

Broward County



Action Agenda - Published

Tuesday, January 25, 2022

10:00 AM

Broward County Governmental Center
Room 422 (Commission Chambers)

County Commission

MEETING OF JANUARY 25, 2022

(Meeting convened at 10:06 a.m., recessed at 11:06 a.m., reconvened at 11:54 a.m., recessed at 12:41 p.m., reconvened at 2:04 p.m. and adjourned at 4:12 p.m.)

PLEDGE OF ALLEGIANCE was led by BSO Undersheriff Nichole Anderson.

CALL TO ORDER was led by Mayor Michael Udine, District 3.

MOMENT OF SILENCE

In memory of Attorney Michael Moskowitz.

In memory of Dr. Gilbert "Gil" Bogen.

In memory of Jorge Diaz-Johnston.

In memory of Attorney Jamie Cole's father.

In memory of our past and present brave men and women of the United States Armed Forces, who have served our country and continue to serve our country at home and abroad.

THOUGHTS AND PRAYERS

Thoughts and prayers for Police Officers, Firefighters, First Responders and families of those serving on the front lines across the country.

Present: Commissioner Mark D. Bogen
Vice-Mayor Lamar P. Fisher
Commissioner Beam Furr
Commissioner Steve Geller
Commissioner Torey Alston
Commissioner Nan H. Rich
Commissioner Tim Ryan
Commissioner Jared E. Moskowitz
Mayor Michael Udine

Commissioner Furr participated telephonically for the entirety of the Consent and Regular Agenda.

CONSENT AGENDA

A motion was made by Commissioner Geller, seconded by Vice-Mayor Fisher and unanimously carried, to approve the Consent Agenda consisting of Items 1 through 49. At the request of the Mayor, Regular Items 66, 67, 68, 70 and 71 were transferred to the Consent Agenda.

Each item voted on the Consent Agenda was passed by unanimous vote of the Commission unless otherwise indicated by record vote.

Public Hearing Items consist of Items 50 through 62.

The following Items were deferred: 49, 62, 73, 77, 78 and 79.

The following Items were pulled from the Consent Agenda by the Board and considered separately: 7, 8, 20, 25, 37 and 49.

The following Item was pulled from the Consent Agenda by a member of the public and considered separately: 49.

BOARD APPOINTMENTS

1. MOTION TO APPROVE Board Appointments

- 1A. MOTION TO APPOINT Linda Thompson Gonzalez to the Commission on the Status of Women. (Vice-Mayor Fisher)

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

AVIATION DEPARTMENT

2. MOTION TO ADOPT Resolution approving a Public Transportation Grant Agreement with the State of Florida Department of Transportation for Financial Project No. 449353-1-94-01 to fund the Closed Circuit Television Stand Alone Units project at Broward County's Fort Lauderdale-Hollywood International Airport; authorizing the Mayor or Vice-Mayor to execute same; authorizing the County Administrator to take the necessary administrative and budgetary actions; and approve any nonmonetary

amendments subject to the Office of the County Attorney approving as to legal sufficiency; and providing for severability and an effective date. This Public Transportation Grant Agreement will provide grant funding up to a maximum amount of \$62,500. A certified copy of the approved Resolution shall be inserted as Exhibit D to the Public Transportation Grant Agreement before execution.

(Per the Tuesday Agenda Memorandum, the Board's consideration of Item Numbers 2, 3 and 63 is based on amended motion statements and the replacement Exhibit 1 distributed as Additional Material.)

ACTION: (T-10:56 AM) Approved as amended with Regular Meeting Additional Material 2, dated January 25, 2022, submitted at the request of Aviation Department.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

3. A. MOTION TO ADOPT budget Resolution within the Broward County Aviation Department Operating Fund to transfer funds in the amount of \$330,000, for the purpose of a Capital Improvement Project, for the Airfield Lighting Improvements Project at Broward County's North Perry Airport. This budget Resolution requires the State of Florida Department of Transportation to fund up to the maximum amount of \$264,000 and the County to fund all expenses for the Airfield Lighting Improvements Project in excess of FDOT's funding, currently estimated to be \$66,000, which is budgeted in the Aviation Department's Operating Fund.

(Per the Tuesday Agenda Memorandum, the Board's consideration of Item Numbers 2, 3 and 63 is based on amended motion statements and the replacement Exhibit 1 distributed as Additional Material.)

ACTION: (T-10:56 AM) Approved Resolution No. 2022-001 as amended with Regular Meeting Additional Material 3, dated January 25, 2022, submitted at the request of Aviation Department.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

B. MOTION TO ADOPT Resolution approving the First Amendment to the Public Transportation Grant Agreement with the State of Florida Department of Transportation for Financial Project No. 447617-1-94-01; to fund the planning and design of the Airfield Lighting Improvements Project at the Broward County's North Perry Airport; authorizing the Mayor or Vice-Mayor to execute same; authorizing the County Administrator to take the necessary administrative and budgetary actions. This Amendment provides additional state grant funding up to a maximum amount of \$264,000 and requires the County to increase its match by \$66,000, while covering any project overruns.

(Per the Tuesday Agenda Memorandum, the Board's consideration of Item Numbers 2, 3 and 63 is based on amended motion statements and the replacement Exhibit 1 distributed as Additional Material.)

ACTION: (T-10:56 AM) Approved as amended with Regular Meeting Additional Material 3, dated January 25, 2022, submitted at the request of Aviation Department.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

PUBLIC WORKS DEPARTMENT

CONSTRUCTION MANAGEMENT DIVISION

4. A. **MOTION TO ADOPT** budget Resolution within the General Capital Outlay Fund transferring funds in the amount of \$50,000 from the fund's reserve for project contingencies to the Main Jail Judges Bench, 1st Appearance Court Remodel project to allow for an increase in the project's change order allowance to support cost increases associated with this project. **(Commission District 4)**

ACTION: (T-10:56 AM) Approved Resolution No. 2022-002.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

B. **MOTION TO AUTHORIZE** increase in change order allowance for contract between Florida Palm Construction, Inc., and Broward County (PNC2121779C1), for the Main Jail Judges Bench, 1st Appearance Court Remodel project, from \$35,844 or 10%, to \$179,442 or 50% of the original contract amount of \$358,844; and authorize Mayor and Clerk to execute the same. **(Commission District 4)**

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

5. **MOTION TO ADOPT** Resolution supporting the Broward Metropolitan Planning Organization's project to enhance bicycle and pedestrian safety along Coral Springs Drive from Ramblewood Drive to Wiles Road and recognizing Broward County as the agency responsible for project design, construction, and construction administration. **(Commission District 3)**

ACTION: (T-10:56 AM) Approved Resolution No. 2022-003.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

6. **MOTION TO ADOPT** Resolution accepting a Sidewalk Easement and a Warranty Deed executed by Chief Real Estate LLC for properties located along the west side of SE 3rd

Avenue between SE 9th Street and SE 10th Street in the City of Fort Lauderdale, at no cost to Broward County. **(Commission District 4)**

ACTION: (T-10:56 AM) Approved Resolution No. 2022-004.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

HUMAN SERVICES DEPARTMENT

COMMUNITY PARTNERSHIPS DIVISION

7. A. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, authorizing appropriation and disbursement of Fiscal Year 2021-2022 funds in the amount of \$835,000 to specified service providers for the provision of services for Broward County youth experiencing mental health conditions; authorizing the County Administrator to execute amendments to existing agreements with the specified service providers, subject to review for legal sufficiency by the Office of the County Attorney, and take all necessary administrative and budgetary actions to implement the agreements as amended; and providing for severability and an effective date.

