

Broward County



Action Agenda

Tuesday, February 25, 2020

10:00 AM

**Broward County Governmental Center
Room 422 (Commission Chambers)**

County Commission

MEETING OF FEBRUARY 25, 2020

Meeting convened at 10:04 a.m., and adjourned at 12:25 p.m.

PLEDGE OF ALLEGIANCE was led by Commissioner Michael Udine, District 3.

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

MOMENT OF SILENCE

In memory of Assistant County Administrator Kimm Campbell's father.

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.

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

Vice-Mayor Geller participated telephonically for the entirety of the meeting.

PRESENTATION: MOTION PICTURE BUSINESS IN BROWARD COUNTY**CONSENT AGENDA**

A motion was made by Commissioner Bogen, seconded by Commissioner Furr and unanimously carried, to approve the Consent Agenda consisting of Items 1 through 49. At the request of the Mayor, Regular Items 55, 57, 59, 60, and Supplemental Item 64, 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 53.

The following Items were withdrawn: 7, 24, 28, and 29.

The following Items were pulled by the Board and considered separately: 12, 15 and 48.

BOARD APPOINTMENTS

1. MOTION TO APPROVE Board Appointments
- 1A. MOTION TO APPOINT Maria Barth to Human Rights Board. (Commissioner Rich)
- 1B. MOTION TO APPOINT Keith Abel to the Consumer Protection Board. (Commissioner Sharief)
- 1C. MOTION TO APPOINT Shaheewa T. Jarrett Gelin to the Small Business Development Advisory Board. (Mayor Holness)

AVIATION DEPARTMENT

2. MOTION TO APPROVE Terminal Building Lease Agreement between Broward County and OSM Aviation, Inc., for the lease and use of 169 square feet of airline ticket office space in Terminal 4, Departure Level, at Broward County's Fort Lauderdale-Hollywood International Airport, commencing April 15, 2020, and terminating April 14, 2025; and authorize the Mayor and Clerk to execute.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

3. MOTION TO ADOPT Resolution No. 2020-063 approving a Public Transportation Grant Agreement with the State of Florida Department of Transportation for Financial Project No. 440097-2-94-01 to fund Phase II of the Gate Expansion/Terminal Connectors 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 \$5,197,790. A certified copy of the approved Resolution shall be inserted as Exhibit D to the Public Transportation Grant Agreement before execution.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

4. MOTION TO APPROVE First Amendment to the Agreement between Broward County and Yellow Airport Limousine Service, a joint venture d/b/a GO Airport Shuttle & Executive Car Services for Shared Ride Services at the Broward County's Fort Lauderdale-Hollywood International Airport; and authorize the Mayor and Clerk to execute.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

5. A. MOTION TO APPROVE Third Amendment to the Food and Beverage Concession Agreement between Host International, Inc., and Broward County allowing Host International, Inc., to increase the mark up of street pricing from 10% to 11% to mitigate the increased living wage costs; and authorize the Mayor and Clerk to execute.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- B. MOTION TO APPROVE Fifth Amendment to Second Amended and Restated Food and Beverage Concession Agreement between Lauderdale F&B Partners and Broward County to allow Lauderdale F&B Partners to increase the mark up of street pricing from 10% to 11% to mitigate the increased living wage costs; and authorize the Mayor and Clerk to execute.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- C. MOTION TO APPROVE Second Amendment to First Amended and Restated News and Gift Concession Agreement between AMS South Florida, JV, and Broward County to allow AMS South Florida, JV, to increase the mark up of street pricing from 10% to 11% to mitigate the increased living wage costs; and authorize the Mayor and Clerk to execute.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- D. MOTION TO APPROVE Second Amendment to First Amended and Restated News and Gift Concession Agreement between Paradies-Broward, LLC., and Broward County to allow Paradies-Broward, LLC., to increase the mark up of street pricing from 10% to 11% to mitigate the increased living wage costs; and authorize the Mayor and Clerk to execute.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- E. MOTION TO APPROVE First Amendment to First Amended and Restated Duty Free Concession Agreement between Broward Duty Free, LLC., and Broward County to provide for a reduction in privilege fees due to Broward County from Broward Duty Free,

LLC., on the first \$1,000,000 of annual gross revenue from 17% to 9.37% for a five-year period; and authorize the Mayor and Clerk to execute.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

6. MOTION TO ADOPT Resolution No. 2020-064 approving a Public Transportation Grant Agreement with the State of Florida Department of Transportation for Financial Project No. 444391-1-94-01; to fund the construction of a Dual Taxilane to Access Taxiway L at 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; 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 \$140,000. A certified copy of the approved Resolution shall be inserted as Exhibit D to the Public Transportation Grant Agreement before execution.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

PUBLIC WORKS DEPARTMENT

HIGHWAY AND BRIDGE MAINTENANCE DIVISION

7. MOTION TO APPROVE Railroad Reimbursement Agreement between Broward County, Florida Department of Transportation, and South Florida Regional Transportation Authority for rehabilitation and maintenance of the railroad crossing at NW 48th Street in the City of Deerfield Beach, at an estimated cost of \$767,169 to the County; and authorize the Mayor and Clerk to execute same. **(Commission Districts 2 and 4)**

(Per the Tuesday Morning Memorandum, this item was withdrawn for further staff review.)

REAL PROPERTY SECTION

8. MOTION TO ADOPT Resolution No. 2020-065 authorizing conveyance to the City of Deerfield Beach by quit claim deeds eight parcels of land not suitable for further development that escheated to Broward County for delinquent real estate taxes; and authorize Mayor and Clerk to execute quit claim deeds and recordation of same. **(Commission Districts 2 and 4)**

ACTION: (T-10:32 AM) **Approved.** **(Scrivener's Error - See County Administrator's Report: Exhibit 1, Page 3, lines 18 and 21, dates should read 1/16/2020.)**

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

9. MOTION TO ADOPT Resolution No. 2020-066 authorizing conveyance to the City of Miramar by quit claim deeds two properties not suitable for further development that escheated to Broward County for delinquent real estate taxes; and authorize Mayor and Clerk to execute quit claim deeds and recordation of same. **(Commission District 8)**

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

WATER AND WASTEWATER SERVICES

10. A. MOTION TO APPROVE Alternative Water Supply Grant Agreement between Broward County and the South Florida Water Management District to reimburse 50% of the program costs to a maximum of \$3,000,000 for Broward County's Broward-Palm Beach Reclaimed Water Line Interconnect Project, with a retroactive contract term commencing on December 12, 2019, and terminating on September 30, 2021; authorize the Mayor and Clerk to execute same; and authorize the County Administrator to take the necessary administrative and budgetary actions related to administration of the Grant Agreement. This Agreement requires a County match of at least 50% or the remaining amount of the project cost. **(Commission Districts 2, 3 and 4)**

ACTION: (T-10:32 AM) Approved. (See Yellow-Sheeted Additional Material, dated February 25, 2020, submitted at the request of Public Works Department.)

