RESOLUTION NO. 12-01-03

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA AMENDING RESOLUTION NO. 07-04-14 PERTAINING TO THE NEAR SHORE WATER REGULATION CITIZENS' ADVISORY COMMITTEE; ADDRESSING THE REPORTING REQUIREMENTS OF THE COMMITTEE; PROVIDING FOR AN ANNUAL REVIEW; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Resolution No. 02-07-33 established a citizens’ advisory committee called the Near Shore Water Regulation Citizens' Advisory Committee (the “Committee”) to provide implementation advice to the Village relating to near shore water improvements in safety, quality of life and environmental protection; and

WHEREAS, the Village has made subsequent amendments to Resolution No. 02-07-33 with the latest amendment approved by Resolution No. 07-04-14 to address the appointment of committee members and meeting requirements of the Advisory Committee to better facilitate the functions of the Committee; and

WHEREAS, the Village Council desires to amend Resolution No. 07-04-14 to address the reporting requirements of the Advisory Committee; and

WHEREAS, the Village Council desires amend Resolution No. 07-04-14 to provide for an annual review of the activities and status of the Advisory Committee; and

WHEREAS, the Village Council finds that approval of this amendment to be in the best interest of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Amendment to Resolution. Resolution No. 07-04-14 is amended to read as follows¹:

¹ Additions to existing text are shown by underling; deletions are shown by strikethrough.
Section 2. Establishment of Citizens' Advisory Committee. The Village Council established an ad hoc citizens' advisory committee to be called the Near Shore Water Citizens' Advisory Committee (the "Advisory Committee") on July 11, 2002.

Section 3. Terms and Composition of the Advisory Committee. The Advisory Committee shall be comprised of ten (10) members. All members must be residents of Islamorada, Village of Islands. Each Village Council Member will appoint two (2) persons at the second Regular Village Council meeting in May of each year, and the term of the committee members shall continue until the second Regular Village Council meeting of May of the following year. In the event that the second Regular Village Council meeting in May is cancelled, appointments shall be made at the next Regular Village Council meeting.

The appointing Village Council Member may replace a committee member with or without cause at any regular Village Council meeting and the replacement shall serve the remainder of the original term.

Section 4. Meetings and Disqualification of Members. Should any member miss three (3) consecutive meetings without justification, whether regular meetings or special call meetings, that person shall be disqualified as a member of the Advisory Committee; and the Village Council Member who appointed the committee member shall immediately appoint a successor for the balance of the term of the vacant seat.

Meetings of the Advisory Committee shall be held on a quarterly basis or as frequently as the Advisory Committee deems necessary to complete their duties and responsibilities and at the call of the Village Manager or designee through the Advisory Committee liaison. Meetings shall be open to the public, and notice of such meetings shall be given as required for the meetings of the Village Council. A majority of the currently appointed members of the Advisory Committee shall constitute a quorum, provided there is a quorum present, a majority of those present and voting shall be required to adopt any motion or take any action.
Section 5. **Staff Participation.** At all meetings of the Advisory Committee, at least one Village Staff Member will be present to provide information, input and requests for advice regarding near shore water recommendations and to record minutes of the meetings.

Section 6. **Goals and Objectives.** The goals and objectives of the Advisory Committee shall be:

1. To assist Village Council / Village Manager by reviewing and providing feedback on appropriate ordinances required to implement the Advisory Committee recommendations that have been approved by the Village Council.

2. To continue the gathering of public input and to conduct consensus building activities on issues selected by the Village Council or Village Manager.

3. To assist the Village Council / Village Manager with the development of priorities related to near shore water recommendations and regulations.

4. To assist with gaining approvals from appropriate agencies required to implement the Advisory Committee recommendations that have been approved by the Village Council.

5. To ensure the Village properly interprets the Advisory Committee recommendations intent and spirit.

6. To help the Village maintain momentum and focus on implementing approved Advisory Committee recommendations as well as newly needed improvements that might be recommended during the term of the Advisory Committee.

7. To accept and utilize the recommendations of the Advisory Committee.

Section 7. **Duties and Responsibilities.**

1. Elect a Chairperson at the first meeting held after June 1 of each year. Other officers may be elected as determined by the Advisory Committee.

2. Assist with the public outreach and education program (brochures and pocket charts) being developed by the Staff.
3. Provide input pertaining to draft ordinances required to implement the Advisory Committee recommendations.

4. Assist with details pertaining to buoys, markers and signage locations and priorities.

5. Recommend to the Village Council and Village Manager new and additional near shore water improvements that might be needed during the term of the Advisory Committee.

6. Help identify grant opportunities.

**Section 8. Annual Review by Village Council**. At the second Regular Village Council meeting in April of each year, the Village Council shall review the activities of the Advisory Committee and provide direction whether the Advisory Committee shall sunset, be changed to ad hoc status or continue as established. In the event that the second Regular Village Council meeting in April is cancelled, the review and direction shall occur at the next Regular Village Council meeting.

**Section 3. Effective Date**. This Resolution shall become effective immediately upon its adoption.

Motion to adopt by Vice Mayor Phillipson, seconded by Councilman Achenberg.

**FINAL VOTE AT ADOPTION**

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA

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<tr>
<th>Name</th>
<th>Vote</th>
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<tr>
<td>Mayor Michael Reckwerdt</td>
<td>yes</td>
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<tr>
<td>Vice Mayor Ken Philipson</td>
<td>yes</td>
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<td>Councilman Don Achenberg</td>
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<td>Councilman Ted Blackburn</td>
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<td>Councilman Dave Purdo</td>
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**PASSED AND ADOPTED ON THIS 12th DAY OF January, 2012.**
ATTEST:

KEN PHILIPSON, VICE MAYOR

DEBRA E. EASTMAN, MMC
VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF ISLAMORADA,
VILLAGE OF ISLANDS ONLY

VILLAGE ATTORNEY