

**RESOLUTION NO. R-21-182**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, REGARDING ENVIRONMENTAL LANDS; APPOINTING THE ENVIRONMENTAL LANDS ACQUISITION AND MANAGEMENT COMMITTEE FOR IMPLEMENTATION OF RESOLUTION NO. R-20-105; CREATING A BOARD LIASON; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Constitution and the laws of the State of Florida, including, without limitation, Chapter 125, Florida Statutes, as amended, authorizes and empowers Manatee County, Florida (the "County") to adopt this resolution; and

**WHEREAS**, the Board of County Commissioners of Manatee County (the "Board"), as the governing body of the County, recognizes that it is in the best interest of Manatee County, for the promotion of various public purposes and for the health, safety and welfare of the residents of, and visitors to, the County, to undertake the acquisition, improvement and management of lands to protect water quality and fish and wildlife habitat, protect from stormwater runoff pollution, to preserve environmentally sensitive lands and to provide public parks; such as authorized by law; and

**WHEREAS**, the Board previously adopted Resolution No. R-20-105 (the "Conservation and Parks Projects"), and the electors approved by a majority of votes cast in the regular election for the County on November 3, 2020, that the County should issue general obligation bonds for the purpose of providing funds for the Conservation and Parks Projects; and

**WHEREAS**, the Conservation and Parks Projects Resolution provides that the ad valorem tax and bond proceeds shall be used to fund all or a portion of the acquisition, improvement, and management of lands to protect drinking water sources and water quality, preserve fish and wildlife habitats, prevent stormwater runoff pollution, and provide public parks; and

**WHEREAS**, Subsection 2-25-53 of the Manatee County Code of Ordinances describes the purposes and duties of the environmental lands management and acquisition committee ("ELMAC") to establish an efficient, fair, well-planned and economically sound procedure for the acquisition, protection and management of the environmental lands and other conservation property interests; to provide assurance to the public that funds obtained pursuant to the article including any voter approved funding are dedicated to the purposes of this article; to ensure public participation in decisions made pursuant to the article; and to accomplish the purposes without establishing regulations upon property and landowners who choose not to participate in the program established herein; and

**WHEREAS**, it is in the best interest of the County for the Board to adopt this Resolution to appoint ELMAC for the implementation of the Conservation and Parks Projects.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Manatee County, Florida:

**Section 1. Findings.** The recitals set forth above are hereby adopted as findings of the Board and incorporated herein by reference.

**Section 2. Appointment of the Environmental Lands Management and Acquisition Committee.** The County hereby appoints ELMAC to implement the Conservation and Parks Projects, to provide citizen review of expenditures, and to make recommendations to the Board of County Commissioners for potential land purchases and projects related to the Conservation and Parks Projects.

ELMAC, its members and all its proceedings shall be governed by and comply with all applicable laws, including without limitation (1) the Florida Government in the Sunshine Law, Chapter 286, Florida Statutes, (2) the Florida Public Records Law, Chapter 119, Florida Statutes, and (3) the Florida Public Ethics Code, Chapter 112, Florida Statutes.

**Section 3. Liaison.** The Chairperson of the Board of County Commissioners shall appoint a County Commissioner and alternate to serve as a liaison to the ELMAC. The liaison shall attend all advertised meetings of the ELMAC, partake in deliberations, and report activities of the ELMAC back to the Board. The term of the liaison shall be one (1) year from the date of appointment.

**Section 4. Severability.** If any section, sentence, clause, or other provision of this Resolution shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such section, sentence, clause, or other provision shall be deemed severable, and such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining sections, sentences, clauses, or provisions of this Resolution.

**Section 5. Effective Date.** This Resolution shall become effective immediately upon adoption by the Board of County Commissioners.

**PASSED AND DULY ADOPTED** with a quorum present and voting this 14<sup>th</sup> day of December, 2021.

**BOARD OF COUNTY COMMISSIONERS OF  
MANATEE COUNTY, FLORIDA**

By: \_\_\_\_\_  
Chairperson



ATTEST: ANGELINA COLONNESO  
CLERK OF THE CIRCUIT  
COURT AND COMPTROLLER

BY: Robin P. [Signature]  
Deputy Clerk