



# Broward County

## Legislation Details (With Text)

<b>File #:</b>	20-835	<b>Version:</b>	1
		<b>Status:</b>	Agenda Ready
		<b>In control:</b>	County Commission
<b>On agenda:</b>	5/5/2020	<b>Final action:</b>	5/5/2020
<b>Title:</b>	A. MOTION TO REAPPOINT NOMINEES Marcia P. Barry-Smith, Frances Esposito, Caryl M. Hattan and Lisa Vecchi to the Housing Council.  (Transferred to the Consent Agenda.)  ACTION: (T-11:13 AM) Approved.  VOTE: 9-0. Commissioners Bogen, Fisher, Rich, Sharief and Vice-Mayor Geller voted in the affirmative telephonically.  B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Frances Esposito and Lisa Vecchi who hold an employment or contractual relationship with an entity who receives funds from Broward County. (Mayor Holness)  (Transferred to the Consent Agenda.)  ACTION: (T-11:13 AM) Approved.  VOTE: 9-0. Commissioners Bogen, Fisher, Rich, Sharief and Vice-Mayor Geller voted in the affirmative telephonically.		
<b>Sponsors:</b>			
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. Exhibit 1 - County Attorney Memo of Qualification for Marcia P. Barry-Smith, 2. Exhibit 2 - County Attorney Memo of Qualification for Frances Esposito, 3. Exhibit 3 - County Attorney Memo of Qualification for Caryl M. Hattan, 4. Exhibit 4 - County Attorney Memo of Qualification for Lisa Vecchi, 5. Exhibit 5 - Conflict Waiver Form for Frances Esposito, 6. Exhibit 6 - Conflict Waiver Form for Lisa Vecchi		

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 REAPPOINT NOMINEES Marcia P. Barry-Smith, Frances Esposito, Caryl M. Hattan and Lisa Vecchi to the Housing Council.

***(Transferred to the Consent Agenda.)***



**ACTION: (T-11:13 AM) Approved.**

**VOTE: 9-0. Commissioners Bogen, Fisher, Rich, Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Frances Esposito and Lisa Vecchi who hold an employment or contractual relationship with an entity who receives funds from Broward County. (Mayor Holness)

**(Transferred to the Consent Agenda.)**

**ACTION: (T-11:13 AM) Approved.**

**VOTE: 9-0. Commissioners Bogen, Fisher, Rich, Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

**Why Action is Necessary**

A. Reappoints current Hosing Council members with expired terms.

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. Reappoints Marcia P. Barry Smith, Frances Esposito, Caryl M. Hattan and Lisa Vecchi to the Housing Council.

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**

**Summary Explanation/Background**

Due to expired terms, Mayor Holness is nominating the following individuals for reappointment at large to serve on the Housing Council:

- Marcia P. Barry-Smith in the category of “No category voting member”
- Frances Esposito in the category of “CEO homeless organization”
- Caryl M. Hattan in the category of “No category non-voting member”
- Lisa Vecchi in the category of “CEO housing organization”

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 (Motion B). Forms 4A, Disclosure of Business Transaction, Relationship or Interest, are attached hereto as Exhibits 5 and 6 respectively and constitute full disclosure of any existing conflicts.

**Source of Additional Information**

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

**Fiscal Impact**

**Fiscal Impact/Cost Summary**

None