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- B. MOTION TO ADOPT Unanticipated Revenue Resolution No. 2020-067 within the WWS Construct fund in the amount of \$3,000,000 for South Florida Water Management District's participation in alternative water supply project for a reclaimed interconnect between Broward and Palm Beach Counties. **(Commission Districts 2, 3 and 4)**

ACTION: (T-10:32 AM) Approved. (See Yellow-Sheeted Additional Material, dated February 25, 2020, submitted at the request of Public Works Department.)

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

HUMAN SERVICES DEPARTMENT

11. A. MOTION TO APPROVE Affiliation Agreement ("Agreement") between Broward County and Grand Canyon University for students to participate in Broward County Human Services Department's University Student Practicum Program ("USPP") effective upon execution; authorize the Mayor and Clerk to execute same; and authorize the County Administrator to take all necessary administrative actions to implement the Agreement.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- B. MOTION TO APPROVE Affiliation Agreement ("Agreement") between Broward County and Florida State University College of Nursing for students to participate in Broward County Human Services Department's University Student Practicum Program ("USPP") effective upon execution; authorize the Mayor and Clerk to execute same; and authorize the County Administrator to take all necessary administrative actions to implement the Agreement.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- C. MOTION TO APPROVE Affiliation Agreement ("Agreement") between Broward County and Florida State University College of Social Work for students to participate in Broward County Human Services Department's University Student Practicum Program ("USPP") effective upon execution; authorize the Mayor and Clerk to execute same; and authorize the County Administrator to take all necessary administrative actions to implement the Agreement.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

BROWARD ADDICTION RECOVERY CENTER DIVISION

12. A. MOTION TO APPROVE First Amendment to Contract No. 34346-19 between Broward Behavioral Health Coalition, Inc. ("BBHC") and Broward County ("County"), increasing the total amount of funding by \$342,814, from \$4,115,031 to \$4,457,845, retroactively from

October 1, 2019 through June 30, 2020, to provide additional community-based substance abuse and behavioral health care services; authorize the Mayor and Clerk to execute same; authorize the County Administrator to execute amendments to the Contract, subject to review for legal sufficiency by the Office of the County Attorney, that do not increase the annual funding amount above \$6,000,000; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Contract.

(Commissioner Rich pulled this item.)

(Item Numbers 12 and 15 were taken up and voted on together.)

ACTION: (T-10:33 AM) Approved. (Scrivener's Error - See County Administrator's Report: The Agreement Summary (Exhibit 1) in the Contract Value (amendments only) currently reads: Original Approved Contract Value, \$4,938,037. Value of this Action, \$411,377. Amended Total Contract Value, \$5,349,414. Should read: Original Approved Contract Value, \$4,115,031. Value of this Action, \$342,814. Amended total Contract Value, \$4,457,845.) (Refer to minutes for full discussion.)

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

B. MOTION TO ADOPT budget Resolution No. 2020-068 within the Substance Abuse Service Grant Fund, increasing appropriated revenue in the amount of \$342,814 for state Fiscal Year 2019-2020, for the purpose of providing additional behavioral health care services to eligible adult residents of Broward County.

(Commissioner Rich pulled this item.)

(Item Numbers 12 and 15 were taken up and voted on together.)

ACTION: (T-10:33 AM) Approved. (Scrivener's Error - See County Administrator's Report: The Agreement Summary (Exhibit 1) in the Contract Value (amendments only) currently reads: Original Approved Contract Value, \$4,938,037. Value of this Action, \$411,377. Amended Total Contract Value, \$5,349,414. Should read: Original Approved Contract Value, \$4,115,031. Value of this Action, \$342,814. Amended total Contract Value, \$4,457,845.) (Refer to minutes for full discussion.)

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

13. A. MOTION TO APPROVE two new full-time grant positions within the Florida Alcohol and Drug Abuse Association ("FADAA") Vivitrol and Substance Abuse Service Grant Fund for

Broward Addiction Recovery Division ("BARC") to provide education, screening and administration of medications to treat opioid-addicted individuals.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

B. MOTION TO APPROVE two new full-time grant positions within the State of Florida Department of Health ("FDOH") HIV Formula Grant Fund for Broward Addiction Recovery Division ("BARC") to provide detoxification and residential substance abuse treatment services to Ryan White Part B-eligible, HIV-positive residents in Broward County.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

COMMUNITY PARTNERSHIPS DIVISION

14. A. MOTION TO ADOPT Resolution No. 2020-069 of the Board of County Commissioners of Broward County, Florida, authorizing an appropriation and disbursement of Ryan White ("RW") program funds in the estimated amount of \$14,347,131 to specified service providers for RW Fiscal Year 2020-2021; authorize the County Administrator to execute new agreements with the service providers, 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 agreements; and providing for severability and an effective date.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

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. Barnes, Bradford James
2. Cutright, Aaron
3. Foster, Vince
4. Grant, Claudette
5. Hayes, Marie
6. Hetlage, C. Kennon
7. Jenkins, Ronenia
8. Johnson, Vince
9. Jones, J. Preston
10. Kiffin, Dr. Chauniqua
11. Moragne, Timothy
12. Moreno, Valery
13. Pineda, Candace
14. Quiles, Z. Vanessa
15. Rodriguez, Joshua
16. Schweizer, Mark
17. Siclari, Rick
18. Thaqi, Dr. Paula

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

15. MOTION TO APPROVE Agreement between Broward County and Broward Behavioral Health Coalition, Inc. ("BBHC") in the amount of \$925,650, effective retroactively from September 30, 2019, with three additional renewal terms, the first of which begins September 30, 2020, to enhance the delivery of services to youth in the One Community Partnership 3 ("OCP3") program who experience serious emotional disturbance ("SED") and those with early signs and symptoms of serious mental illness ("SMI"); authorize the Mayor and Clerk to execute the Agreement; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement.

(Per the Tuesday Morning Memorandum, Signature Pages have been received.)

(Commissioner Rich pulled this item.)

(Item Numbers 12 and 15 were taken up and voted on together.)

ACTION: (T-10:33 AM) Approved. (Refer to minutes for full discussion.)

