

**ORDINANCE NO. 2019-05**

**AN ORDINANCE OF THE TOWN OF OCEAN RIDGE, FLORIDA, AMENDING ITS CODE OF ORDINANCES BY AMENDING CHAPTER 2, "ADMINISTRATION", ARTICLE II "OFFICERS AND EMPLOYEES", SECTION 2-26 "AUTHORITY OF TOWN COMMISSION" TO REMOVE THE RESTRICTION THAT DOES NOT ALLOW ADDITIONAL COMPENSATION FOR EMPLOYEES WHEN PERFORMING ADDITIONAL DUTIES FOR MORE THAN ONE OFFICE; PROVIDING FOR CODIFICATION, REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AND AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Ocean Ridge, Florida (the "Town") is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

**WHEREAS**, the Town Commission wishes to remove the restriction prohibiting additional compensation for additional duties when an employee is appointed to fill more than one office; and

**WHEREAS**, the Town Commission has determined that the enactment of this ordinance is for a proper municipal purpose and in the best interests of the residents of the Town.

**NOW THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF OCEAN RIDGE, FLORIDA, AS FOLLOWS:**

**SECTION 1 – Findings of Fact:** The **WHEREAS** clauses set forth above are adopted herein as findings of fact.

**SECTION 2 – Amendment:** Chapter 2 "Administration", Article II "Officers and Employees", Section 2-26 "Authority of Town Commission" is hereby amended to read as follows:

**Sec. 2-26. - Authority of town commission.**

- (a) The town commission shall have the power and is authorized to create such offices as may in its judgment be necessary. The town commission shall have the power at any time to abolish any office created by it.
- (b) The town commission shall have the power to prescribe the powers and duties of all officers or employees of the town, except as otherwise prescribed. The town commission may appoint one person to fill the duties of more than one office, ~~but such person shall receive no additional compensation for such additional service.~~
- (c) All employees, officers and officials of the town may be removed from office and discharged for cause by the town commission.

**SECTION 3 - Codification:** The ordinance shall be codified in the Code of Ordinances of the Town of Ocean Ridge, Florida.

**SECTION 4 - Repeal of Conflicting Ordinances:** All Ordinances, Resolutions or parts of Ordinances and Resolutions in conflict herewith are hereby repealed.

**SECTION 5 - Severability:** If any word, clause, sentence, paragraph, section or part thereof contained in this Ordinance is declared to be unconstitutional, unenforceable, void or inoperative by a court of competent jurisdiction, such declaration shall not affect the validity of the remainder of this Ordinance.

**SECTION 6 - Effective Date:** This Ordinance shall become effective immediately upon adoption.

FIRST READING this 1<sup>st</sup> day of April, 2019.

SECOND AND FINAL READING this 18<sup>th</sup> day of April, 2019.

Commissioner Magruder offered the foregoing Ordinance, and moved its adoption. The motion was seconded by Commissioner Hurlburt and upon being put to a vote, the vote was as follows:

STEVE COZ, Mayor	Aye
DON MAGRUDER, Vice Mayor	Aye
PHILIP BESLER, Commissioner	Aye
KRISTINE DE HASETH, Commissioner	Aye
SUSAN HURLBURT, Commissioner	Aye

The Mayor thereupon declared this Ordinance approved and adopted by the Town Commission of the Town of Ocean Ridge, Florida, on second reading, this 18<sup>th</sup> day of April, 2019.

TOWN OF OCEAN RIDGE, FLORIDA

BY: \_\_\_\_\_

  
Steve Coz, Mayor

ATTEST: \_\_\_\_\_

  
Tracey Stevens, Town Clerk