

RESOLUTION NO. 2007-070 211
RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF SARASOTA COUNTY, FLORIDA

RE: CONTINUATION OF THE ENVIRONMENTALLY SENSITIVE LANDS
OVERSIGHT COMMITTEE

WHEREAS, following passage of the environmentally sensitive lands referendum on March 9, 1999, which established the Environmentally Sensitive Lands Protection Program ("ESLPP"), the Board of County Commissioners (the "Board") created the Environmentally Sensitive Lands Oversight Committee ("ESLOC") to serve as an advisory committee to the Board on issues involving the acquisition, protection and management of environmentally sensitive lands throughout the term of the ESLPP; and

WHEREAS, on November 8, 2005, the citizens of Sarasota County approved a referendum authorizing the issuance of additional bonds and expanding the scope of the ESLPP to include neighborhood parkland and extending the duration of the ESLPP to 2029; and

WHEREAS, in order to effectuate the intent of the referendum and to ensure that ESLOC and the ESLPP continue in existence for the duration of the bond issuance, the Board adopted Ordinance No. 2007-021 amending Ordinance No. 99-004 to remove the sunset provision; and

WHEREAS, the Board has adopted a policy whereby the rules and procedures relating to the composition and governance of advisory boards and advisory committees shall be established by resolution, rather than ordinance and therefore, desires to further amend Ordinance No. 99-004 to remove the rules and procedures relating to the composition and governance of ESLOC from the ordinance for re-adoption in this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF SARASOTA COUNTY, FLORIDA in public meeting assembled:

SECTION ONE: CONTINUATION, PURPOSE AND DUTIES

1. The Environmentally Sensitive Lands Oversight Committee ("ESLOC") created pursuant to Ordinance No. 99-004, is hereby continued.
2. The purpose of the ESLOC is to provide a conduit for citizen input to the Board and to make recommendations or provide advice to the Board on land protection issues within the Environmentally Sensitive Lands Protection Program ("ESLPP").
3. ESLOC shall have the following responsibilities:
 - a. Submit all proposed protection priority sites to the Board for approval.
 - b. Work with staff to develop a work plan for each site on the protection priority list.
 - c. Approve the work plans prior to forwarding them to the Board.
 - d. Verify that the property proposed for purchase under the ESLPP meets the criteria set forth in Resolution No. 92-272 prior to the Board's execution of any contract.

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- e. Advise the Board on the management, restoration and/or public use of each property.
 - f. Advise the Board on the disposal of any property.
 - g. Such other matters as the Board may direct.
4. ESLOC shall act solely in an advisory capacity, without compensation, reporting directly to the Board.

SECTION TWO: COMPOSITION AND QUALIFICATIONS

1. ESLOC shall be comprised of ten (10) individuals: nine (9) members shall serve staggered three (3) year terms and one (1) youth representative who has completed the Students Taking an Active Role (STAR) training shall serve for a term of one (1) year.
2. Members of ESLOC shall have expertise in ecology, conservation of natural resources, real estate or land acquisition, business and land development, land planning, land management, or environmental education, in accordance with Section Two, 3., below. A nominee shall submit written evidence of his or her expertise in any of the above.
3. Three (3) members will have background or expertise in business or development areas, three (3) members will have background or experience in environmental areas, and three (3) members will be considered "at large" members, with consideration given to ensure geographic and background diversity.

SECTION THREE: APPOINTMENT

1. Candidates for ESLOC shall be sought through advertisements in an area newspaper of general circulation.
2. Interested individuals shall submit a completed Advisory Committee Application detailing their qualifications for the position and reasons for desiring a position on ESLOC. All applications shall be submitted to the Board for consideration.
3. ESLOC members shall be selected by a majority vote of the Board.

