
MEMORANDUM

TO: Mayor Halpern
Members of the Town Council

FROM: Leonard G. Rubin, Town Attorney

RE: Ordinance No. 759 (Adjournment of Town Council Meetings)
(**Second Reading**)

DATE: October 17, 2022

CC: Joseph Lo Bello, Town Manager
Caitlin Copeland-Rodriguez, Town Clerk

Through the adoption of Ordinance No. 712 on June 26, 2019, the Town Council enacted Section 2-21 of the Town Code providing for the adjournment of all regular and special Town Council meetings at 11:00 p.m. In the event that there is pending business on the floor at the time of adjournment, the presiding officer shall entertain a motion that the meeting be reconvened at a time and date certain. If the Council does not agree on such a motion, any business pending at the time of adjournment shall be placed at the beginning of the next Council agenda.

At the September 14, 2022 meeting, the Town Council, by consensus, directed this office to draft an amendment to Section 2-21 to move up the adjournment time to 10:00 p.m. The attached Ordinance provides for that change. All other provisions of Section 2-21 remain the same. Please note that Section 2-21 applies only to regular or special meetings of the Town Council and not to other Town meetings, such as meetings of the Planning and Zoning Board.

At its September 28, 2022 meeting, the Town Council, by a majority vote (4-1 with Vice Mayor Pro Tem Wheeler opposed), approved Ordinance No. 759 on first reading.

Recommendation:

Town Staff recommends Town Council consideration of Ordinance No. 759 on second and final reading.



ORDINANCE NO. 759

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH, FLORIDA, AMENDING ARTICLE II, "TOWN COUNCIL," OF CHAPTER 2, "ADMINISTRATION" OF THE TOWN CODE OF ORDINANCES BY AMENDING SECTION 2-21, "ADJOURNMENT OF MEETINGS" TO MODIFY THE ADJOURNMENT TIME; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE.

WHEREAS, through the adoption of Ordinance No. 712, the Town Council enacted Section 2-21 of the Town Code establishing a mandatory time for adjournment of all regular and special Town Council meetings and providing a procedure for business pending at the time of adjournment; and

WHEREAS, the Town Council wishes to modify Section 2-21 to revise the adjournment time from 11:00 p.m. to 10:00 p.m.; and

WHEREAS, the Town Council determines that the adoption of this Ordinance is in the best interests of the residents and citizens of the Town of Juno Beach.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JUNO BEACH as follows:

Section 1. The foregoing recitals are hereby ratified as true and correct and incorporated herein.

Section 2. The Town Council hereby amends Article II, "Town Council," of Chapter 2, "Administration," of the Town Code of Ordinances by amending Section 2-21 to read as follows (additional language underlined and deleted language ~~stricken through~~):

Sec. 2-21. Adjournment of meetings.

All regular and special meetings of town council shall be adjourned on or before ~~11:00~~ 10:00 p.m. on the date when the meeting convened. In the event there is pending business on the floor at ~~11:00~~ 10:00 p.m., the presiding officer shall entertain a motion that the meeting be reconvened at a time and date certain, but upon failure of the council to agree upon such motion, the meeting shall be adjourned and the business pending at the time of adjournment shall be the first item on the agenda of the next regularly scheduled town council meeting.

Section 3. The provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the Town of Juno Beach, Florida.

Section 4. If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held by a court of competent jurisdiction to be unconstitutional, inoperative or void, such holding shall not affect the remainder of the Ordinance.

Section 5. All ordinances or parts of ordinances of the Town of Juno Beach, Florida, which are conflict with this Ordinance, are hereby repealed to extent of such conflict.

Section 6. This Ordinance shall be effective immediately upon adoption.

FIRST READING this 28th day of September, 2022.

SECOND, FINAL READING AND ADOPTION this 26th day of October, 2022.

AYE

NAY

DD HALPERN, MAYOR

AYE

NAY

ELAINE K. COTRONAKIS, VICE MAYOR

AYE

NAY

PEGGY WHEELER, VICE MAYOR PRO TEM

AYE

NAY

JASON HASELKORN, COUNCILMEMBER

AYE

NAY

ALEXANDER COOKE, COUNCILMEMBER

ATTEST:

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:

CAITLIN COPELAND-RODRIGUEZ
TOWN CLERK

LEONARD G. RUBIN
TOWN ATTORNEY