

RESOLUTION NO. 2013-319

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARKER, FLORIDA, ADOPTING RULES AND POLICIES FOR THE CONDUCT OF PUBLIC MEETINGS, PARTICULARLY PUBLIC PARTICIPATION; ADOPTING SAID RULES AND POLICIES IN COMPLIANCE WITH SECTION 286.0114, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; REPEALING ALL RESOLUTIONS IN CONFLICT HEREWITH, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Parker wishes to provide for public participation at all of its public meetings in accordance with Section 286.0114, Florida Statutes, in order to insure sufficient opportunity for the public to be heard; and

WHEREAS, the City Council of the City of Parker believes the rules and policies prescribed in this resolution provide a meaningful and timely right to the public to participate in the City's operations, comply with the spirit and intent of state law, and further the best interests of the citizens.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PARKER, FLORIDA, AS FOLLOWS:

Section 1. The Charter and Code of Ordinances of the City of Parker provide that the City Council ("Council") may determine rules of procedure for its own meetings and for meetings of formally appointed boards and commissions. These rules are to assist in the orderly conduct of meetings.

Section 2. The Council hereby adopts the following public participation rules and policies to be followed at public

meetings of the City Council of the City of Parker and all other formally appointed boards and commissions:

PUBLIC PARTICIPATION AND OPPORTUNITY TO BE HEARD.

A. All official meetings of the Council and other formally appointed boards or commissions are open to the public. The City of Parker welcomes comments from the public who shall be given a reasonable opportunity to be heard on each agenda item and on any non-agenda item, except as provided for below. Public comments are limited to three minutes per person with the presiding officer having the option to allow additional time. Citizens may not give their comment time to another in order to extend the other's comment time. The public right to comment does not apply to:

1. An official act that must be taken to deal with an emergency situation affecting the public health, welfare, or safety, if compliance with the requirements would cause an unreasonable delay in the ability of the Council to act;
2. An official act involving no more than a ministerial act, including, but not limited to, approval of minutes and ceremonial proclamations;
3. A meeting that is exempt from §286.011, F.S.; or

4. A meeting during which the Council is acting in a quasi-judicial capacity. This paragraph does not affect the right of a person to be heard as otherwise provided by law

B. The presiding officer shall preserve order and decorum, prevent attacks on personalities or the impugning of members' or citizens' motives. Citizens must be recognized by the presiding officer before speaking and comments must be addressed to the Council, or other board or commission, as a body, through the presiding officer, and not to any individual member.

C. Any person making personal, impertinent or slanderous remarks, or who becomes boisterous while addressing the body, may be requested to leave the meeting and may be barred from further audience before the body at the meeting from which ejected.

Section 3. Any provision of these rules not governed by the City Charter or City Code may be temporarily suspended by a vote of a majority of the Council.

Section 4. These rules may be amended by subsequent resolution of the Council.

Section 5. The failure to follow these rules and policies

shall not be grounds for invalidating any otherwise lawful act of the Council.

Section 6. If any section, subsection, sentence, clause, phrase, word or provision of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Resolution.

Section 7. This Resolution shall take effect immediately upon its passage.

PASSED, APPROVED AND ADOPTED at a Meeting of the City Council of the City of Parker, Florida as of the 5<sup>th</sup> day of November, 2013.

CITY OF PARKER

  
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RICHARD MUSGRAVE, Mayor

ATTEST:

  
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NANCY ROWELL, City Clerk

Examined and approved by me, this 7 day of NOVEMBER, 2013.

  
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RICHARD MUSGRAVE, Mayor

11/05/2013

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