

# **Broward County**



## **Action Agenda**

**Tuesday, September 22, 2020**

**10:00 AM**

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

## **County Commission**

**MEETING OF SEPTEMBER 22, 2020**

(Meeting convened at 10:00 a.m., recessed at 12:45 p.m., reconvened at 1:30 p.m., recessed at 4:33 p.m., reconvened at 6:13 p.m., recessed at 8:33 p.m., reconvened at 8:46 p.m., and adjourned at 9:45 p.m.)

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 Associate Justice Ruth Bader Ginsburg, Supreme Court of the United States.

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

Commissioner Rich and Vice-Mayor Geller participated telephonically for the entirety of the Consent Agenda.

**CONSENT AGENDA**

A motion was made by Commissioner Sharief, seconded by Commissioner Udine and unanimously carried, to approve the Consent Agenda consisting of Items 1 through 32. At the request of the Mayor, Regular Items 44, 45, 46, and Supplemental Items 51, 54, 56, 57 and 62 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 33 through 43, plus Supplemental Public Hearing Items 52 and 53.

The following Public Hearing Items were continued: 37, 39, and 40.

The following Items were pulled by the Board and considered separately: 3, 4, and 27.

The following Items were pulled by a member of the public: 1 through 63. Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.

### **BOARD APPOINTMENTS**

**1. MOTION TO APPROVE Board Appointments**

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.) (Refer to minutes for full discussion.)***

### **AVIATION DEPARTMENT**

**2. MOTION TO APPROVE Second Amendment to the Agreement between Broward County and Ricondo & Associates, Inc., Agreement No. R1277707P1, Airport Master Plan Update, to provide continued consultant services at Broward County's Fort Lauderdale-Hollywood International Airport and North Perry Airport, to add an additional one-year renewal period, extending the term of the Agreement through October 5, 2021, and authorizing the Director of Aviation to execute this option to renew, for additional funding to increase the optional services amount by \$750,000, increasing the total maximum not-to-exceed Agreement amount from \$4,832,998 to \$5,582,998; and authorize the Mayor and Clerk to execute.**

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

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)***

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

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**PUBLIC WORKS DEPARTMENT****WATER AND WASTEWATER ENGINEERING DIVISION**

3. MOTION TO APPROVE First Amendment to the deliberately-phased Agreement RFP No. R1061305P1 between Broward County and Hazen and Sawyer, P.C. for Consultant Services for North Regional Wastewater Treatment Plant - Fine Bubble Aeration Basin Conversion in Broward County, Florida, to extend the time for performance, add a provision to adjust the Consumer Price Index, and authorize the Mayor and Clerk to execute the same. **(Commission District 4)**

*(Commissioner Udine pulled this item.)*

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (11:19 AM) Approved. (Refer to minutes for full discussion.)**

**VOTE: 8-0. Commissioner Rich and Vice-Mayor Geller voted in the affirmative telephonically. Commissioner Udine abstained from voting, and was out of the room during the vote.**

4. MOTION TO APPROVE Second Amendment to the deliberately-phased Agreement between Broward County and Hazen and Sawyer, P.C. for Consultant Services for North Regional Wastewater Treatment Plant - Facility Improvements, RLI No. R1007402R1, extending the time for performance for a range of engineering services for Phases I through VII by 1,000 days for a total of 3,375 consecutive calendar days and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

*(Commissioner Udine pulled this item.)*

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (11:19 AM) Approved. (Refer to minutes for full discussion.)**

**VOTE: 8-0. Commissioner Rich and Vice-Mayor Geller voted in the affirmative telephonically. Commissioner Udine abstained from voting, and was out of the**

*room during the vote.*

**HUMAN SERVICES DEPARTMENT****COMMUNITY PARTNERSHIPS DIVISION**

5. MOTION TO APPROVE Grant Application to the U.S. Department of Health and Human Services, Health Resources and Services Administration ("HRSA") in the amount of \$16,679,476 for the grant period of March 1, 2021 through February 28, 2022 to provide core medical, support and outreach services in addition to planning and evaluation services for persons living with HIV/AIDS; authorize the County Administrator to execute and implement the Grant upon receipt; and authorize the County Administrator to take all necessary administrative and budgetary actions related to the Grant.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

**PORT EVERGLADES DEPARTMENT**

6. MOTION TO APPROVE First Amendment to Interlocal Agreement between Broward County and Sheriff of Broward County, providing for Seaport Security and Law Enforcement Services at Port Everglades, extending the Agreement for a three-month period from September 30, 2020 ending on December 31, 2020; and authorize the Mayor and Clerk to execute same.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

