



Broward County

Legislation Details (With Text)

File #: 20-178 **Version:** 1

Status: Agenda Ready

In control: County Commission

On agenda: 1/28/2020 **Final action:** 1/28/2020

Title: A. MOTION TO ADOPT Resolution No. 2020-033, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE SELECTION OF A SUBSTITUTE CANVASSING BOARD MEMBER; WAIVING SECTION 18.33 OF THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

ACTION: (T-10:33 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

B. MOTION TO NOTE FOR THE RECORD Mayor's appointment of Commissioner Fisher as an alternate member of the Canvassing Board for calendar year 2020 (or until such earlier time if and as he becomes ineligible to serve). (Mayor Holness)

ACTION: (T-10:33 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit 1 - Copy of Proposed Resolution

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

Director's Name: Dale V.C. Holness

Department: County Commission

Information

Requested Action

A. MOTION TO ADOPT Resolution No. 2020-033, the title of which is as follows:

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ACTION: (T-10:33 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

Why Action is Necessary

Formal Board approval is necessary for the adoption of a Resolution.

What Action Accomplishes

Enables the adoption of the above Resolution.

Is this Action Goal Related

No

Previous Action Taken

Summary Explanation/Background

Section 102.141, Florida Statutes, provides that "[t]he county canvassing board shall be composed of the supervisor of elections; a county court judge, . . . ; and the chair of the board of county commissioners." The statute provides that if the chair (here, the Mayor) is unable to serve or is disqualified, the Board of County Commissioners shall appoint another County Commissioner as a substitute. In addition, Section 102.141 requires the Mayor to appoint an additional County Commissioner to serve as an alternate member of the Canvassing Board to serve in the event the regular or substitute member is unable to participate in a particular canvassing board meeting.

Section 18.33 of the Broward County Administrative Code provides that if the Mayor is ineligible to serve on the Canvassing Board, then the Vice-Mayor shall serve; and if the Vice-Mayor is ineligible to serve, then the duty passes to the other County Commissioners by order of district number. If the Mayor is ineligible to serve and the Board determines another County Commissioner is willing and able to serve, the Board may waive this provision and appoint the eligible County Commissioner.

For the 2020 elections, Mayor Holness is an active participant in the elections being canvassed and therefore is ineligible to serve on the Canvassing Board. At the Board's December 10, 2019, meeting, Commissioner Udine expressed an interest in serving as a member of the Canvassing Board for calendar year 2020. Commissioner Udine has served as a member of the Canvassing Board since the March 2019 election and has completed the required training.

This item, if approved, would adopt the proposed Resolution to waive Section 18.33 of the Broward County Administrative Code and appoint Commissioner Udine to serve as the substitute member of the Canvassing Board for calendar year 2020.

In addition, at the Board's December 10, 2019, meeting, Commissioner Fisher, who has served as an alternate on the Canvassing Board since January 2019, indicated his willingness to continue to serve in that capacity for calendar year 2020. Motion B of this item notes for the record that Mayor Holness has appointed Commissioner Fisher to serve as an alternate member of the Canvassing Board for calendar year 2020.

Source of Additional Information

Heidi Richards, Chief of Staff, District 9, 954-357-7009

Fiscal Impact

Fiscal Impact/Cost Summary

None.