

# **Broward County**



## **Action Agenda - Published**

**Thursday, August 25, 2022**

**10:00 AM**

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

## **County Commission**

**MEETING OF AUGUST 25, 2022**

(Meeting convened at 10:04 a.m., recessed at 12:55 p.m., reconvened at 2:03 p.m. and adjourned at 3:48 p.m.)

PLEDGE OF ALLEGIANCE was led by Deputy County Administrator Kimm Campbell.

CALL TO ORDER was led by Mayor Michael Udine, District 3.

**MOMENT OF SILENCE**

In memory of Stanley Pannaman, Broward Veterans Coalition President.

In memory of Tyson Jones, community pioneer and public servant.

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.

**THOUGHTS AND PRAYERS**

Thoughts and prayers for the family of FDLE Special Agent Jose Perez.

Thoughts and prayers for the family of Miami-Dade Officer Cesar Echaverry.

Thoughts and prayers for our Public Safety Officers, thanking them for their service.

**Present:** Commissioner Mark D. Bogen  
Vice-Mayor Lamar P. Fisher  
Commissioner Beam Furr  
Commissioner Steve Geller  
Commissioner Torey Alston  
Commissioner Nan H. Rich  
Commissioner Tim Ryan  
Commissioner Jared E. Moskowitz  
Mayor Michael Udine

Commissioner Furr participated telephonically for a portion of the Regular Agenda.

**PRESENTATION: YOUTH WORKFORCE DEVELOPMENT**

***ACTION: (T-10:19 AM) CareerSource Broward President/CEO Carol Hylton provided a Youth Workforce Development Presentation. (Refer to minutes for full discussion.)***

**CONSENT AGENDA**

A motion was made by Commissioner Geller, seconded by Commissioner Alston and unanimously carried, to approve the Consent Agenda consisting of Items 1 through 72. At the request of the Mayor, Regular Items 82, 84, 85, 88 and 92 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 73 through 78.

The following Item was withdrawn: 25.

The following Items were deferred: 30, 31, 87, 90, 91 and 95.

The following Items were pulled from the Consent Agenda by the Board and considered separately: 25, 30, 31 and 53.

The following Item was pulled from the Consent Agenda by members of the public and considered separately: 6.

**BOARD APPOINTMENTS**

**1. MOTION TO APPROVE Board Appointments**

**1A. MOTION TO APPOINT Burton Miller to the Children's Services Board. (Vice-Mayor Fisher)**

***ACTION: (T-10:19 AM) Approved.***

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

- 1B. A. MOTION TO REAPPOINT Milette T. Manos to the Housing Finance Authority.

***ACTION: (T-10:19 AM) Approved with Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of Vice-Mayor Fisher.***

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

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Milette T. Manos who holds an employment or contractual relationship with an entity that receives funds from Broward County. (Vice-Mayor Fisher)

***ACTION: (T-10:19 AM) Approved with Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of Vice-Mayor Fisher.***

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

- 1C. MOTION TO APPOINT Gregory F. Reed to the Broward Cultural Council. (Commissioner Moskowitz)

***ACTION: (T-10:19 AM) Approved with Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of Commissioner Moskowitz.***

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

- 1D. A. MOTION TO APPOINT Cindy W. Baldwin to the Library Advisory Board in the category of "registered voter."

***ACTION: (T-10:19 AM) Approved with Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of Commissioner Alston.***

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

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Cindy W. Baldwin who holds an employment or contractual relationship with an entity that receives funds from Broward County. (Commissioner Alston)

***ACTION: (T-10:19 AM) Approved with Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of Commissioner Alston.***

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

- 1E. A. MOTION TO APPOINT Stacey A. Schwartz to the North Perry Airport Community Advisory Committee in the category "Miramar Pembroke Pines Regional Chamber."

