

Legislation Details

File #:	21-1497	Version:	1
		Status:	Agenda Ready
		In control:	County Attorney
On agenda:	9/9/2021	Final action:	9/9/2021
Title:	<p>A. MOTION TO AUTHORIZE County Administrator to negotiate and execute a settlement agreement with the online platform defendants Airbnb, Inc., Homeaway, Inc., and TripAdvisor, LLC (collectively, "Platforms"), in substantially the form of Exhibit 1, subject to review by the Office of the County Attorney as to legal sufficiency, in the actions Broward County v. Airbnb, Inc., 17th Judicial Circuit Court Case No. 19-000714 (07); Broward County v. HomeAway, Inc., et al., 17th Judicial Circuit Court Case No. 19-000715 (07); and Broward County v. TripAdvisor, LLC, 17th Judicial Circuit Court Case No. 19-000840 (07); and to authorize the County Administrator to take all associated administrative and budgetary actions to implement the settlement.</p> <p>(Per the Thursday Agenda Memorandum, the Board's consideration of Item 57 is based on the replacement Exhibit 1 distributed as Additional Material.)</p> <p>(Transferred to the Consent Agenda.)</p> <p>ACTION: (T-10:43 AM) Approved as amended with Yellow-Sheeted Additional Material, dated September 9, 2021, submitted at the request of Office of the County Attorney.</p> <p>VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.</p> <p>ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.</p> <p>VOTE: 9-0.</p> <p>B. MOTION TO APPROVE proposed settlement program set forth in Exhibit 2 ("Settlement Program") for defendant homeowners in the above-referenced lawsuits who owe tourist development taxes or real property taxes as a result of rentals of short-term accommodations through one or more of the Platforms during the applicable time periods; and to authorize the County Administrator to take all necessary actions to implement and administer the Settlement Program, including execution of settlement agreements with homeowners consistent with the parameters set forth in the Settlement Program, implementation of a public awareness campaign to educate homeowners regarding the tax liabilities at issue and the benefits of the Settlement Program, and retention of a third-party settlement administrator, if deemed appropriate by the County Administrator, provided the total costs to the County of the third-party settlement administrator do not exceed 25% of the projected additional revenue to be paid to the County, and to take all administrative and budgetary actions necessary to effectuate such actions.</p> <p>(Per the Thursday Agenda Memorandum, the Board's consideration of Item 57 is based on the replacement Exhibit 1 distributed as Additional Material.)</p> <p>(Transferred to the Consent Agenda.)</p> <p>ACTION: (T-10:43 AM) Approved as amended with Yellow-Sheeted Additional Material, dated September 9, 2021, submitted at the request of Office of the County Attorney.</p> <p>VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not</p>		

present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit 1 - Form of Settlement Agreement, 2. Exhibit 2 - Settlement Program, 3. Additional Material - Information

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