**TRANSPORTATION DEPARTMENT**

**TRANSIT DIVISION**

7. A. MOTION TO ADOPT Resolution No. 2020-479 authorizing the Mayor to execute and file a Public Transportation Grant Agreement (PTGA) with the Florida Department of Transportation (FDOT) District 4, to provide capital funding up to \$1,102,018, for Interstate 95 Express Bus Service; and authorizing the County Administrator to take necessary administrative and budgetary actions to implement the agreement; and providing for an effective date. The term of this supplemental agreement is from date of execution by FDOT through December 31, 2022. There is no County match required.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

- B. MOTION TO ADOPT budget Resolution No. 2020-480 to increase the Transit Division's Capital Grant Fund in the amount of \$1,102,018, to provide funding for buses and other capital improvements as approved by FDOT.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

**OFFICE OF MANAGEMENT AND BUDGET**

8. MOTION TO APPROVE Fiscal Year 2021 travel allocations in accordance with the Administrative Code, Section 20.29, to inform the Board of proposed travel for all Departments, Divisions, and Offices.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (10:59 AM) *Approved. (Refer to minutes for full discussion.)*

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



9. A. MOTION TO ADOPT budget Resolution No. 2020-481 within the BSO-Law Enforcement Contracts Fund, for the Broward Sheriff's Office (BSO), in the amount of \$80,061 to assist BSO in its operational needs.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

- B. MOTION TO ADOPT budget Resolution No. 2020-482 within the BSO-Law Enforcement Contracts Fund, for the Broward Sheriff's Office (BSO), in the amount of \$26,000 to transfer funds from miscellaneous expenses to capital equipment.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

#### **OFFICE OF ECONOMIC AND SMALL BUSINESS DEVELOPMENT**

10. MOTION TO APPROVE Greater Fort Lauderdale Alliance (hereinafter referred to as "The Alliance") Fiscal Year 2020 quarterly performance report, for the period April 1, 2020 through July 31, 2020, pursuant to the Agreement between Broward County and the Alliance.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

## **REGIONAL EMERGENCY SERVICES AND COMMUNICATIONS**

### **OFFICE OF REGIONAL COMMUNICATIONS AND TECHNOLOGY**

- 11. MOTION TO APPROVE** Fourth Amendment to the Software License, Maintenance, and Support Agreement Between Broward County and Gencore Candeo, Ltd., d/b/a The Genesis Group, to extend the Agreement through September 30, 2021, and to add up to two optional one-year renewal periods thereafter to be exercised by the Director of Purchasing, and to increase the total not-to-exceed amount of the Agreement by \$33,000, from \$65,500 to \$98,500; and to authorize Mayor and Clerk to execute same.

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

- 12. MOTION TO APPROVE** First Amendment to Agreement between Broward County and CentralSquare, Inc., f/k/a Sungard Public Sector, Inc, for ongoing support and maintenance of the regional law records management system, extending the term of the Agreement for an additional five years through September 30, 2025, and increasing the total not-to-exceed amount of the Agreement by \$420,000 for the extended term, inclusive of \$70,000 in optional services; and authorize the Mayor and Clerk to execute same.

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

**COUNTY ATTORNEY**

- 13.** MOTION TO AUTHORIZE Office of the County Attorney to execute and file a Joint Motion for Agreed Final Order ("Joint Motion") providing for settlement of the administrative proceeding in Broward County v. Lehigh Hanson Cement South LLC, NOV19-0004.

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)***

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

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**REQUEST TO SET FOR PUBLIC HEARING**

14. MOTION TO ADOPT Resolution No. 2020-483 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, October 6, 2020 at 10:00 a.m. in the County Commissioners' Meeting Room (Room 422), Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to consider adoption of a 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 PORT EVERGLADES TARIFF NO. 12; AMENDING CHAPTER 42, EXHIBIT 42.A, OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"), AMENDING TARIFF RATES AND REQUIREMENTS FOR VARIOUS ACTIVITIES AT PORT EVERGLADES; PROVIDING FOR GENERAL UPDATES TO TARIFF TEXT; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (10:59 AM) Approved. (Refer to minutes for full discussion.)

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

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

**ENVIRONMENTAL ENGINEERING AND PERMITTING DIVISION**

15. MOTION TO APPROVE Agreement between Broward County and the Town of Hillsboro Beach disbursing up to \$4,080 from the Tree Preservation Trust Fund and authorizing the Mayor and Clerk to execute same. (Commission District 4)

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

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***ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material, dated September 22, 2020, submitted at the request of Environmental Protection and Growth Management Department.)***

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

## **HOUSING FINANCE AND COMMUNITY REDEVELOPMENT DIVISION**

- 16. MOTION TO ADOPT** Resolution No. 2020-484 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 2020 (Federation Davie Apartments) in a not to exceed principal amount of \$22,000,000 (the "Note") for the purpose of financing the acquisition, rehabilitation and equipping of a multifamily housing project known as the Federation Davie 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 Federation Davie Preservation LP, as Borrower; approving and authorizing the execution and delivery of a Funding Loan Agreement by and among the 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 Note by and among the Authority, RBC Capital Markets, LLC and Raymond James & Associates, Inc.; 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 the execution of the Assignment of the Multifamily Note; 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 Note; authorizing the proper Officers of the Authority to do all things necessary or advisable in connection with the issuance of the Note; and providing an effective date. **(Commission District 5)**

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)***

***VOTE: 9-0. Commissioner Rich 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**

17. MOTION TO APPROVE plat entitled Cypress of Sunrise (014-MP-19). (Commission District 1)

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (10:59 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report. (Refer to minutes for full discussion.)

