

PROPOSED

RESOLUTION NO.

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE TREE PRESERVATION TRUST FUND; AMENDING SECTIONS 27.186 AND 27.187 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE") RELATED TO EXPENDITURES FROM THE TREE PRESERVATION TRUST FUND; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

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

Section 1. Section 27.186 of the Broward County Administrative Code is hereby amended to read as follows:

27.186. Creation of the Tree Preservation Trust Fund Committee.

...

f. The Committee shall not be required to consider either Cost Reimbursement Requests or Department Requests as defined in Section 27.187.d.

g. The Committee shall make recommendations regarding projects to be funded from the Tree Preservation Trust Fund to the ~~Director of PWESD~~ Director.

Section 2. Section 27.187 of the Broward County Administrative Code is hereby amended to read as follows:

27.187. Disbursement from the Tree Preservation Trust Fund.

...

b. Written requests for funding shall not be required for mitigation arising pursuant to Section 27-413(d)(3) of the Broward County Code of Ordinances ("Affordable Housing Tree Mitigation"). Affordable Housing Tree Mitigation shall be processed administratively by PWESD staff ("Administrative Request") and, to the greatest extent practicable, shall be expedited.

c. Expenditures Requiring Committee Review:

1. Upon receipt of a written request submitted pursuant to Section 27.187a. for a Trust Fund expenditure described under Sections 27-413(d)(1) through (6) of the Broward County Code of Ordinances or an Administrative Request submitted pursuant to Section 27.187b. (collectively referred to as a "request"), PWESD will place the request on the next Committee meeting agenda, together with all required plans, specifications, and cost estimates relative to the project.

~~d.~~ 2. The Committee shall review the request and all relevant backup material and make a recommendation, based on established criteria, to the PWESD Director ~~of PWESD~~.

~~e.~~ 3. If the recommendation of the Committee involves a disbursement greater than ~~\$15,000.00~~ \$20,000.00, the recommendation shall require approval by the Board of County Commissioners ("Board"), and the recommendation of the Committee shall be considered by the Board at the next available Board meeting.

d. Expenditures Exempt from Committee Review:

- 45 1. Upon receipt of a written request submitted pursuant to Section 27.187.a.
46 for a trust expenditure described under Section 27-413(d)(7) of the Broward
47 County Code of Ordinances ("Cost Reimbursement Request"), PWESD will
48 place the Cost Reimbursement Request before the PWESD Director,
49 together with all itemized invoices and cost estimates relative to the Cost
50 Reimbursement Request. The PWESD Director shall be authorized to
51 approve the Cost Reimbursement Request so long as the Cost
52 Reimbursement Request does not exceed \$5,000.00. If the Cost
53 Reimbursement Request involves a disbursement greater than \$5,000.00,
54 approval by the Board is required. The PWESD Director shall make a
55 recommendation to the Board, and the recommendation shall be
56 considered by the Board at the next available Board meeting.
- 57 2. Upon receipt of a written request submitted pursuant to Section 27.187.a.
58 for a trust expenditure described under Section 27-413(d)(8) of the Broward
59 County Code of Ordinances ("Department Request"), PWESD will place the
60 Department Request before the PWESD Director, together with all required
61 plans, specifications, and cost estimates relative to the project. The PWESD
62 Director shall be authorized to approve the Department Request so long as
63 the Department Request does not exceed \$20,000.00. If the Department
64 Request involves a disbursement greater than \$20,000.00, approval by the
65 Board is required. The PWESD Director shall make a recommendation to
66 the Board and the recommendation shall be considered by the Board at the
67 next available Board meeting.

f. e. Upon approval of an applicant's request, a Cost Reimbursement Request,
or a Department Request, the appropriate documents shall be forwarded to the
Purchasing Division for processing, that may include procurement, in accordance with
County policies, procedures, and regulations. In the event that the applicant is not a
Broward County agency, prior to the disbursal of any funds from the Trust Fund, the
County and the applicant shall enter into an agreement governing the disbursal of funds
for the project. The ~~Director of PWESD~~ Director shall have the authority to determine the
disbursement method and timing of any monies from the Trust Fund in connection with
funding the projects described in Section 27-413(d)(4) of the Broward County Code of
Ordinances, within the Broward Municipal Services District.

Section 3. Severability.

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

Section 4. Inclusion in the Broward County Administrative Code.

It is the intention of the Board of County Commissioners that the provisions of this
Administrative Code Resolution become part of the Broward County Administrative Code
as of the effective date. The sections of this Administrative Code Resolution may be
renumbered or relettered and the word "resolution" may be changed to "section," "article,"

91 or such other appropriate word or phrase to the extent necessary to accomplish such
92 intention.

93 Section 5. Effective Date.

94 This Administrative Code Resolution is effective upon adoption.

ADOPTED this day of , 2025.

PROPOSED

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

By: /s/ Alexis Marrero Koratich 09/24/2025
 Alexis Marrero Koratich (date)
 Assistant County Attorney

By: /s/ Maite Azcoitia 09/24/2025
 Maite Azcoitia (date)
 Deputy County Attorney

AIK/gmb
Tree Trust Resolution
09/24/2025
#44000

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