Broward County

Action Agenda

Thursday, September 9, 2021

10:00 AM

Broward County Governmental Center
Room 422 (Commission Chambers)

County Commission

MEETING OF SEPTEMBER 9, 2021

(Meeting convened at 10:06 a.m., recessed at 12:45 p.m., reconvened at 1:50 p.m. and adjourned at 3:32 p.m.)

PLEDGE OF ALLEGIANCE was led by Commissioner Nan H. Rich, District 1.

CALL TO ORDER was led by Mayor Steve Geller, District 5.

MOMENT OF SILENCE

In memory of Carl Shechter, former Pembroke Pines Commissioner and Vice-Mayor and World War II Veteran.

In memory of Bill Julian, former Hallandale Beach Commissioner and Vice-Mayor.

In memory of Vice-Mayor Udine's sister-in-law's brother, Brett Hamburger, Boca Raton resident.

In memory of Commissioner Holness' Chief of Staff Heidi Richards' grandmother.

In memory of Joel Gustafson, former Chair of Broward Alliance, Legislator and Attorney appointed by four governors to serve the State Commission on Ethics.

In memory of Norman Tripp, Tripp Scott founder.

In memory of Senator Gary Farmer's mother.

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.

In memory of all of the people that we have lost to COVID-19.

THOUGHTS AND PRAYERS

Thoughts and prayers for Anita Schechter, Carl Schechter's children, grandchildren and the City of Pembroke Pines.

Thoughts and prayers for Heidi Richards and family.

Thoughts and prayers for all Military and First Responders for their service.

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

CONSENT AGENDA

A motion was made by Vice-Mayor Udine, seconded by Commissioner Holness and unanimously carried, to approve the Consent Agenda consisting of Items 1 through 37. At the request of the Mayor, Regular Items 54, 55, 56, 57, 62, 64, 67 and Supplemental Item 67 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 38 through 52.

The following Items were withdrawn: 52 and 61.

The following Item was pulled by the Board and considered separately: 4.

BOARD APPOINTMENTS

1. MOTION TO APPROVE Board Appointments

1A. MOTION TO REAPPOINT Samuel F. Morrison to the Broward Regional Health Planning Council. (Commissioner Holness)

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

PUBLIC WORKS DEPARTMENT

HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

2. A. MOTION TO APPROVE Highway Maintenance Memorandum of Agreement between Broward County and the Florida Department of Transportation for the Florida Department of Transportation's Copans Road improvement project from SR-7/US-441 to NW 49th Terrace, at an estimated cost of $1,164 to the County; and authorize Mayor and Clerk to execute same. **(Commission District 2)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO WAIVE permit requirement for construction in County right-of-way (Chapter 25, Exhibit 25.A of the Broward County Administrative Code) for the Florida Department of Transportation's Copans Road improvement project from SR-7/US-441 to NW 49th Terrace. **(Commission District 2)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

C. MOTION TO APPROVE Highway Maintenance Memorandum of Agreement between Broward County and the Florida Department of Transportation for the Florida Department of Transportation's Prospect Road improvement project from SR-7/US-441 to SR-870/Commercial Boulevard, at an estimated cost of $2,715 to the County; and authorize Mayor and Clerk to execute same. **(Commission District 9)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

D. MOTION TO WAIVE permit requirement for construction in County right-of-way (Chapter 25, Exhibit 25.A of the Broward County Administrative Code) for the Florida Department of Transportation's Prospect Road improvement project from SR-7/US-441 to SR-870/Commercial Boulevard. **(Commission District 9)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

3. A. MOTION TO ADOPT Resolution No. 2021-400 accepting a Road Easement executed by FR Lyons Road, LLC for property located along the west side of Lyons Road, north of Sawgrass Boulevard in the City of Coconut Creek, at no cost to Broward County. **(Commission District 2)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO ADOPT Resolution No. 2021-401 accepting a Road Easement executed by Food for the Poor, Inc. for property located along the west side of Lyons Road, north of Sawgrass Boulevard in the City of Coconut Creek, at no cost to Broward County. **(Commission District 2)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

HUMAN SERVICES DEPARTMENT

COMMUNITY PARTNERSHIPS DIVISION

4. A. MOTION TO ADOPT Resolution No. 2021-402 of the Board of County Commissioners of Broward County, Florida, authorizing appropriation and disbursement of Fiscal Year 2021-2022 funds in the amount of $49,283,986 to specified service providers for the provision of support services in Broward County; authorizing the County Administrator to execute new agreements and amendments to existing agreements with service providers, subject to review for legal sufficiency by the Office of the County Attorney; approving a revised standard form agreement; authorizing the County Administrator to take all necessary administrative and budgetary actions to implement the agreements; and providing for severability and an effective date.

(Commissioner Rich pulled this item.)

ACTION: (T-10:43 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioner Rich abstained from voting. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 8-0.

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

1. Melida J. Akiti
2. Howard A. Bakalar
3. Bradford J. Barnes
4. Michael R. Barron
5. Thomas M. Campbell
6. Keith R. Cavanaugh
7. David J. Clark
8. Ann Deibert
9. Frances M. Esposito
10. Alexander Fernandez

11. Bisiola O. Fortune
12. Vincent J. Foster
13. Rosalyn Frazier
14. Judy Frum
15. Gregory Gayle
16. Patricia Good
17. Claudette E. Grant
18. Charles K. Hetlage
19. Antoine Hickman
20. Walter Honaman
21. Patrick Jenkins
22. Vince L. Johnson
23. Chauniqua D. Kiffin
24. Valery V. Moreno
25. Ann Murray
26. Danny C. Osley
27. Candace M. Pineda
28. Peter Powers
29. Zulma V. Quiles
30. Silvia Quintana
31. Steven Ronik
32. Patricia Rowe-King
33. Rick Siclari
34. Karen Swartzbaugh
35. George S. Werthman

(Commissioner Rich pulled this item.)

ACTION: (T-10:43 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioner Rich abstained from voting. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 8-0.

