



Office of  
**INDIAN RIVER COUNTY  
ATTORNEY**

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Dylan Reingold, County Attorney  
William K. DeBraul, Deputy County Attorney  
Kate Pingolt Cotner, Assistant County Attorney

**MEMORANDUM**

**TO:** Board of County Commissioners

**FROM:** Dylan Reingold, County Attorney DR

**DATE:** January 9, 2019

**SUBJECT:** Anti-Smoking Resolution

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**BACKGROUND**

On December 11, 2018, the Indian River County Board of County Commissioners (the "Board") voted to 1) direct the County Attorney's Office to draft a resolution encouraging non-smoking at parks and recreational facilities; 2) create designated smoking areas at parks and recreational facilities with appropriate cigarette butt containers; 3) create educational signs on the dangers of smoking and vaping; 4) post a short video concerning smoking on the County's website; and 5) cooperate with the City of Vero Beach on the resolution.

The County Attorney's Office has reached out to the City of Vero Beach concerning the City's efforts to restrict smoking at City parks and recreational facilities. On February 7, 2012, the City of Vero Beach City Council enacted resolution 2012-02 in which the City Council declared that all playground areas at City parks and recreation facilities were designated as tobacco-free zones. The City Council acknowledge that the establishment of the zones was intended only to discourage tobacco use in such areas and was not to be deemed as establishing a park rule or ordinance subject to code enforcement.

In order to coordinate the efforts on limiting smoking, the County Attorney's Office has drafted the attached resolution, which compliments the City's resolution.

**FUNDING.**

Although there is no funding required for the enactment of the attached resolution, the cost associated with purchasing cigarette butt containers and associated signage is anticipated to be roughly \$15,000. Indian River County staff will work to obtain grants from Keep America Beautiful and Quit Doc with the

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remainder to be funded from General Fund/Parks/Maintenance-Structure Except Buildings account number 00121072-034660.

**RECOMMENDATION**

The County Attorney's Office recommends that the Indian River County Board of County Commissioners approved the resolution.

**ATTACHMENTS**

Draft resolution