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

18. MOTION TO APPROVE plat entitled Nat Jack (016-MP-19). (Commission District 2)

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (10:59 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report. (Refer to minutes for full discussion.)

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

19. MOTION TO APPROVE plat entitled Aquatic Stone (047-MP-19). (Commission District 4)

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (10:59 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report. (Refer to minutes for full discussion.)

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

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**COUNTY ADMINISTRATION****PARKS AND RECREATION DIVISION**

20. MOTION TO APPROVE Agreement between Broward County and Florida International University Board of Trustees to develop a cooperative education and research program ("Program") that will enhance the education and training of Florida International University Recreational Therapy students through internships at Broward County Parks and Recreation, commencing upon full execution of the Agreement for a term of five years; authorize the Mayor and Clerk to execute same; and authorize the County Administrator to take all necessary administrative actions to implement the Agreement.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

**FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

21. MOTION TO APPROVE Third Amendment ("Third Amendment") to the Amended and Restated Operating Agreement dated January 12, 2016 (the "Agreement"), entered into by and among Broward County, the Arena Operating Company, Ltd., the Florida Panthers Hockey Club, Ltd., and Sunrise Sports & Entertainment, LLC, amending provisions regarding allowable use of Renewal and Replacement funds and the Tourism Promotion Payment; and authorize the Mayor and Clerk to execute same.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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



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**HUMAN RESOURCES DIVISION**

22. A. MOTION TO APPROVE Unrepresented Pay Plan and Compensation Policy for Fiscal Year 2021 as reflected in Exhibit 1.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

- B. MOTION TO APPROVE creation of new job classifications, elimination of unused job classifications, and salary range reallocations, as reflected in Exhibit 2.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

- C. MOTION TO EXTEND base salary increase granted to unrepresented employees for Fiscal Year 2021 to the County Administrator, the County Attorney, and the County Auditor.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

***telephonically.***

D. MOTION TO AUTHORIZE County Administrator to take the necessary administrative and budgetary actions to implement these increases and changes in Motions A, B, and C.

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)***

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

**PURCHASING DIVISION**

## For Office Of Public Communications

- 23.** MOTION TO APPROVE Agreement between Broward County and Adept Public Relations, LLC, for Request for Proposals (RFP) No. GEN2119422P1, Communication and Marketing Services, for the Broward County Office of Public Communications, Mobility Advancement Program, and other County agencies, in the maximum not-to-exceed amount of \$787,500 for the initial three-year term, and authorize the Director of Purchasing to renew the Agreement for two one-year periods, for a five-year potential estimated amount of \$1,312,500, and authorize the Mayor and Clerk to execute the same.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

## For Public Works Department

- 24.** MOTION TO AWARD open-end contract to single bidder, Condo Electric Motor Repair Corp., for Gearbox Fabrication and Rehabilitation Services, Bid No. OPN2120216B1, for Water and Wastewater Services, in the annual estimated amount of \$159,679 which includes annual allowances of \$108,000, and authorize the Director of Purchasing to renew the contract for two one-year periods, for a three-year potential estimated amount of \$479,037. The initial contract period shall begin on the date of award and will terminate one year from that date.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

25. MOTION TO AWARD fixed contract to low responsive, responsible bidder, The BG Group, LLC, for 1B-2 Elevated Steel Tank Demolition, Bid No. PNC2120349C1, for Water and Wastewater Services, in the amount of \$747,472, which includes allowances in the amount of \$13,000 to be substantially completed within 240 calendar days from the Project Initiation Date listed in the Second Notice to Proceed, contingent upon the receipt and approval of insurance/performance and payment guaranty, and authorize the Mayor and Clerk to execute same. **(Commission District 1)**

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**  
**(Scrivener's Error - See County Administrator's Report: MOTION TO AWARD currently reads....(Commission District 1). Should read:....(Commission District 4)).**

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

#### For Transportation Department

26. MOTION TO AWARD fixed contract to low responsive, responsible bidder, The Aftermarket Parts Company, LLC, for Bus Driver Protection Barriers, Bid No. TRN2121511B1, for the Broward County Transit Division, in the amount of \$1,628,880.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

#### **RECORDS, TAXES, AND TREASURY DIVISION**

27. MOTION TO ADOPT Resolution No. 2020-485 ordering the Value Adjustment Board to extend certification of the 2020 Assessment Roll for Broward County, Florida, pursuant to

Section 197.323, Florida Statutes.