5. A. MOTION TO AUTHORIZE County Administrator to execute Letter of Agreement between the State of Florida Agency for Health Care Administration and Broward County, subject to review for legal sufficiency by the Office of the County Attorney, in the amount of $375,095, effective October 1, 2021, through September 30, 2022, to provide matching funds for the State of Florida Medicaid Low Income Pool program that will be distributed to federally qualified health centers, such as Broward Community and Family Health Centers Inc.; and authorize the County Administrator to take all necessary administrative and

budgetary actions to implement the Agreement.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

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

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

6. A. MOTION TO AUTHORIZE County Administrator to execute Agreement, subject to review for legal sufficiency by the Office of the County Attorney, between Broward County and South Broward Hospital District d/b/a Memorial Healthcare System, for funding of a Post-Acute Sequela of COVID Center, in the amount of $750,160, effective retroactively from September 1, 2021, through September 30, 2022; authorize the County Administrator to execute non-monetary amendments to the Agreement, subject to review for legal sufficiency by the Office of the County Attorney, that do not significantly alter the approved scope of work; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

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: Melida J. Akiti, Valery V. Moreno and Peter P. Powers.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

CRISIS INTERVENTION AND SUPPORT DIVISION

7. A. MOTION TO APPROVE Contract No. 21/22-GR-CAC26 between the Florida Network of Children's Advocacy Centers Inc. ("FNCAC") and Broward County in the amount of $291,435, effective retroactively from July 1, 2021 through June 30, 2022, to fund advocacy and mental health services to child victims of abuse and their non-offending family members or caregivers; 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 impose any additional financial obligations on the County; authorize the County Administrator to renew the Contract, subject to approval of the same by the Office of the County Attorney, under substantially the same terms and conditions; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Contract.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO ADOPT budget Resolution No. 2021-403 within the Grant in Aid Fund to appropriate revenue from FNCAC in the amount of $291,435 for Fiscal Year 2021-2022

to provide advocacy and mental health services to child victims of abuse and their non-offending family members or caregivers.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

PORT EVERGLADES DEPARTMENT

8. MOTION TO APPROVE First Amendment to the Bulk Petroleum Product Pipelines License Agreement between Broward County and ExxonMobil Oil Corporation to revise the Licensed Area, allowing for the relocation and removal of petroleum pipelines; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

9. MOTION TO APPROVE Third Amendment to Agreement between Broward County and Shanghai Zhenhu Heavy Industries Co., Ltd. Inc., a/k/a ZPMC, for Construction, Transportation, Erection, Testing, and Commissioning of Low-Profile Super Post Panamax Container Handling Gantry Cranes for Port Everglades, Agreement No. X2111385P1, increasing the lump sum purchase price of each of three option cranes from $13,800,000 to $15,100,000 per crane, extending the substantial completion period from 25 months to 27 months after the issuance date of the First Notice to Proceed, and modifying other provisions regarding the timing of the First Notice to Proceed, design modifications, sources of supply, and spare parts; and authorize the Mayor and Clerk to execute same.

(Per the Thursday Agenda Memorandum, signature pages have been received.)

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

10. MOTION TO APPROVE Coronavirus State Fiscal Recovery Funds Subrecipient Grant Agreement between the Florida Department of Transportation and Broward County in the amount of $58,260,881 for the purpose of providing a subaward from the Coronavirus State Fiscal Recovery Fund established under the American Rescue Plan Act of 2021 for Port Everglades; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

TRANSPORTATION DEPARTMENT

11. A. MOTION TO ADOPT Resolution No. 2021-404 of the Board of County Commissioners of Broward County, Florida, authorizing the Director of the Transportation Department to sign and submit an application for federal assistance for Federal Fiscal Year 2021 with the Federal Transit Administration (FTA) pursuant to 49 U.S.C. Section 5307, for American Rescue Plan Act of 2021 (ARP) Urbanized Area Formula Funds in the amount of $87,555,547; authorizing the Director of the Transportation Department to furnish the FTA with any additional information which may be required; authorizing the County Administrator to accept an award and to sign any and all documentation that may be required in connection with the grant application or award, subject to review and approval for legal sufficiency by the Office of the County Attorney; authorizing the County Administrator to take all administrative and budgetary actions necessary to implement the grant; and providing for an effective date.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO ADOPT budget Resolution No. 2021-405 within the Transportation Department's Operating Grant fund, to appropriate revenue in the amount of $87,555,547, to provide funding assistance for operations and maintenance in response to the COVID-19 pandemic.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

OFFICE OF MANAGEMENT AND BUDGET

12. MOTION TO ADOPT budget Resolution No. 2021-406 transferring funds within the Law Enforcement Trust Fund (LETF) for the Broward Sheriff's Office (BSO) in the amount of $10,000 for the READ Project.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

REGIONAL EMERGENCY SERVICES AND COMMUNICATIONS

EMERGENCY MANAGEMENT

13. A. MOTION TO RETROACTIVELY APPROVE Memorandum of Agreement between Broward County and the City of Miami for the County's participation in the 2020 Miami/Fort Lauderdale Urban Area Security Initiative (UASI) from the U.S. Department of Homeland Security through the State of Florida Division of Emergency Management, effective upon execution through June 30, 2022, accepting a grant award in the amount of $446,985; authorize County Administrator to execute addenda, and amendments to the grant award that do not impose a financial obligation on the County, subject to review as to legal sufficiency by the Office of the County Attorney; and to take the necessary administrative and budgetary actions for the implementation of the grant award; providing for severability; and providing for an effective date.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO ADOPT budget Resolution No. 2021-407 for the Urban Area Security Initiative Fund for Broward Emergency Management Division in the amount of $446,985, as funded through the Miami UASI Grant Program.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

REQUEST TO SET FOR PUBLIC HEARING

14. MOTION TO ADOPT Resolution No. 2021-408 directing the County Administrator to publish Notice of Public Hearing to be held on Thursday, October 5, 2021, at 10:00 a.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to vacate a five-foot utility easement lying within Lot 1, a three-foot utility easement lying within Lots 2 and 3, and a three-foot utility easement lying within Lot 15, all lying within Block 1 of Sunnyside Estates, as recorded in Plat Book 19, Page 35 of the Public Records of Broward County and is located at the southwest corner of Washington Street and South Dixie Highway in the City of Hollywood; Petitioner: Bert John Anderson; Agent: Schwebke-Shiskin and Associates; Application for Vacation and Abandonment: 2021-V-04. **(Commission District 6)**

ACTION: (T-10:43 AM) Approved. (Scrivener's Error - See County Administrator's Memorandum: Motion currently reads: ...Public Hearing to be held on Thursday, October 5, 2021...
Should read: ...Public Hearing to be held on Tuesday, October 5, 2021...

Exhibit 3, Page 1, paragraph 2, currently reads: ...at the September 21, 2021, meeting... Should read: ...at the October 5, 2021, meeting...)

