ORDINANCE NO. 86-32

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF
PALM BEACH COUNTY, FLORIDA, PROVIDING FOR THE CREATION
OF A COUNTYWIDE INDEPENDENT SPECIAL DISTRICT TO PROVIDE
JUVENILE WELFARE SERVICES THROUGHOUT PALM BEACH COUNTY;
PROVIDING FOR A GOVERNING BOARD TO BE KNOWN AS THE
CHILDREN'S SERVICES COUNCIL OF PALM BEACH COUNTY:
PROVIDING FOR THE MEMBERSHIP AND DUTIES OF THE COUNCIL;
PROVIDING FINANCIAL REQUIREMENTS AND BUDGET PROCEDURES;
PROVIDING FOR AUTHORIZATION OF THE LEVY OF AD VALOREM
TAXES NOT TO EXCEED ONE-HALF MILL SUBJECT TO A REFERENDUM;
AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 86-196 Laws of Florida, (tentatively assigned
as Florida Statute 125.091 (1)-(5)) 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 PALM BEACH COUNTY, FLORIDA that:

Section 1 - Title
This ordinance may be cited as the "Children's Service
Ordinance."

Section 2 - Creation of an Independent Special District
There is hereby created, effective November 1, 1986, an
Independent Special District to provide juvenile welfare services
throughout Palm Beach County. The governing body of the District shall
be a board of juvenile welfare to be known as the Children's Services
Council of Palm Beach County.

Section 3 - Membership
The Children's Services Council of Palm Beach County shall
consist of nine (9) members, including the Superintendent of Schools, a
local School Board Member (as selected by the School Board), the District
Administrator from District IX from the Florida Department of Health and
Rehabilitative Services, and a member of the Board of County
Commissioners (as selected by the Board of County Commissioners). The
other five members of the Board shall be appointed by the Governor and
shall serve for terms of four 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 Palm Beach 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 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.

(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 purchases 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.
Section 5 - Fiscal Year

(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 Services Council of Palm Beach 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 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 Palm Beach 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 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 he
collects delinquent taxes. The moneys so received by the Children 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 who signs 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:

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

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

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

Section 8 - Referendum

There is hereby authorized the calling of a special referendum election to carry out the purposes and intent of this ordinance, and of Chapter 86-196, Laws of Florida 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 date of said election as well as establishing the language of the ballot question.

Section 9 - Effective Date

This ordinance shall become law on November 1, 1986.

APPROVED AND ADOPTED by the Board of County Commissioners of Palm Beach County, Florida, on the 23rd day of September, 1986.

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

[Signature]

Chair

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

[Signature]

County Attorney

Acknowledgement by the Department of State of the State of Florida, on this, the 1st day of October, 1986.

Acknowledgement from the Department of State received on the 6th day of October, 1986, at 11:00 AM, and filed in the Office of the Clerk of the Board of County Commissioners of Palm Beach County, Florida.

STATE OF FLORIDA, COUNTY OF PALM BEACH

I, JOHN B. DUNKLE, ex-officio Clerk of the Board of County Commissioners certify this to be a true and correct copy of the original filed in my office on September 23, 1986.

DATED at West Palm Beach, FL on 10/10/86

By: [Signature] D.C.

Deputy Clerk