

PROPOSED

RESOLUTION NO.

1 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD
2 COUNTY, FLORIDA, PROVIDING FOR A REFERENDUM ELECTION AT THE GENERAL
3 ELECTION ON NOVEMBER 3, 2026, TO DETERMINE WHETHER TO AMEND THE
4 BROWARD COUNTY CHARTER TO ALLOW THE BOARD OF COUNTY
5 COMMISSIONERS TO SELECT THE COUNTY AUDITOR FROM AMONG THREE
6 CANDIDATES.

7 (Sponsored by Senator Steve Geller)
8

9 WHEREAS, the Broward County Charter (the "Charter") currently provides that an
10 independent board nominates one individual for the position of County Auditor, subject to
11 ratification by a majority of the Broward County Board of County Commissioners (the
12 "Commission"); and

13 WHEREAS, this Charter amendment, if approved by the electorate, would provide that
14 the independent board nominate three candidates and that the Commission appoint the
15 County Auditor, by a majority vote, from among those three candidates, NOW, THEREFORE,

16 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD
17 COUNTY, FLORIDA:

18 Section 1. Subject to an affirmative vote of the general electorate, Section 4.01 of
19 the Charter of Broward County, Florida, entitled "County Auditor," is hereby amended to read
20 as follows:

21 **Sec. 4.01. County Auditor.**

22 A. ~~Effective January 1, 2018, t~~There shall be an independent board ~~comprised,~~
23 composed of the following individuals ~~who, that~~ shall nominate ~~an individual to three (3)~~
24 candidates for the position of County Auditor, ~~subject to ratification by a majority of the County~~
25 ~~Commission on or before July 1, 2018:~~

- 26 (1) President of the Florida Institute of Certified Public Accountants, or designee;
27 (2) President of the Broward County League of Cities, or designee;
28 (3) President of the Broward County Bar Association, or designee;
29 (4) President of a local college or university, as determined by the County
30 Commission, or designee; and
31 (5) President of the Institute of Internal Auditors, or designee.

32 ~~In the event that~~ If any of these individuals decline to appoint a member to the
33 independent board, additional representatives shall be appointed from countywide business
34 organizations, which organizations shall be selected by the County Commission. The intent
35 of this provision is to ensure that there are five (5) members on the independent board ~~who~~
36 ~~nominate an individual to the position of County Auditor~~ that nominates the three (3)
37 candidates.

38 B. The County Commission shall, by majority vote, appoint as County Auditor the
39 candidate it determines is best able to serve in that position, provided the County Commission
40 determines that the appointee meets the qualifications specified in this section. The individual
41 appointed to the position of County Auditor shall be a person who holds and maintains an
42 active Florida license to practice public accounting pursuant to Chapter 473, Florida Statutes,
43 ~~as may be amended from time to time,~~ and shall have sufficient experience in governmental
44 accounting and auditing practices.

45 C. The County Auditor shall serve for a period of five (5) years from the date of
46 ~~ratification~~ appointment by a majority of the full County Commission. The County Commission
47 may remove the individual serving as the County Auditor by an affirmative vote of one (1)
48 more than that which would constitute a majority vote of the full County Commission.

49 D. If the County Auditor's position ~~shall~~ becomes vacant, the County Commission
50 shall appoint, by a majority vote, an Interim County Auditor. The appointment of the Interim
51 County Auditor shall not be authorized for more than ninety (90) days. During the ninety (90)
52 day period, the independent board established in this ~~Article~~ section shall meet ~~in order to~~
53 ~~nominate a new individual~~ to nominate three (3) candidates for the position of County Auditor,
54 ~~subject to the County Commission's ratification.~~ The County Commission shall appoint the
55 County Auditor from among those candidates by a majority vote in accordance with this
56 section, provided the County Commission determines the appointee meets the qualifications
57 specified in Section 4.01.B.

58 . . .

59 Section 2. A referendum election is called for the General Election on November 3,
60 2026, and at such other times as permitted for voting under Chapter 101, Florida Statutes, to
61 determine whether the Broward County Charter should be amended to allow the County
62 Commission to appoint the County Auditor from among three (3) candidates nominated by
63 the independent board.

64 Section 3. In accordance with Section 100.342, Florida Statutes, at least thirty (30)
65 days' notice of the referendum election shall be published by the Broward County
66 Administrator in a newspaper of general circulation in Broward County. The publication shall
67 be made at least twice, including once in the fifth week and once in the third week prior to the
68 week in which the referendum is to be held. The notice is hereby attached as Exhibit A and

made a part hereof. Notice may also be made in accordance with Section 50.0311, Florida Statutes, either in addition to or in lieu of notice in accordance with Section 100.342, Florida Statutes.

