



## **NOTICE OF INTENT - PUBLIC HEARING**

**Date of Hearing: June 6, 2023**

**NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Indian River County, Florida, will conduct a Public Hearing to consider adoption of a proposed ordinance entitled:**

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, AMENDING SECTION 103.22 (APPOINTMENT TO THE CHILDREN'S SERVICES ADVISORY COMMITTEE) OF PART II (CHILDREN'S SERVICES ADVISORY COMMITTEE) OF CHAPTER 103 (COMMISSIONS AND BOARDS) TO UPDATE MEMBERSHIP REQUIREMENTS OF THE CHILDREN'S SERVICES ADVISORY COMMITTEE; AND PROVIDING FOR CODIFICATION, SEVERABILITY, REPEAL OF CONFLICTING PROVISIONS; AND AN EFFECTIVE DATE.**

**The Public Hearing will be held on Tuesday, June 6, 2023 at 9:05 a.m., or as soon thereafter as the matter may be heard, in the County Commission Chambers located on the first floor of Building A of the County Administrative Complex, 1801 27th Street, Vero Beach, Florida 32960, at which time interested parties may be heard with respect to the proposed ordinance.**

**The proposed ordinance may be inspected by the public during regular business hours (8:30 a.m. to 5:00 p.m., Monday through Friday) at the Office of the Clerk to the Board of County Commissioners located on the second floor of Building A of the County Administrative Complex, 1801 27<sup>th</sup> Street, Vero Beach, Florida; or alternatively, the proposed ordinance may be inspected at [www.ircgov.com](http://www.ircgov.com).**

**Anyone who may wish to appeal any decision which may be made at this meeting will need to ensure that a verbatim record of the proceedings is made, which includes testimony and evidence upon which the appeal is based.**

**Anyone who needs a special accommodation for this meeting must contact the County's Americans With Disabilities Act (ADA) Coordinator at 772-226-1223 at least 48 hours in advance of the meeting.**

**INDIAN RIVER COUNTY BOARD OF COUNTY  
COMMISSIONERS**

**JOSEPH H. EARMAN, CHAIRMAN**

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, AMENDING SECTION 103.22 (APPOINTMENT TO THE CHILDREN'S SERVICES ADVISORY COMMITTEE) OF PART II (CHILDREN'S SERVICES ADVISORY COMMITTEE) OF CHAPTER 103 (COMMISSIONS AND BOARDS) TO UPDATE MEMBERSHIP REQUIREMENTS OF THE CHILDREN'S SERVICES ADVISORY COMMITTEE; AND PROVIDING FOR CODIFICATION, SEVERABILITY, REPEAL OF CONFLICTING PROVISIONS; AND AN EFFECTIVE DATE.

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. Amendment of Section 103.22 (Appointment to the children's services advisory committee) of Part II (Children's Services Advisory Committee) of Chapter 103 (Commissions and Boards) of the Code of Indian River County, Florida.**

New language indicated by underline, and deleted language indicated by ~~strikethrough~~.

Section 103.22 (Appointment to the children's services advisory committee) of Part II (Children's Services Advisory Committee) of Chapter 103 (Commissions and Boards) of the Code of Indian River County, Florida, is hereby amended to read as follows:

**CHAPTER 103. – COMMISSIONS AND BOARDS.**

\* \* \*

**PART II. CHILDREN'S SERVICES ADVISORY COMMITTEE.**

\* \* \*

**Section 103.22. - Appointment to the children's services advisory committee.**

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(1) The membership of the children's services advisory committee shall consist of fifteen (15) voting members who must be residents of Indian River County as follows:

- a) Seven (7) ex-officio voting members. Those members shall be:
  - 1. County Commissioner
  - 2. Judge living in Indian River designated by Chief Judge
  - 3. Superintendent of Schools, or his or her designee
  - 4. Department of Children and Families, Circuit 19 Community Development Administrator
  - 5. Department of Health County Health Department Administrator
  - 6. Law Enforcement officer
  - 7. Representative from the Indian River County Hospital District.
- b) Five (5) voting members from the community appointed by the board of county commissioners. Each commissioner shall appoint one member to represent his/her district, which individuals shall have some form of expertise in the arena of children's services, such as a physician, licensed mental health professional, child advocate or someone with business experience.
- c) Two (2) at-large voting members shall be appointed by the board of county commissioners.
- d) One voting member, appointed by the board of county commissioners, who is an accountant, certified financial officer, certified financial planner or has significant financial experience.

(2) Reserved.

(3) The members appointed by the board of county commissioners shall have been residents of Indian River County for at least twenty-four (24) months prior to nomination. Such members shall be appointed for four-year terms, except that the length of the terms of the initial appointees shall be adjusted to stagger the terms. No at-large member shall serve for more than two (2) consecutive four-year terms.

(4) Reserved.

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- (5) ~~Except as set forth above, no~~ designee of principals will be allowed for any member of the children’s services advisory committee.
  
- (6) Reserved.
  
- (7) Officers: Officers will include a chair, appointed by the board of county commissioners, vice chair, and standing sub-committee chairs. Officers excluding the chair will be elected by the majority vote of the children's services advisory committee members each January and will assume the duties of their office on the regular meeting on the second Monday of the next meeting each year. The term as an officer, other than a county commissioner, will be for one year, but officers may succeed themselves.
  
- (8) Except in the event of a conflict between with this Chapter, the children’s services advisory committee shall be subject to the provisions of Chapter 103 of the Indian River County Code of Ordinances.

\* \* \*

**Section 3. Codification.** It is the intention of the Board of County Commissioners that the provision of this ordinance shall become and be made part of the Indian River County Code, and that the sections of this ordinance may be renumbered or re-lettered and the word ordinance may be changed to section, article or such other appropriate word or phrase in order to accomplish such intention.

**Section 4. Severability.** If any part of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, the remainder of this ordinance shall not be affected by such holding and shall remain in full force and effect.

**Section 5. Conflict.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**Section 6. Effective Date.** This ordinance shall become effective upon adoption by the Board of County Commissioners and filing with the Department of State.

This ordinance was advertised in the Indian River Press Journal on the 26<sup>th</sup> day of May, 2023, for a public hearing to be held on the 6<sup>th</sup> day of June, 2023, at which time it was moved for adoption by Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, and adopted by the following vote:

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

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The Chairman thereupon declared the ordinance duly passed and adopted this \_\_\_ day of June, 2023.

**BOARD OF COUNTY  
COMMISSIONERS OF INDIAN RIVER  
COUNTY, FLORIDA**

By: \_\_\_\_\_  
Joseph H. Earman, Chairman

**ATTEST: Jeffrey R. Smith, Clerk  
and Comptroller**

By: \_\_\_\_\_  
Deputy Clerk

This Ordinance was filed with the Department of State on the \_\_\_\_\_ day of \_\_\_\_\_, 2023.