

Broward County



Action Agenda - Published

Tuesday, October 19, 2021

10:00 AM

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

County Commission

MEETING OF OCTOBER 19, 2021

(Meeting convened at 10:03 a.m., recessed at 12:47 p.m., reconvened at 2:01 p.m. and adjourned at 6:07 p.m.)

PLEDGE OF ALLEGIANCE was led by Commissioner Barbara Sharief, District 8.

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

MOMENT OF SILENCE

In memory of Officer Yandy Chirino, Hollywood Police Department.

In memory of Miya Marcano, Valencia College student.

In memory of Colin Powell, former United States Secretary of State.

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

In memory of First Responders, who risk their lives on a regular basis.

THOUGHTS AND PRAYERS

Thoughts and prayers for the family of Officer Yandy Chirino and the Hollywood Police Department.

Thoughts and prayers for fellow students, family and friends of Miya Marcano.

Thoughts and prayers for the nation, family and friends of Colin Powell.

Thoughts and prayers for the missionaries and children being held captive in Haiti.

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

PRESENTATION: MAYOR'S LABOR COUNCIL

ACTION: (T-10:25 AM) Daniel Reynolds, Broward County AFL-CIO President, provided a presentation recognizing members of the Mayor's Labor Council.

Following the presentation, Commissioner Ryan encouraged the Council to submit their request for a share of the allocation of premium pay from the federal government for all hardworking persons. (Refer to minutes for full discussion.)

Commissioner Sharief advocated for local nurses in hospitals to receive fair wages and suggested looking at pensions. (Refer to minutes for full discussion.)

CONSENT AGENDA

A motion was made by Commissioner Sharief, seconded by Vice-Mayor Udine and unanimously carried, to approve the Consent Agenda consisting of Items 1 through 38. At the request of the Mayor, Regular Items 46, 47, 49 and 50 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 39 through 42.

The following Item was withdrawn: 54.

The following Items were pulled by the Board and considered separately: 18, 30, 33 and 34.

The following Items were pulled by members of the public and considered separately: 5 and 11.

BOARD APPOINTMENTS

1. MOTION TO APPROVE Board Appointments
- 1A. MOTION TO APPOINT Dexter M. Williams to the Police and Criminal Justice Review Board. (Commissioner Sharief)

ACTION: (T-10:56 AM) Approved with Regular Meeting Additional Material, dated October 19, 2021, submitted at the request of Commissioner Sharief.

VOTE: 9-0.
- 1B. MOTION TO APPOINT Derek Silver to the Parks and Recreation Advisory Board. (Commissioner Rich)

ACTION: (T-10:56 AM) Approved with Regular Meeting Additional Material, dated October 19, 2021, submitted at the request of Commissioner Rich.

VOTE: 9-0.

PUBLIC WORKS DEPARTMENT

HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION

2. MOTION TO APPROVE Joint Participation Agreement between Broward County and the City of Oakland Park for the design, installation, and maintenance of landscape and irrigation improvements on NW 21st Avenue from Oakland Park Boulevard to Prospect Road, at a maximum amount not-to-exceed \$380,000 to the County; and authorize Mayor and Clerk to execute same. **(Commission District 9)**

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

VOTE: 9-0.

WATER AND WASTEWATER ENGINEERING DIVISION

3. A. MOTION TO ADOPT Resolution No. 2021-489 accepting two separate utility easements executed by RPT Realty, L.P., located at 3809 - 3951 West Broward Boulevard, in the City of Plantation; and authorize recordation of same. **(Commission District 9)**

(The Board's consideration of this item is based upon the easements that were added to Exhibits 1 and 2 and distributed as Additional Material.)

ACTION: (T-10:56 AM) Approved as amended with Regular Meeting Additional Material, dated October 19, 2021, submitted at the request of Public Works Department.

VOTE: 9-0.

B. MOTION TO ADOPT Resolution No. 2021-490 accepting a utility easement executed by RGMZ West Broward Shopping Center OP 1 CH LLC, located at 2 N State Road 7 in the City of Plantation; and authorize recordation of same. **(Commission District 9)**

(The Board's consideration of this item is based upon the easements that were added to Exhibits 1 and 2 and distributed as Additional Material.)

ACTION: (T-10:56 AM) Approved as amended with Regular Meeting Additional Material, dated October 19, 2021, submitted at the request of Public Works Department.

VOTE: 9-0.

HUMAN SERVICES DEPARTMENT

BROWARD ADDICTION RECOVERY CENTER DIVISION

4. MOTION TO AUTHORIZE County Administrator to execute Sixth Amendment to Agreement No. R1012809R1 between Broward County and Advanced Pharmaceutical Consultants, Inc., (subject to review for legal sufficiency by the County Attorney) in an amount not to exceed \$302,241, extending the Agreement on a month-to-month basis effective December 1, 2021 up through November 30, 2022, to continue the provision of in-house pharmacy and medication management services to Broward County residents receiving substance use disorder treatment at the Broward Addiction Recovery Division's 24-hour detoxification facility; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement as amended.