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

15. MOTION TO ADOPT Resolution No. 2021-409 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, October 5, 2021, at 10:00 a.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to vacate and annul a ten-foot utility easement and 12-foot roadway easement lying within Parcel A of Wyndham Lakes Plaza (Plat Book 163, Page 21), a 12-foot utility easement and 12-foot roadway easement lying within Parcel A of Windsor Square (Plat Book 158, Page 26), and abandon a variable width roadway easement (Official Records Book 26654, Page 424), a portion of Wiles Road right-of-way (Official Records Book 3330, Page 162), and a portion of Wiles Road right-of-way (Official Records Book 14536, Page 965) all included in the Public Records of Broward County, Florida, and generally located on the north side of Wiles Road, between Coral Ridge Drive and Sawgrass Expressway, in the City of Coral Springs; Petitioner: Coral Springs Development, LLC; Agent: Cynthia Pasch, Greenspoon Marder, LLP; Vacation Petition No. 2020-V-15. **(Commission District 3)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

16. MOTION TO ADOPT Resolution No. 2021-410 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, September 21, 2021, at 10:00 a.m., in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to consider the application of Raider Environmental Services of Florida, Inc., for the granting of a renewal of a nonexclusive franchise for a five-year term to provide vessel oily waste removal services at Port Everglades.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

17. MOTION TO ADOPT Resolution No. 2021-411 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, September 21, 2021, 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 COMMISSSIONERS 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.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

18. MOTION TO ADOPT Resolution No. 2021-412 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, September 21, 2021, 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:

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO PORT EVERGLADES TARIFF NO. 12; AMENDING SECTION 42.25 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.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT

BUILDING CODE SERVICES DIVISION

19. MOTION TO APPROVE First Amendment to the Interlocal Agreement between Broward County and the Village of Lazy Lake for Plan Review and Permit Inspection Services relating to Zoning Approval and Code Enforcement to be performed by the Building Code Services Division upon execution of this agreement until September 30, 2022; and authorize the County Administrator and Clerk to execute same. **(Commission District 7)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

ENVIRONMENTAL PLANNING AND COMMUNITY RESILIENCE DIVISION

20. MOTION TO ADOPT Resolution No. 2021-413 authorizing the Environmental Protection and Growth Management Department to file a long-range budget plan and funding request with the Florida Department of Environmental Protection for projects to mitigate beach erosion in Broward County; supporting the projects for which funding is requested; confirming Broward County's ability to serve as local sponsor for projects and the County's ability to fund the appropriate local share of projects; providing for severability; and providing an effective date. **(Commission Districts 6 and 7)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

PLANNING AND DEVELOPMENT MANAGEMENT DIVISION

21. A. MOTION TO APPROVE Termination of Installation of Required Improvements

Agreement related to the Comrock plat (Plat Book 95, Page 47). **(Commission District 1)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO AUTHORIZE Director of Highway Construction and Engineering Division, or their designee, to release the Installation of Required Improvements Agreement (Official Records Book 37034, Page 1243) and the related cash bond, in the amount of $14,514.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

22. MOTION TO FILE Quarterly Investment Report as required by Section 218.415(15), Florida Statutes and Section 22.93 of the Broward County Administrative Code.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

PURCHASING DIVISION

For Finance And Administrative Services Department

23. MOTION TO APPROVE threshold increase for open-end Contract No. BLD3116000020G1_1, Facilities Maintenance, Repair, and Operations and Industrial Supplies, with W.W. Grainger, Inc., under the State of Florida Alternate Contract Source Agreement No. 31160000-20-NASPO-ACS for Facilities Maintenance, Repair, and Operations and Industrial Supplies; State of Oregon Master Agreement No. 8496; for the procurement of industrial and commercial supplies and equipment for various Broward County agencies, in the estimated amount of $1,200,000 for the current contract term of July 1, 2020 through June 30, 2023, with no renewals.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

RECORDS, TAXES, AND TREASURY DIVISION

24. A. MOTION TO APPROVE minutes of the 10 a.m. Broward County Board of County Commissioners meetings of February 9, February 23, March 9, April 6, April 20, and May 4, 2021.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO APPROVE FOR FILING supplemental papers pertaining to the plats and other items that were approved in prior years.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

C. MOTION TO APPROVE destruction of Board of County Commission minutes and supporting documents, which have been imaged and have met retention requirements consistent with the General Records Schedule GS1-SL, established by the Division of Library and Information Services of the State of Florida for local government agencies.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

25. MOTION TO APPROVE Participation Agreement, pursuant to the State of Florida, Department of Financial Services Agreement, between Broward County and American Express Travel Related Services Company, Inc., which piggybacks off of the State of Florida Contract No. TR229, for American Express Card authorization and acceptance across County agencies, in the estimated amount annually of $500,000 through the duration of the contract; and authorize the Mayor and Clerk to execute same. The current term of the State of Florida Contract TR229 is through March 3, 2026.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

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QUASI-JUDICIAL CONSENT HEARING

ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT

PLANNING AND DEVELOPMENT MANAGEMENT DIVISION

26. MOTION TO APPROVE non-vehicular access line amendment on Maimonides Day School Campus Two (003-MP-06). **(Commission District 7)**

ACTION: (T-10:43 AM) Approved the non-vehicular access line amendment subject to staff's recommendations as outlined in the Development Review Report for a Platted Non-Vehicular Access Line Amendment.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

27. MOTION TO APPROVE plat entitled Wilton Residential Corp Plat (001-MP-21). **(Commission District 7)**

ACTION: (T-10:43 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report for a New Plat.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

END OF QUASI-JUDICIAL CONSENT HEARING

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COUNTY ADMINISTRATION

GRANTS ADMINISTRATION

28. A. MOTION TO APPROVE Grant Agreement between Broward County and the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Broward County's Prison Rape Elimination Act (PREA) Program, Award No. 2020-RP-BX-0005 (Exhibit 1), in the amount of $250,000, effective upon execution through September 30, 2022; authorizing the County Administrator to take all administrative and budgetary actions necessary to implement the Broward County Prison Rape Elimination Act (PREA) Program, including, without limitation, the approval and execution of an agreement between Broward County and the Broward Sheriff's Office and amendments to the PREA Grant Agreement, provided there is no increase in the County's financial obligations and subject to review of all such documents for legal sufficiency by the Office of the County Attorney.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO ADOPT budget Resolution No. 2021-414 within the BSO DOJ Grants Fund in the amount of $250,000 for Implementing the PREA Standards (PREA) program to protect inmates from sexual abuse.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

INTERGOVERNMENTAL AFFAIRS/BOARDS SECTION

29. MOTION TO APPROVE appointment of Lenisha Gibson to the Racial Equity Task Force in the category of “Black Lives Matter.”

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

30. MOTION TO APPROVE appointment of Michael R. Howson to the Police and Criminal Justice Review Board in the category of “Black Lives Matter Group.”

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan

requested being shown voting in the affirmative.

VOTE: 9-0.

