

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: 8/15/07 –Key Largo

Division: BOCC

Bulk Item: Yes No

Department: DISTRICT FIVE

Staff Contact : Donna Hanson (305) 852-7175

AGENDA ITEM WORDING:

Approval of a Resolution of the Board of County Commissioners of Monroe County amending *Resolution 258-1993*, clarifying the appointment process for the Tourist Development Council.

ITEM BACKGROUND:

See resolution attached.

PREVIOUS RELEVANT BOCC ACTION:

CONTRACT/AGREEMENT CHANGES:

STAFF RECOMMENDATIONS:

Approval.

TOTAL COST: N/A

BUDGETED: Yes No

COST TO COUNTY: N/A

SOURCE OF FUNDS: _____

REVENUE PRODUCING: Yes No

AMOUNT PER MONTH _____ **Year** _____

APPROVED BY: County Atty OMB/Purchasing Risk Management

DOCUMENTATION: Included Not Required

DISPOSITION: _____

AGENDA ITEM # _____

RESOLUTION NO. _____ - 2007

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY AMENDING RESOLUTION 258-1993, CLARIFYING THE APPOINTMENT PROCESS FOR THE TOURIST DEVELOPMENT COUNCIL.

WHEREAS, Section 125.0104(4)(e), FS, requires the tourist development council for each county adopting a tourism development tax to have a specified composition appointed by the board of county commissioners, to wit: three elected officials, of which one shall be either the chair of the governing board of the county or any other member of the governing board as designated by the chair, and two of which shall be elected municipal officials, at least one of whom shall be from the most populous municipality in the county; at least three, but no more than four, shall be from the lodging industry; and at least two, but no more than three, shall be from the tourism (non-lodging) industry; and

WHEREAS, the County Code further provides that the BOCC appointments shall be based on the percentage of collections of the tourist development tax in each district, but that each district will have at least one representative; and

WHEREAS, County Commission districts are not the same as the TDC districts; and

WHEREAS, the Monroe County Board of County Commissioners issued Resolution No. 258-1993 to clarify the process for making nominations and appointments to the Monroe County Tourist Council; and

WHEREAS, it is desired to further clarify the process set forth in Resolution 258-1993;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA:

Section 1: Resolution No. 258-1993 is hereby repealed.

Section 2: Three (3) of the officials are essentially selected by the statute in that one is the Chairman of the Board of County Commissioners and two (2) are representatives of municipalities located within the County, one (1) of which is the most populous municipality, and these nominations shall be and remain the nominations of the Board of County Commissioners.

Section 3: (a) Of the remaining six (6) appointments, there shall be at all times on the TDC an appointment which was nominated by a commissioner representing each tourist development district as defined in Monroe County Code Section 2-299(G)¹, and confirmed through appointment by the Board of County Commissioners according to the representation which follows:

¹ As of the date of this resolution the TDC districts are:

District I the city limits of Key West

District II from the city limits of Key West to the west end of the Seven Mile Bridge

District III from the west end of the Seven Mile Bridge to the Long Key Bridge

District IV between the Long Key Bridge and mile marker 90.939

District V from mile marker 90.940 to the Dade/Monroe County line and any mainland portions of Monroe County

TDC DISTRICT

- District I
- District II
- District III
- District IV
- District V

COMMISSIONER REPRESENTATION

- BOCC District 3
- BOCC District 1
- BOCC District 2
- BOCC District 4
- BOCC District 5

(b) The Mayor shall have the right to select a second nominee (6th) in his/her capacity of Mayor.

(c) These six (6) nominations shall satisfy the statutory requirements with respect to occupation as well as the ordinance requirement with respect to geographic locale, and shall be the Board's appointees to the Tourist Development Council.

Section 4: The TDC District representation by specified County Commission Districts would also include the three (3) At Large appointments to the District Advisory Committees (DAC's) and the nominees by the county commissioner for that district shall be appointed by the Board of County Commissioners.

Section 5: This Resolution shall become effective on the date written below.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a meeting of said Board held on the 15th day of August, A.D., 2007.

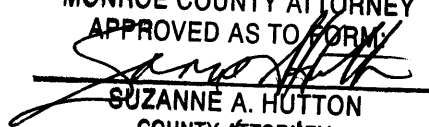
Mayor Mario DiGennaro	_____
Mayor Pro Tem Dixie M. Spehar	_____
Commissioner Charles "Sonny" McCoy	_____
Commissioner Sylvia Murphy	_____
Commissioner George Neugent	_____

(SEAL)
Attest: DANNY L. KOLHAGE, Clerk

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By _____
Deputy Clerk

By _____
Mayor/Chairman

MONROE COUNTY ATTORNEY
 APPROVED AS TO FORM

 SUZANNE A. HUTTON
 COUNTY ATTORNEY
 Date 8/03/07