



Broward County

Legislation Details (With Text)

File #: 21-046 **Version:** 1

Status: Agenda Ready

In control: COUNTY ADMINISTRATION

On agenda: 1/26/2021 **Final action:** 1/26/2021

Title: MOTION TO DIRECT Office of the County Attorney to draft an amendment to Article V, Section 31½-75 of the Broward County Code of Ordinances, the “Transportation Surtax Ordinance”, to more narrowly tailor the conflict-of-interest provision applicable to individuals volunteering to serve on the Transportation Surtax Oversight Board.

Sponsors:

Indexes: Penny Surtax (Inactive)

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

Broward County Commission Regular Meeting

Director's Name: Bertha Henry

Department: County Administration

Information

Requested Action

MOTION TO DIRECT Office of the County Attorney to draft an amendment to Article V, Section 31½-75 of the Broward County Code of Ordinances, the “Transportation Surtax Ordinance”, to more narrowly tailor the conflict-of-interest provision applicable to individuals volunteering to serve on the Transportation Surtax Oversight Board.

Why Action is Necessary

Direction is required in order for the Office of the County Attorney to amend the Transportation Surtax Ordinance.

What Action Accomplishes

Allows Article V, Section 31 ½ -75 of County Code of Ordinances to be amended.

Is this Action Goal Related

Yes

Previous Action Taken

N/A

Summary Explanation/Background

The Transportation Surtax Ordinance prohibits members of the Oversight Board from having an employment or contractual relationship with or from being employed by any entity that has a

contractual relationship with Broward County. This is broader than the applicable conflict provision under state law, Section 112.313, Florida Statutes.

A current member of the Oversight Board has accepted employment with an independent constitutional office that has a contractual relationship with Broward County. Unless the ordinance is modified, this member will be forced to resign, despite that she may permissibly serve under state law and that no actual or potential conflict of interest would result from the new employment.

Source of Additional Information

Ms. Angela J. Wallace, Surtax General Counsel, 954-357-7600, ajwallace@broward.org
<<mailto:ajwallace@broward.org>>

Fiscal Impact

Fiscal Impact/Cost Summary

N/A