**ACTION: (T-10:19 AM) Approved with Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of Commissioner Rich.**

**VOTE: 9-0.**

B. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes for Stacey A. Schwartz who holds an employment or contractual relationship with an entity that receives funds from Broward County. (Commissioner Rich)

**ACTION: (T-10:19 AM) Approved with Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of Commissioner Rich.**

**VOTE: 9-0.**

## **PUBLIC WORKS DEPARTMENT**

### **HIGHWAY CONSTRUCTION AND ENGINEERING DIVISION**

2. MOTION TO APPROVE Revocable License Agreement between Broward County and the City of Tamarac for installation and maintenance of a city buffer wall within County right-of-way on the north side of West Prospect Road between NW 21st Avenue and the east city limits, at no cost to the County; and authorize Mayor and Clerk to execute same. (Commission District 8)

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

3. 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 Cypress Creek Road improvement project from Powerline Road to the South Florida Rail Corridor, at an estimated cost of \$1,800 to the County; and authorize Mayor and Clerk to execute same. (Commission District 8)

**ACTION: (T-10:19 AM) Approved.**

**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

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Department of Transportation's Cypress Creek Road improvement project from Powerline Road to the South Florida Rail Corridor. **(Commission District 8)**

***ACTION: (T-10:19 AM) Approved.***

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

4. MOTION TO APPROVE Revocable License Agreement between Broward County, CH Realty IX-Taylor/Theus I Miami Tamarac, L.P. and the City of Tamarac for installation and maintenance of improvements along the east side of Rock Island Road north of West Commercial Boulevard, at no cost to the County; and authorize Mayor and Clerk to execute same. **(Commission District 8)**

***ACTION: (T-10:19 AM) Approved.***

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

5. MOTION TO ADOPT Resolution supporting the Broward Metropolitan Planning Organization's project to enhance bicycle and pedestrian safety along NW 21st Avenue from Commercial Boulevard to NW 26th Street and recognizing the Florida Department of Transportation as the agency responsible for project design, construction, and construction administration. **(Commission District 8)**

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-354.***

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

## **HUMAN SERVICES DEPARTMENT**

### **COMMUNITY PARTNERSHIPS DIVISION**

6. MOTION TO NOTE FOR THE RECORD correction to agenda item previously approved on June 14, 2022 (Item No. 7, Motion F), Agreement No. 22-CP-HIP-6886-01 between Broward County and TaskForce Fore Ending Homelessness, Inc., to reflect the budgeted funding increase from \$578,465 to \$678,465, rather than \$529,774 to \$629,774.

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

***ACTION: (T-11:24 AM) Following discussion, the Board tabled this item until later in the meeting. (Refer to minutes for full discussion.)***

***ACTION: (T-12:22 PM) Approved. In response to requests for housing assistance from public speakers and inquiry of Commissioner Bogen, Deputy County Administrator Kimm Campbell advised that Family Sufficiency Centers are***

*available to provide support to residents of Lakeside, as well as the Homeless Initiative Partnership under Dr. McGuire. Ms. Campbell also informed that Human Services Director Tara Williams is available to residents for immediate consultation. In addition, Commissioner Bogen requested the County Attorney's Office contact Legal Aid in an effort to assist the residents. Finally, Mayor Udine requested the County Attorney's Office send the minutes and video of the meeting with a letter to the State's Attorney's Office and U.S. Attorney's Office for review in order to investigate and determine if any crimes have been committed. (Refer to minutes for full discussion.)*

**VOTE: 9-0.**

7. A. MOTION TO APPROVE oversight and accountability system, as required by state law, for the Broward County Safe Syringe Exchange Program ("Program") to ensure the Program operator's compliance with the statutory and contractual requirements.

**ACTION: (T-10:19 AM) Approved.**

**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: Rafael F. Jimenez.

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

### **PORT EVERGLADES DEPARTMENT**

8. MOTION TO APPROVE Memorandum of Agreement between the Department of the Army and Broward County, Florida, concerning the award of Fiscal Year 2022 Work Plan funds pursuant to Section 2106 of the Water Resources Reform and Development Act of 2014 to Broward County's Port Everglades Department in the amount of \$213,840 to carry out expanded uses and/or environmental remediation related to dredging berths and/or federal navigation channels; and authorize the Mayor and Clerk to execute same.

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

9. MOTION TO APPROVE Public Transportation Grant Agreement ("PTGA") between the

Florida Department of Transportation ("FDOT") and Broward County for Financial Project No. 449838-1-94-01, with FDOT agreeing to grant up to \$3,700,000 to Broward County for Port Everglades' Southport Upland Cargo Improvements Project ("Project"), but no more than 50% of the total eligible cost of the Project, and County agreeing to match FDOT's grant and cover any cost overruns, and Addendum thereto modifying the indemnification language of the PTGA; authorize the Mayor and Clerk to execute the PTGA and Addendum; authorize the County Administrator or designee to take the necessary administrative and budgetary actions resulting from approval of the PTGA; and authorize the County Administrator to approve any amendments to the PTGA that do not increase the County's financial obligation, subject to review by the Office of the County Attorney for legal sufficiency.

