

**Lee County Board of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20021474

1. REQUESTED MOTION:

ACTION REQUESTED: Amend Resolutions No. 01-02-54, 02-04-25, and 02-10-33, Lee County Advisory Board/Committee Financial Interest and Filing Designation to include Tourist Development Council designation.

WHY ACTION IS NECESSARY: To update Board of County Commissioners Local Option designation of Lee County Advisory Boards/Committees whose members are required to file statements of Financial Interest (Form 1) and related forms as Reporting Individuals, to add Lee County Tourist Development Council members to designation list.

WHAT ACTION ACCOMPLISHES: Amends Lee County Resolutions to officially add additional Advisory Boards/Committee & Advisory Board/Committee members as Local Option Form 1, Financial Disclosure and related form filers.

**2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #**

C12B

3. MEETING DATE:

01-07-2003

4. AGENDA:

CONSENT

ADMINISTRATIVE
 APPEALS

PUBLIC

WALK ON

TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:
(Specify)**

STATUTE F.S. 112.3145
F.S. 125.0104

ORDINANCE

ADMIN.
CODE

OTHER Lee Co. Res.
01-02-54,
02-04-25 &
02-10-33

6. REQUESTOR OF INFORMATION:

A. COMMISSIONER Board Requested

B. DEPARTMENT County Attorney

C. DIVISION

BY:

James G. Yaeger

County Attorney

7. BACKGROUND: On February 27, 2001 the Board adopted Resolution No. 01-02-54 listing those advisory boards/committees and their members that would continue to be subject to filing statements of Financial Interests (Form 1) and related forms, and enhanced gift restrictions. On April 16, 2002 the Board adopted Resolution No. 02-04-25 amending Resolution No. 01-02-54 to update the list of advisory boards/committees required to file statements of Financial Interest (Form 1) and related form, and enhanced gift restrictions. On October 29, 2002 the Board adopted an additional amendment as contained in Resolution 02-10-33. The Board has requested that these Resolutions be updated. The amending Resolution makes and keeps the designations of record, contains all such designations recompiled in the body of the Resolution before the Board, and adds for consideration the addition of the Lee County Tourist Development Council and its members per your appointing authority under Florida Statutes Section 125.0104(4)(e).

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
N/A	N/A	N/A	N/A	<i>[Signature]</i>	OA	OM	RISK	GC	<i>[Signature]</i>
					<i>12/26/02</i>	<i>12/26/02</i>	<i>12/26/02</i>	<i>12/26/02</i>	

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

*Budget
12-23-02 4:16 PM*

RECEIVED BY COUNTY ADMIN. <i>12/23/02 4:50 pm</i>
COUNTY ADMIN. FORWARDED TO: <i>BX</i>
<i>12/26 10:15</i>

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, REQUIRING CERTAIN LEE COUNTY ADVISORY BOARDS/COMMITTEES AND THEIR MEMBERS TO FILE STATEMENTS OF FINANCIAL INTERESTS AND OTHER RELATED DISCLOSURE FORMS PER FLORIDA STATUTES SECTION 112.3145; AMENDING LEE COUNTY RESOLUTION 01-02-54, 02-04-25, AND 02-10-33 BY ADDING ADDITIONAL BOARDS/COMMITTEES AND THEIR MEMBERS FOR LOCAL OPTION DESIGNATION; PROVIDING FOR TRANSMITTAL OF THE AMENDING DESIGNATION RESOLUTION TO THE STATE COMMISSION ON ETHICS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Statutes Section 112.3145 authorizes and allows Lee County by "Local Option" designation to require or to continue to require any appointed member of a Lee County Advisory Board/Committee to be subject to the requirements of said section, to include filing Financial Interest and related disclosure forms, even though they may be exempt from said law by Board/Committee function; and

WHEREAS, Lee County on February 27, 2001 adopted Lee County Resolution No. 01-02-54, on April 16, 2002 adopted Lee County Resolution No. 02-04-25, and on October 29, 2002 adopted Lee County Resolution 02-10-33, noting which Lee County Advisory Board/Committee members would continue to be subject to the Florida Statutes Section 112.3145 filing and disclosure requirements as Reporting Individuals (Form 1 and related disclosure forms, gifts) ; and

WHEREAS, said Resolutions need to be updated and amended to add other Advisory Boards/Committees and their members.

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

SECTION 1. Lee County hereby exercises its Local Option as set forth in Florida Statutes at Section 112.3145(2)(g).

SECTION 2. The Lee County appointed Board/Committee designation as set forth in Section 3 of Lee County Resolution 01-02-54, 02-04-25, and 02-10-33 is hereby amended to add the following Boards and their respective members to such designation with the additions being duly noted by underlining. Said Advisory Boards and their members, as amended, shall be subject to Florida Statutes Section 112.3145 and be required to file a statement of Financial Interests (Form 1) and related forms and shall by this Resolution be designated and considered "Local Officers" for the purposes of said Florida Statutes Section 112.3145 and related statutory provisions as Reporting Individuals for Gifts per Florida Statutes Section 112.3148.

SECTION 3. Section 3 of Lee County Resolution 01-02-54, 02-04-25, and 02-10-33 is amended to read as follows:

Local Planning Agency
Construction Board of Adjustment and Appeals
Construction Licensing Board
Mechanical Board of Adjustment and Appeals
Plumbing Board of Adjustment and Appeals
Nuisance Abatement Board
Tourist Development Council
Coastal Advisory Council
Conservation Land Acquisition and Stewardship Committee
Disaster Advisory Council
Local Neighborhood District Committee
Smart Growth Advisory Committee
Historic Preservation Board
Equal Opportunity Review Board
Affordable Housing Committee
Community Sector Planning Committees

Community Action Agency/Neighborhood District Committee
Lobbying Ordinance Blue Ribbon Committee
Industrial Development Authority
Housing Finance Authority
Animal Care Trust Fund Oversight Committee
Suncoast Estates Local Neighborhood District Committee
Palmona Park Local Neighborhood District Committee

SECTION 4. Lee County Resolutions 01-02-54, 02-04-25, and 02-10-33 are duly amended by the adoption hereof and shall remain in full force and effect. This Resolution as an Amending Resolution contains a restatement compilation of all such designated Boards and their members previously designated by Resolutions noted, with the addition thereto as underlined herein.

SECTION 5. This Resolution shall be provided to the State of Florida Commission on Ethics as Lee County's amended designation of appointed board/committee members subject to Florida Statutes Section 112.3145 disclosure of interests requirement per the authority of Florida Statutes Section 112.3145(2)(g).

SECTION 6. This Resolution shall become effective upon its adoption by a majority vote of the Board of County Commissioners sitting at a regularly scheduled Board meeting.

The foregoing Resolution was adopted by the Lee County Board of County Commissioners upon a motion by Commissioner _____ and seconded by Commissioner _____, and upon being put to a vote, the result was as follows:

Robert P. Janes	_____
Douglas R. St. Cerny	_____
Ray Judah	_____
Andrew W. Coy	_____
John E. Albion	_____

DULY PASSED AND ADOPTED this _____ day of _____, 2003.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
County Attorney