



# Broward County

## Legislation Details (With Text)

**File #:** 22-035      **Version:** 1

**Status:** Agenda Ready

**In control:** County Attorney

**On agenda:** 1/25/2022      **Final action:** 1/25/2022

**Title:** MOTION TO DIRECT Office of the County Attorney to develop, in collaboration with County staff, an Ordinance relating to the development of surtax-funded transportation improvements on County-owned or County-leased property.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit 1 - Copy of the Charter Amendment for Section 11.01

Date	Ver.	Action By	Action	Result
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### Broward County Commission Regular Meeting

**Director's Name:** Andrew J. Meyers

**Department:** County Attorney

### Information

#### Requested Action

MOTION TO DIRECT Office of the County Attorney to develop, in collaboration with County staff, an Ordinance relating to the development of surtax-funded transportation improvements on County-owned or County-leased property.

#### Why Action is Necessary

Board direction is required prior to the drafting of the proposed Ordinance.

#### What Action Accomplishes

Permits Board discussion and provides required direction.

#### Is this Action Goal Related

No

#### Previous Action Taken

#### Summary Explanation/Background

In 2020, the voters of Broward County approved a referendum that amended the Broward County Charter ("Charter") to allow County ordinances to prevail over conflicting municipal ordinances when those County ordinances relate to the development of surtax-funded improvements to the countywide transportation system on County owned or County-leased property. A copy of the Charter amendment is attached as Exhibit 1.

Several municipalities sued the County and the Supervisor of Elections, seeking to invalidate the referendum election based on a claim that the ballot proposal misled the voters. That litigation has now been successfully resolved, through appeal, in the County's favor.

If this item is approved, the Office of the County Attorney would collaborate with County staff and would seek the input of municipal counsel in developing the proposed Ordinance for the Board's later consideration.

**Source of Additional Information**

Joseph K. Jarone, Assistant County Attorney, 954-357-7600

**Fiscal Impact**

**Fiscal Impact/Cost Summary**

To be determined by the Office of Management and Budget upon presentation of a draft Ordinance.