(Commissioner Rich pulled this item from the Consent Agenda.)

(Item Numbers 7 and 8 were taken up and voted on together.)

ACTION: (T-10:57 AM) Approved Resolution No. 2022-005. (Refer to minutes for full discussion.)

VOTE: 8-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Rich abstained from voting.

B. MOTION TO APPROVE waivers of conflict under Section 112.313(7)(a), Florida Statutes, for the following Broward County advisory board members holding an employment or contractual relationship with an entity receiving funds for the performance of services under this agenda item:

1. Melida J. Akiti
2. Judy Frum
3. Charles K. Hetlage
4. Chauniqua D. Kiffin
5. Valery V. Moreno
6. Candace M. Pineda
7. Peter P. Powers
8. Zulma Vanessa Quiles
9. Steven Ronik

(Commissioner Rich pulled this item from the Consent Agenda.)

(Item Numbers 7 and 8 were taken up and voted on together.)

ACTION: (T-10:57 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 8-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Rich abstained from voting.

FAMILY SUCCESS ADMINISTRATION DIVISION

8. **MOTION TO AUTHORIZE** County Administrator to execute a funder required Memorandum of Understanding (“MOU”) between Broward County and Areawide Council on Aging of Broward County, Inc., subject to review for legal sufficiency by the Office of the County Attorney, effective February 1, 2022 through January 31, 2027, for coordination of services between the Emergency Home Energy Assistance for Elderly Program (“EHEAP”) and Low-Income Home Energy Assistance Program (“LIHEAP”); authorize the County Administrator to execute Amendments to the MOU that do not impose any financial obligations on the County, subject to review for legal sufficiency by the Office of the County Attorney; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the MOU.

(Commissioner Rich pulled this item from the Consent Agenda.)

(Item Numbers 7 and 8 were taken up together and voted on together.)

ACTION: (T-10:57 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 8-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Rich abstained from voting.

TRANSPORTATION DEPARTMENT

9. **MOTION TO ADOPT** Resolution of the Board of County Commissioners of Broward County, Florida, approving the Transportation Department’s Drug and Alcohol Testing Policy and Procedures, which includes a revised Anti-Drug and Alcohol Misuse Policy Statement; and providing for an effective date.

ACTION: (T-10:56 AM) Approved Resolution No. 2022-006.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

10. **MOTION TO ADOPT** Resolution of the Board of County Commissioners of Broward County, Florida, authorizing the Mayor and Clerk to execute and file a Public Transportation Grant Agreement (PTGA) with the Florida Department of Transportation, District 4, in the amount of \$10,693,430 to provide Fiscal Year 2022 Block Grant funding

for public transportation operating costs; authorizing the County Administrator to take necessary administrative and budgetary actions; and providing for an effective date

ACTION: (T-10:56 AM) Approved Resolution No. 2022-007.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

OFFICE OF ECONOMIC AND SMALL BUSINESS DEVELOPMENT

11. MOTION TO APPROVE Greater Fort Lauderdale Alliance (hereinafter referred to as “The Alliance”) Fiscal Year 2021 quarterly performance report, for the period July 1, 2021 through September 30, 2021, pursuant to the Agreement between Broward County and the Alliance.

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

COUNTY ATTORNEY

12. MOTION TO APPROVE settlement, including costs and attorney’s fees, in the case of *Betty Ramberg vs. Broward County*, 17th Judicial Circuit Court Case No. CACE20-012389 (25).

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

13. MOTION TO DIRECT Office of the County Attorney to develop, in collaboration with County staff, an Ordinance relating to the development of surtax-funded transportation improvements on County-owned or County-leased property.

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

14. MOTION TO APPROVE Interlocal Agreement between Broward County and the City of Miramar for the monitoring of development activity and enforcement of permitted land uses in the Miramar Innovation & Technology Activity Center.

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

REQUEST TO SET FOR PUBLIC HEARING

15. **MOTION TO ADOPT** Resolution directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 8, 2022, at 10:00 a.m., in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to vacate a portion of a ten-foot utility easement and a portion of a five-foot sidewalk easement lying within Tract A of Airpax Electronics Incorporated Plat, as recorded in Plat Book 64, Page 7 of the Public Records of Broward County, generally located on the Northeast corner of Northwest 16 Street and West Sunrise Boulevard in the City of Plantation; Petitioners: 6801 W Sunrise Blvd, LLC.; Agent: Linda C. Strutt, Linda Strutt Consulting, Inc.; Application for Vacation and Abandonment: 2021-V-07. **(Commission District 9)**

ACTION: (T-10:56 AM) Approved Resolution No. 2022-008.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

16. **MOTION TO ADOPT** Resolution directing the County Administrator to publish Notice of Public Hearing to be held on February 22, 2022 at 10:00 a.m., in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to vacate a portion of the ten-foot utility easement lying within Lots 1 and 7 of Block 5 on Silver Shores Section of Lauderdale-by-the-Sea Unit A, as recorded in Plat Book 28, Page 39 of the Public Records of Broward County and located at the southwest corner of Shore Court and Seagrape Drive in the Town of Lauderdale-by-the-Sea; Petitioners: 230 Tropical Shores Development, LLC, Karen Levy, Claudio Arena, and Shannon and Lori Schell; Agent: Hunter I. Sundberg, Esq., Mombach, Boyle, Hardin & Simmons, P.A.; Application for Vacation and Abandonment: 2018-V-23. **(Commission District 4)**

ACTION: (T-10:56 AM) Approved Resolution No. 2022-009.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

17. **MOTION TO ADOPT** Resolution directing the County Administrator to publish Notice of Public Hearing to be held on February 22, 2022, at 10:00 a.m., in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to release a variable width access easement lying within Parcel A of the York Chase Ronto Industrial Plat, as recorded in Official Records Book 21610, Page 420 of the Official Records of Broward County, Florida, generally located at the intersection of Wiles Road and Southwest 42 Way, in the City of Deerfield Beach; Petitioners: J & A Holdings Group, Inc. et al; Agent: Alexander Rotbart, Esq., The Rotbart Law Group, P.A.; Application for Vacation and Abandonment: 2021-V-06. **(Commission District 2)**

ACTION: (T-10:56 AM) Approved Resolution No. 2022-010.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

18. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 22, 2022, at 10:00 a.m., in Room 422 of the Broward County Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, FL 33301, to consider Resolution to levy land clearance liens against certain described properties resulting from violations of the Property Maintenance regulations contained within Chapter 39 of the Broward County Code of Ordinances. **(Commission Districts 5 and 8)**

ACTION: (T-10:56 AM) Approved Resolution No. 2022-011 as amended with Regular Meeting Additional Material, dated January 25, 2022, submitted at the request of Resilient Environment Department.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

19. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 8, 2022, at 10:00 a.m., in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to consider the application of Norton Lilly International, Inc., for the granting of a renewal of a nonexclusive franchise for a five-year term to provide steamship agent services at Port Everglades.

