

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	*0	0	0	0	0
# ADDITIONAL FTE	_____	_____	_____	_____	_____
POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget? Yes ___ No ___
 Budget Account No.: Fund _____ Dept. _____ Unit _____ Object _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

*No fiscal impact

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

A. OFMB Budget and/or Contract Dev. and Control Comments:

[Signature]
 OFMB/Budget
 2/10/14
 2110

[Signature] 2/11/14
 Contract Development and Control
 2-11-14 Bickler

B. Legal Sufficiency:

[Signature] 2-11-14
 Assistant County Attorney

C. Other Department Review:

 Department Director

This summary is not to be used as a basis for payment.

RESOLUTION NO. _____

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, REPEALING AND REPLACING RESOLUTION R-94-1760, PROVIDING FOR RECITALS; PROVIDING FOR REPEAL OF RESOLUTION 94-1760; PROVIDING FOR CREATION OF THE AGRICULTURAL ENHANCEMENT COUNCIL; PROVIDING FOR PURPOSE AND DUTIES; PROVIDING FOR MEMBERSHIP; PROVIDING FOR TERM; PROVIDING FOR MEETINGS; PROVIDING FOR ATTENDANCE AT MEETINGS; PROVIDING FOR ETHICS; PROVIDING FOR POWERS; PROVIDING FOR FISCAL RESPONSIBILITY; PROVIDING FOR ADMINISTRATION; PROVIDING FOR CONSULTANTS AND SPECIALIST; PROVIDING FOR TRAVEL REIMBURSEMENT; PROVIDING FOR COMPLIANCE AND UNIFORM POLICY FOR ADVISORY BOARDS AND COMMISSIONS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the agricultural and food processing industry has been identified as one of the four base industries in Palm Beach County with tremendous opportunities for job creation; and

WHEREAS, an agricultural Economic Development Program (hereinafter the "Program") has been prepared, presenting an indepth proposal to enhance agriculture, and agriculture marketing, research, and diversification; and

WHEREAS, the Program calls for the establishment of the Agricultural Enhancement Council to make recommendations concerning the promotion of opportunities in Palm Beach County, including the Program; and

WHEREAS, on December 6, 1994, the Board of County Commissioners ("Board") adopted Resolution 94-1760, creating the Agricultural Enhancement Council; and

WHEREAS, on February 5, 2013, the Board adopted Resolution 2013-0193, establishing uniform policies and procedures for Palm Beach County advisory boards, committees and commissions; and

WHEREAS, the Board desires to repeal and replace Resolution 94-1760, so the Agricultural Enhancement Council conforms to the uniform policies and procedures for Palm Beach County advisory boards, committees and commissions.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. Recitals. The foregoing recitals are true and correct and are expressly incorporated herein by reference and made a part hereof.

2. Repeal of Resolution 94-1760. Resolution 94-1760 shall be repealed effective upon adoption of this Resolution.
3. Creation of the Agricultural Enhancement Council. There is hereby created the Agricultural Enhancement Council (hereinafter the "AEC") which shall serve as an advisory board to the Board of County Commissioners on matters concerning agricultural business and associated topics within Palm Beach County.
4. Purpose/Duties. The purpose and goal of the AEC is to identify promotion opportunities in Palm Beach County ("County"), including the Program, and to provide recommendations on the oversight and direction of same. The AEC shall be responsible for making recommendations regarding the implementation of all enhancement activities associated with agricultural economic development in the County, except the administration of the Purchase of Agricultural Conservation Easement (PACE) Program.
5. Membership. The AEC shall consist of nine (9) members at-large who shall be appointed by the Board of County Commissioners. Appointments shall be made from a slate of nominees who represent business associated interests in the County, members of the farming community, and other citizens associated with agriculture in the County. The nominees shall be forwarded for final approval to the Board of County Commissioners by the various entities identified next to the categories set forth below.
 - a. One (1) agricultural reserve agricultural producer and land owner shall be recommended by the Cooperative Extension Service Department.
 - b. One (1) coastal agricultural producer outside the Agricultural Reserve shall be recommended by the Palm Beach County Farm Bureau.
 - c. One (1) representative of the sugar cane industry shall be recommended by the Sugar Cane Industry.
 - d. One (1) agricultural lender shall be recommended by the Cooperative Extension Service Department.
 - e. One (1) nurseryman shall be recommended by the Palm Beach County Wholesale Growers Association and the Florida Nurserymen and Growers Association, Palm Beach County Chapter.

- f. One (1) marketer, wholesaler, or processor of agricultural products shall be recommended by the Cooperative Extension Service Department.
- g. One (1) representative of the agricultural support industry shall be recommended by the Palm Beach County Farm Bureau.
- h. One (1) vegetable producer from the Everglades Agricultural Area shall be recommended by the Cooperative Extension Service Department.
- i. One (1) representative from the equine industry shall be recommended by the Cooperative Extension Service Department.

