

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: February 11, 2025 [] Consent [X] Regular
 [] Workshop [] Public Hearing

Department: Cooperative Extension Service

Submitted By: Cooperative Extension Service

Submitted For:

I. EXECUTIVE BRIEF


Motion and Title: Staff recommends motion to approve: Resolution repealing and replacing Resolution R2014-0303; Providing for Recitals; Providing for Repeal of Resolution R2014-0303; Providing for Creation of the Agricultural Enhancement Council; Providing for Purpose and Duties; Providing for Membership; Providing for Term; Providing for Eliminating Term Limits; Providing for Meetings; Providing for Attendance at Meetings; Providing for Compliance with the Palm Beach Code of Ethics; Providing for Powers; Providing for Fiscal Responsibility; Providing for Administration; Providing for Consultants and Specialists; Providing for Travel Reimbursement; Providing for Compliance with Uniform Policy for Advisory Boards and Commissions; Providing for Severability; and Providing for an Effective Date.

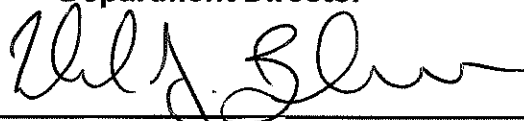
Summary: At the May 23, 2024 Zoning Meeting of the Palm Beach County Board of County Commissioners (BCC), the BCC directed staff to revise the Agriculture Enhancement Council (AEC) Resolution to increase the membership of the AEC by adding two (2) new seats and to remove the cap on term limits for members serving on the committee. This Resolution repeals and replaces Resolution R2014-0303, increases the number of AEC members from nine (9) to 11 members in order to more equitably represent agricultural interests in Palm Beach County, and includes the elimination of term limit requirements established by Resolution 2013-0193 in recognition of historic difficulties encountered when recruiting qualified members to fill vacant AEC seats. The two (2) new members will be: 1) a representative from the small farming community (less than 50 acres in size, outside of the Everglades Agricultural Area and Agricultural Reserve) recommended by the Palm Beach County Extension Department; and 2) a representative from the agritourism sector recommended by the Palm Beach County Farm Bureau. Countywide (AH)

Background and Policy Issues: The AEC was created in 1994 (Resolution 94-1760) with nine (9) members representing primarily the larger commercial agriculture interests in Palm Beach County. Resolution 2014-0303 repealed and replaced Resolution 94-1760 primarily to conform to Resolution 2013-0193. The AEC has reviewed and approved this Resolution and staff recommends approval of this Resolution by the Board of County Commissioners.

Attachments:

1. Resolution repealing Resolution 2014-0303, as pertaining to the Agricultural Enhancement Council.

Recommended By:  01/28/2025
Department Director Date

Approved By:  2/4/25
Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2025	2026	2027	2028	2029
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income(County)					
In-Kind Match(County)					
* NET FISCAL IMPACT	\$0				
#ADDITIONAL FTE POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes No X
 Does this item include the use of federal funds? Yes No X
 Does this item include the use of state funds? Yes No X

B. Recommended Sources of Funds/Summary of Fiscal Impact:

No Fiscal Impact

C. Departmental Fiscal Review:

ECB

III. REVIEW COMMENTS:

A. OFMB Fiscal and/or Contract Dev. and Control Comments:

Lina M... 1/28/2025
 OFMB 1/28
 MD 1/28

Grunde Brach 1/28/25
 Contract Dev. & Control
 29 1.28.25

B. Legal Sufficiency

Anne DeFoynt 1/29/25
 Assistant County Attorney

C. Other Department Review

 Department Director

This summary is not to be used as a basis for payment.

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, REPEALING AND REPLACING RESOLUTION R2014-0303, PROVIDING FOR RECITALS; PROVIDING FOR REPEAL OF RESOLUTION R2014-0303; PROVIDING FOR CREATION OF THE AGRICULTURAL ENHANCEMENT COUNCIL; PROVIDING FOR PURPOSE AND DUTIES; PROVIDING FOR MEMBERSHIP; PROVIDING FOR TERM; PROVIDING FOR ELIMINATING TERM LIMITS; PROVIDING FOR MEETINGS; PROVIDING FOR ATTENDANCE AT MEETINGS; PROVIDING FOR COMPLIANCE WITH THE PALM BEACH CODE OF ETHICS; PROVIDING FOR POWERS; PROVIDING FOR FISCAL RESPONSIBILITY; PROVIDING FOR ADMINISTRATION; PROVIDING FOR CONSULTANTS AND SPECIALIST; PROVIDING FOR TRAVEL REIMBURSEMENT; PROVIDING FOR COMPLIANCE WITH UNIFORM POLICY FOR ADVISORY BOARDS AND COMMISSIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the agricultural and food processing industry has been identified as one of the four base industries in Palm Beach County with tremendous opportunities for job creation; and