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

CRISIS INTERVENTION AND SUPPORT DIVISION

16. A. MOTION TO APPROVE Accreditation Agreement between the National Children's Alliance ("NCA") and Broward County effective upon date of execution through December 31, 2025, for the purpose of obtaining Accredited Member status in the NCA and recognizing the Nancy J. Cotterman Center ("NJCC") as an accredited Children's Advocacy Center ("CAC"); authorize the Mayor and Clerk to execute same; authorize the County Administrator to execute amendments to the Agreement, subject to review for legal sufficiency by the Office of the County Attorney; and authorize the County Administrator to take all necessary administrative actions to implement the Agreement.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

B. MOTION TO APPROVE License Agreement between the National Children's Alliance ("NCA") and Broward County retroactively effective January 26, 2020, to allow the Nancy J. Cotterman Center ("NJCC") to use and display the NCA service marks and logos; authorize the Mayor and Clerk to execute same; authorize the County Administrator to execute amendments to the Agreement, subject to review for legal sufficiency by the Office of the County Attorney; and authorize the County Administrator to take all necessary administrative actions to implement the Agreement.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

TRANSPORTATION DEPARTMENT**TRANSIT DIVISION**

17. MOTION TO ADOPT budget Resolution No. 2020-070 transferring funds within the Transit Division's Non-Grant Capital Fund in the total amount of \$150,600 for Transit Facility Wi-Fi Enhancement Infrastructure project.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

OFFICE OF ECONOMIC AND SMALL BUSINESS DEVELOPMENT

18. A. MOTION TO APPROVE Greater Fort Lauderdale Alliance (hereinafter referred to as "Alliance") revised Fiscal Year 2019 Quarterly Performance Reports for the period of October 1, 2018 through June 30, 2019, pursuant to the agreement between Broward County and the Alliance.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

B. MOTION TO APPROVE Greater Fort Lauderdale Alliance (hereinafter referred to as "Alliance") Fiscal Year 2019 Quarterly Performance Report for the period of July 1, 2019 through September 30, 2019, and Fiscal Year 2019 Annual Year-End Summary Reports against the Alliance business plan, pursuant to the agreement between Broward County and the Alliance.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

COUNTY ATTORNEY

19. A. MOTION TO ADOPT Resolution 2020-071, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AUTHORIZING THE ASSESSMENT OF LIENS PURSUANT TO SECTION 153.67, FLORIDA STATUTES, AND SECTION 34-9 OF THE BROWARD COUNTY CODE OF ORDINANCES, AGAINST THE AFFECTED PARCELS AND PROPERTIES FOR UNPAID WATER AND WASTEWATER ACCOUNTS; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

B. MOTION TO AUTHORIZE Office of the County Attorney to take all necessary actions to collect unpaid balances on water and wastewater accounts on behalf of Broward County, including commencing litigation against the account owners to collect all amounts due to the County (including interest, attorneys' fees, and costs), and negotiating, approving, and executing settlements of the unpaid amounts as appropriate, subject to approval by the County Administrator of any reduction in total charges that exceeds \$25,000; and to authorize the County Administrator to approve settlements of unpaid water and wastewater accounts where the reduction in total charges exceeds \$25,000, including de minimis settlements for residential accounts in exchange for connection of the property to the County's water or wastewater system, as applicable.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

REQUEST TO SET FOR PUBLIC HEARING

20. MOTION TO ADOPT Resolution No. 2020-072 directing the County Administrator to publish Notice of a Public Hearing to be held on Tuesday, March 10, 2020 at 10:00 a.m., in Room 422 of the Governmental Center to consider adoption of a proposed Resolution, 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 COUNTY COMPREHENSIVE PLAN RELATED TO THE BROWARD MUNICIPAL SERVICES DISTRICT; AMENDING COMPREHENSIVE PLAN TEXT RELATED TO THE BROWARD MUNICIPAL SERVICES DISTRICT LAND USE AND COMMUNITY PLANNING ELEMENT, INTERGOVERNMENTAL COORDINATION ELEMENT, AND PUBLIC SCHOOL FACILITIES ELEMENT; AND PROVIDING FOR SEVERABILITY AND AN

EFFECTIVE DATE.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- 21. MOTION TO ADOPT** Resolution 2020-073 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, March 31, 2020, at 10:00 a.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to vacate a 20-foot landscape easement lying within Parcel A of the Kevin Thomas-Scot Greve Plat, as recorded in Plat Book 177, Page 80 of the Public Records of Broward County, generally located at the southwest corner of Martin Luther King Boulevard and Northwest 12 Avenue in the City of Pompano Beach; Petitioners: SMAX, LLC; Agent: Julian & Sarah Stein, SMAX, LLC; Application for Vacation and Abandonment: 2019-V-07. **(Commission District 2)**

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- 22. MOTION TO ADOPT** Resolution No. 2020-074 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, March 31, 2020, at 10:00 a.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to vacate a a portion of a 25-foot right-of-way as recorded in Deed Book 699, Page 233 of the Public Records of Broward County, located 400 Southwest 27 Avenue in the City of Fort Lauderdale; Petitioners: Clarkson-Bergman Family Partnership, Ltd.; Agent: Nectaria Chakas, Esq., Lochrie & Chakas, P.A.; Application for Vacation and Abandonment: 2018-V-24. **(Commission District 9)**

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- 23. MOTION TO ADOPT** Resolution 2020-075 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 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 NORTH PERRY AIRPORT COMMUNITY ADVISORY COMMITTEE; AMENDING SECTION 12.36 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); AMENDING A CATEGORY OF MEMBERSHIP AND CREATING AN EXCEPTION FOR THE RESIDENCY REQUIREMENT FOR MEMBERS OF SPECIFIED CATEGORIES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN

EFFECTIVE DATE.

(Sponsored by Commissioner Beam Furr)

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller 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, March 10, 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 EMPLOYEE RETENTION AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT ("AIRPORT"); AMENDING SECTIONS 26.40 AND 26.41 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); PROVIDING FOR EMPLOYEE RETENTION PROCEDURES AND REQUIREMENTS AT THE AIRPORT; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

(Per the Tuesday Morning Memorandum, this item was withdrawn by the Office of the County Attorney for further review.)

ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT
DEPARTMENT

ENVIRONMENTAL ENGINEERING AND PERMITTING DIVISION

25. MOTION TO APPROVE Agreement between Broward County and the City of Tamarac disbursing up to \$12,188 from the Tree Preservation Trust Fund and authorizing the Mayor and Clerk to execute same. **(Commission District 3)**

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

ENVIRONMENTAL PLANNING AND COMMUNITY RESILIENCE DIVISION

26. A. MOTION TO APPROVE Agreement between Broward County and the South Florida Water Management District (SFWMD) providing cost-share funding for the Broward Regional Water Conservation and Incentives Program and reimbursing Broward County for rebates issued through the Conservation Pays toilet rebate program, with a contract term from December 12, 2019 to December 31, 2022 and a contract value of \$200,000 (\$100,000 SFWMD grant funding, matching \$100,000 in Broward Water Partnership cost-share), and authorize the County Administrator to execute all administrative and budgetary actions related to the Agreement, and authorize the Mayor and Clerk to execute the same.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

B. MOTION TO ADOPT budget Resolution No. 2020-076 in the amount of \$200,000 within the Environmental Planning and Community Resilience Division's State Grants Fund to appropriate the SFWMD grant for the purpose of reimbursing Broward County for rebates issued through the Conservation Pays toilet rebate program.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

27. A. MOTION TO APPROVE Interagency Agreement between Broward County and the South Florida Water Management District (SFWMD), providing cost-share funding in support of water conservation investments as part of the Broward NatureScape Irrigation Service, and reimbursing Broward County for rebates issued to aid residential irrigation system improvements, with a contract term from December 12, 2019 to December 31, 2022 and a contract value of \$200,000 (\$100,000 SFWMD grant funding, matching \$100,000 in NatureScape Irrigation Service cost share), and authorize the County

Administrator to execute all administrative and budgetary actions related to the Agreement, and authorize the Mayor and Clerk to execute the same.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

B. MOTION TO ADOPT budget Resolution No. 2020-077 in the amount of \$200,000 within the Environmental Planning and Community Resilience Division's (EPCRD) State Grants Fund to appropriate the Southern Florida Water Management District grant for the purpose of reimbursing Broward County for rebates issued through the NatureScape Irrigation Service.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

HOUSING FINANCE AND COMMUNITY REDEVELOPMENT DIVISION

28. MOTION TO APPROVE Rescinding Conditional Funding Approval of the proposed award of \$2,450,000 of Gap Financing for the 8th Avenue Commons Affordable Housing Project in the City of Hallandale Beach, Florida due to the elimination of the project team (Urban Framers Inc. and BHP Community Land Trust Inc. dba the South Florida Community Land Trust) "the Development Team" as presented, evaluated and scored in the Request For Proposal (RFP) process and approved by the Board of County Commissioners (BOCC) at the February 12, 2019, Commission meeting (Item No. 12). **(Commission District 8)**

(Per the Tuesday Morning Memorandum, this item was withdrawn for further staff review.) (See Yellow-Sheeted Additional Material dated February 25, 2020, submitted at the request of Office of the County Attorney.)

29. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, authorizing the issuance by the Housing Finance Authority of Broward County, Florida (the "Authority") of its Multifamily Housing Mortgage Revenue Note Series 2020A (Marquis Apartments Project) and its Multifamily Housing Mortgage Revenue Note Series 2020B (Marquis Apartments Project) in a total aggregate principal amount of not to exceed \$12,000,000 (collectively, the "Notes") for the purpose of financing the acquisition, construction and equipping of a multifamily housing project known as the Marquis Apartments located in Broward County, Florida; approving and authorizing the execution and delivery of a Land Use Restriction Agreement by and among the Authority, the Bank of New York Mellon Trust Company, N.A., as Fiscal Agent and Marquis Partners, Ltd., as Borrower; approving and authorizing the execution and delivery of a Funding Loan Agreement by and among Authority, Citibank, N.A. and the Fiscal Agent; approving and

authorizing the execution and delivery of a Borrower Loan Agreement by and between the Authority and the Borrower; approving and authorizing the execution and delivery of a Placement Agent Agreement for the Notes by and among the Authority, Raymond James & Associates, Inc. and RBC Capital Markets, LLC; approving and authorizing the execution and delivery of a Fiscal Agent Fee Agreement by and between the Authority and the Fiscal Agent; approving and authorizing a Contingency Draw-Down Agreement by and between the Authority, the Borrower and Citibank, N.A.; approving and authorizing the execution of the assignment of the Multifamily Notes; approving and authorizing the execution of the assignment of mortgage and loan documents; approving and authorizing the execution and delivery of certain additional agreements necessary or desirable in connection with the issuance of the Notes; authorizing the Authority to consent to the Borrower placing subordinate financing on the project and approving the execution of such agreements as may be necessary in connection with such consent; waiving the fee for services related to the Authority's annual audit of the project; waiving the Authority's prohibition against utilizing subordinate debt funds to pay off the Notes; authorizing the proper Officers of the Authority to do all things necessary or advisable in connection with the issuance of the Notes; and providing an effective date. **(Commission District 2)**

(Per the Tuesday Morning Memorandum, this item was withdrawn for further staff review.)

- 30.** MOTION TO AUTHORIZE County Administrator to execute all agreements, subject to approval as to form and legal sufficiency by the Office of the County Attorney, related to gap financing in the amount of \$5,000,000 to be provided to Marquis Partners, Ltd., for new construction of a garden style affordable rental community offering 100 one, two, and three-bedroom affordable rental apartments in the City of Pompano Beach, Florida. **(Commission District 2)**

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

PLANNING AND DEVELOPMENT MANAGEMENT DIVISION

- 31.** MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending the Capital Improvements Element (CIE) of the Broward County Comprehensive Plan, BrowardNEXT2.0, specifically amending Objective CI1 and related Policies CI1.11 and CI1.14 to reflect a new Table CI-O that contains the Transportation Surtax projects, as well as adding the adopted 2020 schedule of capital improvements of the Board of County Commissioners and the Broward Metropolitan Planning Organization to meet statutory requirements.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**ACCOUNTING DIVISION**

32. MOTION TO APPROVE travel for more than five County employees from the same department to attend the same non-local event on the attached summary, in accordance with Administrative Code - Chapter 3, Part II, Section 3.10 (b) - County Employee Travel.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

ENTERPRISE TECHNOLOGY SERVICES

33. A. MOTION TO APPROVE Only Reasonable Source designation for SumTotal Systems, LLC, for ongoing system maintenance, managed services, and extended support for the current version of the County's Cyborg application.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

B. MOTION TO APPROVE Seventh Amendment to the License and Maintenance Agreement between Broward County and SumTotal Systems, LLC, to clarify the scope of managed services, to add up to three optional one-year renewal terms for each of managed services, term maintenance, and extended support through October 31, 2023, to be exercised by the Director of Purchasing, and to increase the total not-to-exceed amount by \$1,364,777 from \$3,131,746 to \$4,496,523; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

HUMAN RESOURCES DIVISION

34. A. MOTION TO APPROVE three-year Collective Bargaining Agreement between Board of County Commissioners of Broward County, Florida and the Amalgamated Transit Union, Local 1267, representing the County's Transit employees, for Fiscal Years 2017/2018, 2018/2019, and 2019/2020, delegate authority to the Director of the Human Resources Division to execute Letters of Understanding, and authorize the Mayor to execute the Agreement.

(Per the Tuesday Morning Memorandum, the Amalgamated Transit Union, Local 1267 - Transit Unit membership, voted on Tuesday, February 18, 2020 and February 19, 2020, respectively, to ratify both the FY2017-2020 and FY2020-2023 collective bargaining agreements.)

