

ORDINANCE NO. 12-17

AN ORDINANCE AMENDING ORDINANCE NO. 06-44, AS PREVIOUSLY AMENDED BY ORDINANCE NOS. 07-27, 08-10, 08-13 AND 11-03, AUTHORIZING THE CREATION OF COMMON FACILITIES DISTRICTS; REVISING THE REQUIRED PAYMENT DATE FOR DISTRICT CLERK SERVICES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF OSCEOLA COUNTY, FLORIDA:

SECTION 1. AMENDMENTS TO ORDINANCE NO. 06-44. Subsections (A) and (C) of Ordinance No. 06-44, as previously amended by Ordinance Nos. 07-27, 08-10, 08-13 and 11-03, are hereby amended as follows:

SECTION 3.13. DISTRICT CLERK.

(A) The County Manager shall assign County personnel to provide District Clerk Services to the District under the direction of the President and Secretary/Treasurer, provided that any person previously contracted to provide District Services on the date Ordinance No. 06-44 was enacted shall continue in such capacity for the remaining term of the contract, which shall not be extended by the District. The County may allocate all or any portion of its cost to provide Administrative Services among the Districts receiving the service. Meeting Services shall be provided on an hourly basis. Each District shall include the cost of District Clerk Services in its annual budget and pay the County for such cost on a quarterly basis, ~~within 10 days~~ promptly following the end of each calendar quarter.

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(C) In lieu of providing for District Clerk Services in the manner described in the foregoing subsections (A) and (B), a District's Board of Supervisors may request approval from the County Manager to procure District Clerk Services from a person or entity other than the County. The County Manager shall grant approval if the Supervisors demonstrate an understanding of the Master Ordinance and applicable Florida Statutes. Upon receipt of approval from the County Manager:

(1) The Board of Supervisors shall procure its own District Clerk Services.

(2) The County's Office of Management and Budget will (a) maintain a copy of all District records, including financial records, in the County's administrative offices on behalf of the Board of Supervisors and

assist the District's independent auditor to facilitate review of records, if necessary, (b) complete a monthly review of District's expenditures, revenues and meeting minutes, (c) conduct an annual individual meeting with each Supervisor, (d) ensure compliance with the Master Ordinance and applicable Florida Statutes, (e) attend each District's annual budget hearing and a minimum of one regular meeting, and (f) monitor the remaining District Clerk Services.

(3) Each District shall be charged on an hourly basis for the services provided by the County's Office of Management and Budget. Each District shall include the cost of such services in its annual budget and pay the County for such cost on a quarterly basis, ~~within 10 days~~ promptly following the end of each calendar quarter.

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SECTION 2. SEVERABILITY. If any portion of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holding shall not affect the remaining portions of this Ordinance. If this Ordinance or any provision thereof shall be held to be inapplicable to any person, property or circumstances, such holding shall not affect its applicability to any other person, property or circumstances.

SECTION 3. EFFECTIVE DATE. The Clerk shall file a certified copy of this Ordinance with the Department of State within ten days of its adoption. This Ordinance shall take effect immediately upon its filing with the Department of State.

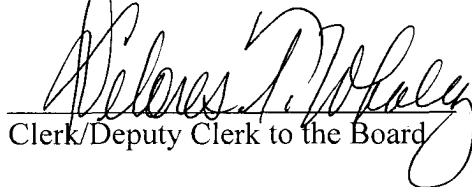
DULY ENACTED this 21ST day of May, 2012.

OSCEOLA COUNTY, FLORIDA

By: 
Chairman/Vice Chairman
Board of County Commissioners

(SEAL)

ATTEST:


Clerk/Deputy Clerk to the Board



NOTICE THAT THIS ORDINANCE HAS BEEN
FILED WITH THE FLORIDA STATE BUREAU
OF ADMINISTRATIVE CODE

ON May 25, 2012

BY Laura Deferna
DEPUTY CLERK OF THE BOARD

CODING: Underscore indicates addition; ~~strike through~~ indicates deletions.