

# Broward County



## Action Agenda - Published

Tuesday, February 11, 2020

10:00 AM

Broward County Governmental Center  
Room 422 (Commission Chambers)

### County Commission

**MEETING OF FEBRUARY 11, 2020**

PLEDGE OF ALLEGIANCE was led by Commissioner Mark D. Bogen, District 2.

CALL TO ORDER was led by Mayor Dale V.C. Holness, District 9.

**MOMENT OF SILENCE**

In memory of Emma Sorenson.

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

**CALL TO ORDER**

**Present:** Commissioner Mark D. Bogen  
Commissioner Lamar P. Fisher  
Commissioner Beam Furr  
Vice-Mayor Steve Geller  
Mayor Dale V.C. Holness  
Commissioner Nan H. Rich  
Commissioner Tim Ryan  
Commissioner Barbara Sharief  
Commissioner Michael Udine

Commissioner Sharief and Vice-Mayor Geller participated telephonically for the entirety of the Consent, and portions of the Regular Agenda.

**CONSENT AGENDA**

A motion was made by Commissioner Fisher, seconded by Commissioner Udine and unanimously carried, to approve the Consent Agenda consisting of Items 1 through 29. At the request of the Mayor, Regular Items 34, 35, 36, 37 and Supplemental Items 48, 49, 50 and 51 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 30 through 33.

The following Public Hearing Item was continued: 31.

The following Item was withdrawn: 43.

The following Items were pulled by the Board and considered separately: 11 and 28.

The following Item was pulled by a member of the public and considered separately: 9.

### **BOARD APPOINTMENTS**

1. MOTION TO APPROVE Board Appointments

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

### **AVIATION DEPARTMENT**

2. MOTION TO ADOPT Resolution No. 2020-043 approving a Public Transportation Grant Agreement with the State of Florida Department of Transportation for Financial Project No. 440132-1-94-01; to fund Terminal Passenger Loading Bridges at the 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 \$3,000,000. A certified copy of the approved Resolution shall be inserted as Exhibit D to the Public Transportation Grant Agreement before execution.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

### **OFFICE OF MANAGEMENT AND BUDGET**

3. MOTION TO ADOPT budget Resolution No. 2020-044 transferring funds within the Law Enforcement Trust Fund in the amount of \$223,072 for the purpose of providing matching funds for a grant from the Department of Homeland Security to procure an emergency response vessel and conduct an emergency response exercise.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

**REQUEST TO SET FOR PUBLIC HEARING**

4. MOTION TO ADOPT Resolution No. 2020-045 directing the County Administrator to publish Notices of Public Hearings to consider approval of the First Amendment to the Lease Agreement between Broward County and Cemex Construction Materials Florida, LLC. The Public Hearings will be held on February 25, 2020, and March 10, 2020, at 10:00 a.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, FL 33301.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

5. MOTION TO ADOPT Resolution No. 2020-046 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, March 10, 2020, at 10:00 a.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to vacate a 12-foot utility easement lying within Lots 1, 2, 3, and 4, Block 11 of Venetian Isles 2nd Section, as recorded in Plat Book 45, Page 49 of the Public Records of Broward County, located at 3870 Northwest 22 Way in the City of Lighthouse Point; Petitioners: Lighthouse Point Development Partners, LLC; Agent: Lauren Odom, Esq. & Hope Calhoun, Esq., Dunay, Miskel, and Backman, LLP; Application for Vacation and Abandonment: 2019-V-05. **(Commission District 4)**

**ACTION:** (T-10:54 AM) **Approved.** (Scrivener's Error - See County Administrator's Report: In the Motion, Exhibit 2, line 11, and Exhibit 3, line 7, currently reads: ... located at 3870 Northwest 22 Way ... Should read: ... located at 3870 Northeast 22 Way...)

**VOTE:** 9-0. **Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

6. MOTION TO ADOPT Resolution No. 2020-047 directing the County Administrator to publish Notice of a Public Hearing to be held on Tuesday, February 25th, 2020, at 10:00 a.m., to consider adoption of a proposed Resolution amending the Broward County Administrative Code to establish new fees for the operation of a Wellness Clinic at the Animal Care and Adoption Division shelter and provides the Director of the Division with authority to wave or reduce impound, boarding, and rabies tag registration fees.

**ACTION:** (T-10:54 AM) **Approved.** (Scrivener's Error - See County Administrator's Report: In the Motion, line 5 currently reads: with authority to "wave" ... Should read: with authority to "waive" ...)

