

ADDITIONAL MATERIAL

10:00 A.M.

PUBLIC HEARING

JUNE 5, 2018

SUBMITTED AT THE REQUEST OF

MAYOR BEAM FURR

1 (8) One former city or county manager; and

2 (9) The Director of the Broward College Office of Supplier Relations and
3 Diversity, or such person's designee.

4 (b) Other Qualifications. No member of the Oversight Board shall, at any time
5 during his or her term, (i) be an elected official; (ii) have an employment or contractual
6 relationship with, or be employed by any entity that has a contractual relationship with,
7 Broward County; or (iii) be employed by any recipient of Transportation Surtax proceeds
8 (including, but not limited to, the receipt of such proceeds by municipalities within
9 Broward County and the Broward Metropolitan Planning Organization ("Broward
10 MPO")).

11 (c) Appointing Authority. The following ~~six (6)~~ seven (7) persons (collectively,
12 the "Appointing Authority"), none of whom may be a current elected official, shall, based
13 on procedures established by majority vote, make nominations for members of the
14 Oversight Board and shall, also by majority vote, appoint the nine (9) members of the
15 Oversight Board on or before January 1, 2019 (any designee may be removed and
16 replaced at any time by the designor):

17 (1) The designee of the Broward Workshop;

18 (2) The designee of the Broward County Council of Chambers (of
19 Commerce);

20 (3) The Broward County Administrator or the Administrator's designee;

21 (4) The Director of the Florida Center for Environmental Studies at Florida
22 Atlantic University or such person's designee;

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underscored type are additions.

1 (5) The President/CEO of the Urban League of Broward County or such
2 person's designee; ~~and~~

3 (6) The President/CEO of Hispanic Unity of Florida in Broward County or such
4 person's designee; ~~and~~

5 (7) The designee of the Broward League of Cities.

6 (d) Term of Oversight Board Members. Oversight Board members shall serve
7 four-year terms and may be reappointed for successive terms.

8 (1) Removal. A member of the Oversight Board may be removed for good
9 cause determined by supermajority vote of the Appointing Authority, and
10 shall be removed by a majority vote of the Appointing Authority if the
11 member no longer meets the applicable categorical requirement or
12 qualifications for membership.

13 (2) Process for filling vacancies. Any member appointed to replace a member
14 who has been removed or who resigns shall serve for the balance of the
15 term of such member. The Appointing Authority shall meet as required to
16 appoint or remove members.

17 (e) Compensation. Members of the Oversight Board shall not receive any
18 compensation for their service on such board.

19 (f) Oversight Board Meetings. The Oversight Board shall meet at least
20 quarterly. The members shall elect a chairperson to preside over meetings. The
21 Oversight Board shall establish its own rules of procedure for conducting its meetings.
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1 (g) Staffing. Broward County shall provide sufficient staff to enable the
2 Oversight Board to efficiently perform its functions, and shall retain such consultants as
3 the Oversight Board determines necessary to perform its responsibilities.

4 (h) Applications for Funding. If any municipality within Broward County or the
5 Broward MPO wishes to receive Transportation Surtax proceeds to expend on any
6 statutorily permissible project, such entity may submit an application to the Board of
7 County Commissioners of Broward County ("County Commission") for the County
8 Commission's initial consideration. The applications will be on a form approved by the
9 County Commission, will specify the amount of funding being sought and how such
10 funding is intended to be expended, and will include, among other requirements, a
11 statement that any recipient of such proceeds assents to (i) having its use of the
12 proceeds audited by an independent auditor retained by the Oversight Board; and (ii)
13 continuing project review by the Oversight Board.

14 Prior to submitting an application for funding to the County Commission,
15 municipalities shall submit their proposed projects to the Broward MPO, which shall
16 review, rank, and prioritize the submitted projects based upon each project's ability to
17 alleviate traffic congestion and enhance connectivity. The Broward MPO shall provide a
18 list ranking the proposed municipal projects to the County Commission for its
19 consideration by February 1 of each year.

20 Consistent with the process specified in paragraph (i) immediately below, the
21 County Commission may determine to (a) submit the municipal or the Broward MPO
22 application, without modification, to the Oversight Board; (b) notify the municipality or
23 the Broward MPO that the application will not be submitted for Oversight Board
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1 consideration; or (c) return the application to the municipality or the Broward MPO with
2 proposed revisions. If the County Commission returns the application with proposed
3 revisions, and the municipality or the Broward MPO accepts in writing all of the
4 proposed revisions, the County Commission shall thereafter forward the application to
5 the Oversight Board for its consideration. If the municipality or the Broward MPO
6 accepts some but not all of the County Commission's proposed revisions, the County
7 Commission shall consider the revised application to determine whether it should be
8 forwarded for Oversight Board consideration.

9 (i) Approval of Projects and Expenditures. The County Commission, after
10 considering the recommendations of County staff and the project ranking provided by
11 the Broward MPO, will determine which proposed projects and expenditures of
12 Transportation Surtax proceeds, whether initiated by the County or by some other
13 governmental entity, will be submitted to the Oversight Board, and will further determine
14 the order of submittal and priority of proposed projects and expenditures. The
15 Oversight Board shall consider only proposed projects and expenditures submitted by
16 the County Commission. The Oversight Board shall determine whether the proposed
17 project or expenditure is permissible under Section 212.055(1)(d), Florida Statutes. If
18 the Oversight Board determines that it is permissible, the Oversight Board shall approve
19 the proposed project or expenditure and shall send written notice thereof to the Broward
20 County Administrator. If an approved project or expenditure is only partially fundable
21 with Transportation Surtax proceeds pursuant to Section 212.055(1)(d), Florida
22 Statutes, the Oversight Board's written approval shall identify those portions of the
23 project or expenditure fundable with Transportation Surtax proceeds and shall state the
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