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

VOTE: 9-0.

COMMUNITY PARTNERSHIPS DIVISION

5. MOTION TO APPROVE Grant Application to the U.S. Department of Housing and Urban Development in the amount of \$11,482,064 for the 2021 Notice of Funding Opportunity, to provide rental assistance, supportive services, planning and evaluation services, and Homeless Management Information System services for individuals and families experiencing homelessness; authorize the County Administrator to execute and implement the Grant upon receipt and take all necessary administrative and budgetary actions related to the Grant.

(Members of the public pulled this item from the Consent Agenda.)

ACTION: (T-11:09 AM) Approved. Following discussion, public speakers were provided staff points of contact to communicate with in an effort to achieve resolution as to their individual concerns. (Refer to minutes for full discussion.)

VOTE: 9-0.

PORT EVERGLADES DEPARTMENT

6. A. MOTION TO APPROVE Fourth Amendment to the Agreement between Broward County and Cartaya and Associates, Architects, P.A., for Consultant Services for Terminal 2 & Terminal 4 Parking Deck Expansion and Roadway Improvements, Request for Proposal (RFP) No. R2111178P1, increasing the maximum not-to-exceed amount of compensation by \$1,099,000 for Basic Services, for a new not-to-exceed total contract value of \$7,913,250, and increasing the construction administration period by 373 days to a new total of 853 days; and authorize the Mayor and Clerk to execute same.

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

VOTE: 9-0.

B. MOTION TO ADOPT budget Resolution No. 2021-491 within the Port Capital Fund in the amount of \$1,099,000 for the Terminal 2 & 4 Parking Deck and Roadway Improvements Project.

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

VOTE: 9-0.

7. MOTION TO APPROVE Fifth Amendment to the Agreement between Broward County and Atkins North America, Inc., for Capital Project Manager Services, Request for Proposal (RFP) No. R1351804P1, for the Port Everglades Department, increasing the Basic Services from the maximum not-to-exceed amount of \$13,754,825 to \$16,081,595, and Reimbursables from \$997,900 to \$1,179,115, for an amended contract value not to exceed \$17,260,710 for the term of the Agreement; and authorize the Mayor and Clerk to execute same.

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

VOTE: 9-0.

8. MOTION TO APPROVE Third Amendment to Interlocal Agreement between Broward County and Sheriff of Broward County Providing for Seaport Security and Law Enforcement Services, retroactively extending the term on a month-to-month basis through March 31, 2022; and authorize the Mayor and Clerk to execute same.

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

VOTE: 9-0.

TRANSPORTATION DEPARTMENT

9. MOTION TO APPROVE Equipment Lease Agreement between Proterra Operating Company, Inc. and Broward County for the loan of a Broward County (BCT) Electric Bus for the 2021 Florida Public Transportation Association's (FPTA)/Commission for the Transportation Disadvantaged (CTD) Annual Conference and Expo in Daytona Beach, FL, October 24 - 27, 2021, subject to review for legal sufficiency by the Office of the County Attorney.

(Per the Tuesday Agenda Memorandum, signature page has been received.)

ACTION: (T-10:56 AM) Approved. (Scrivener's Error - See County Administrator's Memorandum: Summary/Explanation, last paragraph: Currently reads: ...The 13 buses were recently delivered...

Should read: ...The 12 buses were ordered and recently delivered...)

VOTE: 9-0.

OFFICE OF ECONOMIC AND SMALL BUSINESS DEVELOPMENT

10. A. MOTION TO ADOPT Resolution No. 2021-492 approving Project Sunshine for a Broward County Direct Cash/Job Creation Incentive Grant pursuant to Section 9½-52, Broward County Code of Ordinances ("Code"), in the amount of \$50,000 for Fiscal Years 2022 through 2029, collectively, based on the creation of 100 new, high-wage/high-skill jobs and an estimated capital investment of \$2,100,000.

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

VOTE: 9-0.

B. MOTION TO AUTHORIZE County Administrator, or designee, to take any administrative and budgetary actions and execute all documents necessary to effectuate and administer Project Sunshine's participation in the Broward County Direct Cash/Job Creation Incentive Grant Program pursuant to Section 9½-52 of the Code, for Fiscal Years 2022 through 2029, provided the County's total financial commitment does not exceed \$50,000 and subject to review for legal sufficiency by the Office of the County Attorney, and to effectuate any future non-monetary changes to the job creation schedule for Project Sunshine.

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

VOTE: 9-0.

OFFICE OF MEDICAL EXAMINER AND TRAUMA SERVICES

11. A. MOTION TO APPROVE nominations for appointments of Terrence Davis, Dr. Wayne Lee, and Dr. Evan Boyar, and reappointment of Merlin Underwood to the Broward Regional Emergency Medical Services (EMS) Council.

(A member of the public pulled this item from the Consent Agenda.)