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

10. MOTION TO APPROVE Amendment No. 01 to the Public Transportation Grant Agreement ("PTGA") between the Florida Department of Transportation ("FDOT") and Broward County for the Environmental/Design/Construction phase of the Port Everglades' Slip 1 Expansion Berths 9 & 10 Expansion Project (Financial Project No. 430123-1-94-03), increasing the estimated total cost of the Project by \$26,133,333, for a new Project total cost of up to \$34,666,667 and increasing FDOT's maximum participation by up to \$19,600,000, with the County agreeing to match up to an additional \$6,533,333 and cover any cost overruns, effective upon execution by FDOT; authorize the County Administrator to take the necessary administrative and budgetary actions to implement the grant; and authorize the Mayor and Clerk to execute same.

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

11. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, authorizing the redemption of the Broward County, Florida Port Facilities Refunding Revenue Bonds, Series 2011A (Non-AMT), and the Broward County, Florida Port Facilities Refunding Revenue Bonds, Series 2011B (AMT); authorizing the transfer of not-to-exceed \$18,000,000 of legally available monies of the Port Everglades Department to an escrow account to be applied to redeem such Bonds (as defined in the Resolution); authorizing the Mayor and Clerk to execute and deliver an Escrow Deposit Agreement and the Appointment of an Escrow Agent therefor.

**ACTION: (T-10:19 AM) Approved Resolution No. 2022-355.**

**VOTE: 9-0.**

## **TRANSPORTATION DEPARTMENT**



12. A. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, authorizing the Director of the Transportation Department and the County Attorney, or their designees, to execute Certifications and Assurances, grant applications, and other documents as required by Federal Transit Administration (FTA) in the Transit Award Management System (TrAMS) relating to grants approved by the Board; and providing for an effective date.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-356.***

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

- B. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, authorizing the filing of an application for federal assistance for Fiscal Year 2022 with the Federal Transit Administration (FTA) pursuant to 49 U.S.C., Section 5307, Urbanized Area Formula Grants, in the amount of \$35,369,949, under the Federal Transit Act as amended; and authorizing the County Administrator to take any necessary administrative and budgetary actions to implement the grant awards.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-357.***

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

- C. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, authorizing the filing of an application for federal assistance for Fiscal Year 2022 with the Federal Transit Administration (FTA) pursuant to 49 U.S.C., Section 5339, Bus and Bus Facilities Formula Grants, in the amount of \$3,126,970, under the Federal Transit Act as amended; and authorizing the County Administrator to take any necessary administrative and budgetary actions to implement the grant awards.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-358.***

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

- D. MOTION TO ADOPT budget Resolution within the Fiscal Year 2022 Transit Capital Grant Fund for the Transit Division, in the amount of \$8,630,139.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-359.***

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

- E. MOTION TO ADOPT budget Resolution within the Fiscal Year 2022 Transit Capital Grant Fund for the Transit Division, in the amount of \$403,140.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-360.***

**VOTE: 9-0.**

**OFFICE OF MANAGEMENT AND BUDGET**

13. MOTION TO NOTE FOR THE RECORD that between June 15, 2022, and August 24, 2022, the County Administrator executed nine grant agreements/amendments and 11 Budget Resolutions.

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

**OFFICE OF MEDICAL EXAMINER AND TRAUMA SERVICES**

14. MOTION TO REAPPOINT NOMINEE Joanne Richter to the Broward Regional Emergency Medical Services (EMS) Council.

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

**COUNTY ATTORNEY**

15. MOTION TO DIRECT Office of the County Attorney to draft Ordinances, for the Board's subsequent consideration, to amend or repeal outdated or obsolete provisions of the Broward County Code of Ordinances.

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

16. MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending Section 1-233 of the Broward County Code of Ordinances providing for requirements to establish a quorum for advisory or other boards.

