PROPOSED

RESOLUTION NO. 2021-

RESOLUTION OF THE BOARD OF COUNTY OF BROWARD COUNTY, COMMISSIONERS **AMENDING SECTION** "BOARD"), 12.290 BROWARD COUNTY ADMINISTRATIVE ("ADMINISTRATIVE CODE"): REMOVING PROHIBITION AGAINST AT-LÁRGE MEMBERS WITHIN **CATEGORIES** FOR INDIVIDUAL APPOINTEES: AND PROVIDING FOR SEVERABILITY INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Lamar P. Fisher)

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WHEREAS, Section 12.289 of the Broward County Administrative Code ("Administrative Code") created the Broward County Animal Care Advisory Committee ("ACAC"), which exists to assist the County in the development of public policies concerning animal issues, and to assist in goal setting and long-range planning for the Animal Care and Adoption Division;

WHEREAS, pursuant to Section 12.290 of the Broward County Administrative Code ("Administrative Code"), the ACAC consists of eleven members, with each member of the Board of County Commissioners (the "Board") nominating one ACAC member who fits within one of nine specified categories, using the categorical draw method established by the Intergovernmental Affairs/Boards Section, and two at-large members appointed by the Board, neither of whom may fit within the nine membership categories;

WHEREAS, as a result of the restriction relating to the at-large members, many Broward County residents who have knowledge, experience, and passion for the care of animals and wish to assist the County in fulfilling the goals of the ACAC are barred from

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service merely because they happen to share a profession or volunteer activity with another member of the ACAC; and

WHEREAS, the purposes and goals of the ACAC would be furthered by removing this prohibition, which will balance the need for a variety of voices on the ACAC with the desire to ensure that qualified individuals serve on this important advisory board, NOW, THEREFORE,

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

Section 1. Section 12.290 of the Broward County Administrative Code is hereby amended to read as follows:

12.290. Membership.

(a) The Advisory Committee shall be composed of eleven (11) voting members, each of whom shall be a resident of Broward County and appointed by the Board of County Commissioners ("Board"). The Board shall appoint two (2) members of the Advisory Committee at large, neither of whom shall meet any of the categorical requirements set forth below. Additionally, each Broward County Commissioner shall nominate one (1) member to the Advisory Committee, using the categorical draw method established by the Intergovernmental Affairs/Boards Section. The required membership categories are:

. . .

Section 2. Severability.

If any portion of this Administrative Code Resolution is determined by any court to be invalid, the invalid portion will be stricken, and such striking will not affect the validity of the remainder of this Administrative Code Resolution. If any court determines that this

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Administrative Code Resolution, in whole or in part, cannot be legally applied to any 2 individual, group, entity, property, or circumstance, such determination will not affect the applicability of this Administrative Code Resolution to any other individual, group, entity, 3 4 property, or circumstance. 5 Section 3. Inclusion in the Broward County Administrative Code. 6 It is the intention of the Board of County Commissioners that the provisions of this 7 Administrative Code Resolution become part of the Broward County Administrative Code 8 as of the effective date. The sections of this Administrative Code Resolution may be renumbered or relettered and the word "resolution" may be changed to "section," "article," or such other appropriate word or phrase to the extent necessary in order to accomplish 10 such intention. 11 12 Section 4. Effective Date. 13 This Administrative Code Resolution is effective upon adoption. ADOPTED this 14 day of . 2021. **PROPOSED** 15 Approved as to form and legal sufficiency: 16 Andrew J. Meyers, County Attorney 17 By /s/ Nathaniel A. Klitsberg 04/07/2021 18 Nathaniel A. Klitsberg (date) Senior Assistant County Attorney 19 20 By /s/ Maite Azcoitia 04/07/2021 21 Maite Azcoitia (date) **Deputy County Attorney** 22 23 Admin Code Reso Animal Care Advisory Committee 24 04/07/2021

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