

PROPOSED

RESOLUTION NO. 2018-

1 A RESOLUTION OF THE BOARD OF COUNTY
2 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,
3 PROVIDING FOR A REFERENDUM ELECTION TO BE
4 HELD ON NOVEMBER 6, 2018, TO DETERMINE
5 WHETHER THE CHARTER OF BROWARD COUNTY
6 SHALL BE AMENDED AS PROPOSED BY THE CHARTER
7 REVIEW COMMISSION BY: ADOPTING AN AMENDMENT
8 TO SECTION 2.01, TO PROVIDE FOR FAIR DISTRICTING
9 STANDARDS FOR THE ESTABLISHMENT OF COUNTY
10 COMMISSION DISTRICT BOUNDARIES; ADOPTING AN
11 AMENDMENT TO SECTION 2.01, TO PROVIDE FOR
12 ENGAGING AN ACCREDITED FOUR-YEAR COLLEGE OR
13 UNIVERSITY TO IDENTIFY AND DESIGNATE COUNTY
14 COMMISSION DISTRICTS IN CONNECTION WITH
15 REDISTRICTING; ADOPTING A NEW SECTION 11.11,
16 PROVIDING FOR AND RELATING TO THE
17 ESTABLISHMENT OF THE BROWARD COUNTY
18 AFFORDABLE HOUSING TRUST FUND; ADOPTING AN
19 AMENDMENT TO SECTION 10.01, TO PROVIDE THE
20 BROWARD COUNTY INSPECTOR GENERAL WITH
21 DISCRETION AS TO WHETHER TO COMMENCE AN
22 INVESTIGATION INSTEAD OF MANDATING SUCH
23 COMMENCEMENT; ADOPTING AN AMENDMENT TO
24 SECTION 8.05, TO PROVIDE THAT THE BROWARD
COUNTY PLANNING COUNCIL'S ZONING GLOSSARY
SHALL BE CONTAINED IN THE COUNTY LAND USE PLAN
AND TO PROVIDE THAT THE BROWARD COUNTY
PLANNING COUNCIL SHALL HOLD AT LEAST ONE (1)
PUBLIC HEARING PRIOR TO CONSIDERATION OF A
LAND USE PLAN AMENDMENT; ADOPTING AN
AMENDMENT TO SECTION 9.01, TO PROVIDE FOR THE
APPOINTMENT OF ALTERNATE MEMBERS TO THE
CENTRAL EXAMINING BOARDS; ADOPTING AN
AMENDMENT TO SECTION 9.02, RELATING TO THE
QUORUM FOR MEETINGS OF THE BOARD OF RULES
AND APPEALS; ADOPTING A NEW SECTION 1.07,
RELATING TO MEETING NOTICES AND THE ONLINE
POSTING OF MEETING-RELATED MATERIALS;
ADOPTING AN AMENDMENT TO SECTION 4.01, TO
PROVIDE FOR CERTAIN CHANGES TO THE
COMPOSITION OF THE BODY THAT NOMINATES THE
COUNTY AUDITOR; ADOPTING AN AMENDMENT TO
SECTION 10.01, TO REVISE THE COMPOSITION OF THE
INSPECTOR GENERAL SELECTION-OVERSIGHT
COMMITTEE; AND ADOPTING AN AMENDMENT TO

1 DELETE SECTIONS 11.08, 11.06, AND 3.08, WHICH ARE
2 NO LONGER NECESSARY; AND FURTHER, PROVIDING
3 FOR NOTICE OF REFERENDUM ELECTION; PROVIDING
4 FOR TITLES AND WORDING OF BALLOT MEASURES;
5 PROVIDING FOR CANVASSING BOARD CERTIFICATION
6 OF RESULTS; PROVIDING FOR INCLUSION IN THE
7 CHARTER UPON APPROVAL OF A MAJORITY OF
8 ELECTORS VOTING; AUTHORIZING THE COUNTY
9 ATTORNEY TO CONFORM CHARTER AND APPROVED
10 AMENDMENTS/REVISIONS FOR CODIFICATION
11 PURPOSES; PROVIDING FOR THE DELIVERY OF A
12 CERTIFIED COPY OF THIS RESOLUTION TO THE
13 SUPERVISOR OF ELECTIONS BY JUNE 18, 2018; AND
14 PROVIDING FOR SEVERABILITY AND AN EFFECTIVE
15 DATE.

16 WHEREAS, Article VI of the Broward County Charter ("Charter") provides for a
17 Charter Review Commission, which was appointed in 2015, to meet and to propose
18 changes to the Charter; and

19 WHEREAS, the required two-thirds majority of the Charter Review Commission
20 has voted to submit eleven (11) proposed Charter amendments to the electorate; and

21 WHEREAS, the Charter Review Commission has held at least two (2) public
22 hearings regarding the proposed amendments; and

23 WHEREAS, Section 6.02 of the Charter provides that the Broward County Board
24 of County Commissioners "shall place the Charter Review Commission's proposed
25 amendments and/or revisions with the associated ballot language approved by the
26 Charter Review Commission on the general election ballot at the next general election";
27 and

28 WHEREAS, in accordance with Section 11.09 of the Charter, the County Auditor
29 has reviewed the proposed amendments and provided Financial Impact Statements for
30 each, which are also required to be placed on the ballot, NOW, THEREFORE,

1 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
2 BROWARD COUNTY, FLORIDA:

3 Section 1. The foregoing recitals are true and correct and are incorporated
4 herein by reference.

5 Section 2. A referendum election is called and ordered to be held in conjunction
6 with the general election to be held on Tuesday, November 6, 2018, and at such other
7 times as provided for early voting by Section 101.657, Florida Statutes, throughout
8 Broward County, Florida, for the purpose of determining whether or not the Charter
9 amendments/revisions stated herein, which are formally proposed by the Charter Review
10 Commission as evidenced by the attached Charter Review Commission resolutions, shall
11 be adopted.

12 Section 3. The election shall be held between the hours of 7 a.m. and 7 p.m. on
13 November 6, 2018, and at such other days and times for early voting as provided by
14 Section 101.657, Florida Statutes, at the same polling places established in Broward
15 County for the general election to be held on the prescribed date. Mail-in ballots for the
16 referendum election shall be prepared and made available as provided by law. All
17 registered and qualified electors in Broward County shall be eligible to vote in this
18 referendum election.

19 Section 4. Pursuant to Section 100.342, Florida Statutes, at least thirty (30)
20 days' notice of the referendum election, including its purpose and eligibility requirements
21 for voting, shall be published by the County Administrator in a newspaper of general
22 circulation in Broward County. The publication shall be made at least three (3) times,
23 once in the seventh week, once in the fifth week, and once in the third week, prior to the
24

1 week in which the election is held. The notice shall contain the complete text of the
2 proposed Charter amendments as shown in Sections 5 through 15 of this Resolution.

3 Section 5. The title and wording of the Charter Review Commission's first
4 question are as follows (inclusive of the financial impact statement prepared by the
5 Broward County Auditor):

6 **STANDARDS FOR ESTABLISHING COUNTY COMMISSION**

7 **DISTRICTS**

8 Shall the Broward County Charter be amended to provide that county
9 commission districts may not be drawn to favor or disfavor an incumbent or
10 political party; that districts shall not be drawn to deny racial or language
11 minorities the equal opportunity to participate in the political process and
12 elect representatives of their choice; and to ensure that districts are
13 contiguous and as equal in population as feasible?

14 YES _____

15 NO _____

16 Financial Impact Statement: Pursuant to Section 11.09 of the Broward County
17 Charter, the Broward County Auditor has estimated that this amendment would have no
18 financial impact to Broward County.

19 Section 6. The title and wording of the Charter Review Commission's second
20 question are as follows (inclusive of the financial impact statement prepared by the
21 Broward County Auditor):

22 **REDISTRICTING PROCEDURES FOR COUNTY COMMISSION**

23 **DISTRICTS**

24

1 Shall the Broward County Charter be amended to require the county
2 commission to redistrict following the 2020 decennial census, and every ten
3 years thereafter, or sooner if necessary, by engaging an accredited four
4 year college or university in Florida which shall utilize a transparent process
5 to identify and designate nine single-member districts within the county, and
6 require the county commission to adopt a redistricting plan, consistent with
7 its Charter and state and federal law?

8 YES _____

9 NO _____

10 Financial Impact Statement: Pursuant to Section 11.09 of the Broward County
11 Charter, the Broward County Auditor has estimated that this amendment would result in
12 a financial impact of approximately \$85,000 in Fiscal Year 2021 and an unquantifiable
13 financial impact every ten (10) years thereafter. These costs are estimated to arise from
14 obtaining the services of an independent redistricting consultant as required by the
15 amendment.

16 Section 7. The title and wording of the Charter Review Commission's third
17 question are as follows (inclusive of the financial impact statement prepared by the
18 Broward County Auditor):

19 **BROWARD COUNTY AFFORDABLE HOUSING TRUST FUND**

20 Shall the Broward County Charter be amended to enact a new
21 Section 11.11 to establish the Broward County Affordable Housing Trust
22 Fund, to provide a definition of "Affordable Housing," and to provide for the
23 purpose of the Trust Fund, the revenue sources for the Trust Fund, the
24

1 continuing nature of the Trust Fund, and for administration and oversight of
2 the Trust Fund?

3 YES _____

4 NO _____

5 Financial impact Statement: Pursuant to Section 11.09 of the Broward County
6 Charter, the Broward County Auditor has estimated that the trust fund established by this
7 amendment would not have any direct financial impact by itself. The housing programs
8 to be funded by this trust fund have not yet been proposed or enacted, but any housing
9 programs funded by the County would have a financial impact which cannot be
10 determined at this time.

11 Section 8. The title and wording of the Charter Review Commission's fourth
12 question are as follows (inclusive of the financial impact statement prepared by the
13 Broward County Auditor):

14 **BROWARD COUNTY OFFICE OF INSPECTOR GENERAL'S**
15 **DISCRETION TO COMMENCE AN INVESTIGATION**

16 Shall the Broward County Charter be amended to give the Broward County
17 Office of Inspector General discretion, as opposed to a mandate, to
18 commence an investigation if good cause exists that an entity or person
19 over whom the inspector general has authority has engaged in misconduct
20 or gross mismanagement?

21 YES _____

22 NO _____

23

24

1 Financial Impact Statement: Pursuant to Section 11.09 of the Broward County
2 Charter, the Broward County Auditor has estimated that this amendment would have no
3 financial impact to Broward County.