ACTION: (T-10:56 AM) Approved Resolution No. 2022-012.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

20. A. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of a Public Hearing to be held on February 8, 2022, at 10:00 a.m., to consider enactment of an Ordinance adopting a proposed amendment to the Broward County Land Use Plan map (PC 21-9), in the City of Hollywood **(Commission District 6)**, as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE BROWARD COUNTY LAND USE PLAN WITHIN THE CITY OF HOLLYWOOD; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Mayor Udine pulled this item from the Consent Agenda.)

ACTION: (T-10:59 AM) Approved Resolution No. 2022-013. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

B. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of a Public Hearing to be held on February 8, 2022, at 10:00 a.m., to consider enactment of an Ordinance adopting a proposed amendment to the Broward County Land Use Plan text (PCT 21-5), regarding the Oakwood Activity Center (**Commission District 6**), as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN BY AMENDING THE BROWARD COUNTY LAND USE PLAN TEXT REGARDING THE OAKWOOD ACTIVITY CENTER; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Mayor Udine pulled this item from the Consent Agenda.)

ACTION: (T-10:59 AM) Approved Resolution No. 2022-014. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

21. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of a Public Hearing to be held on February 8, 2022, at 10:00 a.m., to consider enactment of an Ordinance adopting a proposed Small Scale amendment to the Broward County Land Use Plan map (PC 22-1), located in the City of Pembroke Pines (**Commission District 1**), as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE BROWARD COUNTY LAND USE PLAN WITHIN THE CITY OF PEMBROKE PINES; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

ACTION: (T-10:56 AM) Approved Resolution No. 2022-015.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

22. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of a Public Hearing to be held on February 8, 2022, at 10:00 a.m., to consider enactment of an Ordinance adopting a proposed Small Scale amendment to the Broward County Land Use Plan map (PC 22-2), located in the City of Deerfield Beach (**Commission District 2**), as an amendment to the Broward County Comprehensive Plan, the substance of which

is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE BROWARD COUNTY LAND USE PLAN WITHIN THE CITY OF DEERFIELD BEACH; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

ACTION: (T-10:56 AM) Approved Resolution No. 2022-016.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

23. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of a Public Hearing to be held on February 8, 2022, at 10:00 a.m., to consider enactment of an Ordinance adopting a proposed Small Scale amendment to the Broward County Land Use Plan map (PC 22-3), located in the City of Plantation (**Commission District 5**), as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE BROWARD COUNTY LAND USE PLAN WITHIN THE CITY OF PLANTATION; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

ACTION: (T-10:56 AM) Approved Resolution No. 2022-017.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

24. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 8, 2022, at 10:00 a.m., in Room 422 of the Governmental Center to consider adoption of a proposed Resolution Amending the Broward County Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE BROWARD COUNTY PROCUREMENT CODE; AMENDING VARIOUS SECTIONS OF CHAPTER 21 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("PROCUREMENT CODE"); AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

ACTION: (T-10:56 AM) Approved Resolution No. 2022-018.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

- 25.** MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 8, 2022, at 10:00 a.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO TRAFFIC REGULATIONS AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT; AMENDING VARIOUS SECTIONS OF CHAPTER 2, ARTICLE VI OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); AUTHORIZING AWARD OF ATTORNEYS' FEES FOR PREVAILING DEFENDANTS AGAINST THE ENFORCING AUTHORITY; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Mark D. Bogen)

(Commissioner Bogen pulled this item from the Consent Agenda.)

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item will be based on the amendments and the revised version of the Ordinance distributed by the sponsor as Additional Material Item 25(2). In addition, if this item is approved, the public hearing will be February 22, 2022, rather than February 8, 2022.)

ACTION: *(T-11:00 AM) Approved Resolution No. 2022-019 as amended with Regular Meeting Additional Material 25(2), dated January 25, 2022, submitted at the request of Commissioner Bogen. In addition, Commissioner Bogen recommended deletion of attorneys' fees from the proposed Ordinance. (Refer to minutes for full discussion.) (See Regular Meeting Additional Material 25, dated January 25, 2022, submitted at the request of Office of the County Attorney.)*

VOTE: *9-0. Commissioner Furr voted in the affirmative telephonically.*

- 26.** MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 8, 2022, at 10:00 a.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE CONE OF SILENCE; REPEALING AND REPLACING SECTION 1-266 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: *(T-10:56 AM) Approved Resolution No. 2022-020.*

VOTE: *9-0. Commissioner Furr voted in the affirmative telephonically.*

RESILIENT ENVIRONMENT DEPARTMENT

27. MOTION TO APPROVE Resolution affirming overall support of the efforts of the United States Army Corps of Engineers and recommendations of the draft South Atlantic Coastal Study, endorsing prioritization of a comprehensive Central and Southern Florida Flood Control Project Study, with an expansion to address both funding and authority needed to conduct the study, necessary authority, and requesting that the ranking for the Broward Back Bay Study be adjusted to a near-term priority and listed second on the project list.

ACTION: (T-10:56 AM) Approved Resolution No. 2022-021.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

ENVIRONMENTAL PERMITTING DIVISION

28. MOTION TO APPROVE Agreement between Broward County and the City of North Lauderdale disbursing up to \$105,250 from the Tree Preservation Trust Fund and authorizing Mayor and Clerk to execute same. **(Commission District 8)**

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

29. MOTION TO APPROVE Coordination Agreement (Agreement) with the U.S. Army Corps of Engineers (Corps) for the delegation of the State Programmatic General Permit (SPGP), and authorize Mayor and Clerk to execute same.

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

URBAN PLANNING DIVISION

30. MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending Chapter 5 of the Broward County Code of Ordinances ("Land Development Code") related to temporary uses.