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

17. MOTION TO AUTHORIZE County Attorney to develop and execute, on behalf of the County, a new agreement with the McLawrence Law Firm, in a cumulative amount not exceeding \$18,000 per year, and a term of up to five years, for legal representation of

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indigent individuals arrested for County Ordinance violations punishable by jail time.

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

18. MOTION TO APPROVE settlement, including costs and attorneys' fees, in the case of *Grace and Naeem Uddin, Inc. v. Broward County*, 17th Judicial Circuit Court, Case No. CACE13-013834 (2); and to authorize the Mayor and Clerk to execute same.

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

19. MOTION TO ADOPT Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RESPONDING TO THE CITY OF DANIA BEACH'S JULY 12, 2022, INITIATION OF THE NEGOTIATION PROCESS UNDER SECTION 171.203, FLORIDA STATUTES; DIRECTING THE COUNTY ADMINISTRATOR TO TRANSMIT CERTIFIED COPIES OF THIS RESOLUTION TO THE DESIGNATED OFFICIALS; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by Commissioner Tim Ryan)

**ACTION: (T-10:19 AM) Approved Resolution No. 2022-361.**

**VOTE: 9-0.**

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

20. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 8, 2022, at 10:00 a.m., in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, 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 PORT EVERGLADES FOREIGN-TRADE ZONE ("FTZ") NO. 25, TARIFF NO. 4 ("TARIFF"); RENAMING PART IV OF CHAPTER 42 AND SECTION 42.29, BOTH TITLED "TARIFF NO. 4, FOREIGN TRADE ZONE NO. 25," OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"), TO "TARIFF NO. 5, FOREIGN-TRADE ZONE NO. 25"; REPEALING AND REPLACING TARIFF NO. 4, FOREIGN TRADE ZONE NO. 25, ATTACHED AS EXHIBIT 42.B AND INCORPORATED IN SECTION 42.29 OF THE ADMINISTRATIVE CODE, WITH TARIFF

NO. 5, FOREIGN-TRADE ZONE NO. 25, AS ATTACHED, WHICH AUTHORIZES THE CHIEF EXECUTIVE AND PORT DIRECTOR TO EXECUTE FTZ AGREEMENTS THAT DO NOT EXCEED FIVE YEARS AND TO SUBMIT APPLICATIONS FOR MINOR BOUNDARY MODIFICATIONS TO THE FTZ BOARD, ADDS A NEW FTZ USER APPLICATION FEE, AND PROVIDES FOR GENERAL UPDATES TO TARIFF TEXT; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

**ACTION: (T-10:19 AM) Approved Resolution No. 2022-362.**

**VOTE: 9-0.**

21. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 20, 2022, at 5:01 p.m., in Room 422 of the Governmental Center to consider adoption of a proposed Resolution amending the Administrative Code, the title of which is as follows: **(Commission Districts 2, 4, 5, 6, 7, 8 and 9)**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO WATER AND WASTEWATER SERVICES; AMENDING SECTION 38.18 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE") TO PRESCRIBE A REVISED SCHEDULE OF RETAIL WATER AND WASTEWATER RATES, FEES, AND CHARGES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

**ACTION: (T-10:19 AM) Approved Resolution No. 2022-363.**

**VOTE: 9-0.**

22. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 20, 2022, at 5:01 p.m., in Room 422 of the Governmental Center to consider adoption of a proposed Resolution amending the Administrative Code, the title of which is as follows: **(Commission Districts 2, 5, 6, and 7)**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO WATER AND WASTEWATER SERVICES; AMENDING SECTION 38.19 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE") TO PRESCRIBE A REVISED SCHEDULE OF RAW WATER SUPPLY LARGE USER RATES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

**ACTION: (T-10:19 AM) Approved Resolution No. 2022-364.**

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

- 23.** MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 20, 2022, at 5:01 p.m., in Room 422 of the Governmental Center to consider adoption of a proposed Resolution amending the Administrative Code, the title of which is as follows: **(Commission Districts 2, 3, 4, 5, 6, 8 and 9)**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO WATER AND WASTEWATER SERVICES; AMENDING SECTION 38.20 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE") TO PRESCRIBE A REVISED SCHEDULE OF WASTEWATER LARGE USER RATES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-365.***

