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FILED FOR RECORD
KAREN M. CLERK
HERNANDO COUNTY, FLA

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BEFORE THE BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

ORDINANCE NUMBER 90-14

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA, PROVIDING FOR THE CREATION OF A COUNTYWIDE INDEPENDENT SPECIAL DISTRICT TO PROVIDE JUVENILE WELFARE SERVICES THROUGHOUT HERNANDO COUNTY; PROVIDING FOR A GOVERNING BOARD TO BE KNOWN AS THE CHILDREN'S SERVICES COUNCIL OF HERNANDO COUNTY; PROVIDING FOR THE MEMBERSHIP AND APPOINTMENT OF MEMBERS; PROVIDING FOR POWERS AND DUTIES OF THE COUNCIL; ESTABLISHING A FISCAL YEAR AND PROVIDING FOR A BUDGET; PROVIDING FOR AUTHORIZATION OF THE LEVY OF AD VALOREM TAXES NOT TO EXCEED ONE-HALF MILL SUBJECT TO A REFERENDUM; PROVIDING FOR FINANCIAL REPORTS; PROVIDING FOR A REFERENDUM; PROVIDING FOR AN EFFECTIVE DATE AND PROVIDING FOR FILING WITH THE DEPARTMENT OF STATE; PROVIDING FOR INCLUSION WITHIN THE COUNTY CODE.

WHEREAS, Section 125.901, Florida Statutes, authorizes each county of the State to create an independent special district to provide juvenile welfare services throughout the County in accordance with said act; and

WHEREAS, the Board of County Commissioners has determined that it would serve the public interest to establish said independent special district.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA, that:

Section 1 - Title

This ordinance may be cited as the "Children's Services Ordinance".

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CLERK OF COUNTY

Section 2 - Creation of an Independent Special District

There is hereby created, effective August 7, 1990, an independent Special District to provide juvenile welfare services throughout Hernando County, which said district shall be known as the Hernando County Juvenile Welfare Special District. The governing body of the District shall be a board of juvenile welfare to be known as the Children's Services Council of Hernando County. The boundaries of the Special District shall be coterminous with the boundaries of the County.

Section 3 - Membership

The Children's Services Council of Hernando County shall consist of ten (10) members, including the Superintendent of Schools, a local School Board member (as selected by the School Board), the District Administrator from District IIIB from the Florida Department of Health and Rehabilitative Services, or his designee, a member of the Board of County Commissioners (as selected by the Board of County Commissioners) and the judge assigned to juvenile cases who shall sit as a voting member of the Board, except that said judge shall not vote or participate in the setting of ad valorem taxes under this Section. In the event there is more than one judge assigned to juvenile cases in a county, the chief judge shall designate one of said juvenile judges to serve on the Board. The other five (5) members of the Board shall

be appointed by the Governor and shall serve for terms of four (4) years each. If any of the members of the Council required to be appointed by the Governor under the provisions of this Ordinance shall resign, die, or be removed from office, the vacancy thereby created shall as soon as practicable be filled by appointment by the Governor, and such appointment to fill a vacancy shall be for the unexpired term of the person who resigns, dies or is removed from office.

Section 4 - Powers and Duties

(1) The Children's Services Council of Hernando County shall have the following powers and duties.

(a) To provide and maintain in the County such child guidance, psychological or psychiatric clinics for juveniles as the Council determines are needed for the general welfare of the County.

(b) To provide for the care of dependent juveniles and to provide such other services for all juveniles as the Council determines are needed for the general welfare of the County.

(c) To allocate and provide for funds for other agencies in the County which are operated for the benefit of juveniles, provided they are not under the exclusive jurisdiction of the public school system.

(d) To collect information and statistical data which will be helpful to the Council in deciding the needs of juveniles in the County.

(2) The total receipts of the Council for the quarter annual period.

(3) A statement of funds the Council has on hand or in banks at the end of the quarter annual period.

