

**ORDINANCE NO. 2008-7**

**AN ORDINANCE OF THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA, CREATING A NEW CHAPTER OF THE VILLAGE'S CODE OF ORDINANCES ENTITLED "RECREATION ADVISORY BOARD;" PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR RENUMBERING; PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, it is the intent of the Village Commission to create an advisory board to make recommendations concerning the operation of Village parks, playgrounds, undeveloped park lands and recreational programs to the Commission with a view towards minimizing adverse external influences; and

WHEREAS, the Village Commission has reviewed this ordinance and found that the creation of this Board is in the best interests of the citizens of the Village;

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COMMISSION OF THE VILLAGE OF BISCAYNE PARK, FLORIDA:

**Section 1.** A new Chapter of the Village of Biscayne Park Code of Ordinances entitled "Recreation Advisory Board," shall be created to read as follows:

**RECREATION ADVISORY BOARD**

**Creation.**

The Recreation Advisory Board shall consist of five members. Each member of the Commission shall appoint one member. Members shall be permanent residents of the Village. Upon the Board member's term vacancy or removal, the Village Commission member making the original appointment, or the Village Commission member's successor in office shall appoint a new member to fill that vacancy.

**Chairman.**

The Board shall elect its own Chairman, who shall serve as Chairman at the will of the Board.

**Rules and regulations.**

The Recreation Advisory Board shall follow rules and regulations for Boards adopted by the Village Commission. In addition, all meetings will ensure that:

- (a) Meetings of the Board shall be open to the public;
- (b) The Recreation Advisory Board shall keep minutes of its proceedings showing the vote of each member on each question or, if absent or failing to vote, indicating that fact, and shall keep records of its proceedings and other official actions, all of which shall be immediately filed with the Village Clerk and shall be a public record.
- (c) The majority vote of those present is deemed necessary to act with a quorum consisting of three members.

**Authorization for consultant or support services.**

The Board shall act as an advisory board to the Commission and all consultant or support services to be furnished to the Board must be requested from and approved by the Village Commission or their designee prior to the services being secured.

**Duties and responsibilities.**

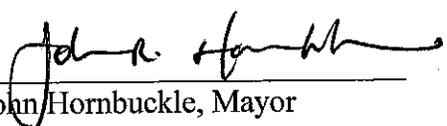
The Board's duties and responsibilities shall be as follows:

- (a) To be receptive to ideas and desires of the residents of the Village as to the beauty and quality of life in their Village;
- (b) To make recommendations concerning the operation of Village parks, playgrounds, undeveloped park lands and recreational programs to the Commission;
- (c) To enlist and encourage public support, the assistance of civic, technical, scientific and educational organizations, and cooperation of other businesses or organizations in order to implement programs and projects approved by the Village Commission. Also, to render all possible cooperation to the state, federal, county or other government agencies in order to implement any program or project approved by the Village Commission;
- (d) To maintain all information, data and exhibits which may be gathered relating to the quality of life within the Village for use and benefit of any and all Village residents.

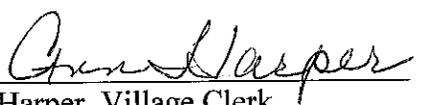
**Section 2.** **Severability.** Should any section, provision, paragraph, sentence, clause or word of this Ordinance or portion hereof be held or declared by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall be

PASSED AND ADOPTED upon first reading this 7 day of October 2008.

PASSED AND ADOPTED upon second reading this 5 day of November 2008.

  
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John Hornbuckle, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Ann Harper, Village Clerk

1<sup>st</sup> Reading – October 7, 2008  
2<sup>nd</sup> Reading – November 5, 2008

**The foregoing ordinance upon  
being put to a vote, the vote was as  
follows:**

Mayor Hornbuckle:    yes     
Vice-Mayor Morris    yes     
Commissioner Anderson:    yes     
Commissioner Bernard:    yes     
Commissioner Morris:    yes   

**APPROVED AS TO LEGAL FORM  
AND SUFFICIENCY:**

  
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John J. Hearn, Village Attorney