*In the Summary Explanation, last sentence currently reads: The increased fee for breeder permits is intended to discourage less qualified operations from obtaining permits, and support enforcement activities toward unqualified operations. Should read: The increased fee for breeder permits is intended to support enforcement activities to unqualified operations.) (See Yellow-Sheeted Additional Material, dated February 11, 2020 submitted at the request of Environmental Protection and Growth Management.)*

**VOTE:** 9-0. **Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

7. MOTION TO ADOPT Resolution No. 2020-048 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 25, 2020, 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 DAVIE CHAMBER OF COMMERCE COLORED SUBDIVISION PLAT ("PLAT"); AMENDING THE PLAT NAME IN ACCORDANCE WITH SECTION 177.142, FLORIDA STATUTES; PROVIDING FOR RECORDATION; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

**ACTION:** (T-10:54 AM) *Approved. (See Yellow-Sheeted Additional Material, dated February 11, 2020 submitted at the request of Vice-Mayor Geller.)*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

**ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT**  
**DEPARTMENT**

**BUILDING CODE SERVICES DIVISION**

8. A. MOTION TO ADOPT budget Resolution No. 2020-049 transferring funds from the Building Code Services Division's (BCSD) Special Purpose Fund (10020) reserves in the amount of \$1,048,750 to reimburse AW Riverbend, LLC (Landlord) for the costs associated with completion of Leasehold Improvements at the new Division's Administration office located at 2307 W. Broward Boulevard, Suite 300, Fort Lauderdale, FL 33312.

**ACTION:** (T-10:54 AM) *Approved.*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

B. MOTION TO ADOPT budget Resolution No. 2020-050 transferring funds from the Building Code Services Division's (BCSD) Licensing-Elevator-Regulatory Funds (10050) reserves in the amount of \$951,250 to reimburse AW Riverbend, LLC (Landlord) for the costs associated with completion of Leasehold Improvements at the new Division's Administration office located at 2307 W. Broward Boulevard, Suite 300, Fort Lauderdale, FL 33312.

**ACTION:** (T-10:54 AM) *Approved.*

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

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**ENVIRONMENTAL AND CONSUMER PROTECTION DIVISION**

9. MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending Chapter 22½ of the Broward County Code of Ordinances (“Motor Carriers”) related to regulations for vehicle for hire dispatch services and operating permits.

*(A member of the public pulled this item.)*

**ACTION:** (T-10:54 AM) *Approved. Following discussion, County Administration requested that staff follow up with the public speaker. (Refer to minutes for full discussion.)*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

**ENVIRONMENTAL ENGINEERING AND PERMITTING DIVISION**

10. A. MOTION TO ACCEPT Joint Deed of Conservation Easement and Agreement from SAFStor Pines, LLC over an on-site wetland mitigation area comprising 1.97 acres of real property located at 19000 Pines Boulevard in the City of Pembroke Pines, and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

**ACTION:** (T-10:54 AM) *Approved.*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

B. MOTION TO APPROVE Cash Bond Agreement between Broward County and SAFStor Pines, LLC in the amount of \$134,620, to be held as security for the performance of construction, monitoring and maintenance of a 1.97 acre wetland mitigation area in the City of Pembroke Pines, and authorize Mayor and Clerk to execute same. **(Commission District 8)**

**ACTION:** (T-10:54 AM) *Approved.*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

**HOUSING FINANCE AND COMMUNITY REDEVELOPMENT DIVISION**

11. MOTION TO APPROVE First Amendment to Ground Lease Agreement between Broward County and Related FAT Village, LLC, to extend the lease term, for a 156 housing unit

development restricted coterminous with the term of the lease to moderate or below moderate incomes, from 60 years to 75 years and to accelerate commencement of lease payments; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

*(Mayor Holness pulled this item.)*

***ACTION: (T-11:08 AM) Approved. The Board requested that the Office of Economic & Small Business Development work with the County Attorney's Office so as to include CBE goals. (Refer to minutes for full discussion.)***

***VOTE: 8-0. Commissioner Sharief voted in the affirmative telephonically. Vice-Mayor Geller was inaudible during the vote.***