31. MOTION TO APPOINT Madeleine Q. Mannello to the Fair Campaign Practices Committee in the category of "The League of Women Voters of Broward County, Inc."

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

LIBRARIES DIVISION

32. MOTION TO APPROVE Grant Agreement and Grant Application Certification of Hours, Free Library Service and Access to Material between Broward County and the Florida Department of State, Division of Library and Information Services, for the State Aid to Libraries Grant Program for the purpose of operating public library services; authorize the Mayor and Clerk to execute the same: and authorize the County Administrator to approve and execute amendments to the Grant Agreement, provided they do not modify any financial obligations of the County, subject to review of such amendments for legal sufficiency by the Office of the County Attorney, and to take all administrative or budgetary actions to implement the grant and accept funding.

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

PARKS AND RECREATION DIVISION

33. MOTION TO APPROVE increase in the change order allowance to the Contract between Broward County and Jones Benitez Corporation, Contract No. N2114823C1, for Construction of Camping Cabins at Quiet Waters Park, from 8.46% ($60,000) to 19.46% ($138,000) of the original contract amount of $709,000, increasing the contract amount to $847,000. **(Commission District 2)**

ACTION: (T-10:43 AM) Approved. (Scrivener's Error - See County Administrator's Memorandum: Fiscal Impact/Cost Summary currently reads: Funding for this project is budgeted in the Parks and Recreation Division's 2000 Safe Parks and Land Preservation Bond fund.
Should read: Funding for this project is budgeted in the General Capital Outlay Fund.)

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

34. MOTION TO APPROVE Second Amendment to License and Concession Agreement between Broward County and Florida Renaissance Festival, LLC, for Florida Renaissance Festival at Quiet Waters Park, extending the term for five years through the 2027 event; and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

35. MOTION TO APPROVE Third Amendment to Agreement between Broward County (County) and Worldwide Sports Management Group, LLC (Worldwide), for Promotion and Management of International Cricket Events and Major Cricket Events at Central Broward Regional Park, waiving and further deferring certain fees owed by Worldwide to County to the County, revising the schedule for capital improvements to provide Worldwide additional time for completion, and extending the initial term by 24 months; and authorize the Mayor and Clerk to execute same. **(Commission District 9)**

ACTION: (T-10:44 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

36. MOTION TO APPROVE First Amendment to License and Concession Agreement between Broward County and U.S. Champions Soccer Academy, LLC (U.S. Champions), for Central Broward Park and Broward County Stadium Concession Programming Partner (RLI No. PNC2116254R1), to extend the term for 24 months through July 31, 2026, waive certain fees owed by U.S. Champions, provide additional time for U.S. Champions to become current on fees owed, and defer certain concession-related capital improvements; and authorize the Mayor and Clerk to execute same. **(Commission District 9)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

37. MOTION TO APPROVE Notice of Limitation of Use/Site Dedication over parcels containing the Long Key South Trail as required by the existing Grant Agreement between Broward County ("County") and the State of Florida Department of Environmental Protection ("DEP") Recreational Trails Program for $117,190 in grant funding for the development of Long Key South Trail, Project Number T17005 Non-motorized Diverse Use Trail, at Long Key Nature Center; and authorize the Mayor to execute same. **(Commission District 5)**

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

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PUBLIC HEARING

38. MOTION TO ADOPT Resolution No. 2021-415 of the Board of County Commissioners of Broward County, Florida, granting renewal of a nonexclusive franchise to Metro Shore

Services LLC for a five-year term to provide steamship agent services at Port Everglades; providing for franchise terms and conditions; and providing for severability and an effective date.

ACTION: (T-1:51 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioners Holness, Ryan and Sharief were not present.

ACTION: (T-1:54 PM) Commissioner Holness requested being shown voting in the affirmative.

VOTE: 7-0.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

39. MOTION TO ADOPT supplemental budget Resolution No. 2021-416 within the General Fund in the amount of <$7,636,947> to amend revenues and appropriations prior to the close of the Fiscal Year.

ACTION: (T-1:52 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioners Holness, Ryan and Sharief were not present.

ACTION: (T-1:54 PM) Commissioner Holness requested being shown voting in the affirmative.

VOTE: 7-0.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

40. A. MOTION TO ADOPT supplemental budget Resolution Nos. 2021-417 to 2021-422 within the Special Revenue Funds in the amount of $4,584,371 to amend revenues and appropriations prior to the close of the Fiscal Year.

ACTION: (T-1:53 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO ADOPT supplemental budget Resolution No. 2021-423 within the Manatee Protection Fund in the amount of $54,120 to fund cost share of the manatee observation tower.

ACTION: (T-1:53 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

C. MOTION TO ADOPT supplemental budget Resolution No. 2021-424 within the Everglades Holiday Park fund in the amount of $580,000 to amend revenues prior to the close of the Fiscal Year.

ACTION: (T-1:53 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

D. MOTION TO ADOPT supplemental budget Resolution No. 2021-425 within the Water Management Fund in the amount of $250,000 to amend revenues prior to the close of the Fiscal Year.

ACTION: (T-1:53 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

41. A. MOTION TO ADOPT supplemental budget Resolution No. 2021-426 within the General Capital Outlay Fund transferring funds in the amount of $150,000 to establish a new Parks capital project.

ACTION: (T-1:54 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO ADOPT supplemental budget Resolution No. 2021-427 within the Broward Municipal Services District (BMSD) Capital Fund transferring funds in the amount of $90,000 to increase an existing BMSD capital project budget.

ACTION: (T-1:54 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

42. A. MOTION TO ADOPT supplemental budget Resolutions No. 2021-428 within the Enterprise Funds in the amount of $1,107,750 to amend revenues and appropriations prior to the close of the Fiscal Year.

ACTION: (T-1:55 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO ADOPT supplemental budget Resolution No. 2021-429 transferring funds within the Port Everglades Capital Fund in the amount of $24,863,720 to consolidate environmental impact mitigation expenses for three capital projects.

ACTION: (T-1:55 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

C. MOTION TO ADOPT supplemental budget Resolutions 2021-430 transferring funds within the Port Everglades Operating Fund in the amount of $12,474,030 to reflect decreased revenues from cruise operations and increased revenues from ferry service and American Rescue Plan reimbursement.

ACTION: (T-1:55 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

43. A. MOTION TO ADOPT supplemental budget Resolution No. 2021-431 within the Internal Service Funds in the amount of $200,000 to amend revenues and appropriations prior to the close of the Fiscal Year.

ACTION: (T-1:56 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO ADOPT supplemental budget Resolution No. 2021-432 within the 2006B & 2016 Civic Arena Refunding Bonds Fund in the amount of $3,650 to amend appropriations prior to the close of the Fiscal Year.

ACTION: (T-1:56 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

44. MOTION TO ENACT Ordinance adopting a Small Scale amendment to the Broward County Land Use Plan map (PC 21-6), located in the City of Pompano Beach **(Commission District 2)**, as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE

AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE BROWARD COUNTY LAND USE PLAN WITHIN THE CITY OF POMPANO BEACH; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

ACTION: (T-1:57 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

45. MOTION TO ENACT Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan amendment PCNRM 21-1 to amend the Historic Sites Map of the Natural Resource Map Series, pursuant to Section 163.3184, Florida Statutes, as amended, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE HISTORIC SITES MAP OF THE BROWARD COUNTY COMPREHENSIVE PLAN; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

ACTION: (T-1:58 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

46. 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 BUSINESS OPPORTUNITY ACT AND RELATING TO COUNTY BUSINESS ENTERPRISE ("CBE") GOALS; AMENDING SECTION 1-81.3 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE") ADDRESSING THE WAIVER OF CBE GOALS; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-1:58 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

47. MOTION TO ADOPT Resolution No. 2021-433 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 COUNTY COMMISSION MEETINGS AND PROCLAMATIONS; AMENDING SECTIONS 18.5, 18.6, AND 18.46, AND CREATING SECTION 18.47, OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

(Per the Thursday Agenda Memorandum, the Board's consideration of Item 47 will be based upon Exhibit 1 as amended by the Additional Material.)

ACTION: (T-1:59 PM) Approved as amended with Purple-Sheeted Additional Material, dated September 9, 2021, submitted at the request of Office of the County Attorney, and as amended to allow for flexibility consistent with the Board's comments.

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

48. 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 LOCKSMITHS AND LOCKSMITH BUSINESSES; REPEALING THE "BROWARD COUNTY LOCKSMITH ACT," SECTIONS 20-176.130 THROUGH 20-176.144 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); REPEALING SECTION 8½-16(DD) OF THE CODE RELATING TO FINES FOR VIOLATIONS OF THE BROWARD COUNTY LOCKSMITH ACT; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-2:00 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 6-0. Commissioner Holness was out of the room during the vote. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 8-0.

49. 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 BUSINESS OPPORTUNITY ACT AND RELATING TO PROCUREMENT AND CONTRACTING OPPORTUNITIES FOR COUNTY BUSINESS ENTERPRISES; AMENDING VARIOUS SECTIONS OF CHAPTER 1 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE") ADDRESSING THE ESTABLISHMENT OF COUNTY BUSINESS ENTERPRISE ("CBE") GOALS FOR COUNTY CONTRACTS, INCLUDING LONG-TERM GROUND LEASES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-2:01 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

50. MOTION TO ADOPT Resolution No. 2021-434 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 ADMINISTRATIVE PROCEDURES FOR IMPLEMENTING THE BROWARD COUNTY BUSINESS OPPORTUNITY ACT OF 2012; AMENDING SECTIONS 19.40 AND 19.40.1 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

ACTION: (T-2:02 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief

requested being shown voting in the affirmative.

VOTE: 9-0.

51. <u>MOTION TO ENACT</u> Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO MOTOR CARRIER PERMITS; AMENDING CHAPTER 22½ OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Dale V.C. Holness)

ACTION: (T-2:02 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 7-0. Commissioners Ryan and Sharief were not present.

ACTION: (T-2:19 PM) Through Mayor Geller, Commissioners Ryan and Sharief requested being shown voting in the affirmative.

VOTE: 9-0.

52. <u>MOTION TO ENACT</u> Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO EXEMPTIONS FROM ENVIRONMENTAL RESOURCE LICENSING; AMENDING SECTION 27-335 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); AMENDING EXEMPTIONS FROM ENVIRONMENTAL RESOURCE LICENSING FOR CERTAIN PROJECTS PERFORMED BY THE UNITED STATES ARMY CORPS OF ENGINEERS AND BROWARD COUNTY'S PORT EVERGLADES DEPARTMENT; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

(Per the Thursday Agenda Memorandum, this item is withdrawn and will be reset for public hearing at a future date with notice of public hearing republished.)

<u>END PUBLIC HEARING</u>

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<u>REGULAR AGENDA</u>

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DELEGATION

53. DELEGATION: OIC of South Florida

ACTION: (T-10:46 AM) Newton Sanon, President/CEO of OIC of South Florida provided an overview by delegation highlighting the role of OIC-SFL in helping people become self-sufficient through workforce development training, family strengthening and job placement. In addition, Jacqueline Williams and Joy Washington shared personal stories of their transformation in relation to their individual experiences with OIC-SFL. (Refer to minutes for full discussion.)

PRESENTATION: FIU Redistricting Consultants, Dr. Dario Moreno & Dr. Maria Ilcheva

ACTION: (T-10:57 AM) Following presentation given by FIU Redistricting Consultants Dr. Dario Moreno and Dr. Maria Ilcheva, Mayor Geller requested that a copy of the presentation breaking down and clarifying Tier Level 1, 2 and 3 standards be distributed to the Board. (Refer to minutes for full discussion.)

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Aviation Department

54. MOTION TO APPROVE Request for Proposals (RFP) No. PNC2122842P1, Professional Consultant Services for Airport Utilities and Pavement Projects DBE, for the Aviation Department.

(Transferred to the Consent Agenda.)

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

For Port Everglades Department

55. MOTION TO APPROVE Request for Proposals (RFP) No. PNC2123285P1, Design and Consulting Services for Cruise Terminal 4 and Berth Improvements, for the Port

Everglades Department.

(Transferred to the Consent Agenda.)

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

56. MOTION TO APPROVE Request for Proposals (RFP) No. PNC2123286P1, Managing General Contractor for Cruise Terminal 4 and Berth Improvements, for the Port Everglades Department.

(Transferred to the Consent Agenda.)

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

COUNTY ATTORNEY

57. A. MOTION TO AUTHORIZE County Administrator to negotiate and execute a settlement agreement with the online platform defendants Airbnb, Inc., Homeaway, Inc., and TripAdvisor, LLC (collectively, "Platforms"), in substantially the form of Exhibit 1, subject to review by the Office of the County Attorney as to legal sufficiency, in the actions *Broward County v. Airbnb, Inc.,* 17th Judicial Circuit Court Case No. 19-000714 (07); *Broward County v. HomeAway, Inc., et al.,* 17th Judicial Circuit Court Case No. 19-000715 (07); and *Broward County v. TripAdvisor, LLC,* 17th Judicial Circuit Court Case No. 19-000840 (07); and to authorize the County Administrator to take all associated administrative and budgetary actions to implement the settlement.