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

31. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, authorizing the issuance of the County's Water and Sewer Utility Revenue Bonds, Series 2022A, to be issued in an aggregate principal amount not exceeding \$200,000,000 to be applied, together with other legally available funds, if any, for the purposes of (1) paying all or a portion of the costs of additional improvements to the County's Water and Sewer Utility, (2) providing for funding of the Reserve Account Requirement, and (3) providing for the costs of issuance of the Series 2022A Bonds; delegating to the County Administrator, within the parameters set forth herein, the authority to provide certain terms, provisions and providers of services for the Series 2022A Bonds; authorizing the execution and directing the authentication and delivery of the Series 2022A Bonds; providing for a book-entry system; finding the necessity for a negotiated sale of the Series 2022A Bonds; approving the form and authorizing the execution and delivery of a purchase contract providing for the sale of the Series 2022A Bonds to the underwriters named therein and delegating to the County Administrator the authority to consummate such sale and to award the Series 2022A Bonds pursuant to the Purchase Contract; approving the form and authorizing the distribution and use of a Preliminary Official Statement and authorizing the execution; approving the form of and authorizing the execution and delivery of a Third Amendment and Supplement to Construction Account and Reserve Account Trust Indenture and appointing Regions Bank as Trustee to act thereunder; authorizing the distribution and use of a final Official Statement relating to the Series 2022A Bonds; approving the form and authorizing the execution and delivery of a Disclosure Dissemination Agent Agreement; authorizing a Reserve Account Insurance Policy for deposit to the reserve account; authorizing proper officials to do all things deemed necessary in connection with the issuance, sale, execution and delivery of the Series 2022A Bonds; authorizing all necessary administrative and budgetary actions related to the Series 2022A Bonds; providing for conflicts, severability and an effective date.

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the Additional Material distributed by Finance and Administrative Services Department.)

ACTION: (T-10:56 AM) Approved Resolution No. 2022-024 as amended with Regular Meeting Additional Material, dated January 25, 2022, submitted at the request of Finance and Administrative Services Department.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

PURCHASING DIVISION

For Human Services Department

32. MOTION TO AWARD open-end contract to the low responsive, responsible bidder, American Health Associates, Inc., for Phlebotomy and Blood Testing Services, Bid No. GEN2123400B1, for the Broward Addiction Recovery Division, in the initial estimated

one-year amount of \$269,101, including allowances for lab tests on a case-by-case client basis, testing supplies, and lab fees and handling charges outside of the contract of \$6,000, and authorize the Director of Purchasing to renew the contract for two one-year periods, for a potential three-year estimated amount of \$807,303. The initial contract period shall begin on February 14, 2022 and shall terminate one year from that date.

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

RECORDS, TAXES, AND TREASURY DIVISION

33. A. MOTION TO APPROVE cancellation of warrants from Central Account No. xxxxxxxxx3785, Tax Refund Account No. xxxxxxxxx9850, Tax Redemption Account No. xxxxxxxxx0916, and Self-Insurance Account No. xxxxxxxxx0518, due to having a stale date, being unclaimed, or not being negotiated.

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

B. MOTION TO APPROVE cancellation of warrants from Central Account No. xxxxxxxxx3785, Tax Refund Account No. xxxxxxxxx9850, and Self-Insurance Account No. xxxxxxxxx0518, due to being voided. Checks have been reissued.

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

QUASI-JUDICIAL CONSENT HEARING

RESILIENT ENVIRONMENT DEPARTMENT

URBAN PLANNING DIVISION

34. MOTION TO APPROVE plat note amendment to Marketplace Partnership Center (076-MP-96). (Commission District 1)

ACTION: (T-10:56 AM) Approved the plat note amendment subject to staff's recommendations as outlined in the Development Review Report for a Plat Note Amendment.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

35. MOTION TO APPROVE non-vehicular access line amendment on Seneca Plat (084-MP-95). (Commission District 6)

ACTION: (T-10:56 AM) *Approved the non-vehicular access line amendment subject to staff's recommendations as outlined in the Development Review Report for a Plat Non-Vehicular Access Line Amendment.*

VOTE: 9-0. *Commissioner Furr voted in the affirmative telephonically.*

36. MOTION TO APPROVE plat entitled RD Stirling (029-MP-20). (Commission District 6)

ACTION: (T-10:56 AM) *Approved the plat subject to staff's recommendations as outlined in the Development Review Report for a New Plat.*

VOTE: 9-0. *Commissioner Furr voted in the affirmative telephonically.*

37. MOTION TO APPROVE plat entitled Atlantica at Dania Beach (005-MP-21). (Commission District 6)

(Commissioner Ryan pulled this item from the Consent Agenda.)

ACTION: (T-11:01 AM) *Approved the plat subject to staff's recommendations as outlined in the Development Review Report for a New Plat. (Refer to minutes for full discussion.)*

VOTE: 8-0. *Commissioner Furr voted in the affirmative telephonically. Commissioner Ryan abstained from voting.*

38. MOTION TO APPROVE plat note amendment to Pompano Beach Residences Plat (090-MP-05). (Commission District 4)

ACTION: (T-10:56 AM) *Approved the plat note amendment subject to staff's recommendations as outlined in the Development Review Report for a Plat Note Amendment.*

VOTE: 9-0. *Commissioner Furr voted in the affirmative telephonically.*

39. MOTION TO APPROVE plat note amendment to Dania Pointe (035-MP-15). (Commission District 6)

ACTION: (T-10:56 AM) *Approved the plat note amendment subject to staff's*

recommendations as outlined in the Development Review Report for a Plat Note Amendment.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

- 40. MOTION TO APPROVE plat entitled Raising Cane’s Pompano Beach (019-MP-21). (Commission District 4)

ACTION: (T-10:56 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report for a New Plat.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

- 41. MOTION TO APPROVE plat note amendment to RW Chambers Subdivision Addition No. 1 (074-PL-79). (Commission District 6)

ACTION: (T-10:56 AM) Approved the plat note amendment subject to staff’s recommendations as outlined in the Development Review Report for a Plat Note Amendment.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

- 42. MOTION TO APPROVE plat note amendment to RW Chambers Subdivision Addition No. 2 (075-PL-79). (Commission District 6)

ACTION: (T-10:56 AM) Approved the plat note amendment subject to staff’s recommendations as outlined in the Development Review Report for a Plat Note Amendment.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

END OF QUASI-JUDICIAL CONSENT HEARING

COUNTY ADMINISTRATION

- 43. MOTION TO ADOPT budget Resolution transferring funds within the Constitutional Gas Tax Capital Fund in the total amount of \$480,520 for the Low Stress Multimodal Mobility Transportation System Master Plan project.

ACTION: (T-10:56 AM) Approved Resolution No. 2022-022.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

INTERGOVERNMENTAL AFFAIRS/BOARDS SECTION

44. A. MOTION TO APPOINT following nominees to the HIV Health Services Planning Council in the specified categories:

1. Jose Castillo in the “Non-elected Community Leader” category
2. Eveline Dsouza in the “HOPWA” category
3. Rafael Jimenez in the “Federally Qualified Health Centers/Health Care Provider” category
4. Shawn Jackson in the “Non-affiliated Consumer” category

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Jose Castillo, Eveline Dsouza, and Rafael Jimenez who hold employment or contractual relationship with an entity who receives funds from Broward County.