12. A. MOTION TO AUTHORIZE County Administrator to execute grant funding agreements with the U.S. Department of Housing and Urban Development (“HUD”) for the Fiscal Year 2019-2020 Community Development Block Grant (“CDBG”) Program, HOME Investment Partnerships (“HOME”) Program, and the Emergency Solutions Grants (“ESG”) Program, collectively "Programs," in the forms attached as (Exhibit 1), relating to implementation of Broward County’s Fiscal Year 2019-2020 Annual Action Plan ("AAP") (October 1, 2019, through September 30, 2020) approved by HUD (Exhibit 2); to revise funding allocations and/or project service deliverables under the HUD approved AAP for the various grant Programs in accordance with the County's approved HUD Five Year Consolidated Plan; and to take all necessary administrative and budgetary actions for implementation and adjustment of current and previous such AAP's for the various grant Programs, including, but not limited to, executing amendments to the HUD grant funding agreements, and agreements, amendments, reinstatements, and interlocal agreements with subrecipients of funding for the respective grant Programs, including any prior year program income, subject to approval of forms by the Office of the County Attorney.

**ACTION: (T-10:54 AM) Approved.**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

- B. MOTION TO ADOPT budget Resolution No. 2020-051 for the Community Development Block Grant (CDBG) Fund to appropriate revenue in the amount of \$2,721,594 and \$130,000 in anticipated Program Income for Fiscal Year 2019/2020, authorizing the County Administrator to take the necessary administrative and budgetary actions to implement same (Exhibit 3).

**ACTION: (T-10:54 AM) Approved.**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

- C. MOTION TO ADOPT budget Resolution No. 2020-052 for the Home Investment Partnership Program Grant (HOME) Fund to appropriate revenue in the amount of \$3,467,009 and \$500,000 in anticipated Program Income and a required match from the General Fund for \$125,000, for Fiscal Year 2019/2020, authorizing the County Administrator to take the necessary administrative and budgetary actions to implement same (Exhibit 4).

**ACTION: (T-10:54 AM) Approved.**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

- D. MOTION TO ADOPT budget Resolution No. 2020-053 for the Emergency Solutions

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Grant Program Grant (ESG) Fund to appropriate revenue in the amount of \$231,550 for Fiscal Year 2019/2020, authorizing the County Administrator to take the necessary administrative and budgetary actions to implement same (Exhibit 5).

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

E. MOTION TO AUTHORIZE County Administrator to execute Interlocal Agreements with the City of Weston and the City of Margate to administer and implement their Fiscal Year 2019/-2020 Community Development Block Grant ("CDBG") Programs; and take all necessary administrative and budgetary actions to include execution and implementation of amendments, reinstatements, project/activity priorities and budgetary changes in accordance with the municipalities' Consolidated and Annual Action Plans for implementation; subject to approval of forms by the Office of the County Attorney.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

F. MOTION TO ADOPT budget Resolution No. 2020-054 within the Community Development Block Grant (CDBG) Fund to appropriate revenue in the amount of \$44,740 from Fiscal Year 2017/2018 for the purpose of recognizing Broward County CDBG Program funds generated from October 2017 through September 2018; and authorizing the County Administrator to take the necessary administrative and budgetary actions to implement same (Exhibit 6).

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

G. MOTION TO ADOPT budget Resolution No. 2020-055 within the Home Investment Partnership Program Grant (HOME) Fund to appropriate revenue in the amount of \$341,882 from Fiscal Year 2017/2018 for the purpose of recognizing Broward County HOME Program funds generated from October 2017 through September 2018; and authorizing the County Administrator to take the necessary administrative and budgetary actions to implement same (Exhibit 7).

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

13. MOTION TO ADOPT Resolution No. 2020-056 of the Board of County Commissioners of Broward County, Florida, authorizing the Housing Finance Authority of Broward County, Florida (the "HFA") to carry forward 2019 Private Activity Bond Allocation; authorizing the request for 2020 Private Activity Bond Allocation; approving a plan of financing involving the issuance by the HFA of its Single Family Mortgage Revenue Bonds (the "Single Family Bonds") in an aggregate amount not to exceed \$250,000,000, in one or more series; approving the Single Family Bonds as required by Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"); authorizing the HFA to publish a notice and hold a public hearing in accordance with Section 147(f) of the Code; approving the use of State-Awarded Private Activity Bond Allocation for Mortgage Credit Certificate Programs or multifamily carry-forward; authorizing the proper Officers, the Executive Director, and the employees and agents of the HFA to do all things necessary or advisable in connection with the plan of financing and the issuance of the Single Family Bonds, and ratifying prior actions regarding same; and providing for an effective date for this Resolution.