(Per the Thursday Agenda Memorandum, the Board's consideration of Item 57 is based on the replacement Exhibit 1 distributed as Additional Material.)

(Transferred to the Consent Agenda.)

ACTION: (T-10:43 AM) Approved as amended with Yellow-Sheeted Additional Material, dated September 9, 2021, submitted at the request of Office of the County Attorney.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

B. MOTION TO APPROVE proposed settlement program set forth in Exhibit 2 ("Settlement Program") for defendant homeowners in the above-referenced lawsuits who owe tourist development taxes or real property taxes as a result of rentals of short-term accommodations through one or more of the Platforms during the applicable time periods; and to authorize the County Administrator to take all necessary actions to implement and administer the Settlement Program, including execution of settlement agreements with homeowners consistent with the parameters set forth in the Settlement Program, implementation of a public awareness campaign to educate homeowners regarding the tax liabilities at issue and the benefits of the Settlement Program, and retention of a third-party settlement administrator, if deemed appropriate by the County Administrator, provided the total costs to the County of the third-party settlement administrator do not exceed 25% of the projected additional revenue to be paid to the County, and to take all administrative and budgetary actions necessary to effectuate such actions.

(Per the Thursday Agenda Memorandum, the Board's consideration of Item 57 is based on the replacement Exhibit 1 distributed as Additional Material.)

(Transferred to the Consent Agenda.)

ACTION: (T-10:43 AM) Approved as amended with Yellow-Sheeted Additional Material, dated September 9, 2021, submitted at the request of Office of the County Attorney.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

COUNTY AUDITOR

58. MOTION TO DISCUSS auditor selection committee ("Committee") for the selection of an independent certified public accounting ("CPA") firm to conduct the annual financial audit

for the County and Constitutional Officers.

ACTION: (T-2:10 PM) Vice-Mayor Udine made motion to appoint three County Commissioners to the Auditor Selection Committee. Commissioner Fisher seconded the motion.

VOTE: 9-0.

ACTION: (T-2:27 PM) Without objection, the Board reconsidered Vice-Mayor Udine's motion.

ACTION: (T-2:29 PM) Vice-Mayor Udine made motion to appoint seven County Commissioners and four Constitutional Officers to the Auditor Selection Committee with County Auditor Robert Melton bringing back an agenda item to the Board to confirm the appointees. The motion was seconded by Commissioner Bogen. (Refer to minutes for full discussion.)

VOTE: 9-0.

COUNTY COMMISSION

59. MOTION TO DISCUSS potential use, by various police departments or agencies within Broward County for internal police operations, of video technology on or in Broward County traffic infrastructure. (Commissioner Udine)

ACTION: (T-12:20 PM) Following discussion, Commissioner Sharief made motion directing County Administration and the County Attorney's Office to work with the Sheriff and Police Departments to bring back an item that allows equipment, which shall not be utilized to detect traffic violations, infractions or speeding in any manner, to be attached to County poles. The motion was seconded by Commissioner Bogen.

ACTION: (T-12:34 PM) Commissioner Sharief accepted friendly amendment made by Commissioner Fisher clarifying that the County is not responsible for upkeep of the equipment or public records requests.

VOTE: 9-0.

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

ACTION: (T-2:30 PM) Without objection, the Board moved the agenda. (Refer to minutes for full discussion.) (See Yellow-Sheeted Additional Material, dated September 9, 2021, submitted at the request of Commissioner Bogen.)

61. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, September 21, 2021, 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 HOLIDAYS; AMENDING SECTION 14.227 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); DESIGNATING JUNE 19 ("JUNETEENTH") AS AN OFFICIAL PAID HOLIDAY FOR COUNTY EMPLOYEES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Dale V.C. Holness)

(Per the Tuesday Agenda Memorandum, this item was withdrawn at the request of the sponsoring Commissioner.)

ACTION: (T-12:35 PM) Commissioner Sharief presented Yellow-Sheeted Additional Material 61(2), dated September 9, 2021, to the Board as a point of personal privilege. (Refer to minutes for full discussion.)

62. MOTION TO APPOINT Sharon P. Ragoonan to the Advisory Board for Individuals with Disabilities. (Commissioner Holness)

(Transferred to the Consent Agenda.)

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

63. A. MOTION TO NOTE FOR THE RECORD that the Board of County Commissioners ("Board") will consider the approval of a Resolution renaming a portion of NW 11th Street between NW 27th Avenue and NW 31st Avenue in the Broward Municipal Services District ("County Road") as "Panther Lane" at the meeting of the Board on Tuesday, October 19, 2021.

ACTION: (T-2:31 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

B. MOTION TO DIRECT County Administrator to solicit the input of at least three local municipalities, homeowners' associations, or other appropriate community groups of the Board's proposal to rename the County Road, as required under Section 18.43(i) of the Broward County Administrative Code. (Commissioner Holness)

ACTION: (T-2:31 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

64. MOTION TO AUTHORIZE Mayor to execute the Collaborative Agreement (substantially in the form attached and subject to review for legal sufficiency by the Office of the County Attorney) among stakeholders of the 17th Judicial Circuit Mental Health Diversion Project, created to engage stakeholders to participate in strategies to divert individuals living with severe mental health conditions or co-occurring severe mental health illnesses and substance use disorders away from the criminal justice system and jails into comprehensive community-based integrated health treatment, housing, and support services. (Mayor Geller)

(Transferred to the Consent Agenda.)

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

65. **MAYOR'S REPORT**

A. FILM INDUSTRY IN BROWARD COUNTY

ACTION: (T-2:42 PM) Following an update as to efforts being made to promote Broward County as a location for film, television and other video productions, Mayor Geller directed the County Attorney's Office to prepare an ordinance creating the office of Film Commissioner. In addition, Mayor Geller directed the County Attorney's Office to prepare administrative code provisions creating a film incentive program that will provide financial assistance to film, television and other video productions that use South Florida as the location for filming and hiring local individuals as employees of those productions. (Refer to minutes for full discussion.)

In response to Mayor Geller, Commissioner Sharief expressed approval in regard to the Film Commission position being posted and noted the potential for being another economic driver for Broward County. (Refer to minutes for full discussion.)

In response to Mayor Geller, Commissioner Holness mentioned discussions in

regard to setting up an incubator and inquired as to provisions to ensure nurturing, encouraging and supporting locals. (Refer to minutes for full discussion.)

In response to Commissioner Holness, Mayor Geller advised that 70 percent of the employees must reside in Dade or Broward County in order to be eligible for incentives. (Refer to minutes for full discussion.)