*(Commissioner Udine pulled this item.)*

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (11:21 AM) Approved. (Refer to minutes for full discussion.)**

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

- 28. MOTION TO FILE Errors and Insolvencies Report for the 2019 Tax Roll as required by Florida Statutes, Section 197.492.**

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

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

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

- B. MOTION TO APPROVE cancellation of warrants from Central Account No. xxxxxxxxx3785, Tax Refund Account No. xxxxxxxxx9850, and Tax Redemption Account No. xxxxxxxxx0916, due to being voided. Checks have been reissued.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

## **RISK MANAGEMENT DIVISION**

30. MOTION TO APPROVE Interlocal Agreement between Broward County and Broward County Supervisor of Elections for the provision of workers' compensation coverage for qualifying Broward County Supervisor of Elections employees.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

- 31. MOTION TO APPROVE** Interlocal Agreement between Broward County and Broward County Property Appraiser for the provision of workers' compensation coverage for qualifying Broward County Property Appraiser employees.

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

- 32. MOTION TO APPROVE** Interlocal Agreement between Broward County and Broward County Clerk of Courts for the provision of workers' compensation coverage for qualifying Broward County Clerk of Courts employees.

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

**ACTION: (10:59 AM) Approved. (Refer to minutes for full discussion.)**

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

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### **PUBLIC HEARING**

- 33.** MOTION TO ADOPT Resolution No. 2020-486 of the Board of County Commissioners of Broward County, Florida, granting renewal of a nonexclusive franchise to Kirby Inland Marine, LP, for a five-year term to provide vessel bunkering services at Port Everglades, from October 13, 2020, through October 12, 2025; providing for franchise terms and conditions; and providing for severability and an effective date.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (11:57 AM) Approved. (Refer to minutes for full discussion.)**

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

- 34.** MOTION TO ADOPT Resolution No. 2020-487 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 BROWARD COUNTY'S FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT; AMENDING SECTION 39.2 AND EXHIBIT 39.A OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"), TO REFLECT CHANGES TO RATES, FEES, AND CHARGES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

*(Per the Tuesday Morning Memorandum, the Board's consideration of this item is based on the revised Resolution amending Section 39.2 and Exhibit 39.A of the Broward County Administrative Code distributed as Additional Material.)*

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*



***ACTION: (11:59 AM) Approved as amended with Purple-Sheeted Additional Material, dated September 22, 2020, submitted at the request of the Aviation Department.) (Refer to minutes for full discussion.)***

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

- 35. MOTION TO ADOPT Resolution No. 2020-488 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 WASTEWATER SERVICES; AMENDING PART XV AND SECTIONS 6.72 AND 6.73 OF CHAPTER 6 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"), TO UPDATE THE NAME OF THE WATER AND WASTEWATER BUSINESS OPERATIONS DIVISION; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (12:00 PM) Approved. (Refer to minutes for full discussion.)***

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

**36. 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 TREE TRIMMING CONTRACTORS; AMENDING VARIOUS SECTIONS OF CHAPTER 9, ARTICLE XI, OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); PROVIDING DEFINITIONS; PROVIDING FOR LICENSURE OF TREE TRIMMING CONTRACTORS; ESTABLISHING LICENSURE, APPLICATION, AND TRAINING REQUIREMENTS; REQUIRING MAINTENANCE OF QUALIFICATIONS; PROVIDING FOR ENFORCEMENT; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (T-12:00 PM) 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 Rich and Vice-Mayor Geller voted in the affirmative telephonically.***

**37. 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 LAND DEVELOPMENT CODE; AMENDING SECTION 5-182.9 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"), PROVIDING FOR ADEQUACY OF SCHOOL FACILITIES AS PART OF DEVELOPMENT REVIEW; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***(Per the Tuesday Morning Memorandum, Exhibit A to the proposed Ordinance, "Figure 5A, Broward County Public Schools Planning Areas," was inadvertently omitted and has been distributed as Additional Agenda Material.)***

***ACTION: (T-12:01 PM) Following discussion, the Board continued this item until the second Commission Meeting in October of 2020. (Refer to minutes for full discussion.) (See Purple-Sheeted Additional Material 37, dated September 22, 2020, submitted at the request of the Office of the County Attorney, and Purple-Sheeted Additional Material, 37(2), dated September 20, 2020, submitted at the request of Vice-Mayor Geller.)***