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- B. MOTION TO APPROVE three-year Collective Bargaining Agreement between Board of County Commissioners of Broward County, Florida and the Amalgamated Transit Union, Local 1267, representing the County's Transit employees, for Fiscal Years 2020/2021, 2021/2022, and 2022/2023; and authorize the Mayor to execute the Agreement.

(Per the Tuesday Morning Memorandum, the Amalgamated Transit Union, Local 1267 - Transit Unit membership, voted on Tuesday, February 18, 2020 and February 19, 2020, respectively, to ratify both the FY2017-2020 and FY2020-2023 collective bargaining agreements.)

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

PURCHASING DIVISION

For Port Everglades Department

35. MOTION TO APPROVE Agreement between Broward County and TIBA Parking Systems, LLC, Request for Proposals (RFP) No. PNC2117368P1, for Parking Access Revenue Control System (PARCS) Replacement, for the Port Everglades Department, for an initial five-year term in an amount not-to-exceed \$2,870,055, and authorize the Director of Purchasing to renew this Agreement for up to five one-year renewal periods for support and maintenance services in an amount not-to-exceed \$650,000, for a total ten-year not-to-exceed amount of \$3,520,055, inclusive of up to \$600,000 for optional services for the duration of the Agreement through all renewal terms; and authorize the Mayor and Clerk to execute same. The Agreement will become effective upon the date of

execution and the initial term expires five years after the date of final acceptance.

(Per the Tuesday Morning Memorandum, the Board's consideration of this item is based upon the agreement (Exhibit 2) as modified by the revised Page 32 distributed as additional material.)

ACTION: (T-10:32 AM) *Approved as amended with Yellow-Sheeted Additional Material, dated February 25, 2020, submitted at the request of Finance and Administrative Services Department.)*

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

For Public Works Department

36. MOTION TO APPROVE Agreement between Broward County and Eisman & Russo, Inc., for Construction Engineering and Inspection Services for Wiles Road from University Drive to Riverside Drive, Request for Proposals (RFP) No. PNC2118620P1, for the Highway Construction and Engineering Division, in a not-to-exceed amount of \$1,253,836 for basic services, \$221,353 for reimbursables, and \$100,000 for optional services, for a total agreement amount of \$1,575,189, and authorize the Mayor and Clerk to execute the same. (Commission District 3)

ACTION: (T-10:32 AM) *Approved.*

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

37. A. MOTION TO APPROVE sole source designation, to Clarke Mosquito Control Products, Inc., for the Highway and Bridge Maintenance Division, for mosquito control supplies.

ACTION: (T-10:32 AM) *Approved.*

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

B. MOTION TO APPROVE open-end Contract No. BLD2119385B1, for Broward County Highway and Bridge Maintenance Division, for Mosquito Control Products - Group 1, to sole source supplier Clarke Mosquito Control Products, Inc., in the annual estimated amount of \$2,400,245 and authorize the Director of Purchasing to renew the contract for two one-year periods, for a total three-year potential amount of \$7,200,735. The initial contract period shall begin on the date of award and shall terminate one year from that date.

ACTION: (T-10:32 AM) *Approved.*

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

38. A. MOTION TO APPROVE sole source designation, to Adapco, LLC, for the Highway and Bridge Maintenance Division, for mosquito control supplies.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

B. MOTION TO AWARD open-end Contract No. BLD2119387B1, for Broward County Highway and Bridge Maintenance Division, for Mosquito Control Products - Group 2, to sole source supplier Adapco, LLC, in the annual estimated amount of \$1,361,695 and authorize the Director of Purchasing to renew the contract for two one-year periods, for a total three-year potential amount of \$4,085,084. The initial contract period shall begin on the date of award and shall terminate one year from that date.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

For Transportation Department

39. MOTION TO APPROVE threshold increase for open-end, multiple-award Contract No. TRN2115605B1, Bus Parts: New, Rebuilt, OEM, Aftermarket, for the Transit Division and various Broward County agencies, in the increased amount of \$925,000 for an estimated three-year amount of \$15,225,000; and authorize the Director of Purchasing to increase contract threshold amounts based on the agency's approved budget.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

BROWARD MUNICIPAL SERVICES DISTRICT

40. MOTION TO DECLARE Surplus to the County's needs two properties located in the Broward Municipal Services District; find that the properties are of insufficient size and shape to be issued a building permit and are of use to only one or more adjacent property owners due to their size, shape, location, and value; and authorize the Real Property Section to send notice to adjacent property owners of the County's intent to sell these surplus properties and manage the sale of the properties in accordance with Florida Statutes, Section 125.35(2) or if no bids are received, advertise the subject properties for sale and manage the sale of the properties in accordance with Florida Statutes, Section 125.35(1). **(Commission District 9)**

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

41. MOTION TO APPROVE Contract for Sale and Purchase between Broward County (Purchaser) and Dr. Larry G. James (Seller) of two parcels measuring approximately 21,478 square feet located at 2817 NW 8th Road in Fort Lauderdale in the Municipal Services District at a purchase price of \$260,000 for the expansion of Lafayette-Hart Park; authorize the Mayor and Clerk to execute Contract for Sale and Purchase; and authorize the Real Property Director to execute and process normal and customary title closing documents. (Commission District 9)

ACTION: (T-10:32 AM) *Approved.*

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

QUASI-JUDICIAL CONSENT HEARING

ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT

PLANNING AND DEVELOPMENT MANAGEMENT DIVISION

42. MOTION TO APPROVE plat note amendment to Zuro's Plat (091-MP-81). (Commission District 4)

ACTION: (T-10:32 AM) *Approved per staff's recommendations.*

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

END OF QUASI-JUDICIAL CONSENT HEARING

COUNTY ADMINISTRATION

CULTURAL DIVISION

43. A. MOTION TO RETROACTIVELY APPROVE Tri-Party Grant Agreement among Broward County (County), City of Fort Lauderdale (City), and the Performing Arts Center Authority (PACA), for the period of October 1, 2019 through September 30, 2020, to provide funding for PACA's operations in the amount of \$950,000, in addition to in-kind services of up to 500 hours of legal services; and authorize the Mayor and Clerk to execute same.

(Per the Tuesday Morning Memorandum, Page 15 of Exhibit 2 has been signed by the Office of the County Attorney and hard copies provided to Document Control.)

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

B. MOTION TO RETROACTIVELY APPROVE PACA's Budget for Fiscal Year 2020 in the amount of \$92,524,769, for the period of October 1, 2019 through September 30, 2020.

(Per the Tuesday Morning Memorandum, Page 15 of Exhibit 2 has been signed by the Office of the County Attorney and hard copies provided to Document Control.)

