

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA AMENDING PALM BEACH COUNTY CODE, CHAPTER 2, ARTICLE V, DIVISION 1. – BOARDS, COMMISSIONS, ETC., ADDING AN IN-PERSON QUORUM STANDARD; PROVIDING A CONFLICTING PROVISIONS CLAUSE; PROVIDING SEVERABILITY; PROVIDING INCLUSION IN THE CODE OF LAWS AND ORDINANCES; PROVIDING CAPTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Palm Beach County Charter and Florida Statutes provide broad authority to the Board of County Commissioners to establish boards, commissions, committees and similar entities to assist with the conduct of business of County government and support of County government operations; and

WHEREAS, Chapter 2, Article V, Division 1 of the Palm Beach County Code is the appropriate location to define requirements and provisions related to various boards, commissions, committees and similar entities established by the Board of County Commissioners; and

WHEREAS, the boards, commissions, committees and similar entities established by the Board of County Commissioners are typically established by resolution or County ordinance; and

WHEREAS, the Board of County Commissioners finds that it is in the best interests of the County to standardize the in-person quorum requirements for all County-created boards, commissions, committees and similar entities, including County boards created by Special Act of the Florida Legislature, as long as the provisions do not conflict with quorum definitions in State or federal law, rule, regulation or code.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA THAT:

Section 1. THE FOLLOWING LANGUAGE IS ADDED TO CHAPTER 2, ARTICLE V, DIVISION 1 OF THE PALM BEACH COUNTY CODE:

In-Person Quorum Standard

Unless otherwise restricted by Florida or federal law, rule, regulation or code, 25% of the appointed members shall constitute a quorum for defining in-person participation for any meeting of a County-created board, commission, committee, or similar entity.

Section 2. CONFLICTING PROVISIONS IN PRIOR ORDINANCES AND RESOLUTIONS ARE SUPERSEDED

It is intended that the quorum provisions of this ordinance apply to all County-created boards, commissions, committees and similar entities that are not otherwise restricted by Florida or federal law, rule, regulation or code. To the extent that any prior ordinance or resolution or similar instrument contains quorum provisions inconsistent with this Ordinance, such provisions are superseded as to those inconsistencies.

Section 3. SEVERABILITY

If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held by a court of competent jurisdiction to be unconstitutional, inoperative, or void, such holding shall not affect the remainder of this Ordinance.

Section 4. INCLUSION IN THE CODE OF LAWS AND ORDINANCES

The provisions of this Ordinance shall become and be made a part of the Palm Beach County Code. The sections of this Ordinance may be renumbered or relettered to accomplish such, and the word Ordinance may be changed to section, article, or other appropriate word.

Section 5. CAPTIONS

The captions, section headings, and section designations used in this Ordinance are for convenience only and have no effect on the interpretations of the provisions of this Ordinance.

Section 6. EFFECTIVE DATE

The provisions of this Ordinance shall become effective upon filing with the Department of State.

APPROVED and ADOPTED by the Board of County Commissioners of Palm Beach


County, Florida on April 20th, 2021.

**ATTEST:
CLERK & COMPTROLLER**

By: 
Deputy Clerk



**PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS**

By: 
Mayor Dave Kerner

**APPROVED AS TO
LEGAL SUFFICIENCY**

By: 
County Attorney

EFFECTIVE DATE: Filed with the Department of State on the 21st day of April, 2021.