

PROPOSED RESOLUTION NO. 2019-R-45

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPROVING AND ADOPTING AN INTERLOCAL AGREEMENT WITH THE BROWARD COUNTY SUPERVISOR OF ELECTIONS FOR USE OF AN ELECTRONIC CAMPAIGN FINANCE REPORT SYSTEM, PURSUANT TO SECTION 106.07, FLORIDA STATUTES. ATTACHED HERETO AS EXHIBIT "A" AND INCORPORATED HEREIN; PROVIDING FOR REIMBURSEMENT FOR FEES; DIRECTING THE APPROPRIATE CITY OFFICIALS TO TAKE ANY AND ALL ACTION NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the State legislature has enacted legislation that requires all candidates for state offices to file their campaign treasurer reports electronically with the Department of State; and

WHEREAS, the Broward County currently requires all candidates for Broward County office to file their campaign treasurer reports electronically with the Supervisor of Elections in Broward County; and

WHEREAS, the City of Pembroke Pines has been committed to the use and implementation of technology and certain platforms to improve government efficiency, to make government more accessible and user-friendly, and whenever possible, reduce the demands on our resources; and

WHEREAS, the City has the authority under Section 106.07(2)(a)2, Florida Statutes, to impose electronic filing requirements for campaign finance reports required to be filed by each person, candidate, political committee, electioneering communications organization or other individual or organization required to file such reports pursuant to Chapter 106, Florida Statutes, where not inconsistent with Section

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106.0705, FS; and

WHEREAS, the City Commission believes that the implementation of a mandatory electronic filing system for campaign treasurer reports will continue the commitment referenced above; and

WHEREAS, the City Commission finds that such a system is consistent with applicable Florida laws and best serves the health, safety and welfare of the citizens and residents of the City;

WHEREAS, the City Commission desires to enter into the Candidate Financial System Agreement to allow for candidates to file their campaign treasurer reports electronically with the Supervisor of Elections in Broward County.

NOW THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clauses are true and correct and hereby ratified and confirmed by the City Commission. All exhibits referenced herein and attached hereto are hereby incorporated herein.

Section 2. This Interlocal Agreement attached hereto as Exhibit "A", is hereby approved pursuant to Section 163.01, Florida Statutes between the City and the Broward County Supervisor of Elections.

Section 3. The City Manager is hereby authorized and directed to execute the Agreement on behalf of the City. The City Manager or the City Manager's designee, City Attorney, City staff, officials and agents are hereby authorized and directed to take

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such actions and execute and deliver such other documents as may be necessary or desirable in furtherance of the purposes set forth herein and in the Subscription Agreement.

Section 4. All resolutions or parts of resolutions on in conflict herewith be, and the same are hereby repealed to the extent of such conflict.

Section 5. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 6. This Resolution shall become effective immediately upon its passage and adoption.

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PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THIS ____ DAY OF _____, 2019.

CITY OF PEMBROKE PINES, FLORIDA

By: _____
MAYOR FRANK C. ORTIS

ATTEST:

MARLENE GRAHAM, CITY CLERK

ORTIS _____

GOOD _____

APPROVED AS TO FORM:

CASTILLO _____

OFFICE OF THE CITY ATTORNEY

SCHWARTZ _____

SIPLE _____

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EXHIBIT A

CANDIDATE FINANCIAL REPORTING SYSTEM AGREEMENT