

ORDINANCE NO. 2003-010

AN ORDINANCE OF INDIAN RIVER COUNTY, FLORIDA, AMENDING THE CODE OF INDIAN RIVER COUNTY; DELETING A PROVISION THAT A COUNTY COMMISSIONER WHO SERVES AS A MEMBER OF A COMMISSION OR BOARD CHAIRS SUCH COMMISSION OR BOARD; PROVIDING THAT EACH COMMISSION AND BOARD SHALL ELECT FROM AMONG ITS VOTING MEMBERS A CHAIRMAN AND A VICE-CHAIRMAN; PROVIDING THAT, EXCEPT AS OTHERWISE PROVIDED BY STATE OR FEDERAL LAW, A COUNTY COMMISSIONER APPOINTED AS A REPRESENTATIVE OF THE BOARD OF COUNTY COMMISSIONERS TO A COMMISSION OR BOARD SHALL BE THE BOARD'S NON-VOTING LIAISON TO SUCH COMMISSION OR BOARD; AND PROVIDING FOR TREATMENT OF CONFLICTING PROVISIONS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, by Ordinance No. 90-20, codified in Chapter 103, The Code of Indian River County, the Board of County Commissioners adopted procedural rules for various commissions and boards established by the Board of County Commissioners; and

WHEREAS, the Board of County Commissioners wishes to amend certain of those procedural rules,

Be it Ordained by the Board of County Commissioners of Indian River County:

Section 1. Election of Officers of Commissions and Boards

Paragraph 9 of Section 103.02, The Code of Indian River County, to wit: Paragraph 9 of Section 103.02 of Attachment "A" of Section 1 of Ordinance 90-20, which provides,

Election of officers. A county commissioner, if a member of a commission or board shall chair that commission or board; otherwise, each commission and board shall elect a chairman and a vice-chairman annually in the month of January, or at its next meeting if no meeting is held in January.

is hereby amended to read as follows:

Election of officers. Each commission and board shall elect from among its voting members a chairman and a vice-chairman annually at its first meeting in January, or at its next meeting if no meeting is held in January. Except as otherwise

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provided by state or federal law, a county commissioner appointed as a representative of the Board of County Commissioners to a commission or board shall be the Board's non-voting liaison to such commission or board.

Section 3. Conflicting Provisions

This ordinance shall supersede conflicting ordinances and resolutions, or parts thereof, to the extent of such conflict.

Section 4. Severability

If any portion of this ordinance is held or declared by a court of competent jurisdiction to be unconstitutional, inoperative, or void, such holding shall not affect the remaining portions of this ordinance, which shall remain in full force and effect.

Section 5. Codification

It is the intention of the Board of County Commissioners that the provisions of this ordinance shall become and be made a part of The Code of Indian River County, and that the sections of this ordinance may be renumbered or relettered, and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intention.

Section 6. Effective Date

This ordinance shall take effect upon its filing with the Florida Department of State.

This ordinance was advertised in the Vero Beach Press Journal on the 3rd day of January, 2003, for a public hearing on the 14th day of January, 2003, at which time the public hearing was continued to March 11, 2003, at which time the ordinance was moved for adoption by Commissioner Lowther, and seconded by Commissioner Neuberger, and adopted by the following vote:

Chairman Kenneth R. Macht	<u>Nay</u>
Vice Chairman Caroline D. Ginn	<u>Aye</u>
Commissioner Fran B. Adams	<u>Nay</u>
Commissioner Thomas B. Lowther	<u>Aye</u>
Commissioner Arthur R. Neuberger	<u>Aye</u>

The Chairman thereupon declared the ordinance duly passed and adopted this 11th day of March, 2003.

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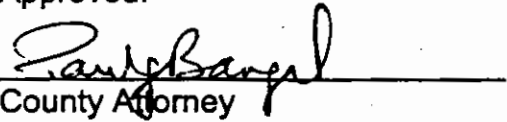
BOARD OF COUNTY COMMISSIONERS
INDIAN RIVER COUNTY, FLORIDA

Attest: J. K. BARTON

By 
Deputy Clerk

By 
Kenneth R. Macht, Chairman

Approved:


County Attorney


County Administrator

Effective date: This ordinance was filed with the Department of State and becomes effective on the _____ day of _____, 2003.