

EXHIBIT 1
RESOLUTION NO. 2020-

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, OPPOSING ITEM 82 ON THE BROWARD COUNTY COMMISSION AGENDA FOR JUNE 16, 2020 TO PLACE A PROPOSED COUNTY CHARTER AMENDMENT ON THE NOVEMBER 2020 BALLOT THAT WOULD ALLOW THE COUNTY TO SUPERSEDE CITY ZONING AND OTHER REGULATIONS FOR COUNTY PROJECTS WITHIN MUNICIPALITIES.

WHEREAS, First, under the Florida Constitution and Section 166.021, Florida Statutes, municipalities are given broad home rule powers; and

WHEREAS, Second, Broward County (the "County"), working with the City and other cities in Broward County and throughout the State of Florida, have repeatedly fought to protect local government's home rule power against intrusions by the State; and

WHEREAS, Third, currently Section 11.01 of the County Charter provides that municipal ordinances prevail within municipal boundaries over conflicting County ordinances, except in the areas of minimum environmental standards, land use and ethics; and

WHEREAS, Fourth, Item 82 on the County agenda for June 16, 2020 would place on the ballot in November 2020 a proposed County Charter Amendment that would amend Section 11.01 of the County Charter to add the following fourth area where County ordinances would prevail over conflicting municipal ordinances: "The development of any projects(s) on County-owned or County-leased property, regardless of the project's commencement date, including through County regulation of zoning, permitting, construction, operation, and administration, provided such project serves a public purpose with a regional benefit such as use as transportation facilities pursuant to the surtax-funded transportation improvement plan, the sitting and operation of public safety infrastructure, or government offices." (the "Proposed Amendment"); and

WHEREAS, Fifth, municipal local government is the closest, most accessible and most responsive to residents; and

38 **WHEREAS**, Sixth, as part of their home rule powers, municipalities should have
39 zoning, permitting and regulatory control over all projects in their municipalities in order to
40 protect their residents; and

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42 **WHEREAS**, Seventh, the City Commission believes that the Proposed
43 Amendment would be an intrusion of municipal home rule power, and therefore, opposes
44 the placement of the Proposed Amendment on the ballot in November 2020; and

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46 **WHEREAS**, Eighth, the City Commission have determined that this in the best
47 interest of the City to approve this Resolution

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49 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY**
50 **COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA:**

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52 **SECTION 1.** The foregoing "Whereas" clauses are incorporated herein.

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54 **SECTION 2. City Commission Action.** The Mayor and City Commission hereby
55 opposes the Proposed Amendment and item 82 on the Broward County Commission
56 agenda for June 16, 2020, because it would violate municipal home rule powers.

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58 **SECTION 3. City Clerk Action.** The City Clerk is directed to distribute this
59 Resolution to the Board of County Commissioners for Broward County, the Broward
60 County League of Cities, and each of the municipalities in Broward County.

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62 **SECTION 4. City Manager Authorization.** The appropriate City officials are
63 authorized to execute all necessary documents and to take any necessary action to
64 effectuate the intent of this Resolution.

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66 **SECTION 5. Effective Date.** This Resolution shall take effect immediately upon
67 its passage and adoption.

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69 APPROVED AND ADOPTED this ____ day of _____ 2020.

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JOY F. COOPER
MAYOR

76 SPONSORED BY: CITY ATTORNEY

ATTEST:

JENORGEN M. GUILLEN, CMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY
AND FORM

JENNIFER MERINO
CITY ATTORNEY

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FINAL VOTE ON ADOPTION

Mayor Cooper	_____
Vice Mayor Javellana	_____
Commissioner Butler	_____
Commissioner Lazarow	_____
Commissioner Lima-Taub	_____