

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, CREATING THE PASCO COUNTY CHARTER ADVISORY COMMITTEE; PROVIDING FOR FUNCTION, POWERS AND DUTIES OF THE COMMITTEE; MEMBERSHIP, APPOINTMENT AND REMOVAL OF THE COMMITTEE MEMBERS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Pasco County, Florida (hereinafter "the Board") desires to formally create the Pasco County CHARTER ADVISORY COMMITTEE to advise the Board on the desirability and feasibility of adopting Charter Government in Pasco County; and

WHEREAS, Chapter 125, Florida Statutes, Part IV, Optional County Charters allows the Board to propose by ordinance a charter consistent with the provisions of Chapter 125, Florida Statutes, Part IV and provide for a special election pursuant to the procedures established in Section 101.161(1), Florida Statutes; and

WHEREAS, the Board wishes to establish this advisory committee to determine whether Charter Government would benefit the citizens of Pasco County and if they conclude it would what provisions would be included in the Charter; and

WHEREAS, the Board agreed that the committee would be composed of 15 members, ten selected by the County Commission and five selected by the Pasco County Legislative Delegation.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pasco County, Florida, in regular session duly assembled that said Board hereby agrees as follows:

SECTION 1. WHEREAS CLAUSES.

The above WHEREAS clauses are true and correct and are hereby incorporated herein by reference.

SECTION 2. ADVISORY COMMITTEE ESTABLISHED.

There is hereby established the Pasco County CHARTER ADVISORY COMMITTEE (hereinafter "the Committee"). Within thirty days of the adoption of this Resolution said Committee shall hold its first organizational meeting.

SECTION 3. FUNCTIONS, POWERS AND DUTIES OF THE COMMITTEE.

The functions, powers and duties of the Committee shall be as follows:

- (a) The Committee shall conduct a comprehensive study of the operation of county government and of the ways in which the conduct of county government might be improved or reorganized;
- (b) The Committee's first charge is to determine whether or not Charter Government would benefit the citizens of Pasco County and the operations of County Government;
- (c) Should the Committee determine the Charter Government may be beneficial, then the Committee is further charged with recommending a charter for the Board of County Commissioners, consistent with Section 125.84, Florida Statutes, to adopt by Ordinance and submit to a special election for a referendum by the citizens of Pasco County during the general election of November 2016;
- (d) The Committee shall hold at least three public hearings on any proposed charter. Any proposed charter or charter provision voted on by the membership of the Committee shall be adopted by a two-thirds vote of the entire Committee to advance forward to the Board of County Commissioners;
- (e) The Committee shall return its recommendations to the Board of County Commissioners no later than June 1, 2016.

SECTION 4. MEMBERSHIP.

- (a) The Committee shall consist of fifteen (15) members appointed by the Board who are residents of Pasco County and who have been registered voters in Pasco County for more than five years;
- (b) So as not to impede the work of the Committee, initially five alternates shall be appointed, one from each Commission District. These alternates are encouraged to attend these Committee meeting to be familiar with the information and debate presented. An Alternate shall become the voting member if either of the two members appointed from the same district becomes unable to serve or resigns for whatever reason. Should one of the Legislative Delegation recommended members be unable to serve or resign the Committee by majority vote shall select one of the alternates on the list to fill that spot.
- (c) Members of the Committee shall serve without compensation. Members shall be able to devote the time necessary to participate in activities of the Committee;
- (d) If a member of the Committee resigns or is unable to serve, an alternate as designated in this resolution shall fill the remainder of the member's term;
- (e) Board of County Commissioners appoints the members of the Committee designated on Exhibit "A" attached hereto and incorporated herein;
- (f) Should it be necessary to appoint additional alternates or members, the Chair of the Committee will notify the Board and the Board of County Commissioners shall appoint those additional members or alternates as requested;
- (g) Any member of the Committee may be removed by the Committee for misfeasance, malfeasance, willful neglect of duty, or failure to attend three or more consecutive meetings for any reasons whatsoever.

SECTION 5. OFFICERS, QUORUM, AND RULES OF PROCEDURE.

