



Broward County

Legislation Details (With Text)

File #: 21-438 **Version:** 1

Status: Agenda Ready

In control: AVIATION DEPARTMENT

On agenda: 4/6/2021 **Final action:** 4/6/2021

Title: MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes, for Henry A. Rose, a member of the North Perry Airport Community Advisory Committee, who holds an employment or contractual relationship with an entity that is doing business with Broward County.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit 1 - Form 4A Disclosure Form

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

Director's Name: Mark Gale

Department: Aviation

Division: North Perry Airport

Information

Requested Action

MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes, for Henry A. Rose, a member of the North Perry Airport Community Advisory Committee, who holds an employment or contractual relationship with an entity that is doing business with Broward County.

Why Action is Necessary

A waiver of conflict requires two-thirds approval by the Broward County Board of County Commissioners ("Board") in accordance with Section 112.313(12), Florida Statutes.

What Action Accomplishes

Waives the existence of a potential conflict resulting from Henry A. Rose's employment with an entity that is doing business with Broward County ("County").

Is this Action Goal Related

No

Previous Action Taken

None.

Summary Explanation/Background

THE AVIATION DEPARTMENT RECOMMENDS APPROVAL OF THE ABOVE MOTION.

This action waives the existence of a potential conflict resulting from Henry A. Rose's employment

with an entity that is doing business with the County.

On February 11, 2020 (Item No. 50), the Board appointed Henry A. Rose to the North Perry Airport Community Advisory Committee. The County has multiple agreements with the School Board of Broward County ("School Board") and Henry A. Rose is an employee of the School Board.

Pursuant to Section 112.313(7)(a), Florida Statutes, public officers, including advisory board members, may not "have or hold any employment or contractual relationship with any business entity or any agency which is subject to the regulation of, or is doing business with, an agency of which he or she is an officer or employee." While the School Board is neither doing business with, nor subject to, the regulation of the North Perry Airport Community Advisory Committee, the School Board is an agency that is doing business with the County. As such, this waiver is sought in an abundance of caution.

A conflict under 112.313(7)(a), Florida Statutes, may be waived by a two-thirds vote of the Board after full disclosure of the conflicting relationship. Form 4A, Disclosure of Business Transaction, Relationship or Interest, is attached hereto as Exhibit 1 and constitutes full disclosure of any existing conflicts.

This action has been reviewed by the Office of the County Attorney.

Source of Additional Information

Mark E. Gale, A.A.E., CEO/Director of Aviation Department, (954) 359-6199

Fiscal Impact

Fiscal Impact/Cost Summary

There is no fiscal impact associated with this action.