

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES, ENTITLED "ADMINISTRATION" BY AMENDING ARTICLE 22, DIVISION 11, ENTITLED "BAHAMA VILLAGE REDEVELOPMENT ADVISORY COMMITTEE" SECTIONS 2-600 THROUGH 2-604, TO AMEND CERTAIN REQUIREMENTS FOR MEMBERSHIP AND REMOVAL FROM THE BAHAMA VILLAGE REDEVELOPMENT ADVISORY COMMITTEE; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Section 2-601 of the Code of Ordinances currently provides that Bahama Village Redevelopment Advisory Committee (BVRAC) members are a direct appointment by each City Commissioner, with each member's term running equal and parallel to the term of the appointing commissioner; and

WHEREAS, Section 2-282 of the Code of Ordinances provides that "...All advisory board members serve at the pleasure of the city commission and may be removed by majority vote of its full membership, notwithstanding that they were appointed for a specific term..."; and

WHEREAS, the City Commission finds that an amendment to section 2-601 and section 2-602, to expand the appointment and tenure provisions contained in Section 2-282 (Uniform Procedures for Advisory Boards) of the Code of Ordinances, to allow direct appointment and direct removal of members of BVRAC, would promote the health and welfare of the citizens and visitors of the City of Key West.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF KEY WEST, FLORIDA:

Section 1: That Chapter 2, Article II, Division 11, Section 2-601 of the Code of Ordinances is hereby amended as follows*:

**Sec. 2-600. - Bahama Village Redevelopment
Advisory Committee.**

There is hereby established the Bahama Village Redevelopment Advisory Committee.

*(Coding: Added language is underlined; deleted language is ~~struck through~~ at first reading. Added language is double underlined and ~~double struck through~~ at second reading.)

Sec. 2-601. - Composition; term; compensation.

(a) The committee shall be composed of seven members. Each member shall either reside within the boundary of the district entitled to receive trust funds (Bahama Village Community Redevelopment Area), or be an active member of a social, recreational, religious or similar organization located within such district. An individual not residing within the district, but otherwise qualifying for membership based upon his or her organizational participation, must provide a letter of support from the head of such group. The mayor and each city commissioner shall appoint a member to the committee, which appointment shall not be subject to approval by the city commission. The city commission shall strive to obtain broad representation among the members by appointing persons of different incomes, housing circumstances and life and work experiences.

(b) The term of the committee member shall be equal and shall run parallel to that of the appointing commission member. The committee member's term shall end at the conclusion of the commission member's term; a reelected commission member may reappoint a committee member.

(c) All committee members shall serve at the pleasure of their appointing city commissioner.

~~(e)~~(d) The members of the committee shall serve without pay.

Sec. 2-602. - Organization.

(a) The committee shall be subject to the uniform procedures for advisory boards, section 2-281 through and including 2-289

(b) Notwithstanding the provisions of section 2-282, members of the committee may be removed by the individual appointing commissioner.

~~(b)~~(c) The city manager shall ensure that the committee is adequately staffed.

~~(e)~~(d) Notwithstanding the provisions of section 2-285, the committee shall meet at least on a quarterly basis and, at the committee's option, more frequently.

~~(d)~~(e) At least once per quarter, the committee shall transmit to the city commission a written report.

Section 2: If any section, provision, clause, phrase, or application of this Ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, the remaining provisions of this Ordinance shall be deemed severable therefrom and shall be construed as reasonable and necessary to achieve the lawful purposes of this Ordinance.

Section 3: All Ordinances or parts of Ordinances of said City in conflict with the provisions of this Ordinance are hereby superseded to the extent of such conflict.

Section 4: This Ordinance shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Read and passed on first reading at a regular meeting held this 12th day of October, 2023.

Read and passed on final reading at a regular meeting held this 12th day of October, 2023.

Authenticated by the presiding officer and Clerk of the Commission on 16th day of October, 2023.

Filed with the Clerk October 16, 2023.

Mayor Teri Johnston	<u>Yes</u>
Vice Mayor Sam Kaufman	<u>Yes</u>
Commissioner Lissette Carey	<u>Yes</u>
Commissioner Mary Lou Hoover	<u>Yes</u>
Commissioner Clayton Lopez	<u>Absent</u>
Commissioner Billy Wardlow	<u>Yes</u>
Commissioner Jimmy Weekley	<u>Yes</u>

TERI JOHNSTON, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK