

**RESOLUTION 2015-017**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, REPEALING RESOLUTION NO. 2007-023 CONCERNING THE TOWN'S ADVISORY COMMITTEE/BOARD POLICY; CREATING A NEW TOWN ADVISORY COMMITTEE/BOARD POLICY; AUTHORIZING THE TOWN ADMINISTRATOR TO IMPLEMENT THE NEW POLICY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Section 1.04 of the Town Charter, the Town Council has the ability to create selected committees and boards; and

**WHEREAS**, in response to the Town Council's desire for standard policies for the Town's various committees and boards, the Town Council adopted Resolution No. 2007-023, which amended the existing Town Advisory Committee/Board Policy; and

**WHEREAS**, since adoption, the Town Council has determined that it is in the best interest of the Town to modify certain provisions within the policy, and as such the Town Council wishes to adopt a new policy.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Southwest Ranches, Florida:

**Section 1:** The above referenced recitals are true and correct and are incorporated herein by reference.

**Section 2:** The Town Council hereby repeals Resolution No. 2007-023 in its entirety.

**Section 3:** The Town Council hereby adopts a new Town Advisory Committee/Board Policy, which is attached hereto, and is incorporated herein by reference, as Exhibit "A".

**Section 3:** The Town Council authorizes its Town Administrator to take any actions necessary to implement the new Town Advisory Committee/Board Policy.

**Section 4: Effective Date.** This Resolution shall be effective immediately upon its adoption.

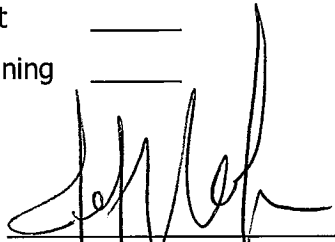
**PASSED AND ADOPTED** by the Town Council of the Town of Southwest

Ranches, Florida, this 11<sup>th</sup> day of December 2014 on a motion by

C/m McKay and seconded by V/m Fisikelli.

Nelson ayes  
Fisikelli ayes  
Breitkreuz ayes  
Jablonski ayes  
McKay ayes

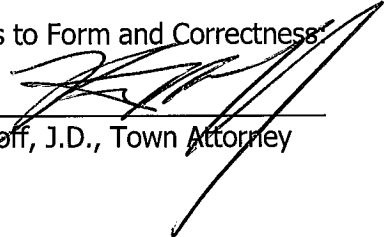
Ayes 5  
Nays 0  
Absent \_\_\_\_\_  
Abstaining \_\_\_\_\_

  
\_\_\_\_\_  
Jeff Nelson, Mayor

ATTEST:

  
\_\_\_\_\_  
Russell C. Muñiz, MMC, Town Clerk

Approved as to Form and Correctness:

  
\_\_\_\_\_  
Keith Poliakov, J.D., Town Attorney

112110081.1

**Town of Southwest Ranches  
Administrative Policies and Procedures**

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**Advisory Boards and Committees**

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**NOTE:** The following policies and procedures apply to all Committees & Boards, hereafter referred to as “BOARD.” The name of “Committee” or Board” shall be chosen by the Council, and holds no value or task to differentiate the two.

**POLICY**

- Advisory Boards and Committees are created by the Town Council and serve in an advisory capacity in designated areas of Council interest. They shall conduct research and discuss issues related to their Board's/Committee's scope, as set forth by Council and as may be amended from time to time.
- They are required to meet on a regular basis, prepare and follow an agenda, follow Robert's Rules of Order, maintain their own minutes, and to follow any additional policies and/or procedures listed below, or assigned by the Council.
- Advisory Boards and Committees shall, at a minimum, report quarterly findings and recommendations at a regular meeting of the Town Council for consideration.
- Members of the Board shall operate within the "Florida Sunshine Rules", and in accordance with the State and County's Ethic Laws and the Town Charter, on all subject matters that are to be, are anticipated to be, or are within the scope of the BOARD that may be discussed in the future and voted on by the BOARD.\*
- All BOARDS shall automatically sunset on December 31<sup>st</sup> of each calendar year after the date of creation or term extension unless approved otherwise by Resolution of the Town Council. The Town Council shall discuss the continuation or termination of all "ongoing" BOARDS at a Town Council meeting in December and pass a resolution on the same.
- This policy may be amended by Resolution of the Town Council at any time.

