

ORDINANCE NO. 2019-_____

**AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE,
FLORIDA, CREATING THE VILLAGE OF KEY BISCAYNE
YOUTH COUNCIL; PROVIDING FOR SEVERABILITY;
AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, Section 4.12 of the Village of Key Biscayne (the “Village”) Charter permits the Village Council to establish advisory boards; and

WHEREAS, the Village Council desires to create the Village of Key Biscayne Youth Council to obtain novel ideas on municipal issues from the perspective of the Village’s youth; provide the Village’s youth with additional education on local government; and to create civic engagement and local participation among the youth and thereby provide knowledge and skills for our future leaders; and

WHEREAS, the Village Council finds that adoption of this Ordinance is in the best interest and welfare of the Village and its residents.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:¹

Section 1. **Recitals.** That the above-stated recitals are true and correct and are incorporated herein by this reference.

Section 2. **Creation of Board.** That the Village Council hereby creates the Village of Key Biscayne Youth Council as follows:

1. Creation, composition and qualifications.

- a. In accordance with Section 2-10 of the Village Code, there is hereby created and established the Village of Key Biscayne Youth Council (the “Board”). The Board

¹ Coding: ~~Strikethrough~~ words are deletions to the existing words. Underlined words are additions to the existing words. Changes between first and second reading are indicated with **highlighted** ~~double-strikethrough~~ and double underline.

shall be composed of seven members appointed by the Mayor, with the approval of the Council. Members must be students in grades six through ten. A Village Councilmember may serve on the Board as an ex officio, non-voting member. The Village Manager or her designee shall provide a staff liaison to the Board.

- b. Each member of the Board shall serve at the pleasure of the Village Council as provided by Village Code Section 2-10.
- c. Each member of the Board shall serve without compensation and shall not be reimbursed for travel, mileage, or per diem expenses.
- d. Each member of the Board shall be a full time resident of the Village who has continuously resided within the Village for the 12-month period immediately prior to the appointment. Any member who ceases to reside within the Village limits during his or her term of office shall be deemed to have resigned as of the date of his or her change of residence from the Village.
- e. In the event of the resignation or removal of any member of the Board, the Mayor shall appoint a person to fill the vacancy on the Board for the unexpired portion of the term of the member vacating such office, subject to approval of the Village Council.

2. Term of Office.

- a. Members shall be appointed each year at a Village Council meeting for a term of up to one (1) year. Members may be reappointed.

3. Advisory Capacity; Standards of Conduct.

- a. The powers and duties of the Board shall be solely of an advisory nature to the Village Council. Accordingly, Board members shall comply with the applicable

requirements of the Code of Ethics for Public Officers and Employees as provided in Part III of Chapter 112, Florida Statutes, and any other standards of conduct set by federal, state, county, Village or other applicable law.

4. Rules of Procedure; Other Requirements.

- a. The Board may adopt rules of procedure as authorized by Village Code Section 2-10(k). In the absence of such rules of procedure, the fundamental parliamentary procedures of Roberts Rules of Order shall apply, subject to the provisions of Village Code Section 2-10.
- b. During the first meeting of the Board, the members shall elect one of their members to act as Chair, Vice-Chair, and Secretary.
- c. The Board shall be subject to and shall comply with the applicable provisions of Village Code Section 2-10.

5. Jurisdiction; Dissolution.

- a. The jurisdiction of the Board shall be solely advisory and shall include:
 - i. Providing the Village Council with novel ideas on municipal issues from the perspective of the Village's youth;
 - ii. Providing the Village's youth with additional education on local government;
 - iii. Creating civic engagement and local participation among the youth to provide knowledge and skills for our future leaders; and
 - iv. Any other matter relating to referred to the Board by the Village Council.

b. The Board shall continue to exist until such time that the Village Council, by an affirmative motion, determines that it is appropriate and necessary to dissolve the Board.

Section 3. **Severability.** That the provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 4. **Effective Date.** That this Ordinance shall become effective immediately upon final adoption on second reading.

PASSED on first reading on the _____ day of _____, 2019.

PASSED AND ADOPTED on second reading on the _____ day of _____, 2019.

MICHAEL W. DAVEY
MAYOR

ATTEST:

JENNIFER MEDINA, CMC
VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY:

WEISS SEROTA HELFMAN COLE & BIERMAN, P.L.
VILLAGE ATTORNEY