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- 44.** MOTION TO APPROVE waiver of conflict under Florida Statutes Section 112.313(3), for Ms. Janet Erlick, President, Corporate Secretary and Executive Artistic Director of The Fort Lauderdale Children's Theatre, Inc. d/b/a Florida Children's Theatre (FLCT) and Broward Cultural Council member.

(Per the Tuesday Morning Memorandum, Signature Pages have been received.)

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

PARKS AND RECREATION DIVISION

45. A. MOTION TO APPROVE Agreement between Broward County and the South Florida Water Management District (SFWMD) for grant funding up to \$500,000 from the SFWMD Alternative Water Supply Funding Program for construction of a reuse water irrigation system at Topeekeegee Yugnee Park (TY Park); authorize the Mayor to execute same; and authorize the County Administrator to take all necessary administrative actions. **(Commission District 7)**

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- B. MOTION TO ADOPT budget Resolution No. 2020-078 within the General Capital Grant Fund to appropriate revenue in the amount of \$500,000 grant funding from the South Florida Water Management District Alternative Water Supply Funding Program for construction of the TY Park Reclaimed Water Main Expansion Project. **(Commission District 7)**

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

46. MOTION TO APPROVE Amendment Number One to Lease Agreement Number 3417 (Lease Amendment) between Broward County and the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida in order to add approximately 6.37 acres of land to the leased premises identified as West Lake Park; and authorize the Mayor to execute same. **(Commission District 7)**

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

PORT EVERGLADES DEPARTMENT

47. MOTION TO AUTHORIZE Port Everglades Department to reimburse the Broward Sheriff's Office ("BSO") for the 25% Cost Share in the Fiscal Year 2018 Port Security Grant awarded to BSO in an amount up to \$112,500 to purchase Fire Suppression Foam Concentrate for fire protection at Port Everglades.

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- 48.** MOTION TO APPROVE Fourth Amendment to Agreement between Broward County and SP Plus Corporation for Parking Management Services for Port Everglades Department, Request for Proposals No. R1174806P1, extending the term of the Agreement for up to six months, on a month-to-month basis, through August 31, 2020, with a maximum not-to-exceed amount of \$967,214; approve increasing the contract threshold for the full six-year two-month period to a maximum not-to-exceed amount of \$11,074,774; and authorize the Mayor and Clerk to execute the Fourth Amendment.

(Commissioner Fisher pulled this item.)

ACTION: (T-10:34 AM) **Approved.** (Scrivener's Error - See County Administrator's Report: Exhibit 2, Page 7 of 7, the second line under Employee Shuttle currently reads: "14 Passengers" Should read: "27 Passengers".)

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- 49. MOTION TO APPROVE** Fourth Amendment to the deliberately phased Restated Agreement between Broward County and Liftech Consultants, Inc., for Consultant Engineering Services for Cranes, Agreement No. N1038712R1, extending the term of the Agreement until December 31, 2023, adding a lump sum amount of \$502,399 and a maximum not-to-exceed amount of \$3,140,250 for salary costs, and a maximum not-to-exceed amount of \$125,449 for reimbursables related to the additional work within the existing scope of services for the Project Phase 2, Tasks 2 & 3 and Phase 3, Tasks 1 & 2 activities, and increasing the total amount of the Agreement by \$3,768,098 to a new total amount of \$16,789,984; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:32 AM) **Approved.** (Scrivener's Error - In the Motion, line 8, currently reads: ...of \$16, 789,984. Should read: ...not to exceed \$17,161,375. In the Summary Explanation, the last line of the eighth paragraph currently reads: not-to-exceed amount of \$16,789,984. Should read: ...not-to-exceed amount of \$17,161,375. In Exhibit 1, Block 9b, currently reads: Approved previous adjustments \$12,672,886 and Amended total contract value, \$16,789.984. Should read: Approved previous adjustments \$13,044,277, and Amended total contract value, \$17,161.375.)

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

PUBLIC HEARING

50. **MOTION TO APPROVE** Resolution No. 2020-079 to levy a land clearance lien against certain described properties resulting from violations of the Property Maintenance regulations contained within Chapter 39 of the Broward County Code of Ordinances (**Commission District 9**), the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, LEVYING A LAND CLEARANCE LIEN AGAINST CERTAIN DESCRIBED PROPERTIES IN UNINCORPORATED BROWARD COUNTY FOR NONPAYMENT OF LAND CLEARANCE COSTS, PURSUANT TO CHAPTER 39, ARTICLE X, OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR THE ACCRUAL OF INTEREST AND CHARGES FOR ADMINISTRATIVE COSTS; PROVIDING FOR RECORDATION IN THE PUBLIC RECORDS OF BROWARD COUNTY; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

ACTION: (T-10:35 AM) Approved as amended with Purple-Sheeted Additional Material, dated February 25, 2020, submitted at the request of Environmental Protection and Growth Management.)

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

51. **MOTION TO CONSIDER** First Amendment to the Lease Agreement between Broward County and Cemex Construction Materials Florida, LLC. This is the first of two Public Hearings. No action on the motion is required at this time. The second Public Hearing will be held on March 10, 2020.

ACTION: (T-10:36 AM) (No Board action taken, as no action is required at this time. The second Public Hearing will be held on Tuesday, March 10, 2020.) (Refer to minutes for full discussion.)

52. **MOTION TO ADOPT** Resolution No. 2020-080 amending Chapter 40 of the Broward County Administrative Code related to the Animal Care and Adoption Division ("Division"), 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 SECTIONS 40.9 AND 40.10 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); PROVIDING FOR WAIVER OF IMPOUND AND BOARD FEES AND RABIES REGISTRATION TAG FEES; UPDATING EXISTING FEES; ESTABLISHING WELLNESS CLINIC FEES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

ACTION: (T-10:39 AM) Approved. (Refer to Minutes for full discussion.)

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

53. 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 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-10:46 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. Vice-Mayor Geller voted in the affirmative telephonically.

END PUBLIC HEARING

REGULAR AGENDA

DELEGATION

54. **DELEGATION**: Russell Rand

***ACTION: (T-10:46 AM) The Board heard the Delegation Request by Russell Rand.
(Refer to minutes for full discussion.)***

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**PURCHASING DIVISION**

For Aviation Department

55. A. **MOTION TO APPROVE** Request for Proposal (RFP) No. PNC2120084P1, Management of Rental Car Center Fueling Facility, for the Aviation Department.

(Transferred to the Consent Agenda.)

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

B. **MOTION TO AUTHORIZE** Director of Purchasing to execute the First Amendment to the Agreement between Broward County and Fuel Facility Management, Inc. for Management of the Rental Car Center Fueling Facility at Fort Lauderdale-Hollywood International Airport, subject to approval as to form and legal sufficiency by the Office of the County Attorney, extending the agreement month to month for a period not to exceed six months.

(Transferred to the Consent Agenda.)