4 Section 9. The title and wording of the Charter Review Commission's fifth
5 question are as follows (inclusive of the financial impact statement prepared by the
6 Broward County Auditor):

7 **BROWARD COUNTY PLANNING COUNCIL**

8 **REVISIONS TO ZONING GLOSSARY AND PUBLIC HEARINGS**

9 Shall the Broward County Charter be amended to revise Section 8.05
10 related to the operation of the Broward County Planning Council to provide
11 that the Broward County Zoning Glossary shall be contained within the
12 County Land Use Plan, and to further provide that the Broward County
13 Planning Council shall hold no less than one (1) public hearing prior to
14 consideration of a proposed land use plan or plan amendment?

15 YES _____

16 NO _____

17 Financial Impact Statement: Pursuant to Section 11.09 of the Broward County
18 Charter, the Broward County Auditor has estimated that this amendment would have no
19 financial impact to Broward County.

20 Section 10. The title and wording of the Charter Review Commission's sixth
21 question are as follows (inclusive of the financial impact statement prepared by the
22 Broward County Auditor):

23 **CENTRAL EXAMINING BOARDS**

24 **APPOINTMENT OF ALTERNATE MEMBERS**

1 The Broward County Charter currently does not have a provision for the
2 appointment of alternate members to the various Central Examining
3 Boards. Therefore, shall the Broward County Charter be amended to revise
4 Section 9.01 related to the operation of the Central Examining Boards to
5 provide that there shall be alternate members appointed to each of the
6 Central Examining Boards?

7 YES _____

8 NO _____

9 Financial Impact Statement: Pursuant to Section 11.09 of the Broward County
10 Charter, the Broward County Auditor has estimated that this amendment would have no
11 financial impact to Broward County.

12 Section 11. The title and wording of the Charter Review Commission's seventh
13 question are as follows (inclusive of the financial impact statement prepared by the
14 Broward County Auditor):

15 **BOARD OF RULES AND APPEALS QUORUM SHALL BE THE**
16 **MAJORITY OF THE TOTAL BOARD MEMBERSHIP**

17 The current Charter provides that a quorum of the Board of Rules and
18 Appeals shall consist of eleven (11) members of the Board of Rules and
19 Appeals. Therefore, shall the Charter be amended to revise Section 9.02
20 related to the operation of the Board of Rules and Appeals to provide that a
21 quorum of the Board of Rules and Appeals shall be a majority of the total
22 membership of the Board of Rules and Appeals?

23 YES _____

24 NO _____

1 Financial Impact Statement: Pursuant to Section 11.09 of the Broward County
2 Charter, the Broward County Auditor has estimated that this amendment would have no
3 financial impact to Broward County.

4 Section 12. The title and wording of the Charter Review Commission's eighth
5 question are as follows (inclusive of the financial impact statement prepared by the
6 Broward County Auditor):

7 **POSTING OF NOTICES, AGENDA, AND BACKUP MATERIALS NO**
8 **LATER THAN 48 HOURS PRIOR TO MEETING**

9 Shall the Charter be amended to provide that for all meetings subject to
10 Section 286.011, Florida Statutes, the County and Municipalities shall post
11 notices, agendas, and backup materials on the County's or Municipality's
12 website, as applicable, at least 48 hours prior to the scheduled meeting, or
13 as soon as practicable after development or receipt of the agenda materials;
14 and in the event of emergency meetings for the postings to occur as soon
15 as practicable?

16 YES _____

17 NO _____

18 Financial Impact Statement: Pursuant to Section 11.09 of the Broward County
19 Charter, the Broward County Auditor has estimated that this amendment would have no
20 financial impact to Broward County.

21 Section 13. The title and wording of the Charter Review Commission's ninth
22 question are as follows (inclusive of the financial impact statement prepared by the
23 Broward County Auditor):

24

1 **COMPOSITION OF THE INDEPENDENT BOARD THAT NOMINATES**
2 **THE COUNTY AUDITOR**

3 Shall the Broward County Charter be amended to change the composition
4 of the board nominating the County Auditor by replacing the Florida Auditor
5 General or designee, Broward Community College President or designee,
6 and representative of countywide business organization with the following
7 new members or their designees: President of the Florida Institute of
8 Certified Public Accountants, president of a local college or university, and
9 President of the Institute of Internal Auditors?

10 YES _____

11 NO _____

12 Financial Impact Statement: Pursuant to Section 11.09 of the Broward County
13 Charter, the Broward County Auditor has estimated that this amendment would have no
14 financial impact to Broward County.

15 Section 14. The title and wording of the Charter Review Commission's tenth
16 question are as follows (inclusive of the financial impact statement prepared by the
17 Broward County Auditor):

18 **COMPOSITION OF THE BROWARD COUNTY INSPECTOR GENERAL**
19 **SELECTION-OVERSIGHT COMMITTEE**

20 Shall the Broward County Charter be amended to revise the composition of
21 the Broward County Inspector General Selection-Oversight Committee by
22 replacing the U.S. Attorney for the Southern District of Florida, or his/her
23 designee, with an appointee of the Broward County Bar Association?
24

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

YES _____

NO _____

Financial Impact Statement: Pursuant to Section 11.09 of the Broward County Charter, the Broward County Auditor has estimated that this amendment would have no financial impact to Broward County.

Section 15. The title and wording of the Charter Review Commission's eleventh question are as follows (inclusive of the financial impact statement prepared by the Broward County Auditor):

**HOUSEKEEPING AMENDMENT TO DELETE INEFFECTIVE
OR UNNECESSARY LANGUAGE**

Shall the Broward County Charter be amended to delete the following provisions of the Charter: Section 11.08, entitled "Broward County Ethics Commission," which completed its Charter responsibilities and is no longer in existence; Section 11.06, entitled "Broward County Environmental Quality Control Board," which is no longer in existence; and Section 3.08, entitled "Department of Transportation," which is independently established by the Broward County Administrative Code?

YES _____

NO _____

Financial Impact Statement: Pursuant to Section 11.09 of the Broward County Charter, the Broward County Auditor has estimated that this amendment would have no financial impact to Broward County.

1 Section 16. The election boards consisting of the clerks and inspectors
2 appointed to serve for the November 2018 General Election are hereby appointed to
3 serve in the referendum election and shall serve as prescribed by law.

4 Section 17. The Broward County Canvassing Board shall canvass the returns in
5 said election and shall, as provided by law, certify the results of such referendum to the
6 County Administrator of Broward County, to the Board of County Commissioners of
7 Broward County, to the Charter Review Commission, and to the Department of State of
8 the state of Florida to be recorded in appropriate public records.

9 Section 18. Should a majority of the electors voting in the referendum election
10 vote "YES," as to any of the ballot questions specified in Sections 5 through 15 of this
11 Resolution, thereby approving the measure, the applicable amendment and/or revision
12 shall become a part of the Charter of Broward County, Florida.

13 Section 19. In accordance with Section 4 of Charter Review Commission
14 Resolutions 2018-002 through 2018-008 and 2018-10 through 2018-13, the County
15 Attorney is authorized to make changes to the numbers and/or letters affixed to the
16 Articles, Sections, and Paragraphs of the Charter in order to conform the Charter to the
17 amendments/revisions approved by the electors of Broward County. In making any
18 codification modifications pursuant to this section, the County Attorney may rely upon the
19 legislative intent of the Charter Review Commission, and the base document(s) from
20 which the varied proposals attached to this Resolution were developed.

21 Section 20. The County Administrator, as Clerk of the Broward County Board of
22 County Commissioners, shall furnish a certified copy of this adopted enabling Resolution
23 to the Supervisor of Elections for Broward County by June 18, 2018. The County
24

1 Administrator is also authorized to perform all other tasks as may be necessary to comply
2 with the requirements of law relating to referenda elections.

3 Section 21. SEVERABILITY.

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

10 Section 22. EFFECTIVE DATE.

11 This Resolution shall become effective upon adoption.

12

13 ADOPTED this day of May, 2018.

14

PROPOSED

15

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

17

18 By /s/ Scott Andron 04/25/18
19 Scott Andron (date)
20 Assistant County Attorney

20

21 By /s/ Mark A. Journey 04/25/18
22 Mark A. Journey (date)
23 Senior Assistant County Attorney

22

23 SA/dp
24 04/25/18
CRC Resolution
#80131

CRC RESOLUTION NO. 2018-010

A RESOLUTION OF THE BROWARD COUNTY CHARTER REVIEW COMMISSION ADOPTING A PROPOSED AMENDMENT TO SECTION 2.01 OF THE CHARTER OF BROWARD COUNTY, FLORIDA, ENTITLED, “COMPOSITION, TERMS, QUALIFICATIONS AND COMPENSATION OF MEMBERS”; PROVIDING THAT COUNTY COMMISSION DISTRICTS MAY NOT BE DRAWN TO FAVOR OR DISFAVOR AN INCUMBENT OR POLITICAL PARTY AND THAT DISTRICTS SHALL NOT BE DRAWN TO DENY RACIAL OR LANGUAGE MINORITIES THE EQUAL OPPORTUNITY TO PARTICIPATE IN THE POLITICAL PROCESS AND ELECT REPRESENTATIVES OF THEIR CHOICE; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE COUNTY COMMISSION AT A SPECIAL REFERENDUM ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER 2018 GENERAL ELECTION; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE COUNTY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 6.02 of the Broward County Charter, after two (2) public hearings and by an affirmative vote of at least thirteen (13) of the nineteen (19) members, the Broward County Charter Review Commission may submit a proposal to the Board of County Commissioners to amend or revise the Broward County Charter; and

WHEREAS, the Charter of Broward County, Florida mandates that all Charter amendments and revisions proposed by the Charter Review Commission must be submitted to the County Commission no later than the first Tuesday in June of the year in which the term of the Charter Review Commission shall expire; and

{00209775.1 3293-0000000}

Coding: **Words in ~~struck-through~~ type are deletion from existing text.**
 Words in underscoring type are additions.

WHEREAS, the Charter of Broward County, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the County Commission to the electorate at the next general election;

NOW, THEREFORE, BE IT RESOLVED BY THE BROWARD COUNTY CHARTER REVIEW COMMISSION:

SECTION 1: That pursuant to Section 6.02 of the Charter of Broward County, Florida, the County Commission is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held in conjunction with the November 2018 General Election, a special referendum issue, the subject of which is proposed to amend Section 2.01, entitled “Composition, terms, qualifications, and compensation of members,” to provide for fair standards for the establishment of County Commission district boundaries, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as **Exhibit "A"**.