**ACTION:** (T-10:54 AM) *Approved.*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

#### **PLANNING AND DEVELOPMENT MANAGEMENT DIVISION**

14. MOTION TO APPROVE Termination and Release of Declaration of Restrictive Covenants in connection with Broward County Land Use Plan Amendment PC 04-22 for Oak Tree Plat. (Commission District 9)

**ACTION:** (T-10:54 AM) *Approved.*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

15. MOTION TO APPROVE Temporary Vehicular Access Agreement for Oak Tree Property Redevelopment (002-MP-19). (Commission District 9)

**ACTION:** (T-10:54 AM) *Approved.*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

#### **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

16. MOTION TO FILE Quarterly Investment Report as required by Section 22.93 of the Broward County Administrative Code.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

### **ACCOUNTING DIVISION**

17. MOTION TO FILE semiannual financial summary for the Park, Open Space and Recreational Trust Fund for the 12 months ending September 30, 2019.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

18. MOTION TO FILE Annual Financial Report for the Tree Preservation Trust Fund for Fiscal Year ended September 30, 2019.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

19. MOTION TO FILE Quarterly Financial Report for the Children's Services Council of Broward County for the quarter ending December 31, 2019.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

### **PURCHASING DIVISION**

For Aviation Department

20. MOTION TO AWARD open-end contract to low responsive, responsible bidder, ERMCA Aviation LLC, for Baggage Handling Systems (BHS) Maintenance Repairs and Operations (MRO) Services, Bid No. OPN2118883B1, for the Aviation Department and the Port Everglades Department, in the initial estimated one-year amount of \$1,043,299, which includes allowances of \$82,000; and authorize the Director of Purchasing to renew the contract for two additional one-year periods, for a three-year potential estimated amount of \$3,253,741.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

**RECORDS, TAXES, AND TREASURY DIVISION**

21. A. MOTION TO APPROVE cancellation of warrants from Central Account No. xxxxxxxx3785, Tax Refund Account No. xxxxxxxx9850, Tax Redemption Account No. xxxxxxxx0916, and Self-Insurance Account No. xxxxxxxx0518, due to having a stale date, being unclaimed, or not being negotiated.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

- B. MOTION TO APPROVE cancellation of warrants from Central Account No. xxxxxxxx3785, Self-Insurance Account No. xxxxxxxx0518, and Tax Redemption Account No. xxxxxxxx0916, due to being voided. Checks have been reissued.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

**RISK MANAGEMENT DIVISION**

22. MOTION TO APPROVE settlement of Claim 121414 and to authorize County Administration and the Office of the County Attorney to prepare applicable settlement documents.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

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**QUASI-JUDICIAL CONSENT HEARING**

**ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT  
DEPARTMENT**

**PLANNING AND DEVELOPMENT MANAGEMENT DIVISION**

23. MOTION TO APPROVE New Findings of Adequacy for a plat entitled Ledds Enterprises II Plat (027-UP-89). (Commission District 2)

***ACTION: (T-10:54 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

24. MOTION TO APPROVE plat entitled BW Andrews (008-MP-19). (Commission District 2)

***ACTION: (T-10:54 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**COUNTY ADMINISTRATION**

**CULTURAL DIVISION**

25. MOTION TO FILE semi-annual grant report for the Fiscal Year 2019 in accordance with Section 29.17(h) of the Broward County Administrative Code relating to the Cultural Division’s cultural incentive grant agreements.

***ACTION: (T-10:54 AM) Approved.***

***VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.***

**GRANTS ADMINISTRATION**

26. A. MOTION TO APPROVE formula grant award from the U.S. Department of Justice (DOJ), Bureau of Justice Assistance (BJA), in the amount of \$136,649, for the 2019 State Criminal Alien Assistance Program (SCAAP), and authorize the County Administrator to take all administrative and budgetary actions necessary to implement the award.

**ACTION: (T-10:54 AM) Approved.**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

- B. MOTION TO ADOPT budget Resolution No. 2020-057 within the BSO DOJ Grant Fund, 70500, in the amount of \$136,649.

**ACTION: (T-10:54 AM) Approved.**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

### **INTERGOVERNMENTAL AFFAIRS/BOARDS SECTION**

27. MOTION TO APPROVE appointment of Keith Cavanaugh to the Homeless Continuum of Care (HCOC) Board.

**ACTION: (T-10:54 AM) Approved.**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

**COUNTY AUDITOR**

28. MOTION TO ACKNOWLEDGE AND FILE Office of the County Auditor Follow-up Review of Audit of the Cultural Division - Report No. 20-10.

