

PROPOSED

RESOLUTION NO. 2019-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTIONS 12.138 THROUGH 12.141 OF THE BROWARD COUNTY ADMINISTRATIVE CODE; CREATING A RESIDENTIAL DISTRICT ADVISORY BOARD (“ADVISORY BOARD”); PROVIDING FOR THE PURPOSE, MEMBERSHIP, TERMS, AND DUTIES OF THE ADVISORY BOARD; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

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

Section 1. Sections 12.138 through 12.141 of the Broward County Administrative Code are hereby repealed in their entirety and newly created to read as follows:

[Underlining omitted.]

PART XIII. Pompano Beach Residential District Advisory Board.

12.138. Creation; Purpose. There is hereby created a Pompano Beach Residential District Advisory Board (“Advisory Board”), which shall serve as an advisory body to the Broward County Board of County Commissioners (“County Commission”) to recommend appropriate projects and programs to alleviate slum and blight and directly benefit the residents in the geographical area that comprises the Northwest District of the Pompano Beach Community Redevelopment Agency (“Residential District”). The Advisory Board’s recommendations are advisory only and are not binding on the County Commission.

1 **12.139. Appointment and Composition of Membership.**

2 (a) The Advisory Board shall be composed of nine (9) members, all of whom
3 shall be appointed by the County Commission as set forth in this section.

4 (b) The County Commission shall appoint up to three (3) County
5 Commissioners to the Advisory Board, including at least one (1) County Commissioner
6 who represents the County Commission District that encompasses the Residential District
7 and one (1) County Commissioner significantly familiar with the needs of the Residential
8 District.

9 (c) The remaining members of the Advisory Board shall be at large members
10 appointed by the County Commission in accordance with the standard nomination
11 method established by the County Commission. Each at large member must be either
12 (1) a resident of the Residential District, or (2) a full-time employee of a religious, cultural,
13 or social services entity that primarily serves residents of the Residential District. No
14 person who is or who has been an employee or an officer, director, or principal of a vendor
15 of the City of Pompano Beach (“City”) or the Pompano Beach Community Redevelopment
16 Agency (“CRA”) within the past five (5) years may be appointed or serve as an at large
17 member of the Advisory Board. No member of the immediate family, defined to include
18 parents, spouses, children, siblings, and domestic partners, of any current board member
19 of the City or the CRA may be appointed or serve as an at large member of the Advisory
20 Board.

21 **12.140. Terms of Appointees; Conduct of Advisory Board.**

22 (a) All members of the Advisory Board shall serve in accordance with
23 Section 1-233, Broward County Code of Ordinances (the “Code”). The duration of the
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1 service of each member shall be determined in accordance with Section 1-233(a)(2) of
2 the Code.

3 (b) Any appointed member may be removed by the County Commission for
4 misconduct, incompetency, or neglect of duty on motion by the County Commission or
5 upon recommendation of the Advisory Board.

6 (c) Unless otherwise provided in this part, the provisions of Section 1-233 of
7 the Code shall apply to the Advisory Board

8 (d) The Advisory Board shall elect a chair and such other officers as the
9 Advisory Board deems necessary for purposes of managing its activities and bringing
10 direction and leadership to the Advisory Board, each of which shall serve for one (1) year
11 or until his or her successor is chosen, whichever is longer. If so elected, any chair or
12 other officer of the Advisory Board may serve for up to a total of four (4) terms, inclusive
13 of all elected positions, which may include consecutive terms.

14 (e) The Advisory Board shall, by majority vote of the entire membership, adopt
15 rules of procedure for the transaction of business, and shall keep a written record of
16 meetings, resolutions, findings, and determinations.

17 **12.141. Functions, Powers, and Duties.**

18 (a) The Advisory Board shall serve in an advisory capacity to the County
19 Commission to recommend projects and programs to be funded and implemented by
20 Broward County to remediate slum and blight in the Residential District.

21 (b) On at least an annual basis, the Advisory Board shall provide to the County
22 Administrator a list of recommended projects and programs, ranked in order of
23 recommended priority, along with a proposed allocation of available funding to each
24 recommended project or program.

1 (c) The recommendations of the Advisory Board shall be solely advisory and
2 are not binding on the County Commission. The decision to fund, including the amount
3 and duration of funding, any particular project or program remains in the exclusive
4 discretion of the County Commission.

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6 Section 2. Severability.

7 If any portion of this Administrative Code Resolution is determined by any court to
8 be invalid, the invalid portion will be stricken, and such striking will not affect the validity
9 of the remainder of this Administrative Code Resolution. If any court determines that this
10 Administrative Code Resolution, in whole or in part, cannot be legally applied to any
11 individual, group, entity, property, or circumstance, such determination will not affect the
12 applicability of this Administrative Code Resolution to any other individual, group, entity,
13 property, or circumstance.

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15 Section 3. Inclusion in the Broward County Administrative Code.

16 It is the intention of the Board of County Commissioners that the provisions of this
17 Administrative Code Resolution become part of the Broward County Administrative Code
18 as of the effective date. The sections of this Administrative Code Resolution may be
19 renumbered or relettered and the word “resolution” may be changed to “section,” “article,”
20 or such other appropriate word or phrase to the extent necessary in order to accomplish
21 such intention.

