

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, REVISING SECTIONS 2-370 ET SEQ.; REVISING THE NUMBER OF PERSONS ON THE FLORIDA KEYS COUNCIL FOR THE HANDICAPPED; REVISING THE SELECTION OF MEMBERS AND TERMS; REVISING THE NUMBER OF PERSONS NECESSARY TO CONSTITUTE A QUORUM; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES INCONSISTENT HEREWITH; PROVIDING FOR INCORPORATION INTO THE MONROE COUNTY CODE OF ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA:

Section 1. Section 2-370, Monroe County Code, shall be amended to read as follows:

There is hereby created and established a commission to be hereinafter entitled "Florida Keys Council for the Handicapped." The number of persons on said commission to be appointed by the Board of County Commissioners shall be ~~twelve~~ five (~~12~~) (5).

Section 2. Section 2-371, Monroe County Code, shall be amended to read as follows:

Members who are appointed to this commission shall be representative of any and all organizations and agencies that are dedicated to the advancement of the ~~physically~~ handicapped or of individuals who have exhibited a dedication and an interest in helping those persons who have ~~physical~~ handicaps. Two (2) members of this commission, ~~appointed by the Mayor~~, shall be ~~physically~~ handicapped and the other ~~ten~~ (~~10~~) members of this commission may or may not be ~~physically~~ handicapped, using the term "~~physically~~ handicapped" to be defined as in the Code of Federal Regulations. Members of this commission shall either work in or be residents of Monroe County. Members who serve on this commission should not be candidates for election to any public office.

Section 3. Section 2-372, Monroe County Code, shall be amended to read as follows:

The original commission appointed under this article shall be composed of ~~two~~ one (~~2~~) (1) members selected by each member of the Monroe County Board of Commissioners and ~~two~~ (~~2~~) who shall be selected by the mayor.

Section 4. Section 2-373, Monroe County Code, subsections (a) and (b) shall be amended

to read as follows:

~~(a) The chairperson of the first commission shall be selected by the aid to the handicapped commission at its first meeting and shall serve in such capacity for a period of one (1) year. As chairperson, this person shall be responsible for advising individuals and organizations in Monroe County of the existence of this commission and its purposes. It is provided herein that when the appointments are made, both initially and at later times or vacancies, at least two (2) members of this commission shall have physical handicaps.~~

~~(b) (a) The initial appointments made to this commission shall be for a period of time as is stated hereinafter; each commissioner from Districts 3 and 4 shall appoint at least two (2) one (1) members to this commission for a term of one (1) year; commissioners from Districts 1, 2, and 5 shall make appointments to this commission for a period of two (2)~~

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~~years; an at large membership of this commission shall be appointed by the mayor for a period of three (3) years.~~ from the membership of the pre-existing handicapped commission, selecting individuals who have been most active on the pre-existing commission. These initial appointments shall serve out the term of their appointment to the pre-existing commission. Subsequent thereto, any and all appointments shall be for a period of three (3) years. If any vacancy occurs on the commission, the county commission of Monroe County shall appoint someone in the category designated to the remainder of the unexpired term of office.

Section 5. Section 2-374, Monroe County Code, shall be amended to read as follows:

At the initial meeting of the commission created herein, an election will be held wherein the commission will select a chairperson, a vice chairperson and a secretary. It will take ~~seven~~ three (3) persons on this commission to constitute a quorum, which shall be necessary to hold any meeting or take any action whatsoever. The first meeting of this commission shall occur on the fourteenth day after the commission is so selected and designated by the board of county commissioners and shall be presided over by a temporarily elected chairperson, whose position and authority will be transferred to the elected chairperson at the initial meeting. The chairperson of the commission will set the date, time and place of all meetings, but a special meeting may be arranged upon the call of at least three (3) members of this commission in writing. There should be at least six (6) meetings per year. ~~All minutes shall be kept by the secretary and be part of the regular and permanent records of this commission. Any and all meetings shall be public and shall be properly noticed to the public.~~

Section 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 7. If any section, subsection, sentence, clause, item, change or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 8. This ordinance shall become effective upon filing in the Office of the Secretary of State of the State of Florida.

Section 9. The Clerk of the Board is hereby directed to forward a copy of this Ordinance to Municipal Code Corporation for incorporation into the Monroe County Code of Ordinances.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of the Board held on the 17th day of April, 1996.

Mayor Freeman	<u>yes</u>
Mayor Pro Tem London	<u>absent</u>
Commissioner Harvey	<u>yes</u>
Commissioner Douglass	<u>yes</u>
Commissioner Reich	<u>yes</u>

(SEAL)
ATTEST: DANNY L. KOLHAGE, CLERK

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By Ruth Ann Jantzen
Deputy Clerk

By Shirley Freeman
Mayor/Chairman jordhandi

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY.
BY Suzanne A. Hutton
SUZANNE A. HUTTON
DATE 3/25/96