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

STANDARDS FOR ESTABLISHING COUNTY COMMISSION DISTRICTS

Shall the Broward County Charter be amended to provide that county commission districts may not be drawn to favor or disfavor an incumbent or political party; that districts shall not be drawn to deny racial or language minorities the equal opportunity to participate in the political process and elect representatives of their choice; and to ensure that districts are contiguous and as equal in population as feasible?

{00209775.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscoring type are additions.

YES _____

NO _____

SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of Broward County, Florida.

SECTION 4: That the County Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

SECTION 6: That this resolution shall become effective immediately upon its adoption.

Adopted this 10th day of January 10, 2018.



Thomas McDonald, Chairperson

APPROVED AS TO LEGAL FORM:



Samuel S. Goren, General Counsel

{00209775.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.

**RECORD OF VOTE
(CRC 2018-010)**

BUSCH	<u>YES</u>	McDONALD	<u>YES</u>
DAVIS	<u>YES</u>	MOSELEY	<u>YES</u>
DI PIETRO	<u>YES</u>	LETO	<u>YES</u>
FABRICIO	<u>YES</u>	NAVARRO	_____
FORMAN	<u>YES</u>	NORRIS-WEEKS	<u>YES</u>
GREENBERG	<u>YES</u>	PETTIS	<u>YES</u>
GUERRA	<u>YES</u>	REYES	<u>YES</u>
GUNZBURGER	<u>YES</u>	SMITH	<u>YES</u>
KANE	<u>YES</u>	WELLS	<u>YES</u>
MAYLOR	<u>YES</u>		

Resolution **CRC 2018-010** passed 18 - 0 on January 10, 2018.

BROWARD COUNTY CHARTER REVIEW COMMISSION

Attest: _____


Carlos Verney, Executive Director

{00209775.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

EXHIBIT "A"

Proposed Charter Language Regarding Standards for Establishing County Commission District Boundaries

* * *

Article II – Legislative Branch: County Commission

Sec. 2.01. - Composition, redistricting, terms, qualifications, and compensation of members.

The County Commission comprises the Legislative Branch of County government empowered to enact ordinances and resolutions, and to take action that is consistent with this Charter and that is in the best interest of the health, safety, and welfare of the County's citizens.

- A. The County Commission shall be composed of nine (9) members elected from single-member districts.

(1) No later than December 31st of the year of publication of each decennial census, the County Commission shall divide the County into nine (9) single-member districts of contiguous territory as nearly as equal in population as practicable, utilizing the most recent decennial census, as provided for herein. If, as a result of redistricting, Commissioners no longer reside in the District they were elected to represent, the Commissioners may remain in office, and serve out the balance of their term.

Standards for Establishing County Commission District Boundaries – In establishing County Commission boundaries:

(a) No apportionment plan or district shall be drawn with the intent to favor or disfavor a political party or an incumbent; and districts shall not be drawn with the intent or result of denying or abridging the equal opportunity of racial or language minorities to participate in the political process or to diminish their ability to elect representatives of their choice; and districts shall consist of contiguous territory.

(b) Unless compliance with the standards in this subsection conflicts with the standards in subsection 1(a) or with federal law, districts shall be as nearly equal in population as is practicable; districts shall be compact; and districts shall, where feasible, utilize existing political and geographical boundaries.

(c) The order in which the standards within subsections 1(a) and (b) of this section are set forth shall not be read to establish any priority of one standard over the other within that subsection.

(1)(2) Each District shall be assigned a number from one (1) through nine (9). Commissioners from Districts 1, 3, 5, 7, and 9 shall be elected in the 2004 general election for a term of four (4) years. Commissioners from Districts 2, 4, 6, and 8 elected in 2002 shall serve for a term of four (4) years.

(2)(3) Only qualified electors residing within each District may vote for the Commissioner representing that District. Each Commissioner must be an elector of the County and must be a resident of the particular District upon election.

- B. Commissioners shall be elected on a partisan basis. The terms of office shall begin on the Tuesday two (2) weeks following the day of the general or special election.
- C. Except as provided in this Section, election of Commissioners shall be as provided in Article VIII, Section 1(e), of the Florida Constitution.
- D. The Commissioners' salaries shall be determined and established in accordance with the general law of the State of Florida pertaining to compensation for Commissioners of non-charter counties. Commissioners shall only be reimbursed for expenses that are specifically approved by the County Commission, and when properly incurred on County business, in conformance with the laws of the State of Florida.
- E. Vacancies on the County Commission shall be defined and filled as provided by the laws of the State of Florida. Other than as a result of redistricting, any Commissioners who cease to reside in the District they represent shall be deemed to have vacated their office.

CRC RESOLUTION NO. 2018-011

A RESOLUTION OF THE BROWARD COUNTY CHARTER REVIEW COMMISSION ADOPTING A PROPOSED AMENDMENT TO SECTION 2.01 OF THE CHARTER OF BROWARD COUNTY, FLORIDA, ENTITLED, “COMPOSITION, TERMS, QUALIFICATIONS AND COMPENSATION OF MEMBERS”; PROVIDING FOR THE REDISTRICTING OF COUNTY COMMISSION DISTRICTS FOLLOWING THE DECENNIAL CENSUS IN 2020, AND EVERY TEN YEARS THEREAFTER, OR SOONER, IF THE COUNTY COMMISSION DETERMINES THAT DISTRICTS HAVE BECOME UNBALANCED DUE TO POPULATION SHIFTS; PROVIDING FOR THE ENGAGEMENT OF AN ACCREDITED FOUR (4) YEAR COLLEGE OR UNIVERSITY LOCATED WITHIN THE STATE OF FLORIDA FOR THE PURPOSE OF IDENTIFYING AND DESIGNATING NINE (9) SINGLE-MEMBER DISTRICTS WITHIN BROWARD COUNTY; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE COUNTY COMMISSION AT A SPECIAL REFERENDUM ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER 2018 GENERAL ELECTION; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE COUNTY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 6.02 of the Broward County Charter, after two (2) public hearings and by an affirmative vote of at least thirteen (13) of the nineteen (19) members, the Broward County Charter Review Commission may submit a proposal to the Board of County Commissioners to amend or revise the Broward County Charter; and

WHEREAS, the Charter of Broward County, Florida mandates that all Charter amendments and revisions proposed by the Charter Review Commission must be submitted to the

{00209777.3 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.

County Commission no later than the first Tuesday in June of the year in which the term of the Charter Review Commission shall expire; and

WHEREAS, the Charter of Broward County, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the County Commission to the electorate at the next general election;

NOW, THEREFORE, BE IT RESOLVED BY THE BROWARD COUNTY CHARTER REVIEW COMMISSION:

SECTION 1: That pursuant to Section 6.02 of the Charter of Broward County, Florida, the County Commission is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held in conjunction with the November 2018 General Election, a special referendum issue, the subject of which is proposed to amend Section 2.01, entitled “Composition, terms, qualifications, and compensation of members,” to provide for the redistricting of county commission districts in 2020 following the decennial census, and every ten (10) years thereafter, by engaging an accredited four (4) year college or university for the purpose of identifying nine (9) single-member districts within Broward County, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as **Exhibit "A"**.

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

REDISTRICTING PROCEDURES FOR COUNTY COMMISSION DISTRICTS

Shall the Broward County Charter be amended to require the county commission to redistrict following the 2020 decennial census, and every ten years thereafter, or sooner if necessary, by engaging an accredited four year college or university in
{00209777.3 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.

Florida which shall utilize a transparent process to identify and designate nine single-member districts within the county, and require the county commission to adopt a redistricting plan, consistent with its Charter and state and federal law?

YES _____

NO _____

SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of Broward County, Florida.

SECTION 4: That the County Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

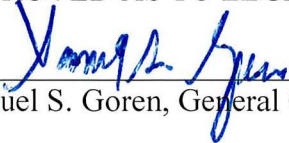
SECTION 6: That this resolution shall become effective immediately upon its adoption.

Adopted this 14th day of February 14, 2018.



Thomas McDonald, Chairperson

APPROVED AS TO LEGAL FORM:



Samuel S. Goren, General Counsel

{00209777.3 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.

**RECORD OF VOTE
(CRC 2018-011)**

BUSCH	<u>YES</u>	McDONALD	<u>YES</u>
DAVIS	<u>YES</u>	MOSELEY	<u>YES</u>
DI PIETRO	<u>YES</u>	LETO	<u>YES</u>
FABRICIO	<u>YES</u>	NAVARRO	<u>YES</u>
FORMAN	<u>YES</u>	NORRIS-WEEKS	<u>YES</u>
GREENBERG	_____	PETTIS	<u>YES</u>
GUERRA	_____	REYES	<u>YES</u>
GUNZBURGER	<u>YES</u>	SMITH	<u>YES</u>
KANE	<u>YES</u>	WELLS	_____
MAYLOR	<u>YES</u>		

Resolution **CRC 2018-010** passed 16 - 0 on February 14, 2018.

BROWARD COUNTY CHARTER REVIEW COMMISSION

Attest: _____

Carlos Verney, Executive Director

{00209777.3 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.

EXHIBIT A

Proposed Charter Language Regarding Redistricting Procedures

* * *

Article II – Legislative Branch: County Commission

Sec. 2.01. - Composition, redistricting, terms, qualifications, and compensation of members.

The County Commission comprises the Legislative Branch of County government empowered to enact ordinances and resolutions, and to take action that is consistent with this Charter and that is in the best interest of the health, safety, and welfare of the County's citizens.

- A. The County Commission shall be composed of nine (9) members elected from single-member districts.

~~(1) No later than December 31st of the year of publication of each decennial census, the County Commission shall divide the County into nine (9) single-member districts of contiguous territory as nearly as equal in population as practicable, utilizing the most recent decennial census. If, as a result of redistricting, Commissioners no longer reside in the District they were elected to represent, the Commissioners may remain in office, and serve out the balance of their term. Following the decennial census in 2020, and every ten (10) years thereafter, or sooner if it is determined by the County Commission that districts have become unbalanced due to population shifts, the County Commission shall contract with an accredited public four (4) year college or university located within the State of Florida for the purpose of identifying and designating nine (9) single-member districts within Broward County. The process utilized by the college or university shall be open and transparent. The County Commission shall adopt a redistricting plan as designated, provided that the plan is consistent with the requirements of federal law, state law and this charter. If, as a result of redistricting, a Commission member no longer resides in the district they were elected to represent, the Commission member may remain in office and serve out that balance of their term. Nothing contained in this section shall be construed to alter the residency requirements for any candidate, including incumbents, during subsequent regular elections.~~

(2) Each District shall be assigned a number from one (1) through nine (9). Commissioners from Districts 1, 3, 5, 7, and 9 shall be elected in the 2004 general election for a term of four (4) years. Commissioners from Districts 2, 4, 6, and 8 elected in 2002 shall serve for a term of four (4) years.