**\*NOTE:** The Town Attorney or designee shall provide an overview of the “Florida Sunshine Rules” at the first BOARD meeting, for any new BOARD members, or at the request of the Chair.

## **PROCEDURES**

### **I. Creation of BOARDS**

- a) If the Town Council determines a need for a specific Advisory Board or Committee, it may create such a BOARD by Resolution and majority approval of the Town Council.
- b) The Town Council shall then choose the BOARD's function/purpose, scope, name, creation & termination dates (at the Council's discretion, BOARDS may be designated as "on-going"), and, if applicable, the expected outcome of the BOARD's findings (report, recommendation, etc).

### **II. Appointment of BOARD Members**

- a) BOARD members are to be selected, at least thirty (30) days after the effective date of the BOARD'S creation. This time shall serve to give the public adequate time in which to learn about the upcoming BOARD and to express their desire to serve.
- b) Each Council Member shall appoint one (1) member to each BOARD; however the Council may determine, at any time and via Resolution, the need to appoint additional members "at large" from the Town's Advisory Board and Committee Application pool. Additional members shall be appointed such that the total number of BOARD members does not exceed nine (9) and remains an odd number.
- c) Council Members may choose to change their appointment(s) at any time. If making any changes, the Council Member must first provide adequate notice to the Town Clerk. A discussion item will be placed on the agenda. The new appointment must be stated at a public meeting.
- d) Newly elected or appointed Council Members may elect to make their own appointments to the BOARDS upon election or appointment. In order to determine this, the official(s) shall be provided with a list of the current BOARD members and the appointments made by the prior Council Member, within two weeks of election or appointment.
- e) BOARD appointments should preferably be made from the Town's Advisory Board and Committee Application pool. Should there be no interested or qualified applicants, Council may solicit appointees to fill vacancies.
- f) At any given time, BOARD members may not serve on more than 2 BOARDS at the same time. Once a BOARD has been terminated or completed, members may be appointed to another BOARD.
- g) BOARD members shall be Town residents.
- h) BOARD members may NOT be members of the Town Council or Staff. However, the Town Council and/or Staff may attend or be appointed as non-voting members or liaisons in an advisory capacity.
- i) Each BOARD shall have a Council Member appointed by the Town Council as a Council Liaison and a staff member appointed as a Staff Liaison.

### III. BOARD Member Positions and Duties

- a) The election of officers shall take place at the first meeting of each new term of the BOARD.
  - 1. A new BOARD will elect its officers at its first meeting and the Staff Liaison will preside over the meeting until the election is complete.
- b) The CHAIR is responsible for:
  - 1. Conducting the meeting (i.e.- keeping order, following the agenda, etc.)
  - 2. Preparing the agenda and disseminating through the Staff Liaison
- c) The VICE-CHAIR is responsible for:
  - 1. Performing the duties of the Chair in the Chair's absence. If the Chair knows ahead of time that he/she will be absent, the Chair is required to inform the Vice-Chair. In the absence of the Chair, the Chair and Vice-Chair shall determine who will create the agenda and disseminate it through the Staff Liaison to BOARD members for the Meeting.
- d) The SECRETARY is responsible for:
  - 1. The recordation and distribution of all meeting minutes. He/She will have two (2) weeks from the day of the meeting in which to type and to distribute a draft copy of the minutes to the BOARD members.
  - 2. Distributing the approved minutes to the Town Clerk and any other applicable parties within five (5) days of approval.
  - 3. Notifying the Town Clerk of the next two (2) meeting dates within three (3) days of their approval by the BOARD.
  - 4. Keeping all records in accordance with the "Public Records Laws."
- e) The TREASURER (if necessary) is responsible for:
  - 1. Maintenance of all funds allocated to the BOARD and keeping accurate records & receipts for all purchases and sales.\*
  - 2. Submitting a monthly report to the BOARD and to the Town Clerk within three (3) business days of the BOARD meeting.
- f) Members of the BOARD can be assigned to fact-finding-sub-committees if necessary. As a member of a fact finding sub-committee members may meet and discuss the fact finding subject as determined by the committee. Members will follow all BOARD policies and procedures approved by the Town Council.
- g) The STAFF LIAISON is responsible for:
  - 1. Contacting all BOARD members to inform them of upcoming meetings, meeting changes, and what they will need to bring with them to the meeting.
  - 2. Providing technical expertise and direction to BOARDS and coordinating Town responses to BOARD inquiries.
  - 3. Providing materials necessary for the informed discussion of the items on the agenda.
  - 4. Providing the Chair and the BOARD with any changes and administrative decisions that affect the work or progress of the BOARD

