



# Broward County

## Legislation Text

File #: 22-1708, Version: 1

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

**Director's Name:** Monica Cepero

**Department:** County Administration

**Division:** Intergovernmental Affairs/Board Section

### Information

#### Requested Action

A. MOTION TO APPOINT Carl W. Falconer to the Homeless Continuum of Care (HCOC) Board in the category of "Chairperson of the Homeless Providers and Stakeholders Council."

***ACTION: (T-10:50 AM) Approved.***

***VOTE: 7-0. Commissioner Moskowitz was not present.***

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Carl W. Falconer who holds an employment or contractual relationship with an entity that receives funds from Broward County.

***ACTION: (T-10:50 AM) Approved.***

***VOTE: 7-0. Commissioner Moskowitz was not present.***

#### Why Action is Necessary

A. The board must approve appointments and reappointments to advisory boards.

B. A waiver of conflict arising under Section 112.313(7)(a), Florida Statutes, requires two-thirds approval by the Board in accordance with Section 112.313(12), Florida Statutes.

#### What Action Accomplishes

A. Appoints Carl W. Falconer to the HCOC.

B. Waives the existence of any conflict arising under Section 112.313 (7)(a), as authorized under applicable law.

#### Is this Action Goal Related

No

#### Previous Action Taken

None.

#### Summary Explanation/Background

The following nomination has been received by the Human Services Department (HSD) for

appointment to the HCOC pursuant to Section 12.153(a)(8)(b), Broward County Administrative Code:

Carl W. Falconer was elected as the new Chairperson of the Homeless Providers and Stakeholders' Council, and as such, he will be serving as their representative on the HCOC.

Approval of this item would give rise to certain employment conflicts under Section 112.313(7)(a), Florida Statutes, which provides that "no public officer...shall have or hold any employment or contractual relationship with any business entity...which is...doing business with an agency of which he or she is an officer or employee." In accordance with Section 112.313(12), Florida Statutes, Board approval is required to waive any conflict arising under Section 112.313(7)(a), Florida Statutes. An effective waiver requires a two-thirds vote of the County Commission after full disclosure of the conflicting relationship. Form 4A, Disclosure of Business Transaction, Relationship, or Interest, is attached hereto as Exhibit No. 1 and constitutes full disclosure of any existing conflicts.

**Source of Additional Information**

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C. Marty Cassini, Manager, Intergovernmental Affairs/Boards Section, (954) 357-7575

Naomie Labaty, Boards Administrator, Intergovernmental Affairs/Boards Section, (954) 357-5934

**Fiscal Impact**

**Fiscal Impact/Cost Summary**

None.