SECTION FOUR: TERMS OF MEMBERSHIP

1. Members of ESLOC must be residents of Sarasota County throughout their term of office unless otherwise specified within this document.
2. No members of ESLOC shall be employed by the Board.
3. With the exception of the youth representative, who shall be appointed for a term of one (1) year, members of ESLOC shall be appointed for a term of three (3) years with staggered terms on initial appointments.
4. With the exception of the youth representative whose ESLOC membership is limited to

two (2) one-year terms, ESLOC membership is limited to four (4) three-year terms. After an absence of one (1) year, a former ESLOC member may reapply for appointment. Members currently serving in excess of four (4) terms on the date of adoption of this resolution may remain on ESLOC for the duration of their existing term.

5. All members must comply with the Florida Code of Ethics.
6. Members of ESLOC are required to attend an Advisory Committee orientation within six (6) months of their appointment.

SECTION FIVE: RULES OF PROCEDURE

1. ESLOC shall comply with all applicable requirements of Florida's Sunshine Law, Public Records laws and the Code of Ethics for public representatives. ESLOC may adopt additional procedures of operation provided there is no conflict with Florida State law, County Ordinances, or this Resolution. In the absence of bylaws, Roberts Rules of Order will be the standard.
2. ESLOC shall meet at such times and places as the Chair, or his/her designee, deems appropriate in order to fulfill the mission and duties of ESLOC as assigned by the Board. An affirmative vote of a simple majority shall constitute adoption of a motion. A motion is lost on a tie vote.
3. A simple majority of the existing membership constitutes a quorum. An affirmative vote of a simple majority of members in attendance shall constitute adoption of a motion. A motion is lost on a tie vote.
4. All meetings shall be open to the public and a notice of said meetings shall be published in a newspaper of general circulation in accordance with Florida Statutes.
5. Neither ESLOC nor any member of ESLOC shall incur any expense or obligation to be paid by Sarasota County Government; expenditures shall only be those authorized in advance by the Board.
6. The agenda for each meeting shall be prepared and distributed by the Chair of ESLOC, or his/her designee, to ESLOC members in advance of the scheduled meeting.
7. In the event ESLOC finds it necessary to appoint sub-committees, those subcommittees shall act as fact-finding bodies only, with their sole purpose to report research issues and/or to report factual findings to ESLOC.
8. All meetings of ESLOC shall be recorded with typed summary minutes prepared and filed with the Clerk of the Circuit Court, Board Records Division. Business Centers shall maintain copies of the minutes and the recordings for three years.

SECTION SIX: OFFICERS

ESLOC shall annually select a minimum of a Chairperson and Vice-Chairperson from among its members.

SECTION SEVEN: VACANCIES AND REAPPOINTMENTS

1. Vacancies on ESLOC shall be filled for the remainder of the term in the same manner as the vacating member was appointed as provided for in Section Three.
2. Upon expiration of the member's term there will be no automatic reappointment to ESLOC; the member must reapply for appointment to ESLOC as provided for in Section Three.
3. The member may reapply for appointment to ESLOC as provided for in Section Four.

SECTION EIGHT: REMOVAL

1. Any member of ESLOC who fails to attend at least seventy-five percent of ESLOC meetings in a calendar year is subject to removal by the Board.
2. Members of ESLOC are approved by a majority vote of the Board and can be removed or replaced by a majority vote of the Board, should they deem it necessary.

SECTION NINE: REPEAL

This Resolution repeals Resolution No. 92-106.

SECTION TEN: EFFECTIVE DATE

This Resolution shall become effective immediately upon adoption by the Board of County Commissioners. All current members of ESLOC shall continue as members of ESLOC throughout their appointed terms.

PASSED AND DULY ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SARASOTA COUNTY, FLORIDA this 29th day of August, 2007.

ATTEST:
KAREN E. RUSHING, Clerk of Circuit Court and Ex-Officio Clerk of the Board of County Commissioners of Sarasota County, Florida

By: *Spang Peterson*
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS OF SARASOTA COUNTY, FLORIDA

By: *Anna Patterson*
Chair