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

- 24.** MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 20, 2022, at 10:00 a.m., in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to vacate a portion of a 12-foot utility easement lying within Lots 1, 2, 3, 26, 27, and 28 of Block 4 of the Patterson Park plat, as recorded in Official Records Book 39, Page 33 of the Official Records of Broward County, Florida, generally located on the west side of Northeast 2nd Terrace between Northeast 56th Street and Northeast 56th Court in the City of Oakland Park; Petitioners: City of Oakland Park; Agent: Catherine Donn, Craven Thompson and Associates, Inc.; Application for Vacation and Abandonment: 2022-V-01. **(Commission District 4)**

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-366.***

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

- 25.** MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 20, 2022 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 REZONING OF PROPERTY; CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING TRACT 39, BLOCK 83, OF PALM BEACH FARMS COMPANY PLAT NO. 3, AS RECORDED IN PLAT BOOK 2,

PAGE 53, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT A, FROM A-1: AGRICULTURAL ESTATE TO PDD: PLANNED DEVELOPMENT DISTRICT; PROVIDING FOR AMENDMENT OF THE APPLICABLE ZONING DISTRICT MAPS; REPEALING CONFLICTING ZONING ORDINANCES AND ZONING RESOLUTIONS TO THE EXTENT OF ANY CONFLICT HEREWITH; PROVIDING THAT THE REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

*(Per the Thursday Agenda Memorandum, withdrawn for further staff review.)*

26. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 8, 2022, at 10:00 a.m., to consider enactment of an Ordinance adopting a proposed amendment to the Broward County Land Use Plan Natural Resource Map Series (PCNRM 22-1), to amend the Wetlands Map, as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

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

**ACTION: (T-10:19 AM) Approved Resolution No. 2022-367.**

**VOTE: 9-0.**

27. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 8, 2022, at 10:00 a.m., to consider transmittal to designated State review agencies of a proposed amendment to the Broward County Land Use Plan text (PCT 22-1), regarding enhancements to the Policies section, as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, TRANSMITTING A PROPOSED AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT OF THE BROWARD COUNTY COMPREHENSIVE PLAN REVISING THE "POLICIES" SECTION OF THE BROWARD COUNTY LAND USE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

**ACTION: (T-10:19 AM) Approved Resolution No. 2022-368.**

**VOTE: 9-0.**

28. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 8, 2022, at 10:00 a.m., to consider transmittal to designated State review agencies of a proposed amendment to the Broward County Land Use Plan text (PCT 22-2), to revise Policy 2.16.4 regarding affordable housing, as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, TRANSMITTING A PROPOSED AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT OF THE BROWARD COUNTY COMPREHENSIVE PLAN REVISING POLICY 2.16.4 OF THE BROWARD COUNTY LAND USE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-369.***

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

29. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 8, 2022, at 10:00 a.m., to consider transmittal to designated State review agencies of a proposed amendment to the Broward County Land Use Plan text (PCT 22-3), regarding the Affordable Housing Vision, as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, TRANSMITTING A PROPOSED AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT OF THE BROWARD COUNTY COMPREHENSIVE PLAN REVISING THE AFFORDABLE HOUSING VISION OF THE BROWARD COUNTY LAND USE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-370.***

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

30. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 8, 2022, at 10:00 a.m., to consider transmittal to designated State review agencies of a proposed amendment to the Broward County Land Use Plan text (PCT 22-4), revising Policy 2.16.3 regarding bonus densities for affordable housing, as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, TRANSMITTING A PROPOSED AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT OF THE BROWARD COUNTY COMPREHENSIVE PLAN REVISING POLICY 2.16.3; AND PROVIDING FOR AN EFFECTIVE DATE.

*(Commissioner Geller pulled this item from the Consent Agenda.)*

*(Item Numbers 30 and 31 were heard and voted on concurrently.)*

**ACTION:** (T-12:37 PM) *Following discussion, the Board voted to defer this item until the September 8, 2022 Commission meeting.) (Refer to minutes for full discussion.)*

**VOTE:** 9-0.

31. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 8, 2022, at 10:00 a.m., to consider transmittal to designated State review agencies of a proposed amendment to the Broward County Land Use Plan text (PCT 22-5), revising the Community permitted uses, as an amendment to the Broward County Comprehensive Plan, the substance of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, TRANSMITTING A PROPOSED AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT OF THE BROWARD COUNTY COMPREHENSIVE PLAN REVISING THE COMMUNITY PERMITTED USES; AND PROVIDING FOR AN EFFECTIVE DATE.

