

Item # 60₍₂₎

ADDITIONAL MATERIAL

10:00 a.m. Regular Meeting

FEBRUARY 27, 2018

SUBMITTED AT THE REQUEST OF

COMMISSIONER BARBARA

SHARIEF

1 RESOLUTION NO. 2018-

2 A RESOLUTION OF THE BOARD OF COUNTY
3 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,
4 PERTAINING TO THE BROWARD CULTURAL COUNCIL
5 INCENTIVE PROGRAM; PROVIDING FOR A WAIVER OF
6 SECTIONS 29.16.j.1(a)(2)(B), 29.16.j.1(a)(3), 29.16.j.1(a)(5),
AND 29.16.j.2(c) OF THE BROWARD COUNTY
ADMINISTRATIVE CODE; AND PROVIDING FOR
SEVERABILITY AND AN EFFECTIVE DATE.

7 WHEREAS, on January 25, 2018, the Tourist Development Council (TDC) voted
8 to recommend to the Broward County Board of County Commissioners (Board) that the
9 Board waive portions of the Broward County Administrative Code (Administrative Code)
10 to allow the City of Miramar to apply for and be eligible to receive a portion of the
11 unused reserve funds of the Tourist Development Tax Capital Challenge Grant
12 (TDTCCG) for an expansion project at Miramar Regional Park Amphitheater
13 (Amphitheater); and

14 WHEREAS, on February 15, 2018, the City of Miramar filed an application
15 requesting \$300,000 of TDTCCG funding for construction of an expansion project at the
16 Amphitheater (Funding Application) that will include artist and performer dressing
17 rooms, additional restrooms, and a general management office; and

18 WHEREAS, Chapter 29 of the Administrative Code contains certain sections that
19 would make the City of Miramar ineligible to apply for TDTCCG funding, NOW,
20 THEREFORE,

21
22 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
23 BROWARD COUNTY, FLORIDA:
24

1 Section 1. Sections 29.16.j.1(a)(2)(B), 29.16.j.1(a)(3), 29.16.j.1(a)(5), and
2 29.16.j.2(c) of the Administrative Code are hereby waived as they pertain to the City of
3 Miramar's Funding Application.

4 Section 2. SEVERABILITY.

5 If any portion of this Resolution is determined by any Court to be invalid, the
6 invalid portion shall be stricken, and such striking shall not affect the validity of the
7 remainder of this Resolution. If any Court determines that this Resolution, or any
8 portion hereof, cannot be legally applied to any individual(s), group(s), entity(ies),
9 property(ies), or circumstance(s), such determination shall not affect the applicability
10 hereof to any other individual, group, entity, property, or circumstance.

11 Section 3. EFFECTIVE DATE.

12 This Resolution shall become effective upon adoption.

13
14 ADOPTED this _____ day of _____, 2018.

15
16 Approved as to form and legal sufficiency:
17 Andrew J. Meyers, County Attorney

18
19 By /s/ Mark A. Journey 02/21/18
20 Mark A. Journey (date)
21 Senior Assistant County Attorney

22
23 MAJ/mm
02/21/18
24 Broward Cultural Council Incentive Program Admin Code Reso
#44000/0001