

ORDINANCE 2025-01

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE V, LEGISLATIVE, CHAPTER 52, BOARDS, SUBCHAPTER 'YOUTH ADVISORY BOARD', BY REPEALING THE SUBCHAPTER IN ITS ENTIRETY; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR DELETION FROM THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City of Palm Bay Code of Ordinances, Title V, Legislative, Chapter 52, Boards, Subchapter 'Youth Advisory Board', is hereby repealed in its entirety.

~~"YOUTH ADVISORY BOARD~~

~~§ 52.365 ESTABLISHMENT.~~

~~There is hereby created an Advisory Board to be known as the Youth Advisory Board.~~

~~§ 52.366 PURPOSE AND INTENT.~~

~~The purpose of the Youth Advisory Board is to provide the City Council a youth perspective on issues that affect the City of Palm Bay, to educate young people about city government and to provide youth an opportunity to be active and make a difference in their community.~~

~~§ 52.367 COMPOSITION OF BOARD.~~

~~(A) — The Board shall consist of nine (9) student members and three (3) adult non-voting advisory members appointed by the City Council.~~

~~(1) — Student members.~~

~~(a) — Every student member shall have resided within the limits of the City of Palm Bay for a period of one (1) year prior to appointment and must remain a resident throughout his or her term.~~

~~(b) — Every student member must be currently enrolled in a public or private school (including Florida's Virtual School) or shall be registered with the Brevard County School District as an approved home-school student.~~

~~(c) — Every student member shall have successfully completed the eighth (8th) grade and shall have neither graduated from high school nor reached his or her nineteenth (19th) birthday.~~

~~(d) — The City Council shall attempt to ensure a distributive representation of students from various public and private high schools.~~

~~(e) — Student members shall be required to receive two (2) letters recommending the student for service on the Youth Advisory Board from two (2) adults, i.e., neighbor, principal, dean, guidance counselor, pastor, coach, teacher, employer, or any other adult the Board may deem acceptable.~~

~~(2) — Adult advisory members.~~

~~(a) — Every advisory member shall be an adult twenty-four (24) years of age or older.~~

~~(b) — Every advisory member shall have resided within the limits of the City of Palm Bay for a period of one (1) year prior to appointment and must remain a resident throughout his or her term.~~

~~(c) — Every advisory member must demonstrate an interest in local government and in working with youth to expand their knowledge of the political process and community activities.~~

~~(d) — Every advisory member shall be fingerprinted and successfully clear a background screening to ensure his or her suitability for working with young people and shall adhere to any policies and procedures promulgated by the city which govern the supervision and interaction with youth. The City Manager shall be the authority to determine the advisory member's suitability for working with young people.~~

~~(e) — Adult advisory members are non-voting members and shall have no voting authority on any issue.~~

~~(f) — Adult advisory members serve at the pleasure of the City Council and any adult advisory member may be removed with or without cause by a majority of the City Council at any time.~~

~~(3) — Council liaison. The Youth Advisory Board shall have one (1) member of the City Council who shall act as a liaison. The Council liaison shall be a non-voting member of the Youth Advisory Board.~~

~~(4) — School Board liaison. The Youth Advisory Board shall have one (1) member of the Brevard County School Board who shall act as a liaison.~~

~~The School Board liaison shall be a non-voting member of the Youth Advisory Board.~~

~~(B) — Appointments. Each councilmember shall have one (1) student member appointment, and a majority of Council shall select the four (4) at-large student members. A majority of Council shall select the three (3) adult Board members. The members shall be selected by using the City Council's process for filling board positions.~~

~~(C) — Terms.~~

~~(1) — Members of the Youth Advisory Board shall serve a term of two years.~~

~~(2) — Members may be reappointed by the City Council to continue serving on the Board.~~

~~(D) — Absences/vacancies.~~

~~(1) — Vacancies for unexpired terms shall be filled in the manner in which the original appointments are required to be made. Appointments to fill any vacancy on the Board shall be for the remainder of the unexpired term.~~

~~(2) — The position of any member who fails to attend three (3) consecutive regular meetings or a total of five (5) meetings of any type within a twelve (12) month period, shall automatically forfeit his or her appointment. The Chairperson shall notify the Office of the City Clerk of any vacancy, at which time the process to fill the vacancy shall be implemented.~~

~~(3) — The position of any member who ceases to meet the qualifications of this section, shall automatically be vacated.~~