(3) Only qualified electors residing within each District may vote for the Commissioner representing that District. Each Commissioner must be an elector of the County and must be a resident of the particular District upon election.

- B. Commissioners shall be elected on a partisan basis. The terms of office shall begin on the Tuesday two (2) weeks following the day of the general or special election.
- C. Except as provided in this Section, election of Commissioners shall be as provided in Article VIII, Section 1(e), of the Florida Constitution.
- D. The Commissioners' salaries shall be determined and established in accordance with the general law of the State of Florida pertaining to compensation for Commissioners of non-charter counties. Commissioners shall only be reimbursed for expenses that are specifically approved by the County Commission, and when properly incurred on County business, in conformance with the laws of the State of Florida.
- E. Vacancies on the County Commission shall be defined and filled as provided by the laws of the State of Florida. Other than as a result of redistricting, any Commissioners who cease to reside in the District they represent shall be deemed to have vacated their office.

CRC RESOLUTION NO. 2018-007

A RESOLUTION OF THE BROWARD COUNTY CHARTER REVIEW COMMISSION ADOPTING A PROPOSED AMENDMENT TO THE CHARTER OF BROWARD COUNTY, FLORIDA, BY ENACTING A NEW SECTION 11.11 ENTITLED, “BROWARD COUNTY AFFORDABLE HOUSING TRUST FUND”; PROVIDING FOR THE ESTABLISHMENT OF THE BROWARD COUNTY AFFORDABLE HOUSING TRUST FUND, PROVIDING FOR A DEFINITION OF “AFFORDABLE HOUSING”, PROVIDING FOR THE PURPOSE OF THE TRUST FUND, REVENUE SOURCES FOR THE TRUST FUND, THE CONTINUING NATURE OF THE TRUST FUND AND FOR ADMINISTRATION AND OVERSIGHT OF THE TRUST FUND; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE COUNTY COMMISSION AT A SPECIAL REFERENDUM ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER 2018 GENERAL ELECTION; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE COUNTY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 6.02 of the Broward County Charter, after two (2) public hearings and by an affirmative vote of at least thirteen (13) of the nineteen (19) members, the Broward County Charter Review Commission may submit a proposal to the Board of County Commissioners to amend or revise the Broward County Charter; and

WHEREAS, the Charter of Broward County, Florida mandates that all Charter amendments and revisions proposed by the Charter Review Commission must be submitted to the County Commission no later than the first Tuesday in June of the year in which the term of the Charter Review Commission shall expire; and

WHEREAS, the Charter of Broward County, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the County Commission to the electorate at the next general election;

NOW, THEREFORE, BE IT RESOLVED BY THE BROWARD COUNTY CHARTER REVIEW COMMISSION:

SECTION 1: That pursuant to Section 6.02 of the Charter of Broward County, Florida, the County Commission is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held in conjunction with the November 2018 General Election, a special referendum issue, the subject of which is proposed to enact a new Section 11.11, in the Charter of Broward County, Florida, to be entitled “Broward County Affordable Housing Trust Fund,” to provide for the establishment of the Broward County Affordable Housing Trust Fund, for a definition of “Affordable Housing,” for the purpose of the Trust Fund, revenue sources for the Trust Fund, for the continuing nature of the Trust Fund, and for administration and oversight of the Trust Fund, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as **Exhibit "A"**.

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

BROWARD COUNTY AFFORDABLE HOUSING TRUST FUND

Shall the Broward County Charter be amended to enact a new Section 11.11 to establish the Broward County Affordable Housing Trust Fund, to provide a definition of “Affordable Housing,” and to provide for the purpose of the Trust Fund, the revenue sources for the Trust Fund, the continuing nature of the Trust

{00208063.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.

Fund, and for administration and oversight of the Trust Fund?

YES _____

NO _____

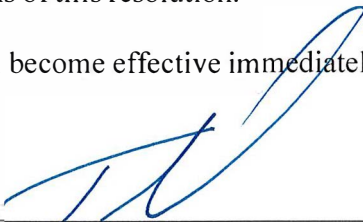
SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of Broward County, Florida.

SECTION 4: That the County Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

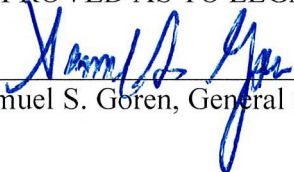
SECTION 6: That this resolution shall become effective immediately upon its adoption.

Adopted this 13th day of December, 2017.



Thomas McDonald, Chairperson

APPROVED AS TO LEGAL FORM:



Samuel S. Goren, General Counsel

{00208063 | 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

**RECORD OF VOTE
(CRC 2018-007)**

BUSCH	<u>YES</u>	McDONALD	<u>YES</u>
DAVIS	<u>YES</u>	MOSELEY	<u>YES</u>
DI PIETRO	<u>YES</u>	LETO	<u>YES</u>
FABRICIO	<u>YES</u>	NAVARRO	<u>YES</u>
FORMAN	<u>YES</u>	NORRIS-WEEKS	<u>YES</u>
GREENBERG	<u>YES</u>	PETTIS	<u>YES</u>
GUERRA	<u>YES</u>	REYES	<u>YES</u>
GUNZBURGER	<u>YES</u>	SMITH	<u>YES</u>
KANE	<u>YES</u>	WELLS	_____
MAYLOR	<u>YES</u>		

Resolution **CRC 2018-007** passed 18 - 0 on December 13, 2017.

BROWARD COUNTY CHARTER REVIEW COMMISSION

Attest: _____


Madison Cerniglia, Assistant Executive Director

{00208063.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscoring type are additions.

Exhibit "A"

Article XI – General Provisions

Section 11.11 – Broward County Affordable Housing Trust Fund

A. *Broward County Affordable Housing Trust Fund established.* The Broward County Affordable Housing Trust Fund ("Trust Fund") is hereby established. The purpose of the Trust Fund is to provide a continuing, non-lapsing fund for the Broward County Commission to use to address the need for affordable housing in Broward County, Florida.

B. *Affordable housing; definition: scope.* For purposes of this Section, "Affordable Housing" shall mean housing intended for very low to moderate income households as defined as follows:

Income Eligible Person/Family: – means one or more natural persons or a family that has a total annual anticipated income for the household below 140 percent of the median annual income adjusted for family size for households within the Broward County.

C. *Purpose of Trust Fund.* The Trust Fund will be used to create and sustain affordable housing throughout Broward County for renters and homeowners, and increase workforce housing opportunities.

D. *Revenue sources.* The Trust Fund established under this Section shall be funded by the County Commission, and may be comprised of the following sources:

- (1) Broward County General Revenue appropriated to the Trust Fund by the County Commission as part of the annual budget;
- (2) Savings from Expired Tax Increment Financing Payments to Community Redevelopment Agencies within the County,
- (3) Funds voluntarily contributed by municipalities who may elect to participate in the Trust Fund and programs funded by the Trust Fund;
- (4) Grants or donations made to the Trust Fund;
- (5) Mandatory or voluntary payments made pursuant to the development policies established by ordinance;
- (6) Other sources as established by ordinance.

E. *Continuing Nature of Trust Fund.* Notwithstanding any other provision of this Section, unspent portions of the Trust Fund established under this Section, repayments of principal and interest on loans provided from the Trust Fund, and interest earned from the deposit or investment of monies from the Trust Fund:

- (1) Shall remain in the Trust Fund, to be used exclusively for the purposes of the Trust Fund.

{00208063.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.

- (2) Do not revert to the general revenues of the County; and
- (3) Any appropriations do not lapse.

F. Administration and oversight.

(1) Administration of Trust Fund. The Trust Fund shall be administered by Broward County in a manner that allows the Trust Fund to leverage other sources of public funds and private investment; a recognized national best practice. The Trust Fund shall be included in the annual audit.

{00208063.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.

CRC RESOLUTION NO. 2018-002

A RESOLUTION OF THE BROWARD COUNTY CHARTER REVIEW COMMISSION ADOPTING A PROPOSED AMENDMENT TO SECTION 10.01 OF THE CHARTER OF BROWARD COUNTY, FLORIDA, ENTITLED, “BROWARD COUNTY OFFICE OF INSPECTOR GENERAL”; PROVIDING FOR THE INSPECTOR GENERAL’S DISCRETION AS TO WHETHER TO COMMENCE AN INVESTIGATION IF GOOD CAUSE EXISTS THAT AN ENTITY OR PERSON OVER WHOM THE INSPECTOR GENERAL HAS AUTHORITY HAS ENGAGED IN MISCONDUCT OR GROSS MISMANAGEMENT; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE COUNTY COMMISSION AT A SPECIAL REFERENDUM ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER 2018 GENERAL ELECTION; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE COUNTY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 6.02 of the Broward County Charter, after two (2) public hearings and by an affirmative vote of at least thirteen (13) of the nineteen (19) members, the Broward County Charter Review Commission may submit a proposal to the Board of County Commissioners to amend or revise the Broward County Charter; and

WHEREAS, the Charter of Broward County, Florida mandates that all Charter amendments and revisions proposed by the Charter Review Commission must be submitted to

{00190742.1 3293-0000000}

**Coding: Words in ~~struck-through~~ type are deletion from existing text.
 Words in underscoring type are additions.**

the County Commission no later than the first Tuesday in June of the year in which the term of the Charter Review Commission shall expire; and

WHEREAS, the Charter of Broward County, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the County Commission to the electorate at the next general election;

NOW, THEREFORE, BE IT RESOLVED BY THE BROWARD COUNTY CHARTER REVIEW COMMISSION:

SECTION 1: That pursuant to Section 6.02 of the Charter of Broward County, Florida, the County Commission is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held in conjunction with the November 2018 General Election, a special referendum issue, the subject of which is proposed to amend Section 10.01, entitled "Broward County Office of Inspector General," to provide the Inspector General with discretion as to whether to commence an investigation if good cause exists that an entity or person over whom the inspector general has authority has engaged in misconduct or gross mismanagement, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as **Exhibit "A"**.

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

**BROWARD COUNTY OFFICE OF INSPECTOR GENERAL'S
DISCRETION TO COMMENCE AN INVESTIGATION**

Shall the Broward County Charter be amended to give the Broward County Office of Inspector General discretion, as opposed to a mandate, to commence an
{00190742.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

investigation if good cause exists that an entity or person over whom the inspector general has authority has engaged in misconduct or gross mismanagement?