WHEREAS, an agricultural Economic Development Program (hereinafter the “Program”) has been prepared, presenting an in-depth proposal to enhance agriculture, and agriculture marketing, research, and diversification; and

WHEREAS, the Program calls for the establishment of the Agricultural Enhancement Council to make recommendations concerning the promotion of opportunities in Palm Beach County, including the Program; and

WHEREAS, on December 6, 1994, the Board of County Commissioners (“Board”) adopted Resolution 94-1760, creating the Agricultural Enhancement Council; and

WHEREAS, on February 5, 2013, the Board adopted Resolution 2013-0193, establishing uniform policies and procedures for Palm Beach County advisory boards, committees and commissions; and

WHEREAS, on March 11, 2014 the Board repealed and replaced Resolution 94-1760 with Resolution 2014-0303, so that the Agricultural Enhancement Council would conform to the uniform policies and procedures for Palm Beach County advisory boards, committees and commissions; and

WHEREAS, the Board desires to repeal and replace Resolution 2014-0303 in order to add two additional seats to the Agricultural Enhancement Council that will represent additional sectors of agriculture in Palm Beach County, and to eliminate the term limit requirement established in Resolution 2013-0193.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. Recitals. The foregoing recitals are true and correct and are expressly incorporated herein by reference and made a part hereof.
2. Repeal of Resolution 2014-0303. Resolution 2014-0303 shall be repealed effective upon adoption of this Resolution.
3. Creation of the Agricultural Enhancement Council. There is hereby created the Agricultural Enhancement Council (hereinafter the "AEC") which shall serve as an advisory board to the Board of County Commissioners on matters concerning agricultural business and associated topics within Palm Beach County.
4. Purpose/Duties. The purpose and goal of the AEC is to identify promotion opportunities in Palm Beach County ("County"), including the Program, and to provide recommendations on the oversight and direction of same. The AEC shall be responsible for making recommendations regarding the implementation of all enhancement activities associated with agricultural economic development in the County, except the administration of the Purchase of Agricultural Conservation Easement (PACE) Program.
5. Membership. The AEC membership shall consist of eleven (11) members at-large who shall be appointed by the Board. Appointments shall be made from a slate of nominees who represent business associated interests in the County, members of the farming community, and other citizens associated with agriculture in the County. The nominees shall be forwarded for final approval to the Board by the various entities identified next to the categories set forth below.
 - a. One (1) agricultural producer and landowner inside the Agricultural Reserve shall be recommended by the Palm Beach County Farm Bureau.
 - b. One (1) agricultural producer and landowner outside the Agricultural Reserve shall be recommended by the Palm Beach County Extension Department.
 - c. One (1) representative of the sugar cane industry shall be recommended by the Western Palm Beach County Farm Bureau.
 - d. One (1) agricultural lender shall be recommended by the Farm Credit of Florida.

- e. One (1) plant nursery and/or commercial landscaping industry representative shall be recommended by the Palm Beach County Chapter of the Florida Nursery, Growers and Landscape Association.
- f. One (1) marketer, wholesaler, or processor of agricultural products shall be recommended by the Palm Beach County Extension Department.
- g. One (1) representative of the agricultural support industry shall be recommended by the Western Palm Beach County Farm Bureau.
- h. One (1) vegetable producer from the Everglades Agricultural Area shall be recommended by the Western Palm Beach County Farm Bureau.
- i. One (1) representative from the equine industry shall be recommended by the Palm Beach County Extension Department.
- j. One (1) representative from the small farming community (less than 50 acres in size, outside of the Everglades Agricultural Area and Agricultural Reserve) shall be recommended by the Palm Beach County Extension Department.
- k. One (1) representative from the agritourism sector shall be recommended by the Palm Beach County Farm Bureau.

All AEC members must be residents of Palm Beach County and owners or operators of an agricultural business within Palm Beach County other than the agricultural lender at the time of appointment and while serving on the AEC.

