

PROPOSED

ORDINANCE NO. 2018-

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 15-176 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE") PERTAINING TO THE POWERS OF THE BROWARD COUNTY HEALTH FACILITIES AUTHORITY; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

WHEREAS, Section 2.09 of the Broward County Charter and Section 1-245 of the Broward County Code of Ordinances ("Code") provide for the periodic review of all existing Broward County boards, authorities, and agencies; and

WHEREAS, in 2016, the Board of County Commissioners of Broward County, Florida ("Board"), through the Intergovernmental Affairs/Boards Section ("IABS"), conducted its review of all existing Broward County boards, authorities, and agencies pursuant to the Code (the "Sunset Review"); and

WHEREAS, as part of the Sunset Review, IABS provided the Board with numerous recommendations with respect to these boards, authorities, and agencies ("Sunset Recommendations"); and

WHEREAS, IABS, as part of its Sunset Recommendations, recommended amending the Code in a manner that would enhance the powers of the Broward County Health Facilities Authority ("Authority") under the Code as more particularly described herein; and

WHEREAS, the Board has directed the Office of the County Attorney to amend the Code in accordance with IABS's Sunset Recommendations for the Authority,

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

3
4 Section 1. Section 15-176 of the Broward County Code of Ordinances is hereby
5 amended to read as follows:

6 **Sec. 15-176. Powers of authority.**

7 The purpose of the authority shall be to assist health facilities in the acquisition,
8 construction, financing, and refinancing of projects in any incorporated or unincorporated
9 area of Broward County. For this purpose, the authority is hereby authorized and
10 empowered:

11 . . .

12 (p) To do all things necessary to carry out the purposes of this article, including,
13 but not limited to, preparing and distributing educational materials, increasing community
14 outreach, and reviewing the Florida Statutes governing the authority and providing the
15 Intergovernmental Affairs/Boards Section or its successor with proposed changes to the
16 Florida Statutes.

17
18 Section 2. SEVERABILITY.

19 If any portion of this Ordinance is determined by any court to be invalid, the invalid
20 portion will be stricken, and such striking will not affect the validity of the remainder of this
21 Ordinance. If any court determines that this Ordinance, or any portion hereof, cannot be
22 legally applied to any individual, group, entity, property, or circumstance, such
23 determination will not affect the applicability hereof to any other individual, group, entity,
24 property, or circumstance.

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

1 Section 3. INCLUSION IN THE BROWARD COUNTY CODE OF
2 ORDINANCES.

3 It is the intention of the Board of County Commissioners that the provisions of this
4 Ordinance become part of the Broward County Code of Ordinances as of the effective
5 date. The sections of this Ordinance may be renumbered or relettered and the word
6 "ordinance" may be changed to "section," "article," or such other appropriate word or
7 phrase to the extent necessary in order to accomplish such intention.

8
9 Section 4. EFFECTIVE DATE.

10 This Ordinance is effective as of the date provided by law.

11
12 ENACTED

13 FILED WITH THE DEPARTMENT OF STATE

14 EFFECTIVE

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

18 By /s/ Israel Fajardo 06/27/18
19 Israel Fajardo (date)
20 Assistant County Attorney

PROPOSED

21 By /s/ Annika E. Ashton 06/27/18
22 Annika E. Ashton (date)
23 Senior Assistant County Attorney

24 IF/mdw
06/27/18
Health Facilities Authority Ordinance
304178

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