Section 4. Said referendum election shall be held between the hours of 7:00 a.m. and 7:00 p.m. on November 3, 2026, and at such other days and times as provided under applicable law, including for early voting as provided by Section 101.657, Florida Statutes, at the polling places established in Broward County. All registered and qualified electors in Broward County shall be eligible to vote in the referendum election. Vote-by-mail ballots and early voting access for the referendum shall be made available as provided by law.

Section 5. The election boards consisting of the clerks and inspectors appointed to serve for the November 3, 2026, General Election are hereby appointed to serve in the referendum election in the manner provided by law.

Section 6. The Broward County Canvassing Board shall canvass the returns in said election and shall certify the results of the referendum election as provided by law.

Section 7. The County Administrator shall furnish a certified copy of this adopted Resolution to the Supervisor of Elections for Broward County promptly upon adoption by the Commission.

Section 8. The title and summary of the referendum question to appear on the November 3, 2026, General Election ballot, as embodied in this enabling Resolution, shall be as follows:

Revised Process for Selecting the County Auditor

Currently under the Broward County Charter, an independent board nominates one individual for County Auditor, and the County Commission ratifies that selection upon determining the nominee is qualified. Should the Charter be amended to provide that the independent board

93 nominates three individuals, thereby enabling the County Commission to appoint as County
94 Auditor the qualified nominee it determines is best able to serve in that position?

95 YES _____

96 NO _____

97 Section 9. Severability.

98 If any portion of this Resolution is determined by any court to be invalid, the invalid
99 portion will be stricken, and such striking will not affect the validity of the remainder of this
100 Resolution. If any court determines that this Resolution, in whole or in part, cannot be legally
101 applied to any individual, group, entity, property, or circumstance, such determination will not
102 affect the applicability of this Resolution to any other individual, group, entity, property, or
103 circumstance.

104 Section 10. Effective Date.

105 This Resolution shall be in force and take effect immediately upon its adoption by an
106 affirmative vote of no fewer than six (6) members of the Commission.

ADOPTED this _____ day of _____, 2026.

PROPOSED

Approved as to form and legal sufficiency:
Andrew J. Meyers, County Attorney

By: /s/ Joseph K. Jarone 08/04/2026
Joseph K. Jarone (date)
Senior Assistant County Attorney

By: /s/ René D. Harrod 08/04/2026
René D. Harrod (date)
Chief Deputy County Attorney

JKJ/tb
Original Resolution - County Auditor Charter Amendment
08/04/2026
#1,237,678

Coding: Words ~~stricken~~ are deletions from existing text. Words underlined are additions to existing text.

Exhibit A

NOTICE OF REFERENDUM ELECTION TO BE HELD ON TUESDAY, NOVEMBER 3, 2026, THE DATE OF THE GENERAL ELECTION, TO DETERMINE WHETHER TO AMEND THE BROWARD COUNTY CHARTER TO ALLOW THE BOARD OF COUNTY COMMISSIONERS TO SELECT THE COUNTY AUDITOR FROM AMONG THREE CANDIDATES.

A countywide referendum election will be held on Tuesday, November 3, 2026, and at such other times as provided for by Chapter 101, Florida Statutes, for the purpose of determining whether to amend the Broward County Charter to allow for the selection of the County Auditor from three candidates.

As set forth in enabling Resolution No. [insert], adopted on [insert], by the Board of County Commissioners of Broward County, Florida, the title and summary to appear on the referendum ballot shall be as follows:

Revised Process for Selecting the County Auditor

Currently under the Broward County Charter, an independent board nominates one individual for County Auditor, and the County Commission ratifies that selection upon determining the nominee is qualified. Should the Charter be amended to provide that the independent board nominates three individuals, thereby enabling the County Commission to appoint as County Auditor the qualified nominee it determines is best able to serve in that position?

YES _____

NO _____

A complete copy of the proposed amendment is available at <https://www.broward.org/charter>.

The referendum shall be held on November 3, 2026, between the hours of 7:00 a.m. and 7:00 p.m., and at such other days and times as provided under applicable

law, including for early voting as provided by Section 101.657, Florida Statutes, at the polling places established in Broward County. All registered and qualified electors of Broward County shall be eligible to vote in said referendum election. Vote-by-mail ballots for the referendum election shall be prepared and made available as provided by law.

The Broward County Canvassing Board shall canvass the returns and certify the results of the referendum election to the Board of County Commissioners of Broward County, Florida, the Broward County Administrator, and the Florida Department of State, to be recorded and filed in appropriate public records.

Instructions:

A. Publish two (2) times:

Once on: September 29, 2026

Once on: October 13, 2026

B. Send proof of publication and invoice electronically to:

Records, Taxes, and Treasury Division

Document Control Section

DocumentControl@broward.org