

1 RESOLUTION NO. 2008

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3 A RESOLUTION OF THE BOARD OF COUNTY  
4 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,  
5 CREATING A COURTHOUSE TASK FORCE ADVISORY  
6 COMMITTEE; PROVIDING FOR A PURPOSE; PROVIDING  
7 FOR MEMBERSHIP AND APPOINTMENT OF COMMITTEE  
8 MEMBERS; PROVIDING FOR MEETINGS; PROVIDING  
9 FOR SEVERABILITY; AND PROVIDING FOR AN  
10 EFFECTIVE DATE.

11 WHEREAS, the Broward County Board of County Commissioners of Broward  
12 County, Florida (the "Board") recognizes that there exists a dire and urgent need to  
13 replace the outdated and inadequate main courthouse facility and develop a plan for the  
14 financing, development and construction of a new courthouse or renovation and  
15 overhaul of the existing courthouse to serve the people of Broward County; and

16 WHEREAS, the Board recognizes that prior discussions, ballot initiatives and  
17 other measures have failed to result in a definitive plan for the financing, development  
18 and improvement of the current main courthouse facility, and

19 WHEREAS, the Board desires to create a Committee, pursuant to Section 2.09  
20 of the Broward County Charter, to be known as the "Courthouse Task Force Advisory  
21 Committee," consisting of stakeholders such as a member of the County Commission,  
22 the Judiciary, the State Attorney's Office , the Public Defender's Office, the Clerk of the  
23 Courts Office, Court Administration, elected municipal officials, the local bar, and the  
24 business community for the purpose of making recommendations to the Board  
regarding alternatives for the financing, development, construction, improvement and  
other matters relating thereto, for the main courthouse facility; NOW, THEREFORE,

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

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4 Section 1. Courthouse Task Force Advisory Committee

5 (a) *Establishment of Committee.* There is hereby created and established  
6 pursuant to section 2.09 of the Broward County Charter in Broward County, Florida, an  
7 advisory committee to be known as the Courthouse Task Force Advisory Committee,  
8 hereinafter referred to as the "Committee."

9 (b) *Purpose.* The purpose of the Committee is to review, consider, develop  
10 and make recommendations to the Board regarding proposals that may be submitted to  
11 the voters of Broward County requesting voter approval for a plan of financing,  
12 developing and constructing a new courthouse facility located in downtown Fort  
13 Lauderdale. In addition, the Committee shall also evaluate and make recommendations  
14 to the Board regarding the feasibility of making improvements to the existing courthouse  
15 facility utilizing monies currently set aside for courthouse improvements and such other  
16 County funds as may be available.

17 (c) *Scope of Committee's Responsibilities.* The Board encourages the  
18 Committee to exercise its best judgment to evaluate and suggest traditional, creative,  
19 innovative and novel solutions which provide for the funding, construction and  
20 development of a new or improved main courthouse facility; or the Committee may  
21 consider alternatives like satellite and virtual courthouse facilities. The Committee shall  
22 develop, propose and recommend to the Board one or more potential plans to finance,  
23 develop and construct a new Broward County main courthouse facility. In addition, the  
24 Committee should consider and make recommendations to the Board regarding the

1 feasibility of utilizing existing available County funds which have been currently set  
2 aside for courthouse improvements to make necessary and critical improvements.

3 (d) *Membership and Appointment of Committee.*

4 (1) The Committee shall consist of those members listed herein. The  
5 Mayor shall nominate a member(s) for each category listed below,  
6 which nomination shall be subject to the approval of the Board,  
7 except for category (d) (1) i. below, which member shall be selected  
8 and approved by the Board.

- 9 a. The member of the Broward County Commission who  
10 serves as the Courthouse Liaison for the Board;
- 11 b. One or more Judges from the Judiciary of the 17<sup>th</sup> Judicial  
12 Circuit Court of Broward County;
- 13 c. A representative from, and current employee of, the Broward  
14 County State Attorney's Office;
- 15 d. A representative from, and current employee of, the Broward  
16 County Public Defender's Office;
- 17 e. A representative from, and current employee of, the Broward  
18 County Clerk of the Court;
- 19 f. A representative from, and current employee of, the Broward  
20 County Office of Court Administration;
- 21 g. One or more attorneys, residing in Broward County, who are  
22 members in good standing with the Florida Bar, who are  
23 actively engaged in the practice of law with a practice that  
24

1 requires regular and frequent visits to the Broward County  
2 main courthouse facility;

3 h. One or more residents who are actively engaged in the local  
4 business community;

5 i. One member, appointed by the Board of County  
6 Commissioners, who serves as an elected official of Broward  
7 municipalities; and

8 j. Such other members as may be deemed appropriate.

9 (2) No member of the Committee shall receive compensation for  
10 performance of his or her duties. As permitted by law and when  
11 pre-approved by the Board, Committee members may qualify for  
12 reimbursement of their actual itemized expenses incurred in the  
13 performance of their duties as members of the Committee.

14 (3) Members serve in accordance with Section 1-233, Broward County  
15 Code of Ordinances.

16 (e) *Meetings, Organization, Quorum.*

17 (1) The Committee shall hold regular meetings bi-monthly,  
18 commencing as soon as possible after January 1, 2009, and ending  
19 no later than June 30, 2009. The Committee may meet more  
20 frequently during this time period if circumstances arise that require  
21 additional meetings. Public notices of all meetings shall be given in  
22 accordance with law, and meetings shall be held in a public building  
23 and shall be open to the public. Unless extended by action of the  
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1 Board, this Committee shall cease to exist and shall sunset as of  
2 July 1, 2009.

3 (2) Special meetings may be called by the Chair of the Committee.  
4 Reasonable notice must be provided to the members for a special  
5 meeting.

6 (3) Fifty percent (50%) plus one (1) of the total members appointed  
7 shall constitute a quorum for the purpose of meeting and  
8 transacting business. An affirmative vote of a majority of the voting  
9 members present and voting at any meeting of the Committee shall  
10 be necessary in order to adopt any measure.

11 (4) The Committee adopts rules and procedures governing the conduct  
12 of its meetings not inconsistent with the Broward County Code of  
13 Ordinances. The Committee shall keep proper minutes and  
14 provide a report of each meeting to the County Administrator, on a  
15 form provided by the County Administrator, for review by the  
16 County Administrator and the Board.

17 (5) Administrative support for the Committee shall be provided by the  
18 Broward County Administrator as may be reasonably required.

19 (6) At a minimum, the Committee shall submit a written report to the  
20 Board no later than June 30, 2009, that includes its written  
21 recommendations on those matters within the scope of the  
22 Committee's responsibilities as provided in this Resolution.

23 (7) The Committee may perform other duties at the request of the  
24 Board.

1 Section 2. SEVERABILITY.

2 If any portion of this Resolution is determined by any Court to be invalid, the  
3 invalid portion shall be stricken, and such striking shall not affect the validity of the  
4 remainder of this Resolution. If any Court determines that this Resolution, or any  
5 portion hereof, cannot be legally applied to any individual(s), group(s), entity(ies),  
6 property(ies), or circumstance(s), such determination shall not affect the applicability  
7 hereof to any other individual, group, entity, property, or circumstance.

8 Section 3. EFFECTIVE DATE.

9 This Resolution shall become effective as of \_\_\_\_\_, 200\_\_.

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11 ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 200\_\_.

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