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

For Environmental Protection and Growth Management Department

56. A. **MOTION TO AWARD** fixed contract to low responsive, responsible bidder, Earth Tech Enterprises, Inc. (Earth Tech) for Segment II Nearshore Hardbottom Mitigation, Bid No. PNC2117911C1, for the Environmental Planning and Community Resilience Division, in the amount of \$12,998,228.00, to be substantially completed within 455 calendar days from the Project Initiation Date specified in the Second Notice to Proceed, and requiring Final Completion within 60 calendar days after the date of Substantial Completion; and to

waive, as a technical deficiency or irregularity in Earth Tech's bid submittal pursuant to Section 21.30.f.1.(c) of the Broward County Administrative Code, Earth Tech's submission of a reference for a project outside the three year reference window stated in the bid; with the award contingent upon the receipt and approval of insurance/performance and payment guaranty acceptable to the Director of Purchasing and resolution of all pending protests and subsequent appeals; and authorize the Mayor and Clerk to execute the same.

(See Yellow-Sheeted Additional Material 56 and 56(2), dated February 25, 2020, submitted at the request of Finance and Administrative Services Department.)

OR

B. MOTION TO FIND Earth Tech Enterprises, Inc. and Pac Comm, Inc. non-responsible vendors for Segment II Nearshore Hardbottom Mitigation, Bid No. PNC2117911C1, pursuant to Section 21.41.c. of the Broward County Administrative Code (Code), and award fixed contract to Resolve Equipment, Inc. (Resolve) for Segment II Nearshore Hardbottom Mitigation, Bid No. PNC2117911C1, for the Environmental Planning and Community Resilience Division, in the amount of \$14,950,985, to be substantially completed within 455 calendar days from the Project Initiation Date specified in the Second Notice to Proceed, and requiring Final Completion within 60 calendar days after the date of Substantial Completion; and to waive any and all technical deficiencies and irregularities in Resolve's bid submittal pursuant to Section 21.30.f.1.(b), 21.30.f.1.(c), 21.30.f.2.(b), and 21.30.f.2.(d) of the Broward County Administrative Code, including Resolve's references being performed by affiliated legal entities and Resolve not possessing a General Contractor's License; with the award contingent upon the receipt and approval of insurance/performance and payment guaranty acceptable to the Director of Purchasing, receipt of a guaranty from applicable affiliate and parent entities in a form approved by the Office of the County Attorney, and resolution of any protests and subsequent appeals; and authorize the Mayor and Clerk to execute the same.

(See Yellow-Sheeted Additional Material 56 and 56(2), dated February 25, 2020, submitted at the request of Finance and Administrative Services Department.)

ACTION: (T-10:50 AM) Commissioner Fisher made motion to find Earth Tech to be non-responsible to the solicitation, as well as made further motion as read into the record by Commissioner Fisher. The motion was seconded by Commissioner Bogen and carried unanimously.. (Refer to Minutes for full discussion.)

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

OR

C. MOTION TO REJECT all bids for Segment II Nearshore Hardbottom Mitigation, Bid

No. PNC2117911C1 and re-solicit the bid. (Commission District 4)

(See Yellow-Sheeted Additional Material 56 and 56(2), dated February 25, 2020, submitted at the request of Finance and Administrative Services Department.)

COUNTY ATTORNEY

57. MOTION TO APPROVE settlement, including costs and attorney's fees, and dismissal of counterclaims in the case of Myriam Gaona vs. Broward County, 17th Judicial Circuit Court Case No. CACE17-013515 (05).

(Transferred to the Consent Agenda.)

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

COUNTY COMMISSION

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

ACTION: (T-11:24 AM) The Board discussed topics on the "Parking Garage." The Board requested that an item be brought back to the Board as to emergency shelters and plans. In addition, the Board requested that a recommendation be brought back to the Board as to Auto Tags. Further, the Board requested that microwaves be provided in all jury rooms at the Broward County Courthouse. (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material dated February 25, 2020, submitted at the request of Commissioner Bogen.) (Refer to Minutes for full discussion.)

59. MOTION TO APPOINT NOMINEE Osmel Delgado to the Broward Regional Health Planning Council. (Commissioner Fisher)

(Transferred to the Consent Agenda.)

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

60. MOTION TO APPOINT NOMINEE George Koren to the North Perry Airport Community Advisory Committee. (Commissioner Furr)

(Transferred to the Consent Agenda.)

ACTION: (T-10:32 AM) Approved.

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

- 61.** MOTION TO DISCUSS creation and possible distribution of a Student Volunteer Brochure for Broward County high school students. (Commissioner Furr)

ACTION: (T-11:40 AM) The Board discussed distribution of a Student Volunteer Brochure for high school students. (Refer to minutes for full discussion.)

- 62.** MAYOR'S REPORT

A. FLORIDA INTERNATIONAL TRADE AND CULTURAL EXPO (FITCE)

ACTION: (T-11:46 AM) Mayor Holness reported that FITCE 2020 is scheduled for October 13 and October 14 of this year at the BB&T Center in Sunrise, Florida. In addition, Mayor Holness provided an overview of accomplishments relative to FITCE. (Refer to minutes for full discussion.)

B. DESTINATION SISTRUNK WELCOME CENTER GROUNDBREAKING

ACTION: (T-11:52 AM) Mayor Holness noted an upcoming Ribbon Cutting Ceremony for Destination Sistrunk Welcome Center scheduled for Thursday, February 27, 2020, from 4:00 p.m. to 7:00 p.m. (Refer to minutes for full discussion.)

C. NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP)

ACTION: (T-11:52 AM) Mayor Holness commented that the NAACP will host an Evening with Black Judges on February 27, 2020, from 6:30 p.m. to 9:0 p.m., at Mount Hermon AME Church, which corresponds with Black History Month. (Refer to minutes for full discussion.)

D. GREATER FORT LAUDERDALE ALLIANCE BI-ANNUAL LEADERSHIP TRIP

ACTION: (T-11:53 AM) Mayor Holness noted that he will be traveling with the Greater Fort Lauderdale Alliance for their Biannual Leadership Trip to Charlotte, North Carolina. (Refer to minutes for full discussion.)

E. UNITED STATES CENSUS 2020

ACTION: (T-11:53 AM) Mayor Holness encouraged all to participate in the upcoming Census. (Refer to minutes for full discussion.)

63.

COUNTY ADMINISTRATOR'S REPORT**A. LIBRARIES**

ACTION: (T-12:24 PM) County Administrator Bertha Henry reported that Libraries is launching a new catalog and customer accounts system, as well as a new library mobile app. (Refer to minutes for full discussion.)

B. FLORIDA RENAISSANCE FESTIVAL

ACTION: (T-12:24 PM) County Administrator Bertha Henry reminded all that the Florida Renaissance Festival at Quiet Waters Park is underway through March 22, 2020. (Refer to minutes for full discussion.)