*(Commissioner Geller pulled this item from the Consent Agenda.)*

*(Item Numbers 30 and 31 were heard and voted on concurrently.)*

**ACTION:** (T-12:37 PM) *Following discussion, the Board voted to defer this item until the September 8, 2022 Commission meeting.) (Refer to minutes for full discussion.)*

**VOTE:** 9-0.

32. MOTION TO ADOPT Resolution authorizing the County Administrator to advertise a Public Hearing to be held September 8, 2022 at 10:00 a.m. in Room 422 of the Broward County Governmental Center for adopting supplemental budgets to recognize changes in revenues and appropriations.



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***ACTION: (T-10:19 AM) Approved Resolution No. 2022-371.***

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

- 33.** MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 20, 2022, 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 ZONING; AMENDING SECTIONS 39-4, 39-249, 39-263, AND 39-272 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"), PROVIDING FOR DEFINITIONS AND ACCESSORY DWELLINGS AS A PERMITTED USE IN CERTAIN DISTRICTS; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-372.***

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

- 34.** MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on September 8, 2022, 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 Jared Moskowitz)

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-373.***

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

### **RESILIENT ENVIRONMENT DEPARTMENT**

- 35.** MOTION TO APPROVE First Amendment to the Agreement between Broward County and Olsen Associates, Inc. for coastal engineering consultant services for the Segment III Shore Protection Project (RFP No. T2112588P1) in substantially the form attached (Exhibit 1), providing for post-construction reporting and monitoring for beach

renourishment along Segment III and Federal reauthorization of the Project, increasing the maximum total agreement lump sum compensation by an additional \$4,577,350, from a total of \$2,729,385 to a total of \$7,306,735, and authorize the Director of Purchasing to approve nonmaterial changes that do not further increase the total cost to the County, subject to review for legal sufficiency by the Office of the County Attorney; and authorize the Mayor and Clerk to execute the final form of the amendment. **(Commission District 6)**

*(Per the Thursday Agenda Memorandum, the Board's consideration of this item is based on the revisions to the motion statement and agenda report and the Revised First Amendment (Exhibit 1) distributed as Additional Material by the Office of the County Attorney.)*

**ACTION: (T-10:19 AM) Approved as amended with Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of Office of the County Attorney.**

**VOTE: 9-0.**

## **BUILDING CODE DIVISION**

- 36.** MOTION TO APPROVE amendment to the Interlocal Agreement between Broward County and the City of North Lauderdale that provides 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 amended agreement until September 30, 2024; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

## **HOUSING FINANCE DIVISION**

- 37.** MOTION TO APPROVE Agreement between Broward County and Pinnacle 441, LLC ("Pinnacle"), providing State Housing Initiatives Partnership ("SHIP") Program funding for the multifamily rental new construction strategy in the amount of \$100,000 to assist with the construction of a mixed-use 113-unit affordable housing development to be located at 890 N State Road 7, Hollywood, Florida ("Agreement"), and to authorize the County Administrator to execute the Agreement and to take all necessary administrative and budgetary actions for the implementation of the Agreement. **(Commission District 6)**

**ACTION: (T-10:19 AM) Approved. (Scrivener's Error - See County Administrator's Memorandum:**

**Currently Reads: (Commissioner District 6)**

***Should Read: (Commission District 7)***

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

**FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

38. 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-10:19 AM) Approved.***

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

**ACCOUNTING DIVISION**

39. MOTION TO FILE Broward County, Florida Single Audit Report on Federal Awards and State Financial Assistance for the Fiscal Year Ended September 30, 2021.

***ACTION: (T-10:19 AM) Approved.***

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

40. MOTION TO FILE Quarterly Financial Report for the Children's Services Council of Broward County for the quarter ending June 30, 2022.

***ACTION: (T-10:19 AM) Approved.***

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

41. MOTION TO APPROVE travel for more than five County employees from the Broward County Transportation Department to attend the same non-local event.

***ACTION: (T-10:19 AM) Approved.***

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

**PURCHASING DIVISION**

For Public Works Department

42. MOTION TO AWARD open-end contract to low, responsive, responsible bidder, Xcessories Squared Development & Mfg., Inc., for Sign Posts and Footers, Bid No.