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

***ACTION: (T-2:16 PM) Commissioner Sharief requested being shown voting in the affirmative.***

***VOTE: 9-0.***

**38. 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 BROWARD COUNTY BIDDING PREFERENCE FOR LOCAL VENDORS; AMENDING SECTIONS 1-74 AND 1-75 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); PROVIDING FOR EVALUATION OF PRINCIPAL PLACE OF BUSINESS FOR SUBSIDIARIES OF NONLOCAL ENTITIES; MODIFYING TIEBREAKER REFERENCES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Beam Furr)

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (T-1:30 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)***

***VOTE: 7-1. Commissioner Rich and Vice-Mayor Geller voted in the affirmative telephonically. Commissioner Sharief voted against this item. Commissioner Ryan was not present during the vote.***

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

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CREATING A POLICE AND CRIMINAL JUSTICE REVIEW BOARD; CREATING SECTION 18-7 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Mayor Dale V.C. Holness)

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***(Per the Tuesday Morning Memorandum, this item was continued to the October 6, 2020, Commission Meeting.)***

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

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CREATING THE "BROWARD COUNTY LOCKSMITH ACT"; CREATING DIVISION 8 OF ARTICLE VII OF CHAPTER 20 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); PROVIDING FOR LICENSING OF LOCKSMITHS AND REGISTRATION OF LOCKSMITH BUSINESSES; PROVIDING FOR ENFORCEMENT AND PENALTIES; AMENDING SECTION 8½-16 OF THE CODE RELATING TO FINES FOR VIOLATIONS; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Mark D. Bogen)

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***(Per the Tuesday Morning Memorandum, Commissioner Mark Bogen, the item's sponsor, will move that the Public Hearing on the item be continued until October 6, 2020, to allow for further legal and staff review and to provide more time for the development of any appropriate amendments.)***

***ACTION: (T-2:15 PM) The Board continued this item to the October 6, 2020 Commission Meeting. (Refer to minutes for full discussion.)***

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

**WATER CONTROL DISTRICTS PUBLIC HEARING**

- 41.** A. MOTION TO OPEN Meeting as the Governing Board of Water Control District No. 3.

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (T-2:16 PM) Approved. (Refer to minutes for full discussion.)***

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

- B. MOTION TO APPROVE Reappointment of Ed Phillips to the Water Control District No. 3 Advisory Board for the two-year term of September 9, 2020 to September 8, 2022.

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (T-2:16 PM) Approved. (Refer to minutes for full discussion.)***

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

- C. MOTION TO CLOSE Meeting as the Governing Board of Water Control District No. 3. (Commission Districts 2 and 4)

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

**ACTION: (T-2:16 PM) Approved. (Refer to minutes for full discussion.)**

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

- 42. A. MOTION TO OPEN Meeting as the Governing Board of Water Control District No.4.**

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

**ACTION: (T-2:20 PM) Approved. (Refer to minutes for full discussion.)**

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

**B. MOTION TO APPROVE Reappointment of Bob Hipps and Tom Muisse to the Water Control District No. 4 Advisory Board for the two-year term of September 9, 2020 to September 8, 2022 and the retroactive reappointment of Jill Sarver to the Water Control District No. 4 Advisory Board for the two-year term of September 9, 2019 to September 8, 2021.**

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

**ACTION: (T-2:20 PM) Approved. (Refer to minutes for full discussion.) (See Purple-Sheeted Additional Material, dated September 22, 2020, submitted at the request of the Public Works Department.)**

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

**C. MOTION TO CLOSE Meeting as the Governing Board of Water Control District No. 4. (Commission Districts 2, 4 and 9)**

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items. )*

**ACTION:** (T-2:20 PM) Approved. (Refer to minutes for full discussion.)

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

43. A. MOTION TO OPEN Meeting as the Governing Board of Cocomar Water Control District.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (T-2:21 PM) Approved. (Refer to minutes for full discussion.)**

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

B. MOTION TO APPROVE Reappointment of Beale Tilton to the Cocomar Water Control District Advisory Board for the two-year term of September 9, 2020 to September 8, 2022. Reappointment of Randall Blanchette to the Cocomar Water Control District Advisory Board for the two-year term of September 9, 2019 to September 8, 2021 (retroactive). Appointment of Jorge Mederos to the Cocomar Water Control District Advisory Board for the two-year term of September 9, 2020 to September 8, 2022.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (T-2:21 PM) Approved. (Refer to minutes for full discussion.)**

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

C. MOTION TO CLOSE Meeting as the Governing Board of Cocomar Water Control District. (Commission District 2)

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*



***ACTION: (T-2:21 PM) Approved. (Refer to minutes for full discussion.)***

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

**END WATER CONTROL DISTRICTS PUBLIC HEARING**

**END PUBLIC HEARING**

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**REGULAR AGENDA**

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**PORT EVERGLADES DEPARTMENT**

- 44.** MOTION TO APPROVE Ninth Amendment to the Agreement Between Broward County and G.F.C. Crane Consultants, Inc., for rail mounted container gantry crane maintenance and repair at Port Everglades, extending the agreement by 31 days commencing October 1, 2020, through October 31, 2020, with an option for an additional 30 days, with updated labor billing rates; and authorize the Mayor and Clerk to execute same.