*(Commissioner Rich pulled this item.)*

**ACTION:** (T-11:14 AM) Approved. *In response to the Board, County Administration will provide a six-month update to the Board relative to Public Art. (Refer to minutes for full discussion.)*

**VOTE:** 8-0. Vice-Mayor Geller voted in the affirmative telephonically. Commissioner Sharief was inaudible during the vote.

**COUNTY ATTORNEY**

29. MOTION TO RATIFY submission of Proof of Claim Form by the County Administrator and to authorize the County Administrator and the Chief Financial Officer to execute any document or take any administrative action necessary to preserve the County's claims under Case No. 1:19-cv-01704(JSR), a class action lawsuit filed in the United States District Court for the Southern District of New York, subject to the review and approval as to legal sufficiency by the Office of the County Attorney, and provided that an item be placed on the next available Board agenda to ratify any such action.

*(Per the Tuesday Morning Memorandum, the Board's consideration of this item is based on the amended motion distributed as Additional Material.)*

**ACTION:** (T-10:54 AM) Approved as amended with Yellow-Sheeted Additional Material, dated February 11, 2020, submitted at the request of the Office of the County Attorney.

**VOTE:** 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.

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**PUBLIC HEARING**

- 30. MOTION TO ENACT Ordinance adopting a Small Scale amendment to the Broward County Land Use Plan map (PC 20-3), located in the City of Pompano Beach (**Commission District 4**), 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 POMPANO BEACH; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

**ACTION: (T-11:18 AM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

- 31. 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 OFF-AIRPORT MOTOR VEHICLE RENTAL OPERATORS; AMENDING VARIOUS SECTIONS OF CHAPTER 2 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); CLARIFYING THAT COMPANIES PROVIDING PEER-TO-PEER CAR SHARING SERVICES AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT ARE OFF-AIRPORT MOTOR VEHICLE RENTAL OPERATORS AND THAT SUCH SERVICES CONSTITUTE COMMERCIAL ACTIVITY REQUIRING PRIOR WRITTEN APPROVAL BY BROWARD COUNTY; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Vice-Mayor Steve Geller)

**(Per the Tuesday Morning Memorandum, the item's sponsor, Vice-Mayor Geller, is requesting that the Public Hearing on this item be opened but continued until March 31, 2020, to enable the County to address, in the proposed Ordinance, any relevant developments during the current legislative session.)**

**ACTION: (T-11:19 AM) The Board continued this item until March 31, 2020. (Refer to minutes for full discussion.) (See Purple-Sheeted Additional Material, dated February 11, 2020, submitted at the request of the Office of the County Attorney, as well as Yellow-Sheeted Additional Material, Item 55, dated January 28, 2020, submitted at the request of Mayor Holness.)**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

**32. 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 DESIGNATION OF URBAN WILDERNESS AREAS; AMENDING SECTIONS 25½-38, 25½-73, 25½-83, AND 25½-88 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE") TO ADD ADDITIONAL LANDS TO FOUR (4) PREVIOUSLY DESIGNATED URBAN WILDERNESS AREAS; CREATING ARTICLES XVI THROUGH XXV OF CHAPTER 25½ OF THE CODE TO DESIGNATE TEN (10) URBAN WILDERNESS AREAS; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

**ACTION: (T-11:20 AM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

**33. A. MOTION TO ENACT Ordinance, the title of which is as follows (continued from January 28, 2020 - Item No. 39):**

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO THE CHARTER COUNTY AND REGIONAL TRANSPORTATION SYSTEM SALES SURTAX; AMENDING SECTION 31½-75 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE") TO CONFORM IT TO VARIOUS SUBSTANTIVE PROVISIONS AND PROCESSES ESTABLISHED PURSUANT TO LATER-DEVELOPED AGREEMENTS WITH THE BROWARD METROPOLITAN PLANNING ORGANIZATION AND MUNICIPALITIES; AND PROVIDING FOR AMENDMENTS, SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

**ACTION: (T-10:59 AM) Filed proof of publication and enacted the Ordinance to become effective as provided by law with Purple-Sheeted Additional Material, 33, submitted at the request of the County Attorney; 33(2) submitted at the request of Commissioner Ryan; and 33(3) submitted at the request of County Administration, dated February 11, 2020. (Refer to minutes for full discussion.)**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

B. MOTION TO ADOPT Resolution No. 2020-058 Amending the Broward County Administrative Code, the title of which is as follows (**continued from January 28, 2020 - Item No. 39**):