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the revised motion statement under scrivener's errors.)

ACTION: (T-11:19 AM) Approved. (Refer to minutes for full discussion.)
(Scrivener's Error - See County Administrator's Memorandum: Currently reads:

A. MOTION TO APPROVE...

Should read: A. MOTION TO APPOINT NOMINEE...)

VOTE: 9-0.

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Terrence Davis, Dr. Wayne Lee, Dr. Evan Boyar and Merlin Underwood who hold an employment or contractual relationship with an entity who receives funds from Broward County or is regulated by Broward County.

(A member of the public pulled this item from the Consent Agenda.)

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on the revised motion statement under scrivener's errors.)

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

VOTE: 9-0.

REQUEST TO SET FOR PUBLIC HEARING

12. MOTION TO ADOPT Resolution No. 2021-493 directing the County Administrator to publish Notice of Public Hearing to be held on Thursday, November 4, 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 Marksman Security Corporation for the granting of a nonexclusive franchise for a one-year term to provide marine terminal security services at Port Everglades.

ACTION: (T-10:56 AM) Approved. (Scrivener's Error - See County Administrator's Memorandum: Exhibit 1, Line 12, Currently reads: ...Tuesday, November 4, 2021...

Should read: ...Thursday, November 4, 2021...)

VOTE: 9-0.

13. MOTION TO ADOPT Resolution No. 2021-494 directing the County Administrator to publish Notice of Public Hearing to be held on Thursday, November 4, 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 HOUSING AFFORDABILITY; AMENDING

SECTIONS 5-180, 5-182.11, AND 5-184 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"), PROVIDING FOR APPLICABILITY AND ASSURANCES FOR HOUSING AFFORDABILITY; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

VOTE: 9-0.

- 14.** MOTION TO ADOPT Resolution No. 2021-495 directing the County Administrator to publish Notice of Public Hearing to be held on Thursday, November 4, 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 THE BROWARD COUNTY LIVING WAGE ORDINANCE; AMENDING SECTION 26-101 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); AMENDING REQUIREMENTS FOR SKYCAPS AND EMPLOYEES PERFORMING TIP-RELATED PORTER ASSISTANCE SERVICES TO RECEIVE A LIVING WAGE; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Mark D. Bogen)

(The Board's consideration of this item is based on the replacement Exhibit 2 distributed as Additional Material.)

ACTION: (T-10:56 AM) Approved as amended with Regular Meeting Additional Material, dated October 19, 2021, submitted at the request of Office of the County Attorney.

VOTE: 9-0.

ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT

BUILDING CODE SERVICES DIVISION

- 15.** MOTION TO APPROVE Interlocal Agreement between Broward County and the City of Dania Beach to provide representation at hearings before the Broward County Minimum Housing/Unsafe Structures Board from the date of approval by the County Commission upon execution of this agreement until September 30, 2026; and authorize the County Administrator and Clerk to execute same. **(Commission District 7)**

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

VOTE: 9-0.

ENVIRONMENTAL ENGINEERING AND PERMITTING DIVISION

16. MOTION TO ACCEPT Joint Deed of Conservation Easement and Agreement from Lennar Homes, LLC over an on-site wetland mitigation area comprising 23.86 acres of real property located at 1950 S Hiatus Road, in the Town of Davie. **(Commission District 5)**

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

VOTE: 9-0.

ENVIRONMENTAL PLANNING AND COMMUNITY RESILIENCE DIVISION

17. A. MOTION TO APPROVE retroactively Grant Agreement No. TV019 between Florida Department of Environmental Protection (FDEP) and the Broward County Board of County Commissioners, to provide funding for the Title V Air Quality Permitting program in the amount of \$148,643 from July 1, 2021 to June 30, 2023, and authorize the County Administrator to execute administrative and budgetary actions to implement the grant and allocate and implement subsequent partial awards under Grant Agreement No. TV019.

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

VOTE: 9-0.

B. MOTION TO ADOPT budget Resolution No. 2021-496 within the Pollution Prevention Fund for the Environmental Planning and Community Resilience Division for the first year of the grant in the of amount of \$73,220 for the purpose of recognizing Title V funds received from FDEP.

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

VOTE: 9-0.

HOUSING FINANCE AND COMMUNITY REDEVELOPMENT DIVISION

18. MOTION TO AUTHORIZE County Administrator to execute agreements, subject to approval as to form and legal sufficiency by the Office of the County Attorney, related to Neighborhood Stabilization Program (NSP) funding in the amount of \$1,200,000, to be awarded to Habitat for Humanity of Broward, Inc. (HFH), for NSP eligible activities; authorizing the County Administrator to take the necessary administrative and budgetary actions including non-monetary reinstatements and amendments related to the NSP funding awarded to HFH.

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

ACTION: (T-10:57 AM) Approved. Commissioner Furr asked County Administration to see what else could be brought to the table, in working with

Habitat for Humanity, to leverage labor and supplies in order to provide more home ownership opportunities. (Refer to minutes for full discussion.)