All AEC members must be residents of Palm Beach County and owners or operators of an agricultural business within the county other than the agricultural lender at the time of appointment and while serving on the AEC.

- 6. Term. Each member shall serve for a period of three (3) years. Terms shall begin October 1st, and end September 30th of the year their terms expires. Existing member's terms shall end on September 30th of the year in which their term expires. Beginning on or after March 1, 2013, no member shall be appointed or reappointed to the AEC for more than three (3) consecutive three (3) year terms. Vacancies occurring during a term shall be filled for the unexpired term, and shall not count toward the member's term limits.
- 7. Meetings. The AEC may meet in regular session quarterly, or as required, at times and places set by the AEC. Special meetings of the AEC may be held at the call of the Chair of the AEC or the Director of the Cooperative Extension Service Department, provided, however, that forty-eight (48) hours advance notice is given to the members of the AEC and the public in accordance with Florida Statute. Reasonable public notice of all AEC meetings shall be provided and all such meetings shall be open to the public at all times. A quorum must be present for the conduct of all meetings. A majority of the members appointed shall constitute a quorum. All meetings shall be governed by Robert's Rules of Order.
- 8. Attendance at meetings. Members shall be automatically removed for lack of attendance. Lack of attendance is defined as: failure to attend three (3) consecutive meetings or failure to attend more than one-half (1/2) of the meetings scheduled during a calendar year. Participation for less than three-fourths (3/4) of a meeting

shall constitute lack of attendance. Members removed pursuant to this paragraph shall not continue to serve on the AEC, and such removal shall create a vacancy.

9. Compliance with the Palm Beach County Code of Ethics. AEC members shall comply with the applicable provisions of the Palm Beach County Code of Ethics as codified in Section 2-254 through 2-260 of the Palm Beach County Code.
10. Powers. The AEC shall have the authority to:
 - A. Hold public information meetings for the purpose of receiving public input on matters relating to the agricultural industry. All meetings shall be held in accordance with Section 286.011, Florida Statutes.
 - B. Review and make recommendations to the Board of County Commissioners on all matters relating to problems and programs affecting the agricultural industry in Palm Beach County.
 - C. Recommend priorities for maintaining and promulgating the existence of agricultural industries within the County.
 - D. Recommend methods to facilitate the continued operation of agricultural businesses within Palm Beach County.
11. Fiscal Responsibility. Funding for agriculture enhancement related programs shall be through the Cooperative Extension Service budget. The County Extension Director shall have the responsibility for administering the funds. Further funding will be sought from federal and state programs promoting agriculture.
12. Administration. The County Cooperative Extension Director of the Palm Beach County Cooperative Extension Service will act as the executive staff member to the AEC. The Economic Development Coordinator and support staff will implement the Agricultural Economic Development Program, taking into consideration the recommendations of the AEC.
13. Consultants and Specialists. The County Cooperative Extension Director shall, as necessary, recommend contracts with outside resources, including the University of Florida, specialized nonprofit organizations and independent private consultants to assist in the implementation of AEC programs.
14. Travel Reimbursement. Travel reimbursement is limited to expenses incurred only for travel outside Palm Beach County necessary to fulfill AEC member

responsibilities when sufficient funds have been budgeted and are available, as set forth in Countywide Policy and Procedures memoranda (“PPM”) CW-0-038. No other expenses are reimbursable except as documented long distance phone calls to the liaison County department. Any approved travel reimbursement shall be subject to those actual expenses at the rate or rates established by State law and County travel policy. Approval authority for pre-authorized AEC member travel is designed to the County Administrator and Deputy County Administrator and shall be in accordance with PPM CW-F-009.

15. Compliance with Uniform Policy for Advisory Boards and Commissions. This Resolution and the AEC are expressly subject to all uniform policies for advisory boards and commissions as established by the Board pursuant to Resolution 2013-0193, as may be amended. In the event of any conflicts between this Resolution and any amendments hereto, and the aforesaid Resolution 2013-0193, as may be amended, the latter shall prevail over the former.

16. Severability. If any section, sentence, clause, phase, or word of this Resolution is held invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Resolution.

17. Effective Date. This Resolution shall become effective immediately upon adoption.

The foregoing Resolution was offered by Commissioner _____ who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, was as follows:

	ABSENT	AYE	NAY
Commissioner Pricilla A. Taylor, Mayor	_____	_____	_____
Commissioner Paulette Burdick, Vice Mayor	_____	_____	_____
Commissioner Hal R. Valeche	_____	_____	_____
Commissioner Shelley Vana	_____	_____	_____
Commissioner Steven L. Abrams	_____	_____	_____
Commissioner Mary Lou Berger	_____	_____	_____
Commissioner Jess R. Santamaria	_____	_____	_____

The Mayor thereupon declared the Resolution duly passed and adopted this _____ day of _____, 2014.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK, CLERK & COMPTROLLER

By: _____

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY

By: _____
Assistant County Attorney