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE CHARTER COUNTY AND REGIONAL TRANSPORTATION SYSTEM SALES SURTAX; CREATING CHAPTER 34, TRANSPORTATION SYSTEM SURTAX, PART I, THE TRANSPORTATION SYSTEM SURTAX APPOINTING AUTHORITY ("APPOINTING AUTHORITY"), SECTIONS 34.1 THROUGH 34.10, AND PART II, THE INDEPENDENT TRANSPORTATION SURTAX OVERSIGHT BOARD, SECTIONS 34.11 THROUGH 34.20, OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); ESTABLISHING PROCEDURES FOR THE APPOINTING AUTHORITY AND THE OVERSIGHT BOARD; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

**ACTION: (T-10:59 AM) Filed proof of publication and enacted the Ordinance to become effective as provided by law with Purple-Sheeted Additional Material, 33, submitted at the request of the County Attorney; 33(2) submitted at the request of Commissioner Ryan; and 33(3) submitted at the request of County Administration, dated February 11, 2020. (Refer to minutes for full discussion.)**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

**END PUBLIC HEARING**

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**REGULAR AGENDA**

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**PUBLIC WORKS DEPARTMENT**

**REAL PROPERTY SECTION**

34. A. MOTION TO ADOPT Resolution No. 2020-059 accepting a donation of a 4,997 square foot parcel of wetlands located within West Lake Park in the City of Hollywood from Natalie G. Gerbig, Executrix of the Estate of Lloyd A. McBride, Deceased as part of the ongoing West Lake Park enhancement and enrichment program; and authorize the County Administrator to take all administrative actions to implement same. **(Commission District 7)**

*(Transferred to the Consent Agenda.)*

**ACTION: (T-10:54 AM) Approved.**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

B. MOTION TO AUTHORIZE County Administrator, or authorized designee, to take any and all necessary or advisable actions to acquire the remaining privately-owned lands within West Lake Park to protect wetlands, including but not limited to submitting offers, counteroffers, bids and proposals; executing letters of intent, memorandums of understanding and purchase agreements; and conducting required due diligence, with final documents subject to the approval of the Office of the County Attorney, and authorize the Real Property Director to execute and process normal and customary title closing documents. **(Commission Districts 6 and 7)**

*(Transferred to the Consent Agenda.)*

**ACTION: (T-10:54 AM) Approved.**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

**WATER AND WASTEWATER ENGINEERING DIVISION**

35. MOTION TO ADOPT Resolution No. 2020-060 accepting utility easements for Water Wastewater Services project located in Hillsboro Pines, a portion of which is in the Broward Municipal Services District and a portion in the City of Coconut Creek, from each

of the affected property owners at a nominal cost of \$1 to the County; and authorize recordation of same. **(Commission District 2)**

*(Transferred to the Consent Agenda.)*

**ACTION: (T-10:54 AM) Approved.**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

### **GREATER FORT LAUDERDALE CONVENTION AND VISITORS BUREAU**

- 36.** MOTION TO APPROVE Tentative Booking Agreement for the new Convention Center hotel for groups/events booking in 2023 or after; and to authorize the Greater Fort Lauderdale Convention and Visitors Bureau (GFLCVB) President to execute the agreements on behalf of the County, subject to review of each agreement for legal sufficiency by the Office of the County Attorney.

*(Transferred to the Consent Agenda.)*

**ACTION: (T-10:54 AM) Approved.**

**VOTE: 9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.**

### **REQUEST TO SET FOR PUBLIC HEARING**

- 37.** MOTION TO ADOPT Resolution No. 2020-061 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 25, 2020, 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 RATES, FEES, AND CHARGES AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT; AMENDING SECTION 39.2(j) OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); UPDATING THE FEES FOR OFF-AIRPORT MOTOR VEHICLE RENTAL OPERATORS THAT PROVIDE ANY MOTOR VEHICLE RENTAL SERVICES, INCLUDING, BUT NOT LIMITED TO, PEER-TO-PEER CAR SHARING SERVICES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

*(Transferred to the Consent Agenda.)*

*(Per the Tuesday Morning Memorandum, all references in this item setting the*

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*Public Hearing for Tuesday, February 25, 2020, shall be amended to state Tuesday, March 31, 2020, so this item can be considered at the same time as Item 31.)*