VOTE: 9-0.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

- 19.** MOTION TO APPROVE travel for more than five County employees from the Transportation Department to attend the same non-local event on the attached summary.

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

VOTE: 9-0.

PURCHASING DIVISION

For Finance and Administrative Services Department

- 20.** MOTION TO AWARD open-end contracts to the three low responsive, responsible bidders: Cochhbha Enterprises, Inc. (Primary Vendor), TECKpert, LLC (Secondary Vendor), and VGreen Enterprises LLC (Tertiary Vendor), for Information Technology (IT) Temporary Personnel Services, Bid No. TRN2122277B1, for the Transportation Department, in the annual amount of \$3,266,922, which includes an allowance in the annual amount of \$12,729; and authorize the Director of Purchasing to renew the contracts for four one-year periods, for a total five-year potential estimated amount of \$16,334,610. The initial contract period shall begin on November 10, 2021 and shall terminate one year from that date.

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

VOTE: 9-0.

For Public Works Department

- 21.** MOTION TO APPROVE Southeast Florida Governmental Purchasing Cooperative Group, Contract No. 12525-312, for Sodium Hypochlorite, awarded as an open-end contract to low bidder, Allied Universal Corp., for Water and Wastewater Services, for the remainder of a 22-month period in the estimated amount of \$2,802,800, and authorize the Director of Purchasing to renew the contract for two one-year periods, for a four-year potential estimated amount of \$5,819,314. The initial contract period shall begin on October 21, 2021 and shall terminate on August 31, 2023.

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

VOTE: 9-0.

22. MOTION TO AWARD open-end contract to sole brand supplier, Clarke Mosquito Control Products, Inc., for Bid No. BLD2122737B1, Mosquito Control Pesticides, for the Highway and Bridge Maintenance Division, in the annual estimated amount of \$188,028, and authorize the Director of Purchasing to renew the contract for two one-year periods, for a total three-year potential amount of \$564,084. The initial contract period shall begin on October 24, 2021 and shall terminate one year from that date.

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

VOTE: 9-0.

For Transportation Department

23. MOTION TO AWARD open-end contract to the two low responsive, responsible bidders, Anita's Body Shop and Paint Inc. (Group 1) and Santa Rosa Body Shop, Inc. DBA CAFFI Brothers Body Shop LLC (Group 2), for Paint and Body Repairs for Motor Vehicles, Bid No. TRN2123204B1, for Broward County Transportation Department Fleet Services Division, in the initial estimated two-year amount of \$390,080 and authorize the Director of Purchasing to renew the contract for three one-year periods, for a potential five-year estimated amount of \$975,200. The initial contract period shall begin on the date of award and shall terminate two years from that date.

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

VOTE: 9-0.

RECORDS, TAXES, AND TREASURY DIVISION

24. A. MOTION TO APPROVE only reasonable source designation of Granicus, Inc., to provide continued maintenance and support services for the Legislative Management Suite software and related services.

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

VOTE: 9-0.

B. MOTION TO APPROVE Fourth Amendment to Hosting Services Agreement between Broward County and Granicus, Inc., for the Legislative Management Suite software and related services, to extend the existing Agreement, which expires October 29, 2021, for a period of six months with an additional six months on a month-to-month basis, for a total extension period not to exceed 12 months, in the not-to-exceed amount of \$130,000; and authorize the Mayor and Clerk to execute same.

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

VOTE: 9-0.

25. A. MOTION TO APPROVE cancellation of warrants from Central Account No.

xxxxxxx3785, Tax Refund Account No. xxxxxxxx9850, Tax Redemption Account No. xxxxxxxx0916, and Self-Insurance Account No. xxxxxxxx0518, due to having a stale date, being unclaimed, or not being negotiated.

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

VOTE: 9-0.

B. MOTION TO APPROVE cancellation of warrants from Central Account No. xxxxxxxx3785, due to being voided. Checks have been reissued.

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

VOTE: 9-0.

QUASI-JUDICIAL CONSENT HEARING

ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT

PLANNING AND DEVELOPMENT MANAGEMENT DIVISION

26. MOTION TO APPROVE Temporary Vehicular Access for Jacaranda Parcel 834 (017-MP-87). (Commission District 5)

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

VOTE: 9-0.

27. MOTION TO APPROVE plat note amendment to College Crossings Two (034-MP-13). (Commission District 7)

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

VOTE: 9-0.

28. MOTION TO APPROVE plat note amendment to Laura and Glenda Estates (044-MP-14). (Commission District 4)

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

VOTE: 9-0.

- 29.** MOTION TO APPROVE plat note amendment to Pembroke Lakes Regional Center (165-MP-84). (Commission District 5)

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

VOTE: 9-0.

END OF QUASI-JUDICIAL CONSENT HEARING

COUNTY ADMINISTRATION

- 30.** MOTION TO APPROVE designation of Hope for Haiti as the recipient of Broward County employee payroll donations collected by the County for the 2021 Haiti Earthquake relief effort.