In response to Mayor Geller, Commissioner Holness inquired as to provisions to foster development of local talent to break into the movie making business. (Refer to minutes for full discussion.)

In response to Commissioner Holness, County Administrator Bertha Henry confirmed that the Film Board will be housed with the Office of Economic and Small Business Development, expressing the importance of nurturing small business of any kind. (Refer to minutes for full discussion.)

In response to Commissioner Holness, Mayor Geller replied that the intention is to accomplish both objectives, as well as serve as an incubator for smaller companies. (Refer to minutes for full discussion.)

B. COVID-19

ACTION: (T-3:09 PM) Mayor Geller implored unvaccinated individuals to become vaccinated in an effort to protect themselves, family, friends, community, country and especially children too young to be vaccinated. In additional, Mayor Geller reported that members of his Jewish temple decided to meet virtually in relation to Yom Kippur and Days of Awe. (Refer to minutes for full discussion.)

C. COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY MEETING

ACTION: (T-3:11 PM) Mayor Geller reported that he will chair the Comprehensive Economic Development Strategy meeting organized by the South Florida Regional Planning Council consisting of participants from Miami-Dade, Broward and Monroe Counties. Mayor Geller also noted that a plan is created every ten years, which is sent to the federal government for funding. (Refer to minutes for full discussion.)

D. BROWARD COUNTY WATER ADVISORY BOARD MEETING

ACTION: (T-3:12 PM) Mayor Geller informed that he will be chairing the Broward County Water Advisory Board meeting September 10, 2021. (Refer to minutes for full discussion.)

E. COVID-19 WEBINAR

ACTION: (T-3:13 PM) Mayor Geller noted hosting a webinar with Mayor Levine Cava for local government officials in regard to what counties were doing in response to COVID-19. (Refer to minutes for full discussion.)

F. CONDOMINIUM STRUCTURAL COMMISSION

ACTION: (T-3:13 PM) Mayor Geller discussed attending three Broward County Condominium Structural Commission meetings. Mayor Geller also thanked Maite Azcoitia for doing a wonderful job in acting as drafting minutes secretary. In addition, Mayor Geller invited all to attend and provide input at the final meeting, which is being held a week from Friday in the chambers, resulting in the adoption of recommendations. (Refer to minutes for full discussion.)

G. TUNNEL/BRIDGE PLANNING

ACTION: (T-3:14 PM) Mayor Geller commented on a Sun Sentinel article revealing Mayor Trantalis' strong support for a tunnel and strong opposition to any type of bridge. Mayor Geller also discussed potential bridge costs. (Refer to minutes for full discussion.)

In response to Mayor Geller, County Administrator Bertha Henry relayed meeting with Mayor Trantalis, along with Deputy County Administrator Monica Cepero on this topic, advising that both sides concur as to a lack of information at this point. Ms. Henry confirmed Mayor Trantalis' support for a tunnel and suggested dialogue be conducted between engineers to solicit accurate information in planning with regard to resilience and sustainability. In addition, Ms. Henry advised additional dialogue is necessary. (Refer to minutes for full discussion.)

In response to County Administrator Bertha Henry, Mayor Geller stated that he agrees with Mayor Trantalis that a bridge is not ideal, as it serves as a barrier by dividing groups; however, that if the current numbers are accurate, that it is unrealistic to afford a tunnel. (Refer to minutes for full discussion.)

In response to Mayor Geller, Commissioner Ryan highlighted the distinction between a tunnel and a tube, pointing out that the costs being presented by the Florida Department of Transportation are far more accurate than the cost estimates brought forward without any engineering analysis. Commissioner Ryan suggested hiring a consulting firm with a level of independence to develop a report, pointing out that the opportunity for federal dollars to pay the capital cost for commuter rail on the east side may be lost. (Refer to minutes for full discussion.)

In response to Commissioner Ryan, County Administrator Bertha Henry clarified that a traditional tunnel is being considered now, the technology having improved substantially in the opinions of engineers, suggesting that it can be accomplished

for significantly less than the current numbers. (Refer to minutes for full discussion.)

In response to County Administrator Bertha Henry, Commissioner Furr inquired if FDOT will be weighing in upon completion of the PD&E study. (Refer to minutes for full discussion.)

In response to Commissioner Furr, County Administrator Bertha Henry confirmed that the PD&E study provides alternatives to look at in determining the locally preferred alternative and cost benefit of a project. (Refer to minutes for full discussion.)

In response to County Administrator Bertha Henry, Commissioner Furr expressed hope for FDOT to respond with solid recommendations. (Refer to minutes for full discussion.)

In response to Commissioner Furr, Vice-Mayor Udine discussed differences between various types of tunnel options. (Refer to minutes for full discussion.)

66. **COUNTY ADMINISTRATOR'S REPORT**

NATIONAL PAYROLL WEEK

ACTION: (T-3:32 PM) County Administrator Bertha Henry encouraged everyone to give payroll staff a virtual hug in recognition of National Payroll Week. (Refer to minutes for full discussion.)

SUPPLEMENTAL AGENDA

REQUEST TO SET FOR PUBLIC HEARING

67. MOTION TO ADOPT Resolution No. 2021-435 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, September 21, 2021, at 10:00 a.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO PRIVATE PARKING TICKETS AND PRIVATE ENFORCEMENT; CREATING SECTION 20-164.2 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); PROHIBITING THE ISSUANCE OF PRIVATE PARKING TICKETS AND PRIVATE ENFORCEMENT OF PARKING TICKETS; AMENDING SECTION 8½-16 OF THE CODE TO PROVIDE FOR FINES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Mark D. Bogen)

(Transferred to the Consent Agenda.)

ACTION: (T-10:43 AM) Approved.

VOTE: 7-0. Commissioner Bogen was out of the room during the vote. Commissioner Ryan was not present.

ACTION: (T-11:13 AM) Through Mayor Geller, Commissioners Bogen and Ryan requested being shown voting in the affirmative.

VOTE: 9-0.

COUNTY COMMISSION

68. MOTION TO DISCUSS possible action Broward County can take to ensure that appropriate screening is being done by airlines of passengers arriving at Fort Lauderdale-Hollywood International Airport from foreign countries with high rates of COVID-19 variants of interest or variants of concern. (Commissioner Bogen)

ACTION: (T-2:36 PM) Following discussion, Commissioner Bogen expressed intent to bring an item before the Board in the future. (Refer to minutes for full discussion.)