- (a) Chairperson. The Committee shall elect a Chairperson to preside at all meetings. The Chairperson shall be elected at the first meeting at which the Committee is convened;
- (b) Vice-Chairperson. The Committee shall elect a Vice-Chairperson to preside and act on behalf of the Chairperson during his or her absence;
- (c) The presence of a majority of the members of the Committee shall constitute a quorum of the Committee necessary to take action and transact business of the Committee. In addition, once quorum requirements have been met, an affirmative vote of the majority of the Committee members present at a meeting shall be necessary for the Committee to take any action. A tie vote shall not be considered an affirmative vote. No vacancy in the membership of the Committee shall impair the right of a quorum to exercise all the rights and perform all the duties of the Committee;
- (d) The Committee may, by a majority vote of the entire membership of the Committee, adopt rules of procedure or bylaws for the transaction of business; provided, however, any such rules or bylaws shall comply with laws of the State and with this Resolution. Should no rules be adopted the Committee shall conduct its meetings in accordance with the current edition of Roberts Rules of Order.

SECTION 6. NOTICE OF PUBLIC MEETING.

Notice of regular or special meetings of the Committee and the time and location of each meeting shall be published to the public and provided to the County's webmaster for posting on the County's website.

SECTION 7. REGULAR MEETINGS.

The Committee shall establish a schedule of regular meetings, which shall be held at

least every month.

SECTION 8. SPECIAL MEETING.

The Chairperson may call a special meeting of the Committee on his/her initiative and shall call a special meeting at the request of a majority of the members of the Committee.

SECTION 9. LOCATION OF MEETING.

Committee meetings shall be held in the Board Room of the District School Board of Pasco County or another public facility of sufficient size to accommodate those present and at such locations as the Committee may determine from time to time.

SECTION 10. MINUTES.

Minutes shall be kept at each Committee meeting by the Clerk and Comptroller's Office. The written summary of each meeting shall be submitted for approval of the members at the next regular meeting. Each written summary shall reflect the persons in attendance, items discussed, each action taken at the meeting, and the vote of the members on each item presented at the meeting.

SECTION 11. COMPLIANCE WITH APPLICABLE LAWS.

- (a) All Committee activities shall be applicable with federal, state, and local ordinances and are deemed to be included in this Resolution the same as though herein written out in full;
- (b) All Committee meetings shall be open to the public and subject to the applicable provisions of the Florida open meetings ("Sunshine") laws, Chapter 286, Florida Statutes, including but not limited to Section 286.0114, Florida Statutes;
- (c) The records of the Committee shall also be subject to the applicable provisions of the Florida Public Records Law, Chapter 119, Florida Statutes;
- (d) The members of the Committee shall be subject to the applicable provisions of the Code of Ethics for Public Officers and Employees, Chapter 112, Part III,

Florida Statutes, including but not limited to sections 112.313 and 112.3143,
Florida Statutes.

SECTION 12. TERM.

The Committee shall sunset upon adoption by the Board of an ordinance adopting a Charter or discharge by the Board if no recommendation for Charter is made by the Committee.

SECTION 14. EFFECTIVE DATE.

This Resolution shall become effective immediately upon its adoption.

ADOPTED by the Board of County Commissioners of Pasco County, Florida, with a quorum present and voting this 10th day of March, 2015.

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ATTEST:

Handwritten signature of Paula S. O'Neil in blue ink.

PAULA S. O'NEIL, Ph.D., CLERK & COMPTROLLER

BOARD OF COUNTY COMMISSIONERS
OF PASCO COUNTY, FLORIDA

Handwritten signature of Theodore J. Schrader in blue ink.

THEODORE J. SCHRADER, CHAIRMAN

APPROVED
IN SESSION

MAR 10 2015

PASCO COUNTY
BCC

Exhibit "A"

Appointments to Charter Government Review Advisory Committee

1. Steve Booth
2. Gary Bradford
3. Billy E. Brown
4. Michael Cox
5. Mel Eakley
6. Robert Eckard
7. John J. Gallagher
8. Candace Glewen
9. Chuck Grey
10. Tim Holladay
11. John Kinsman
12. Randy Maggard
13. Dewey Mitchell
14. Mike Ryan
15. Bill Woodard

Alternates:

Cami Austin, District 5

Jim Driscoll, District 4

Cliff McDuffie, District 1

Joseph Poblick, District 2

Dominic Scannavino , District 3