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

ACTION: (T-11:00 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

CULTURAL DIVISION

- 31.** A. MOTION TO APPROVE South Florida Cultural Consortium Fiscal Year 2022 Annual Budget in accordance with Section 7 of the South Florida Cultural Consortium Interlocal Agreement, in the amount of \$364,000, which includes Broward County's cash contribution of \$75,000 from the General Fund.

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

VOTE: 9-0.

B. MOTION TO FILE South Florida Cultural Consortium Annual Financial Report for Fiscal Year ending September 30, 2020, in accordance with Section 8 of the South Florida Cultural Consortium Interlocal Agreement.

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

VOTE: 9-0.

C. MOTION TO FILE South Florida Cultural Consortium Annual Activities Report for Fiscal Year ending September 30, 2020, in accordance with Section 19 of the South Florida Cultural Consortium Interlocal Agreement.

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

VOTE: 9-0.

32. A. MOTION TO APPROVE funding for the Fiscal Year 2022 General Operating Support Grant awards to the Museum of Discovery and Science, Inc., in the amount of \$306,500; and Nova Southeastern University, Inc., on behalf of its Museum of Art Division, in the amount of \$252,643. (Commission District 7)

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

VOTE: 9-0.

B. MOTION TO AUTHORIZE County Administrator to enter into Grant Award agreements, subject to review for legal sufficiency by the County Attorney, for both the Museum of Discovery and Science, Inc., and Nova Southeastern University, Inc., on behalf of its Museum of Art Division for a one year contract term.

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

VOTE: 9-0.

33. MOTION TO AUTHORIZE County Administrator to enter into a Grant Award agreement, subject to review for legal sufficiency by the office of the County Attorney, between Broward County and ArtServe, Inc., in the amount of \$200,000, for a one year contract term. (Commission District 7)

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

ACTION: (T-11:03 AM) Approved. Commissioner Holness requested, through Cultural Division Director Phillip Dunlap, that ArtServe, Inc. send him something specifically stating what their outreach efforts entail in regard to engagement of the African-American community. (Refer to minutes for full discussion.)

VOTE: 9-0.

INTERGOVERNMENTAL AFFAIRS/BOARDS SECTION

34. A. MOTION TO APPOINT Natalia Isabel Allen to the Racial Equity Task Force in the category of "Broward County residents who are engaged in racial equity work in one of the County's systems of care for child welfare, housing, and homelessness, or health care services, each nominated by the Director of the Human Services Department, or designee."

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

ACTION: (T-11:07 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Natalia Isabel Allen who holds an employment or contractual relationship with an entity who receives funds from Broward County.

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

ACTION: (T-11:07 AM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

COUNTY AUDITOR

35. MOTION TO ACKNOWLEDGE AND FILE Office of the County Auditor's Review of County Administration Implementation of Board Directed Programs - Report No. 21-17.

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

VOTE: 9-0.

36. MOTION TO ACKNOWLEDGE AND FILE Office of the County Auditor's Audit of Water and Wastewater Services Purchasing Card (P-Card) Usage and Operational Practices - Report No. 21-21.

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

VOTE: 9-0.

37. A. MOTION TO ACKNOWLEDGE AND FILE Office of the County Auditor's Follow-Up Review of the Audit of the Children's Services Administration Section of the Community Partnerships Division (Report No. 20-04) Report No. 21-18.

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

VOTE: 9-0.

B. MOTION TO ACKNOWLEDGE AND FILE Office of the County Auditor's Follow-Up Review of the Audit of the Health Care Services Section of the Community Partnerships Division (Report 20-03) Report No. 21-19.

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

VOTE: 9-0.

C. MOTION TO ACKNOWLEDGE AND FILE Office of the County Auditor's Follow-Up Review of the Audit of the Homeless Initiative Partnership Section of the Community Partnerships Division (Report 19-16) Report No. 21-20.

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

VOTE: 9-0.

COUNTY COMMISSION

38. MOTION TO INITIATE amendment to the Broward County Land Use Plan to allow redevelopment of residentially designated areas consistent with the actual built density/intensity, where the properties were subject to past decreases in density resulting from adoption of Land Use Plan updates, and provided public safety codes in effect at the time of redevelopment are met. (Mayor Geller)

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

VOTE: 9-0.

