hearing continuance can occur without the newspaper re-advertisement:

166.041 Procedures for adoption of ordinances and resolutions.—

(d) Consideration of the proposed municipal ordinance at a meeting properly noticed pursuant to this subsection may be continued to a subsequent meeting if, at the meeting, the date, time, and place of the subsequent meeting is publicly stated. No further publication, mailing, or posted notice as required under this subsection is required, except that the continued consideration must be listed in an agenda or similar communication produced for the subsequent meeting. This paragraph is remedial in nature, is intended to clarify existing law, and shall apply retroactively.