*\*NOTE: Only Cash may be used for BOARD expenditures, unless otherwise noted by Town Council action. A special BOARD account or BOARD credit card may be set up by Town Administrator if directed so by Town Council. Revenues, however, may be received by the BOARD in cash, check, or money order. The money received by the BOARD must be turned into the Town for deposit by the 15<sup>th</sup> of each month, minus a set amount of petty cash (amount noted by Town Council within Resolution).*

#### **IV. BOARD Member Attendance Policy**

- a) Members of the BOARD MUST contact the assigned Staff Liaison if the member is going to be absent from a meeting. The Board shall determine if the absence is excusable, and shall formally vote on the status of the absence at its BOARD meeting.
- b) Any member of the BOARD that has three (3) unexcused absences from meetings shall be automatically removed from the BOARD. A letter from the Chair of the BOARD, through the Staff Liaison, will be sent to the removed BOARD Member, the appointing elected official(s), and the Town Clerk within five (5) days of removal.
- c) Once notified by the Chair, the appointing elected official(s) will then be responsible for appointing a BOARD replacement within two (2) Town Council meetings.
- d) Members of the BOARD who choose to no longer be a member of a particular BOARD are required to send a letter of resignation to be dismissed from the BOARD. The letter must be sent to the Chair of the BOARD, through the Staff Liaison, and to the Town Clerk.

#### **V. BOARD Meeting Schedules and Locations**

- a) Meetings may begin and end at any time the BOARD has determined by majority vote; however, meetings may not extend past 9:00PM unless unanimously approved by all BOARD members present.
- b) Per Florida Statutes all BOARD meetings, and Sub Committee meetings MUST be noticed by the Town. Therefore, BOARDS must have 'Meeting Dates' as an item on their agenda each month, unless meetings will be on a regular schedule (ex. First Wednesday of each month at 7:00 PM). It is the responsibility of the SECRETARY of the BOARD, through the Staff Liaison, to inform the Town Clerk of the next two (2) meeting dates within three (3) days of their approval by the BOARD.
- c) In order to prevent possible scheduling conflicts with other BOARDS' meetings, the CHAIR of the BOARD must make an effort to review the Town Calendar of Events and to avoid potential conflicts, if possible. The order of meeting priority shall be as follows:
  - 1. Town Council
  - 2. Town Administration
  - 3. Town Boards
  - 4. Town Service Groups (eg. SWRVFD, Aster Knight Parks Foundation, etc.)
  - 5. All Others
- d) BOARDS may NOT conflict with any Town Council Meetings, Special Meetings, or Workshops that are published on the Town's website or in the local newspaper. However, Town Council MAY schedule a Town Meeting, Special Meeting, or Workshop on the same date and time as a BOARD.
- e) BOARDS will meet at Town Hall unless Town Hall is unavailable or a special or temporary location is needed for a particular meeting.

