

1. REQUESTED MOTION:

ACTION REQUESTED:

Annual Organization of the Board of County Commissioners

WHY ACTION IS NECESSARY:

Administrative Code AC-1-3, Section IV, Rule 4.01 calls for the annual organization or reorganization of the Board to designate a Chairman and Vice-Chairman.

WHAT ACTION ACCOMPLISHES:

2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #:

9:30

3. MEETING DATE:

11-16-2004

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

5. REQUIREMENT/PURPOSE:
(Specify)

- STATUTE Chapter 125
- ORDINANCE
- ADMIN. CODE AC-1-3
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
- B. DEPARTMENT
- C. DIVISION Public Resources
- BY: Libby Walker, Director

7. BACKGROUND:

The Board of County Commissioners of Lee County, Florida, shall annually, on the third Tuesday of November, organize or reorganize the officers of the Board as to designating or redesignating a Chairman and Vice Chairman. The Chairman and Vice Chairman shall serve for a one-year term unless the Board shall reorganize as set forth in the procedures in AC-1-3, Rule 4.01 - Annual Reorganization.

Attachment: Administrative Code AC-1-3, Section IV, Rule 4.01

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
					OA	OM	Risk	GC
	N/A	N/A	N/A	 9/21/04	CA 9/22/04	AM 9/23/04	or standby	M 9/22/04
								GC 9-23-04 HB 9/23/04

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: 9/21/04
Time: 11:17
Forwarded To: Budget 9/21/04 11:30 AM

RECEIVED BY COUNTY ADMIN: CA
9/21/04
1:10 pm 521
COUNTY ADMIN FORWARDED TO: PL
9/23/04
4 PM

AC-1-3 Continued

The County Manager shall be responsible for maintaining an accurate and up-to-date roster of all boards, commissions, and their respective memberships, and shall advise the Commission prior to the expiration of any appointments.

SECTION IV: ORGANIZATION AND REORGANIZATION OF THE BOARD OF COUNTY COMMISSIONERS

Chapter 125, Florida Statutes, and the Lee County Charter (Lee County Ordinance No. 96-01, as amended), provide that the legislative and governing body of a County shall have the power to carry on County Government to the extent not inconsistent with general or special law. This power shall include, but shall not be limited to, the power to adopt its own rules and procedures, select its officers and set the time and place of its meetings.

RULE 4.01 - ANNUAL ORGANIZATION

The Board of County Commissioners of Lee County, Florida, shall annually, on the third Tuesday of November, organize or reorganize the officers of the Board as to designating or redesignating a Chairman and Vice Chairman. The Chairman and Vice Chairman shall serve a one year term, unless the Board shall reorganize as set forth in the procedures below.

The Clerk to the Board or the Deputy Clerk to the Board shall be present and conduct the meeting until a Chairman has been selected. The organization of the Board will be the first item on the Agenda for that day.

RULE 4.02 - PROCEDURE FOR ANNUAL ORGANIZATION

The Clerk shall call for nominations of the Chairman and after a member has been recognized by the Chair, a Commissioner may place in nomination a name for the Chairman. The nomination does not require a second. The Chair must call for nominations until an affirmative vote is received to close the nomination. The election of the Chairman will be upon roll call, there shall be no discussion by any member voting. He shall vote "Yes" or "No". After a new Chairman is elected, the Vice Chairman's election shall be held in the same manner by the newly elected Chairman.

RULE 4.03 - REORGANIZATION OF THE BOARD

Any member of the Board of County Commissioners may, at any regular or special called meeting of the Board, after being duly recognized by the Chairman, request a reorganization of the Board. For this purpose the Commissioner, upon being recognized shall request Special Privilege. The rule governing Special Privilege does not require a second and is not debatable, however, the question of privilege is decided by the Chair. If the Chair elects to grant Special Privilege of reorganization the procedure for organization as outlined above shall proceed.

If the Chair elects to deny the question of Special Privilege unless further action is taken, the ruling of the Chair is final. If any member of the Board wishes to enforce the Special Privilege Rule, he must call for the "Orders of the Day". The rule governing this motion does not require a second but does require a 2/3 negative vote not to proceed to the Orders of the Day. If the Orders of the Day motion is an affirmative, the reorganization takes place as outlined under Organizational Procedures.