YES FOR APPROVAL _____

NO FOR REJECTION _____

SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of Broward County, Florida.

SECTION 4: That the County Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

SECTION 6: That this resolution shall become effective immediately upon its adoption.

Adopted this 9th day of August, 2017.



Thomas McDonald, Chairperson

APPROVED AS TO LEGAL FORM:



Samuel S. Goren, General Counsel

{00190742.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscoring type are additions.

**RECORD OF VOTE
(CRC 2018-002)**

BUSCH	<u>YES</u>	McDONALD	<u>YES</u>
DAVIS	<u>YES</u>	MOSELEY	<u>YES</u>
DI PIETRO	<u>YES</u>	LETO	<u>YES</u>
FABRICIO	<u>YES</u>	NAVARRO	_____
FORMAN	_____	NORRIS-WEEKS	<u>YES</u>
GREENBERG	<u>YES</u>	PETTIS	<u>YES</u>
GUERRA	<u>YES</u>	REYES	<u>YES</u>
GUNZBURGER	<u>YES</u>	SMITH	<u>YES</u>
KANE	<u>YES</u>	WELLS	_____
MAYLOR	<u>YES</u>		

Resolution **CRC 2018-002** passed 16 - 0 on August 9, 2017.

BROWARD COUNTY CHARTER REVIEW COMMISSION

Attest: _____


Carlos Verney, Executive Director

{00190742.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.

EXHIBIT "A"

Sec. 10.01. – Broward County Office of Inspector General

...

B. Functions, Authority, and Powers.

...

(2) The Inspector General ~~shall~~may commence an investigation if good cause exists that any Official, Employee, or Provider has engaged in misconduct or gross mismanagement.

{00190742.1 3293-0000000}

**Coding: Words in ~~struck-through~~ type are deletion from existing text.
 Words in underscored type are additions.**

CRC RESOLUTION NO. 2018-003

A RESOLUTION OF THE BROWARD COUNTY CHARTER REVIEW COMMISSION ADOPTING A PROPOSED AMENDMENT TO SECTION 8.05 OF THE CHARTER OF BROWARD COUNTY, FLORIDA, ENTITLED, "BROWARD COUNTY PLANNING COUNCIL; POWERS AND FUNCTION"; PROVIDING FOR REVISIONS TO ADMINISTRATION OF PLANNING COUNCIL'S DUTIES BY PROVIDING FOR THE ZONING GLOSSARY TO BE CONTAINED IN THE COUNTY LAND USE PLAN, AND AT LEAST ONE PLANNING COUNCIL PUBLIC HEARING FOR LAND USE PLAN AMENDMENTS; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE COUNTY COMMISSION AT A SPECIAL REFERENDUM ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER 2018 GENERAL ELECTION; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE COUNTY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 6.02 of the Broward County Charter, after two (2) public hearings and by an affirmative vote of at least thirteen (13) of the nineteen (19) members, the Broward County Charter Review Commission may submit a proposal to the Board of County Commissioners to amend or revise the Broward County Charter; and

WHEREAS, the Charter of Broward County, Florida mandates that all Charter amendments and revisions proposed by the Charter Review Commission must be submitted to

{00204685.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.

the County Commission no later than the first Tuesday in June of the year in which the term of the Charter Review Commission shall expire; and

WHEREAS, the Charter of Broward County, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the County Commission to the electorate at the next general election;

NOW, THEREFORE, BE IT RESOLVED BY THE BROWARD COUNTY CHARTER REVIEW COMMISSION:

SECTION 1: That pursuant to Section 6.02 of the Charter of Broward County, Florida, the County Commission is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held in conjunction with the November 2018 General Election, a special referendum issue, the subject of which is proposed to amend Section 8.05, entitled “Broward County Planning Council,” to provide revisions to the administration of the Broward County Planning Council’s use of the zoning glossary and the holding of at least one (1) public hearing prior to consideration of a land use plan amendment, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as **Exhibit "A"**.

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

BROWARD COUNTY PLANNING COUNCIL

REVISIONS TO ZONING GLOSSARY AND PUBLIC HEARINGS

Shall the Broward County Charter be amended to revise Section 8.05 related to the operation of the Broward County Planning Council to provide that the Broward County Zoning Glossary shall be contained within the County Land Use
{00204685.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.

Plan, and to further provide that the Broward County Planning Council shall hold no less than one (1) public hearing prior to consideration of a proposed land use plan or plan amendment?

YES FOR APPROVAL _____

NO FOR REJECTION _____

SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of Broward County, Florida.

SECTION 4: That the County Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

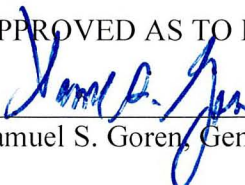
SECTION 6: That this resolution shall become effective immediately upon its adoption.

Adopted this 8th day of November, 2017.



Thomas McDonald, Chairperson

APPROVED AS TO LEGAL FORM:



Samuel S. Goren, General Counsel

{00204685.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscoring type are additions.

**RECORD OF VOTE
(CRC 2018-003)**

BUSCH	<u>YES</u>	McDONALD	<u>YES</u>
DAVIS	<u>YES</u>	MOSELEY	<u>YES</u>
DI PIETRO	<u>YES</u>	LETO	<u>YES</u>
FABRICIO	<u>YES</u>	NAVARRO	_____
FORMAN	_____	NORRIS-WEEKS	<u>YES</u>
GREENBERG	<u>YES</u>	PETTIS	_____
GUERRA	<u>YES</u>	REYES	<u>YES</u>
GUNZBURGER	<u>YES</u>	SMITH	<u>YES</u>
KANE	<u>YES</u>	WELLS	_____
MAYLOR	<u>YES</u>		

Resolution **CRC 2018-003** passed 16 - 0 on November 8, 2017.

BROWARD COUNTY CHARTER REVIEW COMMISSION

Attest: _____


Carlos Verney, Executive Director

{00204685 | 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

EXHIBIT "A"

ARTICLE VIII – LAND USE PLANNING

Section 8.05 BROWARD COUNTY PLANNING COUNCIL; POWERS AND FUNCTION

* * *

- C. The Planning Council shall adopt, and amend from time to time, a uniform countywide general zoning glossary of terms in consultation with other governmental entities. The zoning glossary shall be contained in the County Land Use Plan, as may be amended from time to time. Other governmental entities within the County may specify specific prohibited or permitted uses or various other restrictions as may be deemed necessary to be in the best interest of the governmental entity.
- D. A governmental entity shall submit to the Planning Council its land use plan, or amendments thereto, for review. No later than sixty (60) days from the date of submission, the Planning Council shall hold a public hearing to consider that plan for inclusion in the County Land Use Plan and/or certification. The Planning Council shall take into consideration such factors as: professional service employed, consideration given to utilities and adjoining areas with regard to impact on roads and general environmental quality, sufficient notice to surrounding areas and proper opportunity for the public to review and comment on the proposed Plan. The Planning Council may, at this hearing or a subsequent regular meeting, by a simple majority of its membership, adopt or reject such inclusion and/or certification of, or amendment to, such governmental land use plan. The Planning Council shall state its reasons for rejection, alterations or modifications in writing to the affected governmental entity. Following at least one (1) public hearing at which the proposed amendment is considered, ~~the Planning Council may propose amendments to the County Land Use Plan at any time. after consideration at two (2) public hearings.~~

{00204685.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

CRC RESOLUTION NO. 2018-004

A RESOLUTION OF THE BROWARD COUNTY CHARTER REVIEW COMMISSION ADOPTING A PROPOSED AMENDMENT TO SECTION 9.01 OF THE CHARTER OF BROWARD COUNTY, FLORIDA, ENTITLED, “CENTRAL EXAMINING BOARDS”; PROVIDING FOR THE APPOINTMENT OF ALTERNATE MEMBERS TO THE CENTRAL EXAMINING BOARDS; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE COUNTY COMMISSION AT A SPECIAL REFERENDUM ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER 2018 GENERAL ELECTION; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE COUNTY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 6.02 of the Broward County Charter, after two (2) public hearings and by an affirmative vote of at least thirteen (13) of the nineteen (19) members, the Broward County Charter Review Commission may submit a proposal to the Board of County Commissioners to amend or revise the Broward County Charter; and

WHEREAS, the Charter of Broward County, Florida mandates that all Charter amendments and revisions proposed by the Charter Review Commission must be submitted to the County Commission no later than the first Tuesday in June of the year in which the term of the Charter Review Commission shall expire; and

{00204686.2 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscoring type are additions.

WHEREAS, the Charter of Broward County, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the County Commission to the electorate at the next general election;

NOW, THEREFORE, BE IT RESOLVED BY THE BROWARD COUNTY CHARTER REVIEW COMMISSION:

SECTION 1: That pursuant to Section 6.02 of the Charter of Broward County, Florida, the County Commission is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held in conjunction with the November 2018 General Election, a special referendum issue, the subject of which is proposed to amend Section 9.01, entitled "Central Examining Boards," to provide for the appointment of alternate members to the Central Examining Boards, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as **Exhibit "A"**.

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

CENTRAL EXAMINING BOARDS

APPOINTMENT OF ALTERNATE MEMBERS

The Broward County Charter currently does not have a provision for the appointment of alternate members to the various Central Examining Boards. Therefore, shall the Broward County Charter be amended to revise Section 9.01 related to the operation of the Central Examining Boards to provide that there shall be alternate members appointed to each of the Central Examining Boards?

{00204686.2 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.

YES FOR APPROVAL _____

NO FOR REJECTION _____

SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of Broward County, Florida.

SECTION 4: That the County Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

SECTION 6: That this resolution shall become effective immediately upon its adoption.

Adopted this 8th day of November, 2017.



Thomas McDonald, Chairperson

APPROVED AS TO LEGAL FORM:



Samuel S. Goren, General Counsel

{00204686.2 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscoring type are additions.

**RECORD OF VOTE
(CRC 2018-004)**

BUSCH	<u>YES</u>	McDONALD	<u>YES</u>
DAVIS	<u>YES</u>	MOSELEY	<u>YES</u>
DI PIETRO	<u>YES</u>	LETO	<u>YES</u>
FABRICIO	<u>YES</u>	NAVARRO	_____
FORMAN	<u>YES</u>	NORRIS-WEEKS	<u>YES</u>
GREENBERG	<u>YES</u>	PETTIS	_____
GUERRA	<u>YES</u>	REYES	<u>YES</u>
GUNZBURGER	<u>YES</u>	SMITH	<u>YES</u>
KANE	<u>YES</u>	WELLS	_____
MAYLOR	<u>YES</u>		

Resolution **CRC 2018-004** passed 16 - 0 on November 8, 2017.

