

ORDINANCE NO. 2011-\_\_\_\_\_

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, AMENDING CHAPTER 11, ARTICLE III OF THE CODE OF LAWS OF LEON COUNTY, FLORIDA; AMENDING SECTION 11-48 ENTITLED "TOURIST DEVELOPMENT COUNCIL," REGARDING APPOINTMENTS TO THE TOURIST DEVELOPMENT COUNCIL; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Leon County, Florida, desires to enact an ordinance amending Section 11-48 of the Leon County Code of Laws, relating to the Tourist Development Council;

BE IT ORDAINED by the Board of County Commissioners of Leon County, Florida, that:

**Section 1.** Chapter 11, Article III, Section 11-48 of the Code of Laws of Leon County, Florida, is hereby amended to read as follows:

**Sec. 11-48. Tourist development council.**

~~The establishment of the Leon County Tourist Development Council by resolution of the Board of County Commissioners of October 20, 1986, is hereby ratified and confirmed. In addition, to the powers and duties described in F.S. § 125.0104, the aforementioned resolution, and Resolution No. R02 \_\_\_\_\_, based The Leon County Tourist Development Council, established pursuant to and maintaining the powers and duties described in Section 125.0104, Florida Statutes, shall be composed of nine (9) members who shall be electors of the County and appointed to staggered four (4) year terms by the Board of County Commissioners. One member of the Council shall be the Chairman of the Board or any other member of the Board as designated by the Chairman, and who shall serve as Vice Chairman of the Council. Two (2)~~

members of the Council shall be elected Municipal Officials. Three (3) members of the Council shall be owners or operators of motels, hotels, or other tourist accommodations in the County and subject to the tax. Three (3) members of the Council shall be persons who are involved in the tourist industry and who have demonstrated an interest in tourist development, but who are not owners or operators of motels, hotels, or other tourist accommodations in the County and subject to the tax. Upon approval by of the Board of County Commissioners, the council shall hereafter be responsible for the expenditure of the revenue received from the levy and imposition of the tourist development tax. The council shall continuously review expenditures of the revenues from the county tourist development trust fund to ensure that the expenditures are made consistent with the plan. The council shall report to the Board of County Commissioners on a regular and periodic basis, but no less often than quarterly, describing all expenditures of revenues from the county tourist development trust fund and how such expenditures have supported the objectives of the plan. All contracts entered into by the tourist development council must be approved by the Board of County Commissioners.

**Section 2. Conflicts.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, except to the extent of any conflicts with the Tallahassee-Leon County 2030 Comprehensive Plan as amended, which provisions shall prevail over any parts of this ordinance which are inconsistent, either in whole or in part, with the said Comprehensive Plan.

**Section 3. Severability.** If any provisions or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

**Section 4. Effective Date.** This ordinance shall have effect upon becoming law.

DONE, ADOPTED AND PASSED by the Board of County Commissioners of Leon  
County, Florida this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

LEON COUNTY, FLORIDA

By: \_\_\_\_\_  
*John Dailey, Chairman*  
Board of County Commissioners

ATTESTED BY:  
BOB INZER, CLERK OF THE COURT  
LEON COUNTY, FLORIDA

By: \_\_\_\_\_  
Bob Inzer, Clerk of Court  
Leon County, Florida

APPROVED AS TO FORM:  
COUNTY ATTORNEY'S OFFICE  
LEON COUNTY, FLORIDA

By: \_\_\_\_\_  
Herbert W. A. Thiele, Esq.  
County Attorney