

ORDINANCE NO. 48-23

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AMENDING CHAPTER 32, "DEPARTMENTS, BOARDS AND COMMISSIONS", BY AMENDING SECTION 32.62, "COMPOSITION; APPOINTMENT; TERMS", TO REDUCE THE NUMBER OF POLICE ADVISORY BOARD MEMBERS FROM 13 REGULAR MEMBERS TO 5; BY AMENDING SECTION 32.65, "DUTIES AND RESPONSIBILITIES", TO UPDATE THE DUTIES AND RESPONSIBILITIES OF THE POLICE ADVISORY BOARD; PROVIDING A SAVINGS CLAUSE; GENERAL REPEALER CLAUSE; AND AN EFFECTIVE DATE.

WHEREAS, the City Commission created the Police Advisory Board to provide recommendations and advice on issues related to the community and policing, and to provide support for communication and education between the community and the Police Department; and

WHEREAS, the City Commission desires to make changes to the duties and responsibilities of the Board based on information provided by City personnel and the Police Chief in order to strengthen the purposes and mission of the Board; and

WHEREAS, the City Commission desires to update and clarify the composition of the Police Advisory Board; and

WHEREAS, the City Commission deems approval of this Ordinance to serve a public purpose and is in the best interest of the City of Delray Beach.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA AS FOLLOWS:

Section 1. That the recitations set forth above are incorporated herein.

Section 2. That Chapter 32, "Departments, Boards and Commission", Section 32.62, "Composition; Appointment; Terms", of the Code of Ordinances of the City of Delray Beach, Florida, be and the same is hereby amended to read as follows:

Sec. 32.41. - COMPOSITION; APPOINTMENT; TERMS.

The Police Advisory Board shall be composed of ~~thirteen (13)~~ five (5) regular members. All board members appointed by the City Commission shall be subject to the provisions of Sections 32.06 to 32.18 of the Code of Ordinances. The first Board appointments consisting of thirteen (13) regular members shall be recommended by the R.A.C.E. Relations Committee and approved by the City Commission. Thereafter, the City Commission shall fill vacancies in accordance with City Policies and Procedures Sections 32.06 to 32.10 of the Code of Ordinances. The thirteen (13) regular members shall be appointed by the City Commission for terms

~~of two (2) years except that the members of the first Board to serve shall be appointed so that seven (7) members shall serve for three year terms and six (6) members shall serve two year terms. Their successors shall be appointed for two year terms. It is further provided that no member may serve more than two (2) successive terms on this Board.~~

Section 3. That Chapter 32, "Departments, Boards and Commissions", Section 32.65, "Duties and Responsibilities", of the Code of Ordinances of the City of Delray Beach, Florida, be and the same is hereby amended to read as follows:

Sec. 32.65. - DUTIES AND RESPONSIBILITIES.

The duties and responsibilities of the Police Advisory Board shall be as follows:

- (A) Serve as liaison between the Police Department and the community, ~~and the City to increase communication between the Police Department and the City;~~
- (B) ~~To assist the Police Chief and District Commanders, through input, in making quality decisions; to assist in the addressing of short term and long term concerns of the community and help identify priorities and solutions~~ Provide the City Commission, City Manager, and Chief of Police with community informed input and recommendation on public safety matters including Police Department programs and services;
- (C) ~~To~~ Upon the request of the Chief of Police, provide input on proposed or current police department policies; procedures and practices designed to decrease misunderstandings with and among the members of the community; and
- (D) ~~To review~~ Review and make recommendations concerning such other matters as may be referred to the Board, from time to time, by the Chief of Police, the City Manager or City Commission.

Section 4. That should any section or provision of this ordinance or any portion thereof, any paragraph, sentence, clause or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof as a whole or part hereof other than the part declared invalid.

Section 5. That all ordinances or parts of ordinances in conflict herewith be, and the same are hereby repealed.

Section 6. This Ordinance shall become effective immediately upon adoption.

PASSED AND ADOPTED in regular session on second and final reading on this the _____ day of _____, 2023.

ATTEST:

City Clerk

MAYOR

First Reading _____

Second Reading _____

Approved as to form and legal sufficiency:

Lynn Gelin, City Attorney