

ORDINANCE NO. 2022-38

AN ORDINANCE OF THE CITY OF VENICE, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION, ARTICLE II, MAYOR AND COUNCIL, DIVISION 1, GENERALLY, SECTION 2-31, COMPENSATION, AND DIVISION II, MEETINGS, SUBDIVISION II, RULES OF PROCEDURE, SECTION 2-75, PRESIDING OFFICER; VOTING; MOTIONS AND DEBATE; PRESERVATION OF ORDER; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, certain provisions of the City Charter were revised by a vote of the electorate on November 8, 2022, with an effective date of December 1, 2022; and

WHEREAS, Section 3.02 of the City Charter was amended to require the person presiding over a Council meeting where a physical quorum is required to be physically present; and

WHEREAS, Section 3.05 of the City Charter was amended to set the Councilmembers' annual salary to 20% of the annual salary of Sarasota County Commissioners, as determined by the state legislature, with the Mayor receiving an additional \$1,200 annually; and

WHEREAS, the City Council desires to amend the City of Venice's Code of Ordinances to achieve consistency with these amended Charter provisions.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA as follows:

SECTION 1. The above whereas clauses are ratified and confirmed as true and correct.

SECTION 2. Chapter 2, Administration, Article II, Mayor and Council, Division 1, Generally, Section 2-31, Compensation, is hereby amended as follows:

ARTICLE II. – MAYOR AND COUNCIL

DIVISION 1. - GENERALLY

Sec. 2-31. - Compensation.

- (a) ~~Salary Mayor.~~ The mayor and councilmembers shall be paid a monthly salary of ~~\$1,000.00~~ as provided by the Charter.
- ~~(b) Councilmembers. Councilmembers shall be paid a monthly salary of \$850.00.~~
- ~~(b)(e)~~ Travel Expenses. Expenses for travel on official city business shall be paid accordingly to approved city policy.
- ~~(c)(d)~~ Insurance. The mayor and councilmembers shall be eligible to participate in the city's group insurance program and effective January 1, 2012 shall be required to pay the

fully funded rate for their health insurance coverage without subsidized premiums from the city.

SECTION 3. Chapter 2, Administration, Article II, Mayor and Council, Division 2, Meetings, Subdivision II, Rules of Procedure, Section 2-75, Presiding officer; voting; motions and debate; preservation of order, is hereby amended as follows:

Sec. 2-75. - Presiding officer; voting; motions and debate; preservation of order.

(a) *Presiding officer; voting.* The mayor shall moderate and chair all meetings of city council. In the physical absence of the mayor, the vice-mayor will assume the duties of the chair. In the physical absence of both the mayor and vice-mayor, city council shall elect a chair from those present; such substitution shall not continue beyond adjournment. The chair shall state all questions submitted for a vote and announce the result. A roll call vote shall be taken upon the request of any member and on first and final reading of all ordinances and resolutions.

(b) through (f). No changes.

SECTION 4. All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 5. If any part, section, subsection or other portion of this ordinance or any application thereof to any person or circumstance is declared void, unconstitutional or invalid for any reason, such part, section, subsection or other portion, or the prescribed application thereof, shall be severable and the remaining provisions of this ordinance, and all applications thereof not having been declared void, unconstitutional or invalid, shall remain in full force and effect. The city council specifically declares that no invalid or prescribed provision or application was an inducement to the enactment of this ordinance and that it would have enacted this ordinance regardless of the invalid or prescribed provision or application.

SECTION 6. This ordinance shall become effective immediately upon its approval and adoption, as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA THIS 10TH DAY OF JANUARY 2023.

First Reading: December 13, 2022

Final Reading: January 10, 2023

Adoption: January 10, 2023

Nick Pachota, Mayor

ATTEST:

Kelly Michaels, MMC, City Clerk

I, Kelly Michaels, MMC, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of an Ordinance duly adopted by the Venice City Council, at a meeting thereof duly convened and held on the 10th day of January 2022, a quorum being present.

WITNESS my hand and the official seal of said City this 10th day of January, 2023.

Kelly Michaels, MMC, City Clerk

Approved as to form:

Kelly Fernandez, City Attorney