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

REAL PROPERTY SECTION

45. MOTION TO APPROVE Purchase and Sale Agreement (“Agreement”) between Broward County (Seller) and Mark and Angela Gasch (Purchaser) for the sale of surplus real property located at NW 38th Court in the Town of Davie at a purchase price of \$24,995, plus closing costs; authorize Mayor and Clerk to execute the Agreement and Quit Claim Deed and authorize recordation of the Quit Claim Deed; and authorize the Director of Real Estate Development to execute and process normal and customary title closing documents. **(Commission District 5)**

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

46. MOTION TO ADOPT Resolution accepting a Quit Claim Deed for property located at SW 9th Street in Pompano Beach from the City of Pompano Beach at no cost to the County; authorize the Mayor and Clerk to accept same and authorize recordation of same. **(Commission District 4)**

ACTION: (T-10:56 AM) Approved Resolution No. 2022-023. (Scrivener’s Error - See County Administrator’s Memorandum: A vertical line should be added to the right

of the line numbers on pages 1 and 2 of Exhibit 1.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

OFFICE OF MANAGEMENT AND BUDGET

- 47. MOTION TO ADOPT budget Resolution within the General Fund transferring \$1,277,000 from the Broward Sheriff’s Office (BSO) Department of Detention reserve to the Department of Detention operating budget to pay invoices for inmate inpatient care costs.

ACTION: (T-10:56 AM) Approved Resolution No. 2022-035.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

- 48. MOTION TO ADOPT budget Resolution within the General Fund appropriating \$50,000,000 from the reserve for committed capital construction and improvement projects to the Convention Center Expansion and Headquarters Hotel project (Project).

ACTION: (T-10:56 AM) Approved Resolution No. 2022-028.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

COUNTY COMMISSION

- 49. MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending various sections of Chapter 16½ of the Broward County Code of Ordinances regarding discrimination in real estate transactions, to limit complaints regarding lawful source of income to aggrieved persons with the actual intent to enter into the real estate transaction at issue. (Commissioner Bogen)

(Commissioners Bogen, Rich, Ryan and a member of the public pulled this item from the Consent Agenda.)

ACTION: (T-11:02 AM) Following discussion, the Board deferred this item until the February 8, 2022 Commission meeting. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

PUBLIC HEARING

- 50. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, granting a nonexclusive restricted franchise to SMS International Shore

Operations US, Inc., for a one-year term to provide steamship agent services at Port Everglades, restricted to "New Business" as defined in Section 32.19 of the Broward County Administrative Code; providing for franchise terms and conditions; and providing for severability and an effective date.

ACTION: (T-11:55 AM) Approved Resolution No. 2022-025 as amended with Public Hearing Additional Material 50, dated January 25, 2022, submitted at the request of Port Everglades Department. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

51. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, granting a nonexclusive restricted franchise to Yacht Stevedore Solutions, LLC, for a one-year term to provide cargo handler services at Port Everglades, restricted to cargo brokered by Peters & May USA, Inc; providing for franchise terms and conditions; and providing for severability and an effective date.

ACTION: (T-11:56 AM) Approved Resolution No. 2022-026 as amended with Public Hearing Additional Material 51, dated January 25, 2022, submitted at the request of Port Everglades Department. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

52. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, granting a nonexclusive restricted franchise to Yacht Stevedore Solutions, LLC, for a one-year term to provide stevedore services at Port Everglades, restricted to cargo brokered by Peters & May USA, Inc; providing for franchise terms and conditions; and providing for severability and an effective date.

ACTION: (T-11:56 AM) Approved Resolution No. 2022-027 as amended with Public Hearing Additional Material 52, dated January 25, 2022, submitted at the request of Port Everglades Department. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

53. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, granting renewal of a nonexclusive franchise to Terminal Security Solutions, Inc., for a five-year term to provide marine terminal security services at Port Everglades; providing for franchise terms and conditions; and providing for severability and an effective date.

ACTION: (T-11:57 AM) Approved Resolution No. 2022-029. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

54. A. MOTION TO ADOPT Resolution to transmit a proposed amendment to the Broward County Land Use Plan map (PC 21-7), in the City of Oakland Park, as an amendment to the Broward County Comprehensive Plan, to designated State review agencies pursuant to Section 163.3184, Florida Statutes, as amended (**Commission District 4**), the substance of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, TRANSMITTING A PROPOSED AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN OF THE BROWARD COUNTY COMPREHENSIVE PLAN WITHIN THE CITY OF OAKLAND PARK TO DESIGNATED STATE AGENCIES; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-11:57 AM) Approved Resolution No. 2022-030. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

- B. MOTION TO ADOPT Resolution to transmit a proposed amendment to the Broward County Land Use Plan text (PCT 21-4), regarding the Oakland Park Activity Center, in the City of Oakland Park, as an amendment to the Broward County Comprehensive Plan, to designated State review agencies pursuant to Section 163.3184, Florida Statutes, as amended (**Commission District 4**), the substance of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, TRANSMITTING A PROPOSED AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT OF THE BROWARD COUNTY COMPREHENSIVE PLAN REGARDING THE OAKLAND PARK ACTIVITY CENTER; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-11:57 AM) Approved Resolution No. 2022-031. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

55. MOTION TO ADOPT Resolution to transmit a proposed amendment to the Broward County Land Use Plan text (PCT 21-3), to update the Definitions section of the Broward County Land Use Plan, as an amendment to the Broward County Comprehensive Plan, to designated State review agencies pursuant to Section 163.3184, Florida Statutes, as amended, the substance of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, TRANSMITTING A PROPOSED AMENDMENT TO THE

BROWARD COUNTY LAND USE PLAN TEXT OF THE BROWARD COUNTY COMPREHENSIVE PLAN REVISING THE "DEFINITIONS" SECTION OF THE BROWARD COUNTY LAND USE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-11:58 AM) Approved Resolution No. 2022-032. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

56. MOTION TO ENACT Ordinance adopting a Small Scale amendment to the Broward County Land Use Plan map (PC 21-12), located in the City of Pembroke Pines (**Commission District 6**), as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE BROWARD COUNTY LAND USE PLAN WITHIN THE CITY OF PEMBROKE PINES; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

ACTION: (T-11:59 AM) Filed proof of publication and enacted Ordinance No. 2022-01 to become effective as provided by law. (Refer to minutes for full discussion.) Scrivener's Error - See County Administrator's Memorandum: Currently reads: ...(Commission District 6)... Should read: ...(Commission District 7)...

