

RESOLUTION No. 16-R09

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA; **ESTABLISHING THE RELOCATION ADVISORY COMMITTEE FOR FORT PIERCE WASTEWATER TREATMENT PLANT**; SPECIFYING THE PURPOSE OF THE ADVISORY COMMITTEE; COMPOSITION OF THE ADVISORY COMMITTEE; TERMS OF APPOINTMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in 2012 the City of Fort Pierce participated in the Western Peninsula Charrette outlining a vision for the western portion of South Hutchinson Island; and

WHEREAS, suitable and appropriate development or redevelopment of lands comprising the western peninsula of Hutchinson Island would be beneficial to the public health, safety and general welfare; and

WHEREAS, there is currently located on said peninsula a City owned Waste Water Treatment Plant, the relocation of which may, at some time, be determined as necessary and proper, depending upon evaluation of such factors as funding and site availability; and

WHEREAS, there have been certain collaborative discussions between representatives of the City and one or more owners of property on the peninsula wherein various conceptual ideas have been explored for development of the western peninsula that hold potential for the public good or may lead to further productive thinking on how such peninsular lands may be developed or redeveloped so as to promote the common good; and

WHEREAS, the City desires, in the manner provided for by law and considering any applicable deed or title restrictions, to explore alternative development and building strategies so as to promote and encourage lawful use of the property consistent with the public welfare; and

WHEREAS, the City of Fort Pierce wishes to further explore relocation of its Wastewater Treatment Plant and possible development of the western peninsula; and

WHEREAS, the City of Fort Pierce values the knowledge and advice of the public in all aspects of this matter; and

WHEREAS, at the Conference Agenda of February 8, 2016 City Commissioners considered establishing a committee to explore relocation of the Waste Water Treatment Plant and requested that Staff move forward with a Resolution creating an Advisory Committee; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA

Section 1. There is hereby created a Relocation Advisory Committee for the Fort Pierce Wastewater Treatment Plant located on the western peninsula of South Hutchinson Island.

Section 2. The purpose of the Relocation Advisory Committee includes, but is not limited to the following:

1. to study all aspects of relocation and report back to the Commission with recommendations to gather and examine facts regarding all facets of relocation including:
 - a) Estimates of relocation expenses involved.
 - b) Technical data regarding capacity, mechanics of relocation.
 - c) Reviewing and recommending possible sites for relocation and evaluating each.
 - d) Exploring funding mechanisms.

- e) Preparing written quarterly reports to the Commission regarding its progress.
2. The actions, recommendations and reports of the Committee shall not be final or binding on the City Commission, but shall be advisory only.

Section 3. The City Commissioners shall each appoint one (1) representative; additionally the County and Fort Pierce Utility Authority (FPUA) shall each appoint one (1) representative for a total of seven (7) members. Each committee person shall either reside within the City boundaries, own a business within the City boundaries or be a representative of management of a business within the City boundaries and/or governmental agency. Each committee person shall serve without compensation.

Section 4. The committee members shall select a chair and vice chair at the first Committee meeting and be governed by Parliamentary procedures. All meetings shall be noticed and conducted in conformance with the Florida law, including but not limited to, Public Records, Sunshine, Financial Disclosure and Ethics. The Advisory Board shall establish a monthly meeting schedule at their first meeting. The City shall provide staff assistance to the Committee and provide such assistance as may be necessary to the function and duties of the Committee.

Section 5. Each committee member will be selected for a two (2) year appointment. Thereafter, each member may be reappointed to an additional term. All committee members serve at the pleasure of the City Commission. Vacancies on the board shall be filled by the City Commission in the normal manner. Appointments to fill a vacancy for any unexpired member term shall be limited to the unexpired term of such vacancy.

Section 6. A Committee member may be automatically removed from service at such time as the members' absences exceed twenty five (25) percent of all scheduled Committee meetings within a given year, unless the Committee by majority vote plus one (1), waives an absence by finding that that unusual circumstances exist which warrant a waiver. The Committee chair shall notify the City Clerk when a member's absence has exceeded fifteen (15) percent of the scheduled meetings held. At that time the City Clerk shall give notice to the Committee member that automatic removal will occur at such times as unexcused absences exceed twenty five (25) percent of all meetings in a given year.

Section 7. This Resolution shall take effect immediately upon its adoption.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this the 21st day of March, 2016.

Attest:

Linda Hudson, Mayor Commissioner

Linda W. Cox, City Clerk
(CITY SEAL)

Approved as to form

Robert V. Schwerer, City Attorney