PUBLIC HEARING

39. MOTION TO ADOPT Resolution No. 2021-497 to vacate a 25-foot drainage easement lying within Tract B of Jacaranda Parcel 834 Plat, as recorded in Plat Book 133, Page 28 of the Official Records of Broward County, Florida, located at 1301 Southwest 80 Terrace in the City of Plantation; Petitioners: PR III/Stiles Midtown Broward Apartments owner, LLC.; Agent: Doumar Allsworth; Application for Vacation and Abandonment: 2021-V-05. (Commission District 5)

ACTION: (T-12:07 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

40. MOTION TO ADOPT Resolution No. 2021-498 to vacate a portion of that certain 50-foot Right-of-Way for S.E. 2nd Ave. (25 feet of Right-of-Way for S.E. 2nd Ave., "Amended Plat of Enger Park", according to the Plat thereof as recorded in Plat Book 16, Page 44, of the Official Records of Broward County, Florida, and 25-feet of Right-of-Way for Dania Road, "Hallandale Park No. 2" according to the plat thereof as recorded in Plat Book 6, Page 8, of the Official Records of Broward County, Florida), all included in Official Records of Broward County, Florida, generally located at 118 Southeast 7th Street in the City of Hallandale Beach; Petitioners: Solaris Apartments Ltd; Agent: Pulice Land Surveyors, Inc; Application for Vacation and Abandonment: 2021-V-03. (Commission District 6)

ACTION: (T-12:07 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

- 41.** MOTION TO ADOPT Resolution No. 2021-499 of the Board of County Commissioners of Broward County, Florida, granting renewal of a nonexclusive franchise to Hirsch Stevedoring, LLC, for a ten-year term to provide cargo handler services at Port Everglades; providing for franchise terms and conditions; and providing for severability and an effective date.

ACTION: (T-12:08 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

- 42.** MOTION TO ADOPT Resolution No. 2021-500 of the Board of County Commissioners of Broward County, Florida, granting renewal of a nonexclusive franchise to Hirsch Stevedoring, LLC, for a ten-year term to provide stevedore services at Port Everglades; providing for franchise terms and conditions; and providing for severability and an effective date.

ACTION: (T-12:08 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

END PUBLIC HEARING

REGULAR AGENDA

COUNTY ATTORNEY

- 43.** MOTION TO ADOPT Resolution No. 2021-501, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, URGING THE BIDEN ADMINISTRATION TO EXTEND TEMPORARY PROTECTED STATUS ("TPS") DESIGNATION FOR HONDURAS AND TO DECLARE A NEW INITIAL TPS DESIGNATION DATE FOR HONDURAS; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Dale V.C. Holness)

(The Board requested being cosponsors to this item.)

ACTION: (T-12:11 PM) Approved. (Scrivener's Error - See County Administrator's Memorandum: Heading should state "COUNTY COMMISSION", not "COUNTY ATTORNEY"...) (Refer to minutes for full discussion.)

VOTE: 9-0.

REQUEST TO SET FOR PUBLIC HEARING

- 44. MOTION TO ADOPT** Resolution No. 2021-505 directing the County Administrator to publish Notice of Public Hearing to be held on Thursday, November 4, 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, CREATING THE BROWARD COUNTY PREVENTIVE HEALTH CARE PROGRAM ORDINANCE; CREATING ARTICLE VII OF CHAPTER 31½ OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE") FOR THE PURPOSE OF LEVYING, SUBJECT TO APPROVAL BY REFERENDUM, A HALF-PERCENT (.5%) HEALTH CARE SURTAX FOR A PERIOD OF 12 YEARS; CREATING A SEGREGATED TRUST FUND INTO WHICH ALL HEALTH CARE SURTAX FUNDS WILL BE DEPOSITED; PROVIDING FOR THE USE OF THE HEALTH CARE SURTAX FUNDS IN ACCORDANCE WITH THE BROWARD COUNTY HEALTH CARE PLAN; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Mark D. Bogen)

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

(Per the Tuesday Agenda Memorandum, the Board's consideration of this item is based on Exhibit 4, distributed as Additional Material.)

ACTION: (T-2:03 PM) Following discussion and without objection, the Board amended the item to reflect a setting at the first meeting in December. (Refer to minutes for full discussion.)

ACTION: (T-3:17 PM) Approved as amended with pre-board meeting inquiries to be sent directly to the County Attorney's Office for appropriate distribution to Commissioner Bogen and County Administration. *Vice-Mayor Udine requested the presence of the leaders of Memorial and North Broward Hospital. In addition, Commissioner Holness requested Broward Community & Family Health Centers be in attendance.* (Refer to minutes for full discussion.) (See Regular Meeting Additional Material, dated October 19, 2021, submitted at the request of Office of the County Attorney.)

VOTE: 8-1. Commissioner Rich voted no.

- 45.** MOTION TO ADOPT Resolution No. 2021-502 directing the County Administrator to publish Notice of Public Hearing to be held on Thursday, November 4, 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 BROWARD COUNTY'S INDEPENDENT ANNUAL FINANCIAL AUDIT; AMENDING SECTION 18.61 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); AMENDING THE REQUIREMENT THAT THE EXTERNAL AUDITOR CHANGE AFTER FIVE YEARS; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Lamar P. Fisher, and Cosponsored by Commissioners Mark D. Bogen and Dr. Barbara Sharief)

ACTION: (T-12:21 PM) Following discussion, approved as amended with Exhibit 4, as recited by Commissioner Fisher. (Refer to minutes for full discussion.)