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

57. A. MOTION TO APPROVE renewal of Class 2 - Advanced Life Support (ALS) Transfer Certificate of Public Convenience and Necessity and Class 3 - Basic Life Support (BLS) Transport Certificate of Public Convenience and Necessity to: Broward Ambulance Inc., d/b/a American Medical Response, contingent upon completion of the requirements identified in the Broward County Code of Ordinances and entering into an agreement with the County establishing ambulance transport rates, a fee forgiveness program, and defraying administrative costs of monitoring and regulating the ambulance companies.

ACTION: (T-11:59 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

B. MOTION TO APPROVE renewal of Class 2 - Advanced Life Support (ALS) Transfer Certificate of Public Convenience and Necessity and Class 3 - Basic Life Support (BLS) Transport Certificate of Public Convenience and Necessity to: MCT Express, Inc., contingent upon completion of the requirements identified in the Broward County Code of Ordinances and entering into an agreement with the County establishing ambulance

transport rates, a fee forgiveness program, and defraying administrative costs of monitoring and regulating the ambulance companies.

ACTION: (T-11:59 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

58. MOTION TO ENACT Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE BROWARD MUNICIPAL SERVICES DISTRICT ELEMENT, CAPITAL IMPROVEMENTS ELEMENT, COASTAL MANAGEMENT ELEMENT, DEEPWATER PORT COMPONENT, INTERGOVERNMENTAL COORDINATION ELEMENT, RECREATION AND OPEN SPACE ELEMENT, TRANSPORTATION ELEMENT, AND WATER MANAGEMENT ELEMENT OF THE BROWARD COUNTY COMPREHENSIVE PLAN RELATED TO THE PERIL OF FLOOD; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

ACTION: (T-12:00 PM) Filed proof of publication and enacted Ordinance No. 2022-02 to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

59. MOTION TO ENACT Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO AIRPORT ZONING REGULATIONS; REPEALING SECTIONS 2-144 THROUGH 2-144.8 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); REPEALING SECTIONS 39-359 THROUGH 39-359.10 OF THE CODE; AMENDING SECTION 5-181 OF THE CODE, PROVIDING FOR DEVELOPMENT REVIEW REQUIREMENTS; AMENDING SECTION 5-182.10 OF THE CODE, REQUIRING REVIEW OF PLAT-RELATED APPLICATIONS FOR HAZARDS TO AIR NAVIGATION AND ADOPTING AIRPORT IMAGINARY SURFACES; AMENDING SECTION 5-201 OF THE CODE, ADDING DEFINITIONS; AMENDING SECTION 27-66 OF THE CODE, PROVIDING FOR COMPLIANCE WITH AIRPORT ZONING REGULATIONS PRIOR TO ENVIRONMENTAL REVIEW APPROVAL; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-12:01 PM) Filed proof of publication and enacted Ordinance No. 2022-03 to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

60. MOTION TO ENACT Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO AIRPORT SECURITY AT THE FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT; AMENDING SECTIONS 2-39 AND 8½-16 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); IMPOSING DISPLAY REQUIREMENTS UPON HOLDERS OF PUBLIC AREA BUSINESS PURPOSE MEDIA, MODIFYING THE DEADLINE TO RETURN AIRPORT ISSUED IDENTIFICATION MEDIA AND PUBLIC AREA BUSINESS PURPOSE MEDIA, AND EXPANDING THE RESTRICTIONS AGAINST ENTRANCE PIGGYBACKING; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-12:01 PM) Filed proof of publication and enacted Ordinance No. 2022-04 to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

61. A. MOTION TO ENACT Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO BREEDER PERMITS AND REQUIREMENTS; AMENDING SECTION 4-6.5 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); ALLOWING CIVIL PENALTIES FOR FIRST-TIME VIOLATIONS OF SECTION 4-6.5(a) OF THE CODE TO BE APPLIED TO FEES FOR A NEW BREEDER PERMIT; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Vice-Mayor Lamar P. Fisher, and
Cosponsored by Senator Nan H. Rich)

(Per the Tuesday Agenda Memorandum, Commissioner Furr requests to be added as a cosponsor.)

(Parts A and B were taken up together and voted on separately.)

ACTION: (T-12:02 PM) Filed proof of publication and enacted Ordinance No. 2022-05 to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

B. MOTION TO ADOPT Resolution Amending the Broward County Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO ANIMAL CARE AND ADOPTION DIVISION FEES; AMENDING SECTION 40.9 OF THE BROWARD COUNTY ADMINISTRATIVE CODE (“ADMINISTRATIVE CODE”); REDUCING BREEDER PERMIT FEES; INCREASING CIVIL PENALTIES FOR FAILURE TO OBTAIN A BREEDER PERMIT; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Vice-Mayor Lamar P. Fisher, and
Cosponsored by Senator Nan H. Rich)

(Per the Tuesday Agenda Memorandum, Commissioner Furr requests to be added as a cosponsor.)

(Parts A and B were taken up together and voted on separately.)

ACTION: (T-12:02 PM) Approved Resolution No. 2022-033. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

QUASI-JUDICIAL REGULAR HEARING

RESILIENT ENVIRONMENT DEPARTMENT

URBAN PLANNING DIVISION

62. MOTION TO APPROVE plat entitled Pompano Park Racino II (015-MP-21). (Commission District 4) (Deferred from December 7, 2021 - Item No. 44)

ACTION: (T-12:03 PM) Following discussion, and without objection, the Board deferred this item until the February 8, 2022 Commission meeting. (Refer to minutes for full discussion.) **Scrivener’s Error - See County Administrator’s Memorandum: Currently reads: ... (Commission District 4)... Should read: ... (Commission District 8)...**

END OF QUASI-JUDICIAL REGULAR HEARING

END PUBLIC HEARING

REGULAR AGENDA

AVIATION DEPARTMENT

63. MOTION TO ADOPT Resolution approving the First Amendment to the Public Transportation Grant Agreement with the State of Florida Department of Transportation for Financial Project No. 436397-1-94-01; increasing the total Project Cost for Planning and Design of the Rehabilitation of Taxilane T project at Broward County’s Fort Lauderdale-Hollywood International Airport and each party’s share of costs; authorizing the Mayor or Vice-Mayor to execute same; authorizing the County Administrator to take the necessary administrative and budgetary actions. This Amendment provides additional grant funding up to a maximum amount of \$429,000 and requires the County to increase its match to \$429,000 and cover any cost overruns.

(Per the Tuesday Agenda Memorandum, the Board's consideration of Item Numbers 2, 3 and 63 is based on amended motion statements and the replacement Exhibit 1 distributed as Additional Material.)

ACTION: (T-12:04 PM) Approved as amended with Regular Meeting Additional Material 63, dated January 25, 2022, submitted at the request of Aviation Department. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

64. MOTION TO APPROVE Concessions Rent Relief Airport Rescue Grant Agreement No. 3-12-0025-096-2022, in the amount of \$15,378,537, for economic relief from rent and minimum annual guarantees at Broward County's Fort Lauderdale-Hollywood International Airport; to authorize the County Administrator to take the necessary administrative and budgetary actions to authorize the Director of Aviation to execute the agreement and approve any non-monetary amendments to the agreement, subject to the Office of the County Attorney approval as to legal sufficiency.

