

ORDINANCE NO. 17-016

AN ORDINANCE REPEALING FORT PIERCE CODE OF ORDINANCES CHAPTER 2, ARTICLE XII, SECTION 2-225; CHAPTER 5, ARTICLE II, SECTION 5-19(e); AMENDING CHAPTER 2, ARTICLE XIII, SECTION 2-243(c); CHAPTER 22, ARTICLE X, SECTION 22-147(d); ELIMINATING COMPENSATION TO BOARD MEMBERS; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 51 of the City of Fort Pierce Charter affirmatively states that members of advisory boards shall serve without compensation; and

WHEREAS, on June 6, 1983, the City of Fort Pierce Commission adopted Ordinance No. I-13 for the purpose of providing compensation to the members of the City Planning Board; and

WHEREAS, on June 6, 1983, the City of Fort Pierce Commission adopted Ordinance No. I-14 for the purpose of providing compensation to the members of the Board of Examiners of Contractors; and

WHEREAS, on June 6, 1983, the City of Fort Pierce Commission adopted Ordinance No. I-16 for the purpose of providing compensation to the members of the Board of Adjustment; and

WHEREAS, on June 6, 1983, the City of Fort Pierce Commission adopted Ordinance No. I-15 for the purpose of providing compensation to the members of the Code Enforcement Board; and

WHEREAS, it is necessary to align the Ordinances with the City of Fort Pierce Charter; and

WHEREAS, elimination of compensation to any and all board members reduces administrative costs and the burden of having to process such payments; and

WHEREAS, service on any and all boards should be a matter of civic duty without compensation.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. Fort Pierce Code of Ordinances, Chapter 2, Article XII, Section 2-225 is hereby repealed so that the same shall read as follows:

~~Sec. 2-225. - Reserved. Compensation of members.~~

~~Members of the city planning board shall each receive compensation in the amount of ten dollars (\$10.00) per month, contingent upon attendance at a minimum of one meeting per month, payable on a quarterly basis. Responsibility for reporting attendance to receive compensation shall be placed with the board's staff coordinator.~~

SECTION 2. Fort Pierce Code of Ordinances, Chapter 5, Article II, Section 5-19(e) is hereby repealed so that the same shall read as follows:

Sec. 5-19. - Reserved. ~~Board of examiners—Members; officers generally; meetings; rules.~~

~~(e) Members of the board, except the director of building and community response, shall each receive compensation in the amount of twenty dollars (\$20.00) per meeting attended, payable on a quarterly basis. Responsibility for reporting attendance to receive compensation shall be placed with the board's staff coordinator.~~

SECTION 3. Fort Pierce Code of Ordinances, Chapter 2, Article XIII, Section 2-243(c) is hereby amended so that the same shall read as follows:

(c) *Chairman, quorum, ~~compensation,~~ expenses.* The members of the enforcement board shall elect a chairman from among its members. The presence of four (4) or more members shall constitute a quorum of the enforcement board. ~~Members of the enforcement board shall each receive compensation in the amount of ten dollars (\$10.00) per month, contingent upon attendance at a minimum of one meeting per month, payable on a quarterly basis. Responsibility for reporting attendance to receive compensation shall be placed with the board's staff coordinator.~~ Members may be reimbursed for such travel, mileage, and per diem expenses as may be authorized by the local governing body or as otherwise provided by law.

SECTION 4. Fort Pierce Code of Ordinances, Chapter 22, Article X, Sections 22-147(d) is hereby amended so that the same shall read as follows:

(d) *Appropriations, and fees ~~and other income.~~ Members of the board of adjustment shall receive compensation in the amount of ten dollars (\$10.00) per meeting, contingent upon attendance at the meeting, payable on a quarterly basis. Responsibility for reporting attendance to receive compensation shall be placed with the board of adjustment staff coordinator.* The city commission is authorized and empowered to appropriate such ~~other~~ funds as it may see fit for ~~salaries,~~ fees and expenses necessary to conduct the work of the board of adjustment. The board of adjustment shall have the authority to expend all sums so appropriated and other sums made available for its use from fees and other sources to carry out its powers and duties.

SECTION 5. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 6. All ordinances, rule or regulations or parts of ordinances, rules or regulations in conflict herewith are and the same shall be repealed and shall be of no further force or effect whatsoever.

SECTION 7. This Ordinance is and the same shall become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

James M. Messer, Esq., City Attorney

STATE OF FLORIDA

COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No.17-016 was duly advertised by title only in the St. Lucie News Tribune on March 24, 2017; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on April 3, 2017; and was duly introduced, read by title only, and passed on second and final reading on April 17, 2017 by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 17th day of April, 2017.

MAYOR COMMISSIONER

CITY CLERK

(CITY SEAL)