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

*(Transferred to the Consent Agenda.)*

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-10:59 AM) Approved. (Refer to minutes for full discussion.)

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

- 45.** MOTION TO ADOPT Resolution No. 2020-489 of the Board of County Commissioners of Broward County, Florida, supplementing that certain Amended and Restated Master Bond Resolution, Resolution No. 2019-374 concerning Broward County, Florida Port Facilities Revenue Bonds; authorizing the transfer of not-to-exceed \$19,000,000 of legally available monies of the Port Everglades Department to the 2021 Senior Lien Sinking Fund Escrow Account to be applied to the payment of debt service on Senior Lien Bonds; authorizing the execution and delivery of a Sinking Fund Escrow Deposit Agreement and the appointment of an Escrow Agent therefore; and certain other matters; and providing an effective date.

*(Transferred to the Consent Agenda.)*

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

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*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-10:59 AM) Approved. (Refer to minutes for full discussion.)

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

## **COUNTY ADMINISTRATION**

### **REAL PROPERTY SECTION**

- 46.** MOTION TO RATIFY emergency action taken by the County Administrator to execute a License Agreement (Exhibit 1) between Broward County and 650 Gulfstream Charter, LLC and 3290 Sunrise Investments, Inc. for temporary parking for the Edgar P. Mills Center.

*(Per the Tuesday Morning Memorandum, the Board's consideration of this item is based on the Final License Agreement (Exhibit 1) distributed as Additional Material.) (Per the Tuesday Morning Memorandum, Signature Pages have been received.)*

*(Transferred to the Consent Agenda.)*

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-10:59 AM) Approved as amended with Yellow-Sheeted Additional Material, dated September 22, 2020, submitted at the request of County Administration. (Refer to minutes for full discussion.)

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

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**FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT****PURCHASING DIVISION**

For Aviation Department

- 47.** A. MOTION TO REJECT all proposals for Request for Proposals (RFP) No. BLD2117566P1, Janitorial Services, for the Broward County Fort Lauderdale-Hollywood International Airport, Group 1, Rental Car Center, an approved reserved solicitation for Certified Business Enterprise firms. **(Deferred from June 16, 2020 - Item No. 75)**

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-2:36 PM) Commissioner Furr made motion to negotiate with Sunshine Cleaning Systems, Inc., with 40% CBE participation, as well as a mentoring program. The motion was seconded by Commissioner Rich telephonically. (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material, dated September 22, 2020, submitted at the request of Finance and Administrative Services Department.)

**VOTE:** 6-3. Commissioner Udine and Mayor Holness voted against this motion. Vice-Mayor Geller voted against this motion telephonically.

- B. MOTION TO AUTHORIZE County Administrator to approve for advertisement the re-solicitation Request for Proposals (RFP) No. BLD2117566P2, Janitorial Services for the Broward County Fort Lauderdale-Hollywood International Airport, Group 1, Rental Car Center, a Reserved Contract for Certified Business Enterprise firms. **(Deferred from June 16, 2020 - Item No. 75)**

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-2:36 PM) Commissioner Furr made motion to negotiate with Sunshine Cleaning Systems, Inc., with 40% CBE participation, as well as a mentoring program. The motion was seconded by Commissioner Rich telephonically. (Refer to minutes for full discussion.) (See Yellow-Sheeted

*Additional Material, dated September 22, 2020, submitted at the request of Finance and Administrative Services Department.)*

***VOTE: 6-3. Commissioner Udine and Mayor Holness voted against this motion. Vice-Mayor Geller voted against this motion telephonically.***

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### **COUNTY COMMISSION**

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

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

***ACTION: (T-2:25 PM) Following discussion, Commissioner Bogen requested an update as to the status of construction at the Broward County Courthouse. (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material, dated September 22, 2020, submitted at the request of Commissioner Bogen.)***

- 49. MAYOR'S REPORT**

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

*(No report given.) (Refer to minutes for full discussion.)*

- 50. COUNTY ADMINISTRATOR'S REPORT**

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

*(No report given.) (Refer to minutes for full discussion.)*

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**MEETING/WORKSHOP NOTICES**

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**BUDGET HEARING NO. 2**

Tuesday, September 22, in Room 422 at 5:01 p.m.