ACTION: (T-12:05 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

65. MOTION TO APPROVE Consent to Leasehold Mortgage between Broward County, Airside Florida, LLC, and Americo Financial Life and Annuity Insurance Company.

ACTION: (T-12:06 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

COUNTY ATTORNEY

66. MOTION TO ADOPT Resolution to place a proposed amendment to the Broward County Charter (the "Charter") on the ballot for the November 8, 2022, General Election, amending Section 3.06 of the Charter to conform the Charter to the Florida Constitution and to Chapter 2020-194 of the Laws of Florida, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PROVIDING FOR A REFERENDUM ELECTION TO BE HELD ON NOVEMBER 8, 2022, TO DETERMINE WHETHER TO AMEND THE BROWARD COUNTY CHARTER TO CONFORM THE CHARTER TO THE FLORIDA CONSTITUTION AND TO CHAPTER 2020-194 OF THE LAWS OF FLORIDA; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Transferred to the Consent Agenda.)

ACTION: (T-10:56 AM) Approved Resolution No. 2022-034.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**PURCHASING DIVISION**

For Public Works Department

67. MOTION TO APPROVE Request for Proposals (RFP) No. PNC2123379P1, BIM, VDC, Laser Scanning and Associated Services, for the Construction Management Division.

(Transferred to the Consent Agenda.)

ACTION: (T-10:56 AM) Approved. (Scrivener's Error - See County Administrator's Memorandum: Exhibit 1 file name currently reads: Exhibit 1 - RFP No. PNC2122764P1... Should read: Exhibit 1 - RFP No. PNC2123379P1)...

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

68. MOTION TO APPROVE Request for Proposals (RFP) No. PNC2122764P1, Consulting Services for Building Safety and Water Management Inspection Programs, for the Facilities Management Division.

(Transferred to the Consent Agenda.)

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

COUNTY ADMINISTRATION

- 69.** MOTION TO AUTHORIZE County Administrator to approve and execute a First Amendment to the Memorandum of Understanding Regarding Collaborative Study and Subsequent Development of an Integrated Solid Waste and Recycling System (“MOU”), dividing the costs for a regional solid waste and recycling generation study and report (“Study”) between the County and participating municipalities, provided (a) the County’s financial contribution to the costs of the Study is no more than 50% of the total cost, and (b) the participating municipalities issue payment to the County for their collective portion of the total cost upon their execution of the First Amendment, subject to review of the First Amendment for legal sufficiency by the Office of the County Attorney; to authorize the County Administrator to approve and execute any additional amendments to the MOU as may be necessary, subject to (a) and (b) above, and further subject to review of such amendments for legal sufficiency by the Office of the County Attorney; and to authorize the County Administrator to take all necessary administrative and budgetary actions to effectuate the MOU, as amended, including, without limitation, having the County receive, hold, and disburse the participating municipalities’ portion of the Study costs.

ACTION: (T-12:07 PM) Approved with County Administration directed to provide the Board with a list reflecting the current status of participating municipalities. In addition, Commissioner Furr requested that Commissioners contact cities within their districts in an effort to secure financial contributions. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

- 70.** MOTION TO AMEND Broward County Board of County Commissioners’ calendar to reflect changes to the February 15, 2022 meeting.

(Transferred to the Consent Agenda.)

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

COUNTY COMMISSION

- 71.** MOTION TO DIRECT Office of the County Attorney to prepare any necessary amendments to the private parking regulations in the Broward County Code of Ordinances or the Broward County Administrative Code regarding nongovernmental

issuance of failure to pay notices for vehicles on private property or private lots.
(Commissioner Bogen)

(Transferred to the Consent Agenda.)

ACTION: (T-10:56 AM) Approved.

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

- 72.** MOTION TO AUTHORIZE and direct the County Administrator to reimburse the applicable contractors the actual amount of specified employer-side payroll expenses, up to a total not-to-exceed amount of \$100,000 for all contractors, incurred as a result of the contractors' distribution of the one-time payment previously approved by the Board to eligible workers providing janitorial services or transit-related services at the Fort Lauderdale-Hollywood International Airport during the height of the COVID-19 pandemic; and to authorize the County Administrator to take any action necessary, including administrative or budgetary actions and negotiation and execution of contractual documents, to effectuate same, subject to Office of the County Attorney review of any contractual documents as to legal sufficiency. (Commissioner Bogen)

ACTION: (T-12:13 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

- 73.** MOTION TO DISCUSS Broward County's Administrative and Appointees' Salaries.
(Commissioner Bogen)

ACTION: (T-11:05 AM) Following discussion, and without objection, the Board tabled this item until later in the meeting. (Refer to minutes for full discussion.)

ACTION: (T-12:26 PM) Following discussion, the Board deferred this item indefinitely. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

- 74.** MOTION TO REAPPOINT Robert W. Melton to the position of Broward County Auditor for an additional five-year term; direct the Office of the County Attorney to revise the agreement between Mr. Melton and the County to address compensation increases since Mr. Melton's initial appointment; authorize the Mayor to sign the revised agreement on behalf of the County; and authorize the County Administrator to take all necessary budgetary and administrative actions to effectuate the Board action on this item. (Mayor Udine)

ACTION: (T-12:27 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

75.

MAYOR'S REPORT

A. BROWARD DAYS

ACTION: (T-4:06 PM) Mayor Udine thanked Government Relations staff for their efforts in making Broward Days a successful event in Tallahassee. In addition, Mayor Udine reported participating in a press conference, with Commissioner Geller and Representative Bartleman, and drew attention to salt water intrusion into canal pumps as a major issue for which continued monitoring is necessary. (Refer to minutes for full discussion.)

B. COVID-19 TEST KIT DISTRIBUTION

ACTION: (T-4:06 PM) Mayor Udine thanked County Administration and commended libraries for their ongoing efforts in coordination of COVID-19 testing sites and distribution of test kits. (Refer to minutes for full discussion.)

C. PARKS DEPARTMENT RECOGNITION

ACTION: (T-4:08 PM) Mayor Udine recognized Parks Department staff and encouraged everyone to get outside and exercise as a healthy alternative in dealing with variants. (Refer to minutes for full discussion.)

76.

COUNTY ADMINISTRATOR'S REPORT

DISTRICT DASHBOARD

ACTION: (T-4:10 PM) County Administrator Bertha Henry discussed staff collaboration with respect to a District Dashboard, which includes revisions reflecting the new districts and the availability of nondepartmental funds for Commissioners' engagement and communication with their new districts. (Refer to minutes for full discussion.)