- 6. Term. Each member shall serve for a period of three (3) years. Terms shall begin October 1st, and end September 30th of the year their terms expires. Existing member's terms shall end on September 30th of the year in which their term expires. Vacancies occurring during a term shall be filled for the unexpired term.
- 7. Term Limits. There shall be no limits on the amount of terms an AEC member can serve.
- 8. Meetings. The AEC may meet in regular session quarterly, or as required, at times and places set by the AEC. Special meetings of the AEC may be held at the call of the Chair of the AEC or the Director of the Cooperative Extension Service Department, provided, however, that forty-eight (48) hours advance notice is given to the members of the AEC and the public in accordance with Florida Statute. Reasonable public notice of all AEC meetings shall be provided and all such meetings shall be open to the public

at all times. A quorum must be present to vote on matters brought in front of the AEC. A quorum shall comply with the quorum requirements of Palm Beach County Ordinance No. 2021-009, as may be amended or replaced. All meetings shall be governed by Robert's Rules of Order.

9. Attendance at meetings. Members shall be automatically removed for lack of attendance. Lack of attendance is defined as: failure to attend three (3) consecutive meetings or failure to attend more than one-half (1/2) of the meetings scheduled during a calendar year. Participation for less than three-fourths (3/4) of a meeting shall constitute lack of attendance. Members removed pursuant to this paragraph shall not continue to serve on the AEC, and such removal shall create a vacancy.
10. Compliance with the Palm Beach County Code of Ethics. AEC members shall comply with the applicable provisions of the Palm Beach County Code of Ethics as codified in Section 2-254 through 2-260 of the Palm Beach County Code.
11. Powers. The AEC shall have the authority to:
 - A. Hold public information meetings for the purpose of receiving public input on matters relating to the agricultural industry. All meetings shall be held in accordance with Section 286.011, Florida Statutes.
 - B. Review and make recommendations to the Board on all matters relating to problems and programs affecting the agricultural industry in Palm Beach County.
 - C. Recommend priorities for maintaining and promulgating the existence of agricultural industries within the County.
 - D. Recommend methods to facilitate the continued operation of agricultural businesses within Palm Beach County.
12. Fiscal Responsibility. Funding for agriculture enhancement related programs shall be through the Cooperative Extension Service budget. The County Extension Director shall have the responsibility for administering the funds. Further funding will be sought from federal and state programs promoting agriculture.
13. Administration. The County Cooperative Extension Director of the Palm Beach County Cooperative Extension Service will act as the executive staff member to the AEC. The Economic Development Coordinator and support staff will implement the

Agricultural Economic Development Program, taking into consideration the recommendations of the AEC.

14. Consultants and Specialists. The County Cooperative Extension Director shall, as necessary, recommend contracts with outside resources, including the University of Florida, specialized nonprofit organizations and independent private consultants to assist in the implementation of AEC programs.
15. Travel Reimbursement. Travel reimbursement is limited to expenses incurred only for travel outside Palm Beach County necessary to fulfill AEC member responsibilities when sufficient funds have been budgeted and are available, as set forth in Countywide Policy and Procedures memoranda (“PPM”) CW-0-038. No other expenses are reimbursable except as documented long distance phone calls to the liaison County department. Any approved travel reimbursement shall be subject to those actual expenses at the rate or rates established by State law and County travel policy. Approval authority for pre-authorized AEC member travel is designed to the County Administrator and Deputy County Administrator and shall be in accordance with PPM CW-F-009.
16. Compliance with Uniform Policy for Advisory Boards and Commissions. This Resolution and the AEC are expressly subject to all uniform policies for advisory boards and commissions as established by the Board pursuant to Resolution 2013-0193, as may be amended. The Board hereby waives the term limits established in Resolution 2013-0193.
17. Severability. If any section, sentence, clause, phrase, or word of this Resolution is held invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Resolution.
18. Effective Date. This Resolution shall become effective immediately upon adoption.

The foregoing Resolution was offered by Commissioner _____ who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, was as follows:

		AYE	NAY
Commissioner Maria G. Marino, Mayor	_____	_____	_____
Commissioner Sara Baxter, Vice Mayor	_____	_____	_____
Commissioner Gregg K. Weiss	_____	_____	_____
Commissioner Joel G. Flores	_____	_____	_____
Commissioner Marci Woodward	_____	_____	_____
Commissioner Maria Sachs	_____	_____	_____
Commissioner Bobby Powell Jr.	_____	_____	_____

The Mayor thereupon declared the Resolution duly passed and adopted this _____ day of _____, 2025.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

JOSEPH ABRUZZO, CLERK & COMPTROLLER

By: _____

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY

By: *Anne Delgant*
Senior Assistant County Attorney