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**SUPPLEMENTAL AGENDA**

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**QUASI-JUDICIAL HEARING**

51. MOTION TO APPROVE plat note amendment to the Plantation Business Park (012-MP-85). (Commission District 9)

*(Transferred to the Consent Agenda.)*

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-10:59 AM) *Approved the plat subject to staff's recommendations as outlined in the Development Review Report. (Refer to minutes for full discussion.)*

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

**END QUASI-JUDICIAL HEARING**

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**PUBLIC HEARING**

52. MOTION TO ENACT Ordinance adopting Broward County Land Use Plan text amendment (PCT 20-2), regarding the Pompano Beach Downtown Activity Center, as an amendment to the Broward County Comprehensive Plan pursuant to Section 163.3184, Florida Statutes, as amended (Commission Districts 2 and 4), the substance of which is as follows: (Continued from September 10, 2020 - Item No. 41)

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

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

***ACTION: (T-11:21 AM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.) (Purple-Sheeted Additional Material, 52, dated September 22, 2020, submitted at the request of Environmental Protection and Growth Management Department will travel with this item, in addition to Purple-Sheeted Additional Material 52(2) and 52(3), dated September 22, 2020, submitted at the request of Mayor Holness, as well as Exhibit 3 - Purple-Sheeted Additional Material 41, dated September 10, 2020, submitted at the request of the Planning Council.)***

***VOTE: 7-2. Commissioner Rich and Vice-Mayor Geller voted in the affirmative telephonically. Commissioner Bogen and Mayor Holness voted against this item.***



- 53. MOTION TO ENACT** Ordinance, the title of which is as follows (this is the second of two (2) required public hearings; the first public hearing was held on Thursday, September 10, 2020, at 10:00 a.m.):

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO ZONING; AMENDING VARIOUS SECTIONS OF CHAPTER 39 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); PROVIDING FOR DEFINITIONS, BUILDING AND STRUCTURE HEIGHTS, NOTICE OF PUBLIC HEARING REQUIREMENTS, AND REGULATIONS RELATED TO SIGNAGE AND NONCONFORMING BUILDINGS, USES, AND STRUCTURES; INCORPORATING STORM AND HURRICANE PROTECTION REGULATIONS OF THE FLORIDA BUILDING CODE; PROVIDING GENERAL UPDATING AMENDMENTS; AMENDING SECTION 8½-16 OF THE CODE REGARDING THE SCHEDULE OF CIVIL PENALTIES FOR ZONING-RELATED VIOLATIONS; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (T-2:23 PM) 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 Rich and Vice-Mayor Geller voted in the affirmative telephonically.**

### **END PUBLIC HEARING**

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### **PORT EVERGLADES DEPARTMENT**

- 54. MOTION TO APPROVE** Lease Agreement between Broward County and the United States of America, acting by and through the designated representative of the General Services Administration, for office space in the Port Everglades Administration Building located at 1850 Eller Drive, Suite 401, Fort Lauderdale, Florida, consisting of 2,880 square feet, retroactively commencing on September 14, 2020, with a maximum term of 15 years; and authorize the Mayor and Clerk to execute same.

*(Transferred to the Consent Agenda.)*

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-10:59 AM) Approved. (Refer to minutes for full discussion.)

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

**COUNTY ATTORNEY**

- 55. MOTION TO AUTHORIZE** County Administrator to approve and execute a Separation Agreement and Mutual Release ("Separation Agreement") between Broward County (the "County") and Young At Art of Broward, Inc. ("YAA"), provided the Separation Agreement is approved as to legal sufficiency by the Office of the County Attorney, includes the terms set forth in the Term Sheet (attached hereto as Exhibit 1), and is executed by YAA and the County by September 27, 2020; or, if the County and YAA are unable to agree upon and execute a Separation Agreement consistent with the Term Sheet by September 27, 2020, to (i) authorize the County Administrator to immediately terminate the Revised Lease Agreement between County and YAA ("Revised Lease") pursuant to Section 3.4 thereof, and (ii) upon such termination, to authorize the Office of the County Attorney to pursue all available rights and remedies under the Revised Lease including, if determined appropriate, through the commencement of litigation.

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION: (T-4:05 PM)** *Following discussion, and enabling members of the public to speak, the Board tabled this item until later in the meeting. (Refer to minutes for full discussion.)*

**ACTION: (T-6:13 PM)** *Following additional public speakers and Board discussion, the Board approved as amended authorizing County Administrator Bertha Henry to continue to try to negotiate even after the Termination Letter has been sent. (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material, dated September 22, 2020, submitted the request of County Administration.)*

**VOTE: 7-0.** *Commissioner Rich, Commissioner Ryan and Vice-Mayor Geller voted in the affirmative telephonically. Commissioner Bogen was not present during the vote. Commissioner Furr abstained from voting and was not present during the vote.*

**COUNTY ADMINISTRATION**

- 56. MOTION TO AMEND** Broward County Board of County Commissioners' calendar to reflect a change to the October schedule.

*(Transferred to the Consent Agenda.)*

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-10:59 AM) Approved. (Refer to minutes for full discussion.)