SUPPLEMENTAL AGENDA

PUBLIC HEARING

77. MOTION TO ENACT Ordinance, the title of which is as follows (continued from December 7, 2021 - Item No. 71):

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CREATING THE BROWARD COUNTY PREVENTIVE HEALTH CARE PROGRAM ORDINANCE; CREATING ARTICLE VII OF CHAPTER 31½ OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE") FOR THE PURPOSE OF LEVYING, SUBJECT TO APPROVAL BY REFERENDUM, A HALF-PERCENT (0.5%) HEALTH CARE SURTAX FOR A PERIOD OF 12 YEARS; CREATING A SEGREGATED TRUST FUND INTO WHICH ALL HEALTH CARE SURTAX FUNDS WILL BE DEPOSITED; PROVIDING FOR THE USE OF THE HEALTH CARE SURTAX FUNDS IN ACCORDANCE WITH THE BROWARD COUNTY HEALTH CARE PLAN; CREATING AN ADVISORY BOARD; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Mark D. Bogen)

(Item Numbers 77, 78 and 79 were taken up and voted on together.)

ACTION: (T-2:05 PM) Following discussion, and upon directing County Administration to coordinate a workshop with hospital districts, the Board deferred this item indefinitely. (Refer to minutes for full discussion.) (See Regular Meeting Additional Material 77, 77(2), 77(3) and 77(4), dated January 25, 2022, submitted at the request of Office of the County Attorney; and Regular Meeting Additional Material 77(5), dated January 25, 2022, submitted at the request of Commissioner Bogen.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

END PUBLIC HEARING

COUNTY COMMISSION

78. MOTION TO APPROVE proposed Broward County Preventive Health Care Program Plan to establish the initial uses and allocation of the proceeds of the proposed 0.5% health care surtax, if such surtax is levied by the Board and subsequently approved by the County's voters. (Deferred from December 7, 2021 - Item No. 90)

(Sponsored by Commissioner Mark D. Bogen)

(Item Numbers 77, 78 and 79 were taken up and voted on together.)

ACTION: (T-2:05 PM) Following discussion, and upon **directing County Administration to coordinate a workshop with the hospital districts**, the Board deferred this item indefinitely. (Refer to minutes for full discussion.) (See Regular Meeting Additional Material 78, dated January 25, 2022, submitted at the request of Commissioner Bogen.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

79. MOTION TO ADOPT Resolution to place a referendum on the ballot for the November 8, 2022, General Election, approving a 0.5% health care sales surtax for a period of 12 years, the title of which is as follows: **(deferred from December 7, 2021 - Item No. 89)**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PROVIDING FOR A REFERENDUM ELECTION TO BE HELD ON NOVEMBER 8, 2022, TO DETERMINE WHETHER TO APPROVE A 0.5% SALES SURTAX FOR A PERIOD OF 12 YEARS TO FUND THE BROWARD COUNTY PREVENTIVE HEALTH CARE PROGRAM; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Mark D. Bogen)

(Item Numbers 77, 78 and 79 were taken up and voted on together.)

ACTION: (T-2:05 PM) Following discussion, and upon **directing County Administration to coordinate a workshop with the hospital districts**, the Board deferred this item indefinitely. (Refer to minutes for full discussion.) (See Regular Meeting Additional Material 79, dated January 25, 2022, submitted at the request of Commissioner Bogen.)

VOTE: 9-0. Commissioner Furr voted in the affirmative telephonically.

80. MOTION TO DISCUSS naming a portion of the Broward County Judicial Complex or another governmental building in honor of Michael Moskowitz. (Commissioner Bogen)

ACTION: (T-12:35 PM) Following discussion, **the Board requested staff conduct further research in order to provide additional options for the Board's consideration.** (Refer to minutes for full discussion.)

NON-AGENDA

81. LIBRARY STAFF - COMMISSIONER FURR

ACTION: (T-3:52 PM) Commissioner Furr thanked library staff for their efforts in

the distribution of COVID-19 test kits during December. Commissioner Furr also drew attention to literacy week, suggesting reading to children in its celebration. (Refer to minutes for full discussion.)

In response to Commissioner Furr, Commissioner Rich also expressed appreciation for distribution of home test kits and provided a phone number (800-232-0233) as an alternative to ordering test kits online.

82. EVERGLADES FUNDING - COMMISSIONER FURR

ACTION: (T-3:53 PM) Commissioner Furr expressed approval for \$1.1 billion in federal funding earmarked for Everglades restoration projects. (Refer to minutes for full discussion.)

83. MONOCLONAL ANTIBODY THERAPY - COMMISSIONER RICH

ACTION: (T-3:54 PM) Commissioner Rich noted removal of monoclonal antibody treatment drugs for the treatment of COVID-19 from the market by the FDA, referencing Regeneron and Eli Lilly studies confirming loss of effectiveness. (Refer to minutes for full discussion.)

84. COMMISSION WELCOME - THE BOARD

ACTION: (T-3:56 PM) The Board welcomed and congratulated Commissioner Alston and Commissioner Moskowitz on their new appointments in service to their districts and Broward County. (Refer to minutes for full discussion.)

In response to the Board, Commissioner Alston thanked the Board and County staff for the kind words and guidance thus far and relayed intentions for continued outreach and engagement with homeowner's associations and community organizations within District 9 and all across Broward County. In addition, Commissioner Alston encouraged residents of District 9 in need of assistance to reach out to his office: (954-357-7009).

85. FACILITIES STAFF - VICE-MAYOR FISHER

ACTION: (T-3:56 PM) Vice-Mayor Fisher thanked Facilities Director Scott Campbell and staff for assistance with the relocation of his office. (Refer to minutes for full discussion.)

86. SFRPC - COMMISSIONER GELLER

ACTION: (T-3:57 PM) Commissioner Geller reported attending the South Florida Regional Planning Council in Miami-Dade County and announced his election as Chair of the SFRPC. (Refer to minutes for full discussion.)

87. AGENDA ITEM NUMBER 73 - COMMISSIONER GELLER

ACTION: (T-3:58 PM) Commissioner Geller recognized the importance of Item 73, sponsored by Commissioner Bogen, and encouraged follow up. (Refer to minutes for full discussion.)

88. CENTRAL AND SOUTH FLORIDA “RE STUDY” - COMMISSIONER GELLER

ACTION: (T-3:59 PM) Commissioner Geller highlighted the “Restudy” and conveyed support for HB 513 / SB 1326 - Comprehensive Review Study of the Central and Southern Florida Project, filed by Representative Bartleman and Senator Rodriguez in advance of the 2022 Legislative session. (Refer to minutes for full discussion.)

89. ANIMAL RESCUE GROUPS - COMMISSIONER RYAN

ACTION: (T-4:02 PM) Upon sharing a successful family pet adoption experience, Commissioner Ryan requested County Administration build on contacts and relationships with animal care rescue groups and provide an update to the Board in a few months. (Refer to minutes for full discussion.)