



# Broward County

## Legislation Text

File #: 22-736, Version: 1

### **Broward County Commission Regular Meeting**

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

**Department:** County Attorney

### Information

#### Requested Action

MOTION TO ADOPT Resolution to place a referendum on the ballot for the August 23, 2022, Primary Election, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PROVIDING FOR A REFERENDUM ELECTION TO BE HELD DURING THE 2022 PRIMARY ELECTION TO DETERMINE WHETHER THE SCHOOL BOARD OF BROWARD COUNTY MAY LEVY AN ADDITIONAL AD VALOREM TAX OF ONE MILL; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

#### Why Action is Necessary

Under Section 1011.73(3), Florida Statutes, the district school board “shall direct the county commissioners to call an election at which the electors within the school district may approve an ad valorem tax millage as authorized under Section 1011.71(9), Florida Statutes.”

#### What Action Accomplishes

Calls the referendum election as provided by Section 1011.73, Florida Statutes.

#### Is this Action Goal Related

No

#### Previous Action Taken

#### Summary Explanation/Background

In 2018, pursuant to Sections 1011.71 and 1011.73, Florida Statutes, and at the direction of The School Board of Broward County (“The School Board”), the Board of County Commissioners (the “Board”) called a referendum election to determine whether the electors of Broward County would approve a levy by The School Board of an additional ad valorem tax of one-half mill for four years for specified purposes. The electors approved the one-half mill tax, which is set to expire at the end of the 2022-2023 school year.

On April 26, 2022, The School Board adopted Resolution No. 22-114, directing the Board of County Commissioners (the “Board”) to call a referendum election during the August 23, 2022, Primary Election to determine whether the electors of Broward County would approve a levy by The School

Board of an additional ad valorem tax of one mill for four years (upon expiration of the current one-half mill levy). A copy of Resolution No. 22-114 is attached to Exhibit 1.

Pursuant to Section 1011.73(2), Florida Statutes, the Board has a ministerial duty to place this referendum on the ballot when directed to do so by The School Board, as The School Board has done in its Resolution No. 22-114.

This item was previously on the Board's April 26, 2022, meeting agenda, but was withdrawn to enable The School Board to adopt a revised resolution. The School Board prepared the ballot measure and is responsible for ensuring compliance with all applicable notice and legal requirements.

**Source of Additional Information**

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

**Fiscal Impact**

**Fiscal Impact/Cost Summary**

The cost of publication of the notice of the election and all expenses of the election are paid by The School Board of Broward County pursuant to Section 1011.73, Florida Statutes.