VOTE: 9-0.

- 46.** MOTION TO ADOPT Resolution No. 2021-503 directing the County Administrator to publish Notice of Public Hearing to be held on Thursday, November 4, 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 THE OFFICE OF FILM AND TO FILM, TELEVISION, AND MEDIA INCENTIVE PROGRAMS; AMENDING SECTION 13.41 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); CREATING SECTIONS 13.42 THROUGH 13.45 OF THE ADMINISTRATIVE CODE; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Mayor Steve Geller)

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

(Transferred to the Consent Agenda.)

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

VOTE: 9-0.

ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT
DEPARTMENT

HOUSING FINANCE AND COMMUNITY REDEVELOPMENT DIVISION

47. A. MOTION TO AUTHORIZE County Administrator to amend the Broward County Five Year Strategic Consolidated Plans for Fiscal Years 2015-2019 and Fiscal Years 2020-2024 and the accompanying Annual Action Plans for the U.S. Department of Housing and Urban Development ("HUD") Community Planning and Development Grants; make necessary regulatory, project eligibility and programmatic changes; reprogramming funds and revising Coronavirus Aid, Relief, and Economic Security (CARES) Act Community Development Block Grant Coronavirus (CDBG-CV) 1 and 3 funds, Community Development Block Grant ("CDBG"), Home Investment Partnerships Program Grant (HOME) funds and Emergency Solutions Grant (ESG) based on the recommendations in Exhibit 1; authorizing the County Administrator to take all necessary administrative and budgetary actions for implementation of the changes, to submit a copy of the amendment to HUD, and to execute agreements, amendments, reinstatements and interlocal agreements with subrecipients and/or Contractors of funding for the respective CDBG-CV, CDBG, HOME and ESG Programs, subject to approval as to form by the Office of the County Attorney.

(Transferred to the Consent Agenda.)

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

VOTE: 9-0.

- B. MOTION TO AUTHORIZE County Administrator to take all necessary administrative and budgetary actions to appropriate and implement unanticipated Community Development Block Grant (CDBG) revenue funds in the amount of \$158,913, Home Investment Partnerships Program Grant (HOME) revenue funds in the amount of \$71,154, and Neighborhood Stabilization Program (NSP) 1 in the amount of \$224,626 and NSP3 in the amount of \$36,004 revenue funds, based on the recommendations in Exhibit 1, and authorize County Administrator to execute amendments to existing subrecipient agreements to allocate the funds, subject to approval as to form by the Office of the County Attorney.

(Transferred to the Consent Agenda.)

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

VOTE: 9-0.

- C. MOTION TO AUTHORIZE County Administrator to take all necessary administrative and budgetary actions to appropriate and implement Fiscal Year 2020/2021 municipal Annual Action Plan (AAP) projected anticipated Community Development Block Grant (CDBG) revenue funds in an amount up to \$40,000 for the City of Coconut Creek, \$40,000

for the City of Margate, and \$80,000 for the City of Weston, based on the Cities' HUD Approved AAP, and recommendations in Exhibit 1, and authorize County Administrator to execute amendments to existing interlocal agreements to allocate the funds, subject to approval as to form by the Office of the County Attorney.

(Transferred to the Consent Agenda.)

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

VOTE: 9-0.

D. MOTION TO AUTHORIZE County Administrator to amend Broward County's Fiscal Year 2005-2010 Strategic Consolidated Plan and the accompanying Annual Action Plans for Fiscal Years 2008/2009 through 2010/2011 for U.S. Department of Housing and Urban Development (HUD) NSP1 and NSP3 funded projects, make the necessary regulatory, project eligibility and programmatic changes based on the revised federal regulations and guidance; providing for the allocation of \$1,340,232 in NSP1 and NSP3 Entitlement and Program Income (PI) funds to the affordable housing projects/activities detailed in Exhibit 1; authorizing the County Administrator to take the necessary administrative and budgetary actions to implement the changes.

(Transferred to the Consent Agenda.)

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

VOTE: 9-0.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Aviation Department

- 48.** MOTION TO AWARD open-end contract to Schindler Elevator Corporation, Contract No. BLD2122449G1, Elevator, Escalator, and Moving Walk Maintenance and Repair-Aviation, under the Sourcewell Contract No. 080420-SCH, for maintenance and repair services to airport equipment, for the Aviation Department, in the estimated amount of \$14,347,762, including allowances in the estimated amount of \$141,667, for the remainder of the term effective through August 28, 2024, and authorize the Director of Purchasing to renew the contract, as renewed by Sourcewell for a one-year period, for a three-year ten-month potential total amount of \$19,411,677. The initial contract shall begin on November 1, 2021 and shall terminate on August 28, 2024, contingent upon receipt and approval of performance and payment guaranty.