Section 8 - Referendum

There is hereby authorized for the Nov. 6, 1990 Gen.Elec. the calling of a referendum of the qualified electors residing in the County to carry out the purposes and intent of this Ordinance, and of Section 125.901, Florida Statutes, and to do all things necessary to implement and fund the Children's Services Council and the independent District created hereby in accordance with the terms of this Ordinance and the laws pertaining to elections. The Board of County Commissioners shall, by Resolution, establish the language of the ballot question.

Section 9 - Filing with Department of State

The Clerk is hereby directed forthwith to send a certified copy of this Ordinance to the Bureau of Laws, Department of State, The Capitol, Tallahassee, Florida 32304.

Section 10 - Effective Date

This Ordinance shall become law on August 7, 1990, 1990.

Section 11 - Codification

Provisions of this Ordinance shall be incorporated in the County Code and the word "ordinance" may be changed to

(e) To consult with other agencies dedicated to the welfare of juveniles to the end that the overlapping of services will be prevented.

(f) To lease or buy such real estate, equipment and personal property and to construct such buildings as are needed to execute the foregoing powers and duties, provided that no such purchase shall be made or building done except for cash with funds on hand.

(g) To employ and pay, on a part-time or full-time basis, personnel needed to execute the foregoing powers and duties.

(2) Books of account shall be kept by the Council or its clerical assistants, and the fiscal affairs of the Board shall be exclusively audited by State auditors as are assigned from time to time to audit the affairs of the County officials.

Section 5 - Fiscal Year and Budget

(1) The fiscal year of the District shall be the same as that of the County.

(2) On or before July 1 of each year, the Children's Services Council of Hernando County shall prepare and adopt an annual written budget of its expected income and expenditures, including a contingency fund. The written budget shall be certified and delivered to the Board of County Commissioners on or before July 1 of each year. Included in each certified budget shall be an estimate of the millage rate necessary to be applied to raise the

funds budgeted for expenditures, which millage rate shall not exceed a maximum of 50 cents for each \$1,000 of assessed valuation of all properties within the County which are subject to County taxes.

(3) The budget of the Children's Services Council so certified and delivered to the Board of County Commissioners shall not be subject to change or modification by the Board of County Commissioners or any other authority.

Section 6 - Levying of Ad Valorem Taxes

In order to provide funds for the Children's Services Council of Hernando County, the Council may levy ad valorem taxes annually on all taxable property in the County in an amount not to exceed one-half mill, provided that the authority to levy such taxes has been approved by a majority vote of the electors of the District voting in the Countywide election to be held in accordance with the requirements of the Constitution and the laws of Florida and as set forth in this Ordinance. The tax shall be assessed, levied, and collected in the same manner and at the same time as is provided for by law for the levy, collection and enforcement of collection of County taxes. All tax money collected under this Ordinance, as soon after the collection thereof as is reasonably practicable, shall be paid directly to the Children's Services Council by the Tax Collector of the County, or the Clerk of the Circuit Court, if she collects delinquent taxes. The

monies so received by the Children's Services Council shall be deposited in a special bank account, shall be withdrawn only by checks signed by the chair of the council and countersigned by one other member of the Council who shall be so authorized by the Council. The chair and other member of the Council signing its checks shall each give a surety bond in the amount of One Thousand Dollars (\$1,000.00), which bond shall be conditioned that each shall faithfully discharge the duties of their office. No other member of the Council shall be required to give bond or other security. No funds of the Council shall be expended except by check as aforesaid, except expenditures of petty cash account which shall not at any time exceed Twenty Five Dollars (\$25.00). All expenditures from petty cash shall be recorded on the books and records of the Children's Services Council. No funds of the Council, except the expenditure of petty cash, shall be expended without prior approval of the Council, in addition to the budgeting thereof.

Section 7 - Financial Report

Within ten (10) days after the expiration of each quarter annual period, the Children's Services Council shall cause to be prepared and filed with the Board of County Commissioners a financial report which shall include the following:

(1) The total expenditures of the Council for the quarter annual period.

