ORDINANCE NO. 2024-____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, AMENDING INDIAN RIVER COUNTY CODE CHAPTER 102, SECTION 102.01 "BOARD OF COUNTY COMMISSIONERS MEETINGS AND PROCEDURES" TO MODIFY THE BOARD MEETING TIMES AND AMENDING SECTION 102.04 "ORDER OF BUSINESS", TO ADD NEW "DEPARTMENTAL MATTERS" AND TO MODIFY PUBLIC COMMENT PROCEDURES.

WHEREAS, Chapter 102 of the Indian River Code has been adopted to govern the meetings and procedures of the Board of County Commissioners; and

WHEREAS, to allow for more flexibility in its meeting times, the Board would like to modify the Code to allow for meetings to occur on the last Tuesday of the month; and

WHEREAS, the Board desires to update its order of business to add consideration of matters from the newly created Building and Facilities Services department and also Sandridge golf club; and

WHEREAS, to provide more uniformity and consistency in its public comment procedures, the Board would like to modify its order of business to create two categories for public comment – one for agenda related items before County business and one for non-agenda items at the end of the meeting.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA THAT:

Section 1. Enactment Authority.

Article VIII, section 1 of the Florida Constitution and chapter 125, Florida Statutes vest broad home rule powers in counties to enact ordinances, not inconsistent with general or special law, for the purpose of protecting the public health, safety and welfare of the residents of the county. The Indian River County Board of County Commissioners specifically determines that the enactment of this ordinance is necessary to protect the health, safety and welfare of the residents of Indian River County.

Section 2. Code Amendments.

Indian River County Code Chapter 102, Section 102.01(1), Board of County Commissioners Meetings and Procedures, is hereby amended to read as follows:

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1. *Time.* The county commission shall generally hold regular meetings on Tuesday beginning at 9:00 a.m. ~~There shall be no commission meeting on the last Tuesday of each month.~~

Indian River County Code Chapter 102, Section 102.04 Order of Business, is hereby amended to read as follows:

The order of business shall appear on the agenda as follows:

1. Call to order.

2. a. Moment of silent reflection for first responders and members of the Armed Forces.

   b. Invocation.

3. Pledge of Allegiance.

4. Additions or deletions to the agenda/emergency items.

5. Proclamations and presentations.

6. Approval of minutes

7. Information items from staff or commissioners not requiring board action.

8. Public comment – agenda related matters. (except for public hearings)

9. ~~8.~~ Consent agenda.

10. ~~9.~~ Constitutional officers and governmental agencies.

11. ~~10.~~ Public items:

    a. Public hearings;
    ~~b. Public discussion items~~

    b. ~~c~~. Public notice items.

12. ~~11.~~ County administrator matters.

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13. ~~12.~~ Departmental matters:

    a. Building and Facilities Services

    b. ~~a.~~ Community services;

    c. ~~b.~~ Emergency services;

    d. ~~c.~~ Human resources;

    e. ~~d.~~ Information technology;

    f. ~~e.~~ Natural resources;

    g. ~~f.~~ Office of management and budget;

    h. ~~g.~~ Parks, recreation, and conservation;

    i. ~~h.~~ Planning and development services;

    j. ~~i.~~ Public works;

    k. Sandridge golf club

    l. ~~j.~~ Utilities services.

14. ~~13.~~ County attorney matters.

15. ~~14.~~ Commissioners matters.

16. ~~15.~~ Special districts and boards

    a. Emergency services district;

    b. Solid waste disposal district;

    c. Environmental control board.

17. Public comment – non agenda related matters.

18. ~~16.~~ Adjournment.

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Section 3. Severability and Conflict

If any section, sentence, paragraph, phrase, or word of this ordinance is held by a court of competent jurisdiction to be unconstitutional, inoperative, or void, such holding shall not affect the remaining portions of this ordinance not having been held by a court of competent jurisdiction to be unconstitutional, inoperative or void, which shall remain in full force and effect. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. Codification.

The amended language in this ordinance shall be codified in Chapter 102 of The Code of Indian River County. Additional codification, renumbering, or relettering of this ordinance is left to the discretion of Municipal Code Corporation.

Section 5. Effective Date.

A certified copy of this ordinance, as enacted, shall be filed by the Clerk with the Office of the Secretary of State of the State of Florida within ten days after enactment, and this ordinance shall take effect upon filing with the Secretary of State.

This ordinance was advertised in the *Indian River Press Journal* on the ___th day of _____, 2024, for a public hearing to be held on the ____ day of _____**,** 2024, at which time it was moved for adoption by Commissioner _____, seconded by Commissioner _____, and adopted by the following vote:

Chairman Susan Adams	_____
Vice Chairman Joseph E. Flescher	_____
Commissioner Deryl Loar	_____
Commissioner Joseph H. Earman	_____
Commissioner Laura Moss	_____

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The Chairman thereupon declared the ordinance duly passed and adopted this ___ day of _____, 2024.

Attest: Ryan Butler , Clerk and Comptroller

BOARD OF COUNTY COMMISSIONERS
INDIAN RIVER COUNTY, FLORIDA

By _____
Deputy Clerk

By _____
Susan Adams, Chairman

Effective Date: This ordinance was filed with the Department of State and becomes effective on the _____ day of _____, 2024.

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