- f) If Town Hall is unavailable or a special or temporary location is needed, the BOARD shall determine an alternate meeting location. The CHAIR is responsible for adequately notifying the Town Clerk, through the Staff Liaison, at least fifteen (15) days prior to the date of the meeting to ensure proper legal notification. The meeting location must comply with the American Disabilities Act, must allow for 'loud' speaking, and be convenient for attendees to sit, listen, and discuss.
- g) If a meeting is to be cancelled, the determination should be made no less than forty-eight (48) hours prior to the scheduled meeting; the Chair is required to inform the assigned Staff Liaison, who will notify all BOARD members, and the Town Clerk, who will provide proper public notice. The Town Clerk shall also inform the Town Administrator of the cancellation.
- h) Meeting location changes or cancellations must be kept to a minimum due to advertising costs, public attendance, and time constraints for posting signs. If a meeting must be moved or cancelled, the CHAIR, through the Staff Liaison, must ensure that signs are posted immediately at Town Hall on the front door. This sign must include new location address, time, or any other important notes. Directions should also be provided.
- i) Only the Chair, Vice-Chair (in the Chair's absence only), or Town Administrator can change the meeting location or cancel a meeting.
- j) The BOARD Chair shall be responsible for working with the Staff Liaison on making any calls, providing notices, or posting signs due to location change or cancellation.



## **VI. BOARD Operating Procedures**

### **I. GENERAL GUIDELINES**

Regular BOARD meetings are held according to an adopted schedule. Special meetings may be called by the Chair or Staff Liaison when needed for the transaction of business. Meetings can be held at different locations throughout the Town.

#### **a) Sunshine Law**

Florida Statute 286.011 requires that all meetings of any advisory BOARD at which official acts are to be taken be declared public meetings, open to the public at all times, and no rule or formal action shall be considered binding except as taken at or made at such meeting. Advisory BOARD members are not allowed to discuss topics that will come before, or may come before, the advisory BOARD unless the topic is discussed at a scheduled and posted advisory Board meeting.

When an advisory BOARD meeting is held, the meeting must be open to the public, reasonable notice of the meeting must be given, and minutes of the meeting must be taken. The Sunshine Law applies to any gathering, whether formal or casual, of two or more members of the same advisory BOARD to discuss some matter on which foreseeable action will be taken by the advisory BOARD. The Sunshine Law does not typically apply to discussions which concern matters that are not likely to come before the BOARD for its consideration.

A violation of the Sunshine Law may result in criminal or civil penalties to the violators and the validity of the actions taken in violation of the Sunshine Law are void.

#### **b) Agenda**

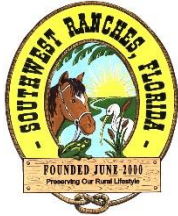
An agenda for all advisory BOARD meetings is to be prepared in advance of the meeting by the BOARD Chair and is generally available at least 48 hours before the meeting. The following are the types of advisory BOARD meetings that are scheduled:

Regular Meetings - items not specifically listed on the agenda may be discussed under "New Business", or "BOARD Member Comments."

Special Meetings - only items listed on the agenda may be discussed; action may be taken.

Workshop Meetings - only items listed on the agenda may be discussed; action may not be taken.

The proscribed format for agendas is as follows. Boards may reconfigure the elements to suit their respective needs but each of these elements must be included:



Day of Week  
Month, Day, Year  
7:00 pm

**Town of Southwest Ranches  
Name of Advisory Board  
Meeting Agenda**

Town Hall  
13400 Griffin Road  
Southwest Ranches, FL 33330-2628

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**Board Members**

List Names Here

**Council Liaison**

List Name

**Staff Liaison**

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- A. ROLL CALL**
- B. PLEDGE OF ALLEGIANCE**
- C. AGENDA AS FOLLOWS**
  - a. Excuse Absences**
  - b. Approval of Minutes**
- D. NEW BUSINESS**
- E. OLD BUSINESS**
- F. ITEMS FOR NEXT MEETING**
- G. BOARD MEMBER COMMENTS**
- H. STAFF COMMENTS**
- I. PUBLIC COMMENTS**
- J. ADJOURNMENT**

PURSUANT TO FLORIDA STATUTES 286.0105, THE TOWN HEREBY ADVISES THE PUBLIC THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THIS BOARD OR COMMITTEE WITH RESPECT TO ANY MATTER CONSIDERED AT ITS MEETING OR HEARING, HE OR SHE WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT FOR SUCH PURPOSE, THE AFFECTED PERSON MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED. THIS NOTICE DOES NOT CONSTITUTE CONSENT BY THE TOWN FOR THE INTRODUCTION OR ADMISSION OF OTHERWISE INADMISSIBLE OR IRRELEVANT EVIDENCE, NOR DOES IT AUTHORIZE CHALLENGES OR APPEALS NOT OTHERWISE ALLOWED BY LAW.