NON-AGENDA

69. ***ACTION: (T-2:50 PM) Commissioner Rich announced the Florida Realtor's Association halting efforts to pass the detrimental Constitutional Amendment discussed with the Board previously. In addition, Commissioner Rich noted working with Senator Passidomo to determine a flexible formula in establishing***

types of affordable housing needed within individual counties. (Refer to minutes for full discussion.)

70. FDOT MEETINGS - COMMISSIONER FURR

ACTION: (T-2:51 PM) Commissioner Furr commented on FDOT public outreach meetings in relation to the PD&E study being completed by the end of 2022 followed by a report tentatively completed by spring. (Refer to minutes for full discussion.)

In response to Commissioner Furr, County Administrator Bertha Henry confirmed the necessity of a series of public hearings after the work is completed.

71. SOLID WASTE WORKING GROUP - COMMISSIONER FURR

ACTION: (T-2:52 PM) Commissioner Furr relayed progress of the Solid Waste Working Group on the elements of the ILA with completion expected within a month. (Refer to minutes for full discussion.)

72. REDISTRICTING - COMMISSIONER FURR

ACTION: (T-2:52 PM) Commissioner Furr requested advertisement of the redistricting process. (Refer to minutes for full discussion.)

73. CONGRATULATIONS - COMMISSIONER SHARIEF

ACTION: (T-2:53 PM) Commissioner Sharief congratulated Port Director Jonathan Daniels in being named Chair of the Florida Ports Council, informing that FPC is a nonprofit professional association that provides leadership and information on seaport related issues before the legislative and executive branches of state and federal government. (Refer to minutes for full discussion.)

74. HUNGER ACTION MONTH - COMMISSIONER SHARIEF

ACTION: (T-2:53 PM) Commissioner Sharief reported September being Hunger Action Month in South Florida and urged residents to bring food donations to collection bins located at Government Center East and Broward County Libraries or donate online through Feeding South Florida and Farm Share. (Refer to minutes for full discussion.)

75. MIAMI DIAPER BANK - COMMISSIONER SHARIEF

ACTION: (T-2:54 PM) Commissioner Sharief related attending the Miami Diaper Bank Popup Giveaway where diapers and cell phones were distributed. (Refer to minutes for full discussion.)

76. SUITS, STILETTOS AND LIPSTICK FOUNDATION - COMMISSIONER SHARIEF

ACTION: (T-2:55 PM) Commissioner Sharief reported the Suits, Stilettos and Lipstick Foundation celebrating their VIP kickoff reception on their designated day as declared by proclamation presented in 2017. (Refer to minutes for full discussion.)

77. KUDOS - COMMISSIONER SHARIEF

ACTION: (T-2:55 PM) Commissioner Sharief gave Assistant County Administrator Alan Cohen kudos for doing a fantastic job with his presentation at the Port Everglades Association luncheon. (Refer to minutes for full discussion.)

78. 211 BROWARD - VICE-MAYOR UDINE

ACTION: (T-2:55 PM) Vice-Mayor Udine relayed that 211 Broward held their annual Broward Mental Health Summit, noting that a proclamation was sent. (Refer to minutes for full discussion.)

79. NFT EVENT - VICE-MAYOR UDINE

ACTION: (T-2:56 PM) Vice-Mayor Udine announced that the Broward Cultural Commission is hosting an NFT instructional event October 21, 2021, 5:30 p.m., at the Broward Cultural Center. (Refer to minutes for full discussion.)

80. 9/11 20th ANNIVERSARY - THE BOARD

ACTION: (T-2:57 PM) The Board recognized the 20th Anniversary of 9/11, thanking first responders, police, fire, EMS and military personnel. The Board also highlighted 9/11 community events, including a moment of silence beginning at 8:46 a.m. on the 11th with encouragement to display the U.S. flag in showing unity as a nation. (Refer to minutes for full discussion.)

81. CONGRATULATIONS - VICE-MAYOR UDINE

ACTION: (T-2:58 PM) Vice-Mayor Udine congratulated former intern Nathan Douglas for attending a program at Stanford and attending the University of Florida now as a freshman. (Refer to minutes for full discussion.)

82. RECOGNITION - THE BOARD

ACTION: (T-3:00 PM) The Board recognized Administrative Manager Daphne Sewell for 25 years of service to Broward County and thanked her for doing a great job. (Refer to minutes for full discussion.)

83. FITCE - COMMISSIONER HOLNESS

ACTION: (T-3:02 PM) Commissioner Holness announced open registration for the

Florida International Trade & Cultural Expo on November 17~18, 2021, at the Broward County Convention Center. In addition, Commissioner Holness noted Sister Cities International joining this year's expo. For more information, visit <http://fitcexpo.com> or call 954-357-6400. (Refer to minutes for full discussion.)

84. JEWISH NEW YEAR - COMMISSIONER HOLNESS

ACTION: (T-3:50 PM) Commissioner Holness wished observant friends of the Jewish Community Happy New Year, noting the approach of Yom Kippur, Day of Atonement, beginning September 15, 2021 and ending on the eve of September 16, 2021. (Refer to minutes for full discussion.)

85. NATIONAL SMALL BUSINESS WEEK - COMMISSIONER HOLNESS

ACTION: (T-3:06 PM) Commissioner Holness recognized September 13~15, 2021 as National Small Business Week. (Refer to minutes for full discussion.)

86. HEALTH PROGRAM PART 1 - COMMISSIONER BOGEN

ACTION: (T-3:07 PM) Commissioner Bogen announced Part 1 of a Health Program presentation at the September 21, 2021 Commission meeting featuring a variety of special guests. In addition, Commissioner Bogen thanked County Administration and County Attorney Andrew J. Meyers for all of their help in the process. (Refer to minutes for full discussion.)

87. KING TIDES FLOOD SAFETY - COMMISSIONER FISHER

ACTION: (T-3:09 PM) Commissioner Fisher reminded everyone to review flood safety tips, evaluate and review property readiness and flood insurance policies. In addition, Commissioner Fisher warned to avoid standing water on roads, driveways and properties. (Refer to minutes for full discussion.)

88. OPIOID LITIGATION - COUNTY ATTORNEY

ACTION: (T-3:31 PM) County Attorney Andrew J. Meyers informed that an opioid litigation matter item will be on the September 21, 2021 Commission meeting agenda for approval along with a brief presentation given by outside opioid counsel. (Refer to minutes for full discussion.)

89. STATE FIREARM STATUTE - COUNTY ATTORNEY

ACTION: (T-3:31 PM) County Attorney Andrew J. Meyers communicated that the Florida Supreme Court will be reviewing a case in which the County and some commissioners joined a lawsuit several years ago challenging the penalty provisions of the state firearm statute. (Refer to minutes for full discussion.)