MEETING/WORKSHOP NOTICES**BB&T CENTER REDEVELOPMENT MASTERPLAN PRESENTATION
WORKSHOP**

Tuesday, February 25th, in Room 430 at 12:30 p.m.
or immediately following Commission Meeting

SUPPLEMENTAL AGENDA**COUNTY COMMISSION**

- 64.** **MOTION TO DIRECT** Broward County staff to not disclose, to the full extent permissible under Florida law, except as otherwise required pursuant to court order, any proposals and related materials received in reference to an unsolicited proposal submitted to Broward County or acting joint procurement body, until such time as a final determination of award or rejection of proposals. All submissions provided to the County pursuant to Section 255.065, Florida Statutes, and or entitled public private partnerships, shall be included in this public records and public meetings exemptions. (Commissioner Bogen)

(Transferred to the Consent Agenda.)

ACTION: (T-10:32 AM) *Approved.*

VOTE: 9-0. Vice-Mayor Geller voted in the affirmative telephonically.

NON-AGENDA

65. EDUCATIONAL AWARENESS FOR RECYCLING - COMMISSIONER FURR

ACTION: (T-11:55 AM) Commissioner Furr stressed the need for educational awareness relative to recycling, **and requested that staff look further into such.** (Refer to minutes for full discussion.)

66. TRANSPORTATION CONNECTIONS FOR LIGHT RAIL - COMMISSIONER FURR

ACTION: (T-11:57 AM) Commissioner Furr referenced a Southeast Florida Transportation Council Meeting that he attended, **and made suggestion that the tri-county areas look at regional transportation connections for light rail.** (Refer to minutes for full discussion.)

67. IMMEDIATE REPAIR - COMMISSIONER FURR

ACTION: (T-11:59 AM) Commissioner Furr referenced ArtServe, and pointed out that the dance floor is buckling **and is need of immediate repair.** (Refer to minutes for full discussion.)

68. SUNSET GOLF COURSE - COMMISSIONER FURR

ACTION: (T-11:59 AM) **Commissioner Furr requested that staff look into who is responsible for enforcement related to contaminates at Sunset Golf Course.** (Refer to minutes for full discussion.)

69. WOMEN IN LEADERSHIP - COMMISSIONER RICH

ACTION: (T-12:01 PM) Commissioner Rich noted that she and Commissioner Sharief had the privilege of recently participating in a Women in Leadership Panel at Florida Atlantic University in Boca Raton. (Refer to minutes for full discussion.)

70. UNITED STATES CENSUS - COMMISSIONER RICH

ACTION: (T-12:02 PM) Commissioner Rich commented that United States Census ads are very good; however, the ads do not cover niche markets that are targeted to specific populations. Commissioner Rich pointed out that she and the business community are working on advertising and promotion relative to reaching niche markets. **Commissioner Rich encouraged all to participate in the United States Census.** (Refer to minutes for full discussion.)

71. FLORIDA'S CHILDREN FIRST - COMMISSIONER RICH

ACTION: (T-12:04 PM) Commissioner Rich commented that Florida's Children First held their Annual Event last Thursday night. In addition, Commissioner Rich congratulated Florida Children's First for their great work. (Refer to minutes for full discussion.)

72. CORONAVIRUS - COMMISSIONER RYAN

ACTION: (T-12:07 PM) Commissioner Ryan spoke of State Incident Management Plans and the coronavirus. (Refer to minutes for full discussion.)

In response to Commissioner Ryan, County Administrator Bertha Henry provided an overview surrounding protocol and plans as relates to the coronavirus. (Refer to minutes for full discussion.)

Commissioner Ryan requested that resources be set aside. (Refer to minutes for

full discussion.)

73. GREATER FORT LAUDERDALE CONVENTION & VISITORS BUREAU'S 20-YEAR STRATEGIC PLAN ROLLOUT - COMMISSIONER UDINE

ACTION: (T-12:12 PM) Commissioner Udine recognized the Greater Fort Lauderdale Convention & Visitors Bureau's 20-Year Strategic Plan Rollout, and commented that the event was great. (Refer to minutes for full discussion.)

74. NEW BUSINESSES - COMMISSIONER UDINE

ACTION: (T-12:13 PM) Commissioner Udine pointed out new businesses opening in Northwest Broward. (Refer to minutes for full discussion.)

75. THANK YOU - COMMISSIONER UDINE

ACTION: (T-12:14 PM) Commissioner Udine thanked everyone for their help on February 14, 2020. (Refer to minutes for full discussion.)

76. REPRESENTING BROWARD COUNTY AND THE STATE OF FLORIDA - COMMISSIONER UDINE

ACTION: (T-12:15 PM) Commissioner Udine noted that he will have the honor to represent Broward County and the State of Florida, as he will be laying a wreath on Sunday morning at the Tomb of the Unknown Soldier at Arlington National Cemetery. (Refer to minutes for full discussion.)

77. TOWN HALL MEETINGS - COMMISSIONER SHARIEF

ACTION: (T-12:16 PM) Commissioner Sharief noted that she recently held District 8 Town Hall Meetings in the City of Pembroke Pines and the City of Miramar relative to the Transportation Surtax, education and road improvements. (Refer to minutes for full discussion.)

78. DOING BUSINESS WITH BANGLADESH

ACTION: (T-12:17 PM) Commissioner Sharief commented that she had the pleasure of assisting the Office of Economic and Small Business Development in Doing Business with Bangladesh, which was held in the City of Miramar. (Refer to minutes for full discussion.)

79. CAREER DAY - COMMISSIONER SHARIEF

ACTION: (T-12:17 PM) Commissioner Sharief commented that she participated in Career Day at Glades Middle School. Commissioner Sharief commented that it was wonderful to witness how kids are becoming more engaged. (Refer to minutes for full discussion.)

80. FIFTH ANNUAL WOMEN'S LEADERSHIP PANEL - COMMISSIONER SHARIEF

ACTION: (T-12:17 PM) Commissioner Sharief noted that she was privileged to participate at Florida Atlantic University's Fifth Annual Women's Leadership Panel with Commissioner Rich. (Refer to minutes for full discussion.)

81. WORLD AIDS MUSEUM - COMMISSIONER SHARIEF

ACTION: (T-12:18 PM) Commissioner Sharief commented that she visited the

Worlds Aids Museum on Friday and met the cast of Diego & Drew Say I Do. Commissioner Sharief noted that Diego & Drew Say I Do presented the Worlds Aids Museum with a check for \$2,053.00 from funds raised during their show. Commissioner Sharief encouraged the Board to donate excess funds to the World Aids Museum in Wilton Manors. (Refer to minutes for full discussion.)