

TOWN OF DAVIE

TOWN COUNCIL AGENDA REPORT

SUBJECT: Resolution - Amendment of Board Procedures and Quorum for Planning and Zoning Board, Local Planning Agency and Site Plan Committee

CONTACT PERSON/NUMBER: Monroe D. Kiar, Town Attorney (954) 584-9770

TITLE OF AGENDA ITEM: A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA REGARDING BOARD PROCEDURE AND QUORUM REQUIREMENTS RELEVANT TO THE PLANNING AND ZONING BOARD, LOCAL PLANNING AGENCY AND SITE PLAN COMMITTEE.

REPORT IN BRIEF: The Town Council at its meeting of July 3, 2001, directed the Town Attorney's Office to prepare a Resolution amending the Board procedures and quorum requirements of the Planning and Zoning Board, the Local Planning Agency and the Site Plan Committee to conform with the procedures and quorum requirements for the Davie Town Council as set forth in Section 7(H) of the Davie Town Charter. Section 7(H) allows the Council by resolution to make specific exceptions to Roberts Rules of Order. Section 7(H) further provides that in all matters, no less than three (3) members of the Council shall be required to make any determination or effect any action, and all action to be valid, must be voted upon affirmatively by no less than three (3) members. With three (3) Councilmembers present, a two (2) to one (1) vote automatically tables the question until the next regular meeting; with four (4) members of the Council present, a tie vote automatically tables the question until the next regular meeting. The Town Council desires that such Board procedures and quorum requirements also apply to the Planning and Zoning Board, the Local Planning Agency and the Site Plan Committee.

PREVIOUS ACTIONS: N/A

CONCURRENCES: N/A

FISCAL IMPACT: N/A

RECOMMENDATION(S): Motion to approve the Resolution.

ATTACHMENT(S): Resolution

RESOLUTION _____

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA REGARDING BOARD PROCEDURE AND QUORUM REQUIREMENTS RELEVANT TO THE PLANNING AND ZONING BOARD, LOCAL PLANNING AGENCY, AND SITE PLAN COMMITTEE.

WHEREAS, Section 7(H) of the Davie Town Charter provides that “In all matters, no less than three (3) members of the Council shall be required to make any determination or effect any action, and all action to be valid must be voted upon affirmatively by no less than three (3) members. With three (3) Councilmembers present, a two (2) to one (1) vote automatically tables the question until the next regular meeting; with four (4) members of the Council present, a tie vote automatically tables the question until the next regular meeting.”; and

WHEREAS, said Section 7(H) of the Davie Town Charter further provides that the Council and all Boards shall conduct their meetings in accordance with Roberts Rules of Order, except that the Council or Boards may, by resolution, make specific exceptions to such Rules; and

WHEREAS, it is the wish of the Davie Town Council that henceforth the provisions of 7(H) outlined above relevant to the procedure and quorum required of the Davie Town Council in making any determination or effecting any action be applied to and adhered by the Planning and Zoning Board, the Local Planning Agency, and the Site Plan Committee in making their determinations and effecting any action.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA:

SECTION 1. That henceforth in all matters, no less than three (3) members of the Planning and Zoning Board, Local Planning Agency and the Site Plan Committee respectively, shall be required to make any determination or effect any action, and all action of said Planning and Zoning Board, Local Planning Agency, and Site Plan Committee to be valid, must be voted upon affirmatively by no less than three (3) members. With three (3) members of said Planning and Zoning Board, Local Planning Agency, or Site Plan Committee present, a two (2) to one (1) vote automatically tables the

question until the next regular meeting; with four (4) members of the Planning and Zoning Board, Local Planning Agency, or Site Plan Committee members present, a tie vote automatically tables the question until the next regular meeting.

SECTION 2. This Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2001.

MAYOR/COUNCILMEMBER

ATTEST:

TOWN CLERK

APPROVED THIS _____ DAY OF _____, 2001