**ACTION:** (T-10:54 AM) *Approved.*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

### **COUNTY COMMISSION**

38. MOTION TO ADOPT Resolution No. 2020-062, the title of which is as follows: (Commissioner Rich) **(Deferred from January 28, 2020 - Item No. 56)**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CONSENTING TO THE RESETTLEMENT OF REFUGEES IN BROWARD COUNTY; URGING THE GOVERNOR OF THE STATE OF FLORIDA TO CONSENT TO THE RESETTLEMENT OF REFUGEES IN THE STATE OF FLORIDA; DIRECTING THAT THIS RESOLUTION BE TRANSMITTED TO THE UNITED STATES DEPARTMENT OF STATE, THE GOVERNOR OF THE STATE OF FLORIDA, AND THE BROWARD COUNTY LEGISLATIVE DELEGATION; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

**ACTION:** (T-11:22 AM) *Approved as amended with Yellow-Sheeted Additional Material, 38(2) and 38(4), dated February 11, 2020, submitted the request of Commissioner Ryan and Vice-Mayor Geller. (Scrivener's Error - See County Administrator's Report: Exhibit 6, line 2, currently reads: opinion, or social group; should read: opinion, or social group, sexual orientation, or gender identity...) (See Yellow-Sheeted Additional Material 38 and 38(3), dated February 11, 2020, submitted at the request of County Administration and Commissioner Rich.)*

**VOTE:** 8-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically. Commissioner Bogen was out of the room during the vote.*

39. MOTION TO APPOINT substitute County Commissioner to the Broward County HIV Health Services Planning Council for the current one-year term. (Commissioner Sharief)

**ACTION:** (T-11:53 AM) *The Board appointed Mayor Holness to the Broward County HIV Health Services Planning Council. (Refer to minutes for full discussion.)*

**VOTE:** 8-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically. Commissioner Bogen was out of the room during the vote.*

40. MOTION TO DISCUSS renaming the portions of Dixie Highway that run through Broward County. (Mayor Holness)

**ACTION: (T-11:56 AM) Following Board discussion as to renaming portions of Dixie Highway that run through Broward County, the Board requested input from the League of Cities so as to move forward with further discussion. (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material, dated February 11, 2020, submitted at the request of Mayor Holness.)**

41. MOTION TO DISCUSS Broward County Board of County Commissioners' "Parking Garage". (Commissioner Bogen)

**ACTION: (T-12:17 PM) Following discussion and in response to the Board, County Administration will provide a status update relative to topics on the "Parking Garage." (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material, dated February 11, 2020, submitted at the request of Commissioner Bogen.)**

42. MOTION TO DISCUSS need for a cafeteria to be reopened at the Seventeenth Judicial Circuit Courthouse to service hundreds of jurors and employees. (Commissioner Bogen)

**ACTION: (T-12:35 PM) Following discussion, County Administration noted that vending machines and kiosks are being provided in the short-term at the Seventeenth Judicial Circuit Courthouse. (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material, dated February 11, 2020, submitted at the request of County Administration.)**

43. MOTION TO DISCUSS why windows in various courtrooms at the Seventeenth Circuit Judicial Court remain unfixed after two years. (Commissioner Bogen)

**(Per the Tuesday Morning Memorandum, this item was withdrawn at the request of the sponsor.)**

44. MOTION TO DISCUSS status of the capacity issues for Paratransit Services and possible interim solutions for paratransit customers, including modifications to increase utilization of the Riders Choice Program. (Commissioner Bogen)

**ACTION: (T-12:55 PM) Following discussion, the Board requested:**

- **Staff look into promoting the Riders Choice Program.**
- **Staff expedite follow-up regarding Call Center delays.**
- **Staff provide a cost analysis and bring information back to the Board in a few months.**
- **Staff provide information to the Board as to increasing ridership on mass transit relative to "first and last mile."**
- **Staff look at modifying hourly compensation at the Call Center to per call**

**compensation.** (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material, dated February 11, 2020, submitted at the request of the Transportation Department.)

45. MOTION TO DISCUSS Broward County Animal Care & Adoption. (Commissioner Bogen)

**ACTION:** (T-1:44 PM) Following discussion, Commissioner Bogen urged staff to implement recommendations relative to Broward County Animal Care and Adoption. (Refer to minutes for full discussion.)

46. MAYOR'S REPORT

A. BLACK HISTORY MONTH

**ACTION:** (T-2:17 PM) Mayor Holness provided a report on Black History Month. Mayor Holness encouraged all to help improve disparities as stated by Mayor Holness. In addition, Mayor Holness pointed out that the Broward Black Elected Officials is holding an upcoming event at the African-American Research Library to take on issues in an effort to build a stronger and better community for all. (Refer to minutes for full discussion.)