**c) Meeting Attendance**

If an advisory BOARD member is unable to attend a meeting, s/he should notify the Staff Liaison. If BOARD members are unable to continue to serve due to health, business requirements, or personal reasons, a formal letter of resignation must be submitted to the BOARD Chair and Town Clerk.

Any BOARD member may be removed for any reason by the Councilmember (or that Councilmember's successor) or group who made the appointment.

A BOARD member who has three unexcused absences, is automatically dismissed. If the Councilmember who appointed that person to the BOARD feels there were extenuating circumstances for the absences and that it is in the best interest of the Town that the person be reappointed, the Councilmember may reappoint that same person to the Board to complete the unexpired term of that BOARD/BOARD member's seat. The BOARD Staff Liaison is responsible for notifying the Town Clerk's Office for placement of the vacancy on a future Town Council agenda.

**d) Quorum**

Business may only take place at a meeting if a quorum of the BOARD is present. A quorum is a majority of the total number of BOARD members.

**e) Minutes**

A record of all BOARD meetings is kept by the Board Secretary. BOARD meetings may be recorded to facilitate the preparation of minutes. Minutes of all meetings are prepared and are the official record of the proceedings after review and approval by the BOARD. The approved meeting minutes shall be forwarded to the Town Clerk through the Staff Liaison. Action minutes, as shown below, shall be the format utilized by all BOARDS.

The proscribed format for minutes is as follows:



**Town of Southwest Ranches  
(SAMPLE) Advisory Board  
Meeting Minutes**

June 19, 2014  
7:00 PM

Town Hall  
13400 Griffin Road

**Call to Order** 7:15 PM.

**Roll Call**

XX, Chair - Present  
XX, Vice Chair - Present  
XX, Recording Secretary – Present  
XX, Member – Present  
XX, Member – Absent

A Quorum was established.

**Also Present:** Council Member, Staff Member, etc.

**Pledge of Allegiance**

**Motion: To adopt the May 2014 meeting minutes as presented.**

**Result**            **1<sup>st</sup>**    **2<sup>nd</sup>**    **XX**    **XX**    **XX**    **XX**    **XX**            *Passed*

**Motion: To....**

**Result**            **1<sup>st</sup>**    **2<sup>nd</sup>**    **XX**    **XX**    **XX**    **XX**    **XX**            *Passed*

**Meeting Adjourned.**

#### **f) Public Meetings vs. Public Hearings**

All Board meetings are open to the public (public meetings).

A public meeting is any meeting of a governmental body at which public business is discussed, decided or policy formulated and forwarded to the Town Council through the Staff Liaison.

A BOARD public hearing provides citizens the opportunity to express their position on a specific issue as mandated by either Florida Statutes or by order of the proper authority after due notice.

#### **g) ROLE OF THE CHAIR**

The Chair is the key to the proper functioning of a BOARD meeting. The Chair has the important responsibility of ensuring that the meetings operate efficiently and for maintaining the unity of the BOARD. Consequently, the election of the Chair should be viewed as an important BOARD task.

There are some general rules for an effective Chair:

1. The Chair must ensure that the meetings move along without delay, but be fair and open enough to allow individuals to speak without being unfairly restricted or cut off in an arbitrary way.
2. The Chair should see that the BOARD considers the major issues and does not become sidetracked by insignificant concerns.
3. The Chair should attempt to educate the public as to the process and policies of the Town.
4. The Chair should attempt to bridge the differences that may exist among the opinions of the BOARD members in order to reach a consensus.
5. The Chair should be the last member to give his/her opinion after all others have spoken.
6. The Chair should be capable to represent the BOARD effectively to other groups.
7. The selection of a Vice-Chair is as equally important and this person should be an effective leader, since s/he will perform the Chair's duties in his/her absence.

#### **h) SUGGESTIONS FOR SPEAKERS**

1. Names and Addresses. All speakers should state their names and addresses for the record and are asked to complete a "Sign In" sheet if provided.
2. Questions. Questions for BOARD members and staff should be directed through the Chair rather than directly at the person.