BROWARD COUNTY CHARTER REVIEW COMMISSION

Attest: _____


Carlos Verney, Executive Director

{00204686.2.3293-0000000}

Coding:

Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

EXHIBIT "A"

9.01 CENTRAL EXAMINING BOARDS

* * *

- D. The Board of Plumbers, Board of General Construction Trades, Board of Mechanical Contractors and Specialty Mechanical Contractors, and Board of Engineered Construction Trades are established as County CEBs, and each shall consist of nine (9) members, and nine (9) alternates. These nine-member CEBs shall be comprised of five (5) members, and five (5) alternates appointed by the County Commission consisting of three (3) Professional Members, three (3) Professional Member alternates, ~~and two (2) Consumer Representatives, and two (2) Consumer Representative alternates. The Broward County League of Cities shall appoint four (4) members, and four (4) alternates, consisting of three (3) Professional Members, and three (3) Professional Member alternates, and one (1) Consumer Representative, and one (1) Consumer Representative Alternate.~~
- E. The Board of Electricians CEB is established, and shall consist of seven (7) members, and seven (7) alternates. The County Commission shall appoint four (4) members, and four (4) alternates, consisting of three (3) Professional Members, three (3) Professional Member alternates, and one (1) Consumer Representative, and one (1) Consumer Representative Alternate. The Broward County League of Cities shall appoint three (3) members, and three (3) alternates, consisting of three (3) Professional Members and three (3) Professional Member alternates.
- F. The Board of Liquefied Petroleum Gas Contractors CEB is established, and shall consist of six (6) members, and six (6) alternates. The County Commission shall appoint three (3) Professional Members and three (3) Professional Member alternates. The Broward County League of Cities shall appoint three (3) Professional Members, and three (3) Professional Member alternates.

ADDITIONAL LANGUAGE:

- G. Each of the individuals appointed by the County Commission to each CEB shall be nominated by a Commissioner, and approved by a majority of the County Commission. The County Commission shall adopt an appointment process which provides for the appointment of Professional Members, Consumer Representatives, and Alternates to the CEB's. ~~each Commissioner appointing two (2) Professional Members and one (1) Consumer Representative.~~ Once appointed, the members appointed by the County Commission shall serve until the expiration of their ~~term of the nominating Commissioner,~~ or until a successor is duly appointed.
- I. All Members of the CEBs may serve three (3) consecutive four-year terms.

{00204686.2 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

CRC RESOLUTION NO. 2018-005

A RESOLUTION OF THE BROWARD COUNTY CHARTER REVIEW COMMISSION ADOPTING A PROPOSED AMENDMENT TO SECTION 9.02 OF THE CHARTER OF BROWARD COUNTY, FLORIDA, ENTITLED, “BUILDING CODE AND BOARD OF RULES AND APPEALS”; PROVIDING FOR A QUORUM OF THE BOARD OF RULES AND APPEALS TO BE A MAJORITY OF THE TOTAL MEMBERSHIP OF THE BOARD OF RULES AND APPEALS; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE COUNTY COMMISSION AT A SPECIAL REFERENDUM ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER 2018 GENERAL ELECTION; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE COUNTY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 6.02 of the Broward County Charter, after two (2) public hearings and by an affirmative vote of at least thirteen (13) of the nineteen (19) members, the Broward County Charter Review Commission may submit a proposal to the Board of County Commissioners to amend or revise the Broward County Charter; and

WHEREAS, the Charter of Broward County, Florida mandates that all Charter amendments and revisions proposed by the Charter Review Commission must be submitted to

{00204687.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

the County Commission no later than the first Tuesday in June of the year in which the term of the Charter Review Commission shall expire; and

WHEREAS, the Charter of Broward County, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the County Commission to the electorate at the next general election;

NOW, THEREFORE, BE IT RESOLVED BY THE BROWARD COUNTY CHARTER REVIEW COMMISSION:

SECTION 1: That pursuant to Section 6.02 of the Charter of Broward County, Florida, the County Commission is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held in conjunction with the November 2018 General Election, a special referendum issue, the subject of which is proposed to amend Section 9.02, entitled “Building Code and Board of Rules and Appeals,” to provide for the quorum of the Board of Rules and Appeals to consist of a majority of the total membership of the Board of Rules and Appeals, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as **Exhibit "A"**.

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

**BOARD OF RULES AND APPEALS QUORUM SHALL BE THE
MAJORITY OF THE TOTAL BOARD MEMBERSHIP**

The current Charter provides that a quorum of the Board of Rules and Appeals shall consist of eleven (11) members of the Board of Rules and Appeals.

{00204687.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

Therefore, shall the Charter be amended to revise Section 9.02 related to the operation of the Board of Rules and Appeals to provide that a quorum of the Board of Rules and appeals shall be a majority of the total membership of the Board of Rules and Appeals?

YES FOR APPROVAL _____

NO FOR REJECTION _____

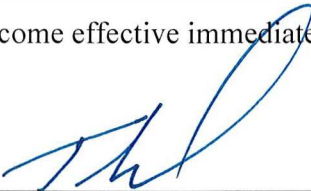
SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of Broward County, Florida.

SECTION 4: That the County Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

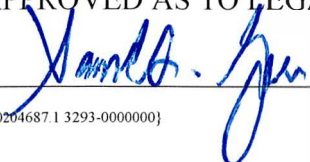
SECTION 6: That this resolution shall become effective immediately upon its adoption.

Adopted this 8th day of November, 2017.



Thomas McDonald, Chairperson

APPROVED AS TO LEGAL FORM:



{00204687.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

Samuel S. Goren, General Counsel

**RECORD OF VOTE
(CRC 2018-005)**

BUSCH	<u>YES</u>	McDONALD	<u>YES</u>
DAVIS	<u>YES</u>	MOSELEY	<u>YES</u>
DI PIETRO	<u>YES</u>	LETO	<u>YES</u>
FABRICIO	<u>YES</u>	NAVARRO	_____
FORMAN	<u>YES</u>	NORRIS-WEEKS	<u>YES</u>
GREENBERG	<u>YES</u>	PETTIS	_____
GUERRA	<u>YES</u>	REYES	<u>YES</u>
GUNZBURGER	<u>YES</u>	SMITH	<u>YES</u>
KANE	<u>YES</u>	WELLS	_____
MAYLOR	<u>YES</u>		_____

Resolution **CRC 2018-005** passed 16 - 0 on November , 2017.

BROWARD COUNTY CHARTER REVIEW COMMISSION

Attest: _____


Carlos Verney, Executive Director

{00204687.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

EXHIBIT "A"

SECTION 9.02 BUILDING CODE AND BOARD OF RULES AND APPEALS

* * *

B. Effective January 1, 2003, there shall be a Broward County Board of Rules and Appeals, "Board of Rules and Appeals," composed of thirteen (13) members and nine (9) alternates as follows:

* * *

- (9) ~~Eleven (11) members and/or seated alternates shall constitute a~~ A quorum of the Board of Rules and Appeals shall consist of a majority of the total membership of the Board of Rules and Appeals, and a majority vote of those members voting on a measure shall be necessary for the Board of Rules and Appeals to take affirmative action.

* * *

{00204687.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

CRC RESOLUTION NO. 2018-006

A RESOLUTION OF THE BROWARD COUNTY CHARTER REVIEW COMMISSION ADOPTING A PROPOSED AMENDMENT TO THE CHARTER OF BROWARD COUNTY, FLORIDA, BY ENACTING A NEW SECTION 1.07 ENTITLED, "REQUIRED POSTING OF NOTICES, AGENDAS, AND BACKUP MATERIALS"; PROVIDING THAT FOR ALL MEETINGS SUBJECT TO THE REQUIREMENTS OF SECTION 286.011, FLA.STAT., THAT ALL NOTICES, AGENDAS, AND BACKUP MATERIALS SHALL BE POSTED ON THE COUNTY OR MUNICIPALITY'S WEBSITE NO LATER THAN FORTY EIGHT HOURS PRIOR TO THE SCHEDULED MEETING, OR AS SOON AS PRACTICABLE AFTER THE RECEIPT OR DEVELOPMENT OF THE AGENDA MATERIALS, AND SHALL BE MADE AVAILABLE TO THE PUBLIC AT THE MEETING; PROVIDING FOR NOTICE IN THE EVENT OF AN EMERGENCY MEETING; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE COUNTY COMMISSION AT A SPECIAL REFERENDUM ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER 2018 GENERAL ELECTION; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE COUNTY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 6.02 of the Broward County Charter, after two (2) public hearings and by an affirmative vote of at least thirteen (13) of the nineteen (19) members, the Broward County Charter Review Commission may submit a proposal to the Board of County Commissioners to amend or revise the Broward County Charter; and

WHEREAS, the Charter of Broward County, Florida mandates that all Charter amendments and revisions proposed by the Charter Review Commission must be submitted to

the County Commission no later than the first Tuesday in June of the year in which the term of the Charter Review Commission shall expire; and

WHEREAS, the Charter of Broward County, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the County Commission to the electorate at the next general election;

NOW, THEREFORE, BE IT RESOLVED BY THE BROWARD COUNTY CHARTER REVIEW COMMISSION:

SECTION 1: That pursuant to Section 6.02 of the Charter of Broward County, Florida, the County Commission is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held in conjunction with the November 2018 General Election, a special referendum issue, the subject of which is proposed to enact a new Section 1.07, entitled "Required Posting of Notices, Agendas, and Backup Materials," to provide that for all meetings subject to the requirements of Section 286.011, Fla.Stat., that the County and Municipalities, post the notice, agenda, and backup materials on the County or Municipality's website no later than forty-eight (48) hours prior to the scheduled meeting, or as soon as practicable after the receipt or development of the agenda materials, and shall be made available to the public at the meeting, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as Exhibit "A".

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

**POSTING OF NOTICES, AGENDA, AND BACKUP MATERIALS NO
LATER THAN 48 HOURS PRIOR TO MEETING**

{00221504.2 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

Shall the Charter be amended to provide that for all meetings subject to Section 286.011, Florida Statutes, the County and Municipalities, shall post notices, agendas, and backup materials on the County's or Municipality's website, as applicable, at least 48 hours prior to the scheduled meeting, or as soon as practicable after development or receipt of the agenda materials; and in the event of emergency meetings for the postings to occur as soon as practicable?