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

### **COUNTY COMMISSION**

- 57.** MOTION TO APPOINT NOMINEE Michael Alpert to the North Perry Airport Community Advisory Committee. (Commissioner Sharief)

*(Transferred to the Consent Agenda.)*

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-10:59 AM) Approved. (Refer to minutes for full discussion.)

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

- 58.** MOTION TO DISCUSS various Board rules of procedure including (i) potential changes to the Board rules to better manage the calling of special meetings, particularly during periods in which the Board is scheduled to be in recess; (ii) ensuring that, with regard to 10:00 a.m. Board meetings, a meeting break of at least 15 minutes occurs no later than 1:00 p.m., for the benefit of staff including the Minutes Secretary; and (iii) using available tools, including Pre-Board Meeting Inquiries (PBMI), to enhance transparency and achieve greater efficiency in connection with Board meetings. (Commissioner Sharief)

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address*

***Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (T-3:48 PM) Commissioner Sharief provided the Board with information related to this item. (Refer to minutes for full discussion.)***

- 59.** MOTION TO DISCUSS status of buildout of 17th Floor of the Broward County 17th Judicial Circuit Courthouse and receive an explanation about project delays. (Commissioner Bogen) (Deferred from September 10, 2020 - Item No. 62)

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (T-2:33 PM) Following discussion, Commissioner Bogen requested an update in one month as to the construction progress at the Broward County Courthouse. (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material 59&62, dated September 10, 2020, submitted at the request of the Public Works Department.)***

- 60.** MOTION TO DISCUSS Broward County Auditor's Interim Audit Report of the Broward County Animal Shelter and Broward County Animal Care and Adoption Division's response. (Commissioner Bogen) (Deferred from September 10, 2020 - Item No. 63)

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (T-2:33 PM) The Board discussed the Broward County Animal Shelter. (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material 63, dated September 10, 2020, submitted at the request of Environmental Protection and Growth Management Department.)***

61. MOTION TO DIRECT Office of the County Attorney to draft an Ordinance to require that County contractors and vendors “ban the box” on job applications and delay inquiry of a job applicant’s criminal history. (Mayor Holness)

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-10:59 AM) Approved. The **Board requested that this item be sponsored by the Board of County Commissioners.** (Refer to minutes for full discussion.)

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

62. A. MOTION TO AUTHORIZE County Administrator to take any administrative and budget actions necessary to transfer \$20,000 in District 1 excess budgeted office account funds to the Animal Care and Adoption Division of Broward County, into the Animal Care Trust Fund Sterilization Trust to support additional Spay and Neuter-SNIP and Spay and Neuter - Trap/Neuter/Release (TNR).

*(Transferred to the Consent Agenda.)*

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-10:59 AM) Approved. (Refer to minutes for full discussion.)

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

- B. MOTION TO AUTHORIZE County Administrator to take any administrative and budget actions necessary to transfer \$20,000 in District 1 excess budgeted office account funds to the Elderly Veterans Affairs Division to obtain PPE for home healthcare recipients, grocery cards for financially disadvantaged seniors, and bus advertising for veterans services.

***(Transferred to the Consent Agenda.)***

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (T-10:59 AM) Approved. (Refer to minutes for full discussion.)***

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

C. MOTION TO AUTHORIZE County Administrator to take any administrative and budget actions necessary to transfer \$20,000 in District 1 excess budgeted office account funds to the Community Partnerships Division for the purpose of supporting the Landlord Recruitment Initiative.

***(Transferred to the Consent Agenda.)***

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

***(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)***

***ACTION: (T-10:59 AM) Approved. (Refer to minutes for full discussion.)***

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

D. MOTION TO AUTHORIZE County Administrator to take any administrative and budget actions necessary to transfer the balance of remaining funds in District 1 excess budgeted office account funds to the Broward County Affordable Housing Trust Fund to be adjusted accordingly based on Fiscal Year 2020 year-end close. (Commissioner Rich)

***(Transferred to the Consent Agenda.)***

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-10:59 AM) Approved. (Refer to minutes for full discussion.)

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



**SECOND SUPPLEMENTAL****COUNTY COMMISSION**

- 63.** MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending the County Business Opportunity Act, Section 1-81 of the Broward County Code of Ordinances, to exclude from the calculation of average annual gross receipts to be eligible for certification as a County Business Enterprise ("CBE") any amounts paid by a certified CBE architectural firm directly to a subconsultant engineering firm pursuant to a contract with Broward County. (Mayor Holness)

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

*(Consistent with Board Rules, a member of the public was given 10 minutes in total to speak to all Public Meeting Items, and additional time to address Quasi-Judicial Items and Public Hearing Items.)*

**ACTION:** (T-3:56 PM) Approved. **The Board requested that the County Attorney's Office look at scoring criteria, as well as CBE's. (Refer to minutes for full discussion.)**

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