~~§ 52.368 DUTIES AND RESPONSIBILITIES.~~

~~(A) — Role. The purpose of the Youth Advisory Board is to express the ideas of youth, fill the gap between city officials and the city's youth, and have the members commit themselves to the following objectives:~~

~~(1) — To assist in planning and promoting programs and services for youth.~~

~~(2) — To educate and raise awareness of youth issues.~~

~~(3) — To inspire positive action in the community.~~

~~(4) — To provide a voice for youth in the community.~~

~~(5) — To promote youth participation in community affairs.~~

~~(6) — To act as an advocate for youth and teens.~~

~~(7) — To review those municipal matters referred to by the City Council and, as appropriate, make recommendations on those matters.~~

~~(8) — Make recommendations to the City Council pertaining to the composition, function and obligations of the Youth Advisory Board.~~

~~(B) — Duties of adult advisory members. Adult advisory members shall be available to direct and supervise the student members. However, advisory members should refrain from interfering with the student members in their duties on the Board.~~

~~(C) — Duties of School Board liaison. The School Board liaison shall assist the Board in communicating with the Brevard County School Board.~~

~~§ 52.369 ROLE OF CITY COUNCIL.~~

~~(A) — The City Council shall communicate upcoming issues to the Youth Advisory Board, so they may respond accordingly.~~

~~(B) — The City Council shall appoint a City Council Member as a liaison to the Youth Advisory Board.~~

~~§ 52.370 MEETINGS; GOVERNANCE.~~

~~(A) — Election of officers. The Board shall elect, by a majority vote, a Chair and Vice Chair. Elections shall be held at the first regularly scheduled meeting, or as soon thereafter as practical, after appointment of the Board. Any vacancy in the office of Chairperson or Vice Chairperson shall be filled at the earliest possible date by the Board through an election of one of its members to fill the unexpired term of the vacant position.~~

~~(1) — The Chairperson shall be charged with the administration of the affairs of the Youth Advisory Board with assistance from the Adult Advisory Members. The Chairperson shall preside over all meetings of the Youth Advisory Board.~~

~~(2) — The Vice Chair shall assume the duties of the Chairperson during the Chairperson's absence. The Vice Chair shall assist the Chairperson to perform duties when needed.~~

~~(B) — Meetings.~~

~~(1) — Regular meetings may be held once per month or less frequently if the Board determines there is insufficient business to warrant a meeting. However, the Board shall have at least one regular meeting per year.~~

~~(2) — Special meetings may be called by a majority vote of members of the Board or as requested by City Council.~~

~~(3) — Meetings shall be noticed and open to the public. All meetings shall be held in public facilities. Notice of regular meetings shall be given to the Board members and news media at least five (5) days in advance of the meeting and shall be in accordance with the provisions of the Florida Sunshine Law, F.S. Ch. 286.~~

~~(4) — A quorum shall consist of seven (7) members. A minimum of five (5) student members is required. The other two (2) members shall be adult members, council liaison, school board liaison or a combination thereof for conducting business and exercising the powers of the Board. If a quorum is not present at a meeting, the meeting will be canceled. No business, formal or informal, may be discussed by the members in attendance.~~

~~(C) — By-laws.~~

~~(1) — The Youth Advisory Board may promulgate by-laws to govern the procedures of the Board. No provision of the by-laws shall be contrary to the provisions of this subchapter or other applicable law.~~

~~(2) — Both student members and adult advisory members may make a recommendation to amend the by-laws. Upon the presentation of any recommendation for amendment, the recommendation shall be placed on the agenda for the next regular or special meeting. No recommendation shall be considered by the Board for a vote until such amendment shall be clearly set forth on the agenda and the membership have been notified in writing.~~

~~(3) — The enactment or amendment of the by-laws requires a majority vote of the Board."~~

SECTION 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

SECTION 3. It is the intention of the City Council of the City of Palm Bay that the City of Palm Bay Code of Ordinances be revised to delete the language as specified above.

SECTION 4. If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

SECTION 5. The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting 2025-XX, held on _____, 2025; and read in title only and duly enacted at Meeting 2025-XX, held on _____, 2025.

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

Reviewed by CAO: _____

Strikethrough words shall be deleted; highlighted words that will included will be placed in between two arrow symbols (>> <<). Deletions and additions constitute the proposed amendment. Words remaining are now in effect and remain unchanged.