YES FOR APPROVAL _____

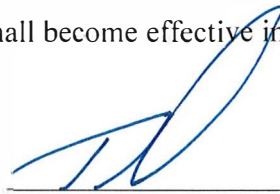
NO FOR REJECTION _____

SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of Broward County, Florida.

SECTION 4: That the County Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

SECTION 6: That this resolution shall become effective immediately upon its adoption.
Adopted this 29th day of November, 2017.



Thomas McDonald, Chairperson

APPROVED AS TO LEGAL FORM:

{00221504 2 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.



Samuel S. Goren, General Counsel

**RECORD OF VOTE
(CRC 2018-006)**

BUSCH	<u>YES</u>	McDONALD	<u>YES</u>
DAVIS	<u>YES</u>	MOSELEY	<u>YES</u>
DIPIETRO	<u>YES</u>	MOSKOWITZ	<u>YES</u>
FABRICIO	<u>NO</u>	NAVARRO	<u>YES</u>
FORMAN	<u>NO</u>	NORRIS-WEEKS	<u>YES</u>
GREENBERG	<u>YES</u>	PETTIS	<u>YES</u>
GUERRA	<u>YES</u>	REYES	<u>YES</u>
GUNZBURGER	<u>YES</u>	SMITH	<u>YES</u>
KANE	<u>YES</u>	WELLS	_____
MAYLOR	<u>NO</u>		

Resolution **CRC 2018-006** passed 15 - 3 on November 29, 2017.

BROWARD COUNTY CHARTER REVIEW COMMISSION

Attest: _____


Carlos Verney, Executive Director

{00221504 2 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

Exhibit "A"

Article I – Creation of County and Powers of Government

Section 1.07 – Required Posting of Notices, Agendas, and Backup Materials

A. Posting of Notices, Agenda, and Backup Materials.

For all meetings subject to the requirements of Section 286.011, Florida Statutes, as may be amended from time to time, and in addition to any applicable state law requirements, the County and all Municipalities shall post on their respective websites any required notices, agendas, and available backup materials at least 48 hours prior to the applicable scheduled meeting. Any revisions to the agenda, backup materials, or other information received or developed by the governmental entity within 48 hours prior to the scheduled meeting shall be posted on the applicable website as soon as practicable after the governmental entity's receipt or development of the agenda materials, and shall be made available for public inspection at the meeting. For any Municipality that does not maintain its own website, the County shall provide, upon request by the Municipality, a location on the County's website to enable the Municipality to meet the requirements of this Section. The County may recover the cost of posting the aforementioned materials on the County's website. All meeting notices subject to this Section shall include the date, time, and location of the meeting, the proposed agenda, and all backup materials received or developed in connection with each agenda item.

B. Exception for Emergency Meetings.

In those instances where there is a County or Municipal meeting subject to Section 286.011, Florida Statutes, scheduled due to an emergency, and it is not possible to post the meeting notice at least 48 hours prior to the meeting, the County or Municipality, as applicable, as prescribed above, shall be required to post the meeting notice on its website, or on the County's website if the Municipality does not maintain its own website, at the earliest practicable time. In the written notice calling for the emergency meeting, the chief administrative officer of the County or Municipality shall include a detailed statement explaining the emergency nature of the meeting.

C. Conflict.

{00221504.2 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.

Section 1.07 preempts and controls over any inconsistent County or Municipal charter provision, ordinance, or resolution that provides for the posting of notices, agendas, and backup materials for meetings, subject to the requirements of Section 286.011, Florida Statutes for any period of time less that provided for in this Section.

{00221504.2 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

CRC RESOLUTION NO. 2018-008

A RESOLUTION OF THE BROWARD COUNTY CHARTER REVIEW COMMISSION ADOPTING A PROPOSED AMENDMENT TO SECTION 4.01 OF THE CHARTER OF BROWARD COUNTY, FLORIDA, ENTITLED, “COUNTY AUDITOR”; PROVIDING FOR CHANGES TO THE COMPOSITION OF THE BODY THAT NOMINATES THE COUNTY AUDITOR; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE COUNTY COMMISSION AT A SPECIAL REFERENDUM ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER 2018 GENERAL ELECTION; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE COUNTY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 6.02 of the Broward County Charter, after two (2) public hearings and by an affirmative vote of at least thirteen (13) of the nineteen (19) members, the Broward County Charter Review Commission may submit a proposal to the Board of County Commissioners to amend or revise the Broward County Charter; and

WHEREAS, the Charter of Broward County, Florida mandates that all Charter amendments and revisions proposed by the Charter Review Commission must be submitted to the County Commission no later than the first Tuesday in June of the year in which the term of the Charter Review Commission shall expire; and

WHEREAS, the Charter of Broward County, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the County Commission to the electorate at the next general election;

{00208112.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
 Words in underscored type are additions.

**NOW, THEREFORE, BE IT RESOLVED BY THE BROWARD COUNTY
CHARTER REVIEW COMMISSION:**

SECTION 1: That pursuant to Section 6.02 of the Charter of Broward County, Florida, the County Commission is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held in conjunction with the November 2018 General Election, a special referendum issue, the subject of which is proposed to amend Section 4.01, entitled "County Auditor," to provide for certain changes to the composition of the body that nominates the County Auditor, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as **Exhibit "A"**.

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

**COMPOSITION OF THE INDEPENDENT BOARD THAT NOMINATES THE
COUNTY AUDITOR**

Shall the Broward County Charter be amended to change the composition of the board nominating the County Auditor by replacing the Florida Auditor General or designee, Broward Community College President or designee, and representative of countywide business organization with the following new members or their designees: President of the Florida Institute of Certified Public Accountants, president of a local college or university, and President of the Institute of Internal Auditors?

{00208112.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.

YES _____


NO _____

SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of Broward County, Florida.

SECTION 4: That the County Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

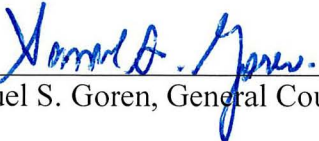
SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

SECTION 6: That this resolution shall become effective immediately upon its adoption.
Adopted this 13th day of December 13, 2017.



Thomas McDonald, Chairperson

APPROVED AS TO LEGAL FORM:



Samuel S. Goren, General Counsel

{00208112.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.

**RECORD OF VOTE
(CRC 2018-008)**

BUSCH	<u>YES</u>	McDONALD	<u>YES</u>
DAVIS	<u>YES</u>	MOSELEY	<u>YES</u>
DI PIETRO	<u>YES</u>	LETO	<u>YES</u>
FABRICIO	<u>YES</u>	NAVARRO	<u>YES</u>
FORMAN	<u>YES</u>	NORRIS-WEEKS	<u>YES</u>
GREENBERG	<u>YES</u>	PETTIS	<u>YES</u>
GUERRA	<u>YES</u>	REYES	<u>YES</u>
GUNZBURGER	<u>YES</u>	SMITH	<u>YES</u>
KANE	<u>YES</u>	WELLS	_____
MAYLOR	<u>YES</u>		

Resolution **CRC 2008-008** passed 18 - 0 on December 13, 2017.

BROWARD COUNTY CHARTER REVIEW COMMISSION

Attest: _____


Carlos Verney, Executive Director

{00208112.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

EXHIBIT A

Proposed Charter Language Regarding Appointment of County Auditor

* * *

Article IV – County Auditor

Sectoion 4.01 – County Auditor

A. Effective January 1, ~~2003~~2018, there shall be an independent board comprised of the following individuals who shall nominate an individual to the position of County Auditor, subject to ratification by a majority of the County Commission on or before July 1, ~~2003~~2018:

- (1) ~~State of Florida Auditor General~~President of the Florida Institute of Certified Public Accountants, or designee;
- (2) President of the Broward County League of Cities, or designee;
- (3) President of the Broward County Bar Association, or designee;
- (4) President of ~~Broward Community College~~a local college or university, as determined by the County Commission, or designee; and
- (5) ~~An individual representative from a countywide business organization, which organization is selected by the County Commission~~President of the Institute of Internal Auditors, or designee.

In the event ~~the State of Florida Auditor General~~that any of these individuals declines to appoint a member to the independent board, an additional individual representatives shall be appointed from ~~a countywide business organizations, which organizations is shall be selected~~ by the County Commission. The intent of this provision is to ensure that there are five (5) members on the independent board who nominate an individual to the position of County Auditor.

CRC RESOLUTION NO. 2018-012

A RESOLUTION OF THE BROWARD COUNTY CHARTER REVIEW COMMISSION ADOPTING A PROPOSED AMENDMENT TO SECTION 10.01 OF THE CHARTER OF BROWARD COUNTY, FLORIDA, ENTITLED, "BROWARD COUNTY OFFICE OF INSPECTOR GENERAL"; REVISING THE COMPOSITION OF THE INSPECTOR GENERAL SELECTION-OVERSIGHT COMMITTEE BY REPLACING THE UNITED STATES ATTORNEY FOR THE SOUTHERN DISTRICT OF FLORIDA, OR HIS/HER APPOINTEE, WITH AN INDIVIDUAL APPOINTED BY THE BROWARD COUNTY BAR ASSOCIATION; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE COUNTY COMMISSION AT A SPECIAL REFERENDUM ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER 2018 GENERAL ELECTION; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE COUNTY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 6.02 of the Broward County Charter, after two (2) public hearings and by an affirmative vote of at least thirteen (13) of the nineteen (19) members, the Broward County Charter Review Commission may submit a proposal to the Board of County Commissioners to amend or revise the Broward County Charter; and

WHEREAS, the Charter of Broward County, Florida mandates that all Charter amendments and revisions proposed by the Charter Review Commission must be submitted to

{00213839.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.

WHEREAS, the Charter of Broward County, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the County Commission to the electorate at the next general election;

NOW, THEREFORE, BE IT RESOLVED BY THE BROWARD COUNTY CHARTER REVIEW COMMISSION:

SECTION 1: That pursuant to Section 6.02 of the Charter of Broward County, Florida, the County Commission is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held in conjunction with the November 2018 General Election, a special referendum issue, the subject of which is proposed to amend Section 10.01, entitled “Broward County Office of Inspector General,” to revise the composition of the Inspector General Selection-Oversight Committee by replacing the United States Attorney for the Southern District of Florida, or his/her appointee, with an individual appointed by the Broward County Bar Association, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as **Exhibit "A"**.

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

**COMPOSITION OF THE BROWARD COUNTY INSPECTOR GENERAL
SELECTION-OVERSIGHT COMMITTEE**

Shall the Broward County Charter be amended to revise the composition of the Broward County Inspector General Selection-Oversight Committee by replacing the U.S. Attorney for the Southern District of Florida, or his/her designee, with an appointee of the Broward County Bar Association?