"section", "article" or other word, and the sections of this Ordinance may be renumbered or relettered to

accomplish such intention; provided, however, that parts 9 to 11 shall not be codified.

DULY PASSED AND ADOPTED by the Board of County Commissioners of Hernando County, Florida, on the 7th day of August, 1990.

BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

By Henry D. Pedrotty

ATTEST:

Laren Nicolai
LAREN NICOLAI

APPROVED AS TO FORM AND
CORRECTNESS

Kenneth Warnstadt

Kenneth Warnstadt
Assistant County Attorney

FILED
90 JUN 13 PM 2:51
TALLAHASSEE, FLORIDA

RESOLUTION NO.: 90-77

WHEREAS, the Hernando County Board of County Commissioners has determined that Hernando County is in need of a juvenile welfare services council, and

WHEREAS, the Hernando County Board of County Commissioners has approved an Ordinance No. 90-14, to create an independent special district to be known as the CHILDREN'S SERVICES COUNCIL OF HERNANDO COUNTY to provide such services, and

WHEREAS, the CHILDREN'S SERVICES COUNCIL OF HERNANDO COUNTY is in need of funding to provide such services, and

WHEREAS, Section 125.901, Florida Statutes, provides for the calling of a referendum of the qualified electors residing in the County to approve the levy of an ad valorem tax not to exceed one-half mil to fund the said council.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS, HERNANDO COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. That a referendum shall be held during the general election on November 6, 1990, for the purpose of determining whether an ad valorem tax not to exceed one-half mil, shall be assessed, levied and collected for the purpose of funding the CHILDREN'S SERVICES COUNCIL OF HERNANDO COUNTY.

SECTION 2. The wording of the proposition on the ballot shall be as follows:

SHALL THE AD VALOREM TAXES OF ALL PROPERTIES WITHIN HERNANDO COUNTY, FLORIDA, WHICH ARE SUBJECT TO COUNTY TAXES, BE INCREASED BY A SUM NOT TO EXCEED ONE-HALF MIL (50 CENTS FOR EACH \$1,000 OF ASSESSED VALUATION) FOR THE PURPOSE OF FUNDING AN INDEPENDENT SPECIAL DISTRICT TO BE KNOWN AS THE CHILDREN'S SERVICES COUNCIL OF HERNANDO COUNTY, CREATED FOR THE PURPOSE OF PROVIDING JUVENILE WELFARE SERVICES THROUGHOUT HERNANDO COUNTY, FLORIDA?

_____ YES
_____ NO

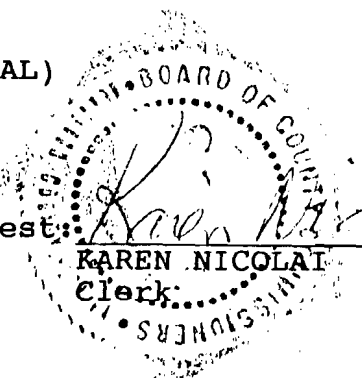
SECTION 3. In the event the proposition is not approved by a majority of the qualified electors voting on the proposition, then the CHILDREN'S SERVICES COUNCIL OF HERNANDO COUNTY shall receive no funding.

SECTION 4. In the event the proposition is approved by a majority of the qualified electors voting on the proposition, then the tax shall be assessed, levied, and collected in the same manner and at the same times provided by law for the levy, collection, and enforcement of collection of county taxes, beginning in the year 1991.

ADOPTED in regular session this 7th day of August, 1990, A.D.

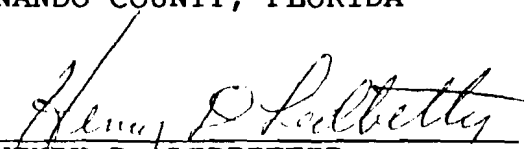
(SEAL)

Attest:


KAREN NICOLAI
Clerk

BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

By:


HENRY D. LEDBETTER
Chairman