

**THE CITY OF NEW SMYRNA BEACH – CITY COMMISSION**

**CONSIDER THE APPOINTMENTS OF FIVE  
MEMBERS TO THE TURNBULL CREEK  
LAND PRESERVATION COMMITTEE TO  
SERVE SIX-MONTH TERMS BEGINNING  
AT A DATE DETERMINED BY THE CITY  
COMMISSION.**

**JANUARY 22, 2019**

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**Background**

The Turnbull Creek Land Preservation Committee is composed of five members. The City Commission shall appoint members to the Committee who have demonstrated interest in environmental issues, historic preservation, wildlife, biology, botany, or water quality. The Committee will meet once per month from the date of appointment for six months. The Committee shall elect a chair and a vice-chair. The Committee shall meet at such times and such places as requested by the City Manager after consultation with the Committee, as may be necessary to accomplish the Committee's duties.

**Findings**

Each member of the City Commission shall nominate one regular member to serve on the Turnbull Creek Land Preservation Committee.

**Recommendation**

Staff recommends the City Commission consider the appointments of five members to the Turnbull Creek Land Preservation Committee.

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**RESOLUTION NO. 42-18**

**A RESOLUTION OF THE CITY OF NEW SMYRNA BEACH,  
FLORIDA CREATING A TURNBULL CREEK LAND  
PRESERVATION COMMITTEE; PRESCRIBING  
QUALIFICATIONS AND DUTIES; PROVIDING FOR  
CONFLICTING RESOLUTIONS; AND PROVIDING FOR  
AN EFFECTIVE DATE.**

*WHEREAS*, Section 77, City Charter, authorizes the City Commission to appoint boards to act in an advisory capacity to the City Manager; and

*WHEREAS*, it is the desire of the City Commission to appoint citizens to a land preservation Committee to review information related to the Turnbull Creek bond referendum.

***NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF NEW SMYRNA BEACH, FLORIDA:***

**SECTION 1:** There is hereby created a Turnbull Creek Land Preservation Committee hereinafter referred to as "TCC".

**SECTION 2:** The TCC shall consist of five regular members, who shall serve without compensation.

**SECTION 3:** Each member of the City Commission shall nominate one regular member to serve on the TCC. The City Commission shall appoint the members to serve for a six-month term to begin at a date determined by the City Commission.

**SECTION 4:** The members of the TCC serve at the pleasure of the City Commission and may be removed from the Committee by the City Commission with or without cause. If the position of a member becomes vacant for any reason, the City Commission shall appoint another qualified person to serve the unexpired term of the vacated position. The TCC shall work with and report to the City Manager.

**SECTION 5:** Qualifications of members. Wherever possible the City Commission shall appoint members to the TCC who have demonstrated interest in environmental issues, historic preservation, wildlife, biology, botany, or water quality.

44 City officers and employees and members of other City advisory  
45 boards may not serve as members of the TCC.


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47 **SECTION 6: Duties.** The TCC shall review any information related to  
48 land preservation along the Turnbull Creek prior to City Commission  
49 approval.

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51 **SECTION 7:** The TCC will meet once per month from the date of  
52 appointment for six months. The TCC shall elect a chair and a  
53 vice-chair. The TCC shall meet at such times and such places as  
54 requested by the City Manager after consultation with the  
55 Committee, as may be necessary to accomplish the Committee's  
56 duties. Meetings shall be open to the public and minutes shall be  
57 kept. A public record of the Committee's minutes shall be  
58 maintained and made available for inspection by the public.

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60 **SECTION 8: *Conflicting Resolutions.*** That all resolutions or parts  
61 thereof that are in conflict with this resolution are hereby  
62 rescinded and repealed.

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64 **SECTION 9: *Effective Date.*** That this resolution shall take effect  
65 immediately upon its adoption.

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68 **APPROVED AS TO FORM AND CORRECTNESS:**

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73 **CARRIE AVALLONE**  
74 **City Attorney**

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76 **DATE:** 12/21/2018