{00213839.1 3293-0000000}

**Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.**

YES _____

NO _____

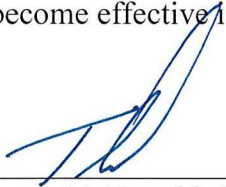
SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of Broward County, Florida.

SECTION 4: That the County Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.


SECTION 6: That this resolution shall become effective immediately upon its adoption.

Adopted this ____ day of _____, 20__.



Thomas McDonald, Chairperson

APPROVED AS TO LEGAL FORM:



Samuel S. Goren, General Counsel

{00213839.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.

**RECORD OF VOTE
(CRC 2018-012)**

BUSCH	<u>YES</u>	McDONALD	<u>YES</u>
DAVIS	___	MOSELEY	<u>YES</u>
DI PIETRO	<u>YES</u>	LETO	<u>YES</u>
FABRICIO	<u>YES</u>	NAVARRO	<u>YES</u>
FORMAN	<u>YES</u>	NORRIS-WEEKS	<u>YES</u>
GREENBERG	<u>YES</u>	PETTIS	<u>YES</u>
GUERRA	___	REYES	<u>YES</u>
GUNZBURGER	<u>YES</u>	SMITH	<u>YES</u>
KANE	<u>YES</u>	WELLS	<u>YES</u>
MAYLOR	<u>YES</u>		

Resolution **CRC 2018-012** passed 17 - 0 on January 24 , 2018.

BROWARD COUNTY CHARTER REVIEW COMMISSION

Attest: 

Carlos Verney, Executive Director

{00213839.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

EXHIBIT "A"

Sec. 10.01. – Broward County Office of Inspector General

...
(2) Selection

...

(b) The Selection-Oversight Committee shall be comprised of the following five (5) individuals, none of whom shall be an elected official:

- (i) One person appointed by the Broward League of Cities;
- (ii) One person appointed by the State Attorney for the Seventeenth Judicial Circuit ex officio, or by his or her designee if the State Attorney is unable or unwilling to appoint;
- (iii) One person appointed by the Public Defender for the Seventeenth Judicial Circuit ex officio, or by his or her designee if the Public Defender is unable or unwilling to appoint;
- (iv) ~~The United States Attorney for the Southern District of Florida, or his or her designee if the United States Attorney is unwilling or unable to serve~~One person appointed by the Broward County Bar Association; and
- (v) One person selected by affirmative vote of at least three (3) members of the Selection- Oversight Committee referenced above.

{00213839.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.

CRC RESOLUTION NO. 2018-013

A RESOLUTION OF THE BROWARD COUNTY CHARTER REVIEW COMMISSION CLARIFYING THE CHARTER BY ELIMINATING INEFFECTIVE OR UNNECESSARY LANGUAGE; PROVIDING FOR PRESENTATION TO THE ELECTORATE BY THE COUNTY COMMISSION AT A SPECIAL REFERENDUM ELECTION TO BE HELD IN CONJUNCTION WITH THE NOVEMBER 2018 GENERAL ELECTION; PROVIDING THE BALLOT TITLE AND SUMMARY OF THE CHIEF PURPOSE OF THE PROPOSED AMENDMENT; PROVIDING FOR THE COUNTY ATTORNEY TO RENUMBER AND RELETTER ARTICLES AND SECTIONS IN ORDER TO CONFORM THE AMENDMENTS TO THE CHARTER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 6.02 of the Broward County Charter, after two (2) public hearings and by an affirmative vote of at least thirteen (13) of the nineteen (19) members, the Broward County Charter Review Commission may submit a proposal to the Board of County Commissioners to amend or revise the Broward County Charter; and

WHEREAS, the Charter of Broward County, Florida mandates that all Charter amendments and revisions proposed by the Charter Review Commission must be submitted to the County Commission no later than the first Tuesday in June of the year in which the term of the Charter Review Commission shall expire; and

WHEREAS, the Charter of Broward County, Florida provides that all amendments and revisions proposed by the Charter Review Commission must be presented by the County Commission to the electorate at the next general election;

{00225550.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
 Words in underscored type are additions.

**NOW, THEREFORE, BE IT RESOLVED BY THE BROWARD COUNTY
CHARTER REVIEW COMMISSION:**

SECTION 1: That pursuant to Section 6.02 of the Charter of Broward County, Florida, the County Commission is hereby directed to place on the ballot for presentation to the electorate, at a special referendum election to be held in conjunction with the November 2018 General Election, a special referendum issue, the subject of which is proposed to eliminate ineffective language, by deleting Section 11.08, entitled “Broward County Ethics Commission,” Section 11.06, entitled “Broward County Environmental Quality Control Board,” and Section 3.08, entitled “Department of Transportation,” which are all unnecessary as the first two of the named entities are no longer in existence and the third is independently established in the Broward County Administrative Code, the full text of which is attached hereto and incorporated by reference as if fully set forth herein as **Exhibit "A"**.

SECTION 2: That the ballot title and summary for the proposed amendments/revisions as referred to above shall appear as follows:

**HOUSEKEEPING AMENDMENT TO DELETE INEFFECTIVE
OR UNNECESSARY LANGUAGE**

Shall the Broward County Charter be amended to delete the following provisions of the Charter: Section 11.08, entitled “Broward County Ethics Commission,” which completed its Charter responsibilities and is no longer in existence; Section 11.06, entitled “Broward County Environmental Quality Control Board,” which is

{00225550.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.

no longer in existence; and Section 3.08, entitled "Department of Transportation" which is independently established by the Broward County Administrative Code?

YES _____

NO _____

SECTION 3: That should a majority of electors voting on the above-referenced referendum election vote "YES," thereby approving the above ballot issue, attached **Exhibit "A"** shall become a part of the Charter of Broward County, Florida.

SECTION 4: That the County Attorney is hereby directed to insure that the appropriate numbers and/or letters are affixed to the Articles and Sections of the Charter in order to conform the Charter to the amendments if approved.

SECTION 5: That if any section, sentence, clause or phrase of this resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.


SECTION 6: That this resolution shall become effective immediately upon its adoption.

Adopted this ____ day of _____, 20__.



Thomas McDonald, Chairperson

APPROVED AS TO LEGAL FORM:



Samuel S. Goren, General Counsel

{00225550.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscoring type are additions.

**RECORD OF VOTE
(CRC 2018-013)**

BUSCH	<u>YES</u>	MCDONALD	<u>YES</u>
DAVIS	<u>YES</u>	MOSELEY	<u>YES</u>
DI PIETRO	<u>YES</u>	LETO	<u>YES</u>
FABRICIO	<u>YES</u>	NAVARRO	<u>YES</u>
FORMAN	<u>YES</u>	NORRIS-WEEKS	<u>YES</u>
GREENBERG	<u>YES</u>	PETTIS	<u>YES</u>
GUERRA	_____	REYES	<u>YES</u>
GUNZBURGER	<u>YES</u>	SMITH	<u>YES</u>
KANE	<u>YES</u>	WELLS	<u>YES</u>
MAYLOR	<u>YES</u>		

Resolution **CRC 2018-013** passed 18 - 0 on January 24 , 2018.

BROWARD COUNTY CHARTER REVIEW COMMISSION

Attest: Niki Donner
Niki Donner, Assistant Executive Director

{00216530.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscoring type are additions.

EXHIBIT "A"

~~Section 3.08 DEPARTMENT OF TRANSPORTATION~~

~~Given the importance of transportation services, the responsibilities for County transportation services shall be integrated and afforded a highly visible and prominent position within the organization of County Administration to include an Office of Transportation or a Department of Transportation.~~

* * *

~~Section 11.06 BROWARD COUNTY ENVIRONMENTAL QUALITY CONTROL BOARD~~

~~All existing rules and regulations adopted prior to the effective date of this Section, January 7, 1991, by the Broward County Environmental Quality Control Board shall remain effective and may thereafter be amended by ordinance adopted by the County Commission.~~

* * *

~~Section 11.08 BROWARD COUNTY ETHICS COMMISSION~~

- ~~A. There shall be a Broward County Ethics Commission whose sole purpose shall be to establish a Code of Ethics for the Broward County Commission. The Broward County Ethics Commission shall work in a collaborative and communicative nature with the County Commission in drafting the Code of Ethics. The Broward County Ethics Commission shall present a Code of Ethics to the Broward County Commission for consideration no later than at the first County Commission meeting in March 2010 (the "Proposed Ethics Code"). If the Broward County Commission fails to adopt the Proposed Ethics Code as proposed by the Broward County Ethics Commission within one hundred eighty (180) days of its receipt of the proposal, the Proposed Ethics Code shall be presented to the electors of Broward County for consideration at the November 2010 general election. If approved by the electors of Broward County, the Proposed Ethics Code shall become part of the Broward County Code of Ordinances.~~
- ~~B. Membership. The Broward County Ethics Commission shall be comprised of eleven (11) voting members. Each County Commissioner shall appoint one (1) member from their respective districts, and two (2) county-wide members shall be appointed by the Broward League of Cities.~~
- ~~C. Quorum. A quorum, necessary to conduct Broward County Ethics Commission business, shall consist of a majority of the Broward County Ethics Commission members.~~

{00225550.1 3293-0000000}

Coding: Words in ~~struck through~~ type are deletion from existing text.
Words in underscored type are additions.

- ~~D. — Term and Vacancies. Broward County Ethics Commission members shall serve until a Code of Ethics is adopted by either the Broward County Commission or the electors of Broward County. If a member fails to attend any three (3) consecutive meetings of the Broward County Ethics Commission, that member shall be considered to have vacated his or her seat, and the vacancy shall be filled by appointment pursuant to Subsection B.~~
- ~~E. — Meetings. The Broward County Ethics Commission shall hold its first meeting as soon as practicable after the appointment of its inaugural Board but no later than March 1, 2009. The Commission shall meet as needed and shall hold no less than eight (8) meetings.~~
- ~~F. — Chair and Vice Chair. At the first meeting of the Broward County Ethics Commission, the members shall appoint a Chair and Vice Chair. The Chair and Vice Chair shall serve for the duration of the Broward County Ethics Commission's existence.~~
- ~~G. — Sunset. The Broward County Ethics Commission shall cease to exist upon adoption of the Proposed Ethics Code by the Broward County Commission or upon the consideration of the Proposed Ethics Code by the electors of Broward County, regardless of the outcome.~~

{00225550.1 3293-0000000}

Coding: Words in ~~struck-through~~ type are deletion from existing text.
Words in underscored type are additions.