47. COUNTY ADMINISTRATOR'S REPORT

(No report given.)

**SUPPLEMENTAL AGENDA****COUNTY ADMINISTRATION**

48. MOTION TO AMEND Broward County Board of County Commissioners' calendar to reflect an update to the February schedule.

*(Transferred to the Consent Agenda.)*

**ACTION:** (T-10:54 AM) *Approved.*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

49. MOTION TO APPROVE County Administrator's nomination of Mr. Lindy "Steve" Hammond for appointment to the position of Acting Director of Public Works Department.

*(Transferred to the Consent Agenda.)*

**ACTION:** (T-10:54 AM) *Approved.*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

**COUNTY COMMISSION**

50. MOTION TO APPOINT NOMINEE Henry A. Rose to the North Perry Airport Community Advisory Committee. (Commissioner Sharief)

*(Transferred to the Consent Agenda.)*

*(Per the Tuesday Morning Memorandum, Commissioner Furr requested being a cosponsor to this item.)*

**ACTION:** (T-10:54 AM) *Approved.*

**VOTE:** 9-0. *Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

51. MOTION TO APPROVE International travel for Mayor Dale V.C. Holness on behalf of the Board of County Commissioners, promoting Florida-Bangladesh trade on the Bangladesh American Chambers of Commerce, FL - USA Trade Mission to Bangladesh on March 20th-26th, 2020. (Mayor Holness)

*(Transferred to the Consent Agenda.)*

**ACTION:** *(T-10:54 AM) Approved.*

**VOTE:** *9-0. Commissioner Sharief and Vice-Mayor Geller voted in the affirmative telephonically.*

### **NON-AGENDA**

**52. PRESIDENTIAL PRIMARY ELECTION - COMMISSIONER UDINE**

**ACTION:** *(T-2:29 PM) Commissioner Udine noted that he recently met with the Broward County Supervisor of Elections Office seeking an update as to alleviating potential issues relative to the Presidential Primary Election. Commissioner Udine pointed out that improvements and upgrades have been implemented. In addition, Commissioner Udine expressed confidence that there will be a much better experience in voting and result tabulation next month for the Presidential Primary Election. (Refer to minutes for full discussion.)*

**53. ANIMAL CARE - COMMISSIONER RICH**

**ACTION:** *(T-2:33 PM) Commissioner Rich expressed that people should be made aware that a lot of good work is being done at Animal Care. (Refer to minutes for full discussion.)*

**54. BROWARD PARKSFEST FAMILY MUSIC DAY - COMMISSIONER RICH**

**ACTION:** *(T-2:36 PM) Commissioner Rich gave kudos to staff, and Broward County Parks and Recreation Director Dan West, for last Sunday's Broward ParksFest Family Music Day Event. (Refer to minutes for full discussion.)*

**55. TOWN HALL MEETINGS - COMMISSIONER SHARIEF**

**ACTION:** *(T-2:38 PM) Commissioner Sharief expressed recent successful townhall meetings for West Park, Pembroke and Hallandale. Transportation and Capital Project Improvement Workshops are being held throughout District 8. The next workshop will be held in Pembroke Pines on February 18, at City Center Place, 601 City Center Way, Pembroke Pines. A following meeting will be held in the City of Miramar, 2300 Civic Center Place, Miramar, Florida. Commissioner Sharief encouraged residents of District 8 to seek answers to their questions as to transportation improvements and capital projects. (Refer to minutes for full*

*discussion.)*

**56. PRESIDENTIAL PRIMARY - COMMISSIONER SHARIEF**

***ACTION: (T-2:39 PM) Commissioner Sharief reminded all that February 18, 2020 is the last day to register to vote in the Presidential Primary. (Refer to minutes for full discussion.)***

**57. HEART HEALTH MONTH - COMMISSIONER SHARIEF**

***ACTION: (T-2:40 PM) Commissioner Sharief noted that February is Heart Health Month. (Refer to minutes for full discussion.)***

**58. THOUGHTS AND PRAYERS - COMMISSIONER SHARIEF**

***ACTION: (T-2:41 PM) Commissioner Sharief asked everyone to keep Kobe Bryant and the victims of the recent helicopter crash in California in their thoughts and prayers. (Refer to minutes for full discussion.)***