OPN2123684B1, for the Traffic Engineering Division, in the initial three-year estimated amount of \$6,606,570; and authorize the Director of Purchasing to renew the contract for two one-year periods, for a five-year potential amount of \$11,010,950.

***ACTION: (T-10:19 AM) Approved.***

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

43. MOTION TO APPROVE sole source, sole brand standardization of Fluid Control Specialties, LLC f/k/a Fluid Control Specialties, Inc., for DeZURIK/APCO Valves, Parts, Maintenance, and Repair Services, for Water and Wastewater Services.

***ACTION: (T-10:19 AM) Approved.***

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

#### For Transportation Department

44. MOTION TO APPROVE five open-end contracts to the awarded vendors: 1) IEH Auto Parts LLC dba Auto Plus Auto Parts, 2) Imperial Supplies, LLC, 3) Jasper Engine Exchange, Inc., 4) M&H Automotive Inc., and 5) O'Reilly Auto Parts; under the Sourcewell Contract No. 032521, for Aftermarket Vehicle Parts and Supplies, for the Fleet Services Division and other Broward County agencies, in the estimated aggregate amount of \$5,166,667 for the remainder of the initial contract term through May 19, 2025, and authorize the Director of Purchasing to renew the contracts, as renewed by Sourcewell, for a one-year period; for a potential total contract amount of \$7,166,667.

***ACTION: (T-10:19 AM) Approved.***

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

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

45. MOTION TO ADOPT Resolution ordering the Value Adjustment Board to extend certification of the 2022 Assessment Roll for Broward County, Florida, pursuant to Section 197.323, Florida Statutes.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-374.***

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

46. MOTION TO AUTHORIZE County Administrator to execute the Memorandum of Understanding between Broward County and the Florida Department of Highway Safety

and Motor Vehicles in substantially the form attached as Exhibit 1 with no material changes, subject to review for legal sufficiency by the Office of the County Attorney, for the primary purpose of performing the statutory agent functions relating to driver licenses, titles and registrations, and other functions pursuant to Chapters 119, 319, and 320 Florida Statutes.

***(Per the Thursday Agenda Memorandum, the Board's consideration of this item will be based upon Exhibit 1 as supplemented by the Addendum distributed as Additional Material.)***

***ACTION: (T-10:19 AM) Approved with Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of Finance and Administrative Services Department.***

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

47. MOTION TO APPROVE escheating of two properties classified as Lands Available for Taxes to the Broward County Board of County Commissioners pursuant to Section 197.502, Florida Statutes.

***ACTION: (T-10:19 AM) Approved.***

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

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

***ACTION: (T-10:19 AM) Approved.***

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

- B. MOTION TO APPROVE cancellation of warrants from Central Account No. xxxxxxxxx3785, Tax Refund Account No. xxxxxxxxx9850, and Self-Insurance Account No. xxxxxxxxx0518, due to being voided.

***ACTION: (T-10:19 AM) Approved.***

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

### **BROWARD MUNICIPAL SERVICES DISTRICT**

49. MOTION TO ADOPT Resolution accepting a quit claim deed from Habitat for Humanity of

Broward (HFH), for real property located in the Broward Municipal Services District (BMSD), and approving the release of restrictive covenants recorded on said property; authorizing, pursuant to Sections 197.592 and 125.38, Florida Statutes, the conveyance of certain real property located in the BMSD and acquired by the County by virtue of delinquent property taxes to HFH; authorizing the Mayor and Clerk to execute required documents for such conveyances and release of restrictive covenants, prepared as to form and legal sufficiency by the Office of the County Attorney. **(Commission District 8)**

***(Per the Thursday Agenda Memorandum, signature pages for Exhibit 1 (attachments 2 and 3) have been received.)***

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

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### **QUASI-JUDICIAL CONSENT HEARING**

### **RESILIENT ENVIRONMENT DEPARTMENT**

### **URBAN PLANNING DIVISION**

50. MOTION TO APPROVE plat entitled GITTA-GANPAT (029-MP-21). **(Commission District 4)**

**ACTION: (T-10:19 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report for a New Plat.**

**VOTE: 9-0.**

51. MOTION TO APPROVE plat note amendment to Aldi-Plantation (023-MP-18). **(Commission District 5)**

**ACTION: (T-