ACTION: (T-12:24 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

COUNTY ADMINISTRATION

49. **MOTION TO AUTHORIZE** County Administrator to execute a Third Amendment to the deliberately phased agreement between Broward County and The Weitz Company, LLC (Weitz) for additional Broward County Representative basic services required for the Convention Center Expansion and Headquarters Hotel Project (Project), retroactive to August 1, 2021, in the estimated amounts of \$1,082,007 for Guaranteed Maximum Price (GMP) 2 and \$240,758 for GMP 3, for a total amount of \$1,322,765 to be reallocated within the existing contract budget, in substantially the form to be distributed as additional material, and authorize the County Administrator to include additional terms she determines are in the County's best interest, provided they do not impose any material additional financial obligation on the County, and provided the Third Amendment has been reviewed and approved as to legal sufficiency by the Office of the County Attorney.

(Per the Tuesday Agenda Memorandum, signature page has been received.)

(Transferred to the Consent Agenda.)

ACTION: (T-10:56 AM) Approved as amended with Regular Meeting Additional Material, dated October 19, 2021, submitted at the request of County Administration.

VOTE: 9-0.

50. **MOTION TO APPROVE** County Administrator's nomination of Ms. Tara Gaudin for appointment to the position of Director of Human Services.

(Transferred to the Consent Agenda.)

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

VOTE: 9-0.

COUNTY COMMISSION

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

ACTION: (T-12:25 PM) Without objection, the Board moved the agenda. (Refer to minutes for full discussion.) (See Regular Meeting Additional Material, dated October 19, 2021, submitted at the request of Commissioner Bogen.)

52. **MOTION TO ADOPT** Resolution No. 2021-504, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, DESIGNATING A PORTION OF NORTHWEST ELEVENTH STREET IN THE BROWARD MUNICIPAL SERVICES DISTRICT ("COUNTY ROAD") AS

"PANTHER LANE"; DIRECTING THE COUNTY ADMINISTRATOR TO TAKE ANY NECESSARY ACTIONS TO EFFECTUATE THE RENAMING OF THE COUNTY ROAD; DIRECTING THE COUNTY ADMINISTRATOR TO PROVIDE A COPY OF THIS RESOLUTION TO THE OFFICIALS DESIGNATED HEREIN; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Dale V.C. Holness)

ACTION: (T-12:25 PM) Approved. (Refer to minutes for full discussion.)

VOTE: 9-0.

- 53. MOTION TO DISCUSS** Read for the Record 2021 and Broward Reads. (Commissioner Furr)

ACTION: (T-12:36 PM) Commissioner Furr presented a PSA featuring Jumpstart CEO Naila Bolus, highlighting 'Read for the Record 2021' and 'Broward Reads.' In addition, Commissioner Furr drew attention to the Children's Literature Conference and also advocated for more readers in support of the programs. (Refer to minutes for full discussion.)

- 54. MOTION TO AUTHORIZE** County Administrator to establish a program for taxicab and jitney drivers who are registered chauffeurs under Chapter 22½ of the Broward County Code of Ordinances to provide grants of up to \$5,000 per chauffeur to mitigate documented financial losses arising from the COVID-19 public health emergency, utilizing funding provided to Broward County under the American Rescue Plan Act of 2021, to the extent legally permissible, with total program funding of up to \$3,500,000; and to authorize the County Administrator to take any administrative and budgetary actions and execute any necessary agreements to effectuate the proposed program, subject to review by the Office of the County Attorney for legal sufficiency. (Commissioner Sharief) **(deferred from October 5, 2021 - Item No. 46)**

ACTION: (T-11:20 AM) Following discussion and without objection, Commissioner Sharief withdrew this item. (Refer to minutes for full discussion.) (See Regular Meeting Additional Material 54, dated October 19, 2021, submitted at the request of Environmental Protection and Growth Management Department and Regular Meeting Additional Material 54(2), dated October 19, 2021, submitted at the request of Commissioner Sharief.)

- 55. MAYOR'S REPORT**

(No report given.)

- 56. COUNTY ADMINISTRATOR'S REPORT**

(No report given.)

SUPPLEMENTAL AGENDA**COUNTY COMMISSION**

57. MOTION TO DISCUSS proposed Forensic Science Center for the new Broward Sheriff's Office crime lab and Medical Examiner's Office. (Commissioner Holness)

ACTION: (T-3:22 PM) Following presentation and discussion, the Board directed County Administration to research potential alternative facility sites. In addition, the Board directed the County Attorney's Office to bring back an item stopping further development of the current site to review for inclusion within the next agenda. (Refer to minutes for full discussion.) (See Regular Meeting Additional Material, dated October 19, 2021, submitted at the request of Commissioner Sharief.)

NON-AGENDA

58. FITCE - COMMISSIONER HOLNESS

ACTION: (T-6:06 PM) Commissioner Holness announced that the Florida International Trade & Cultural Expo (FITCE) will be held on November 17~18, 2021, at the Broward County Convention Center. For more information, visit <<http://fitcexpo.com>> or contact the Office of Economic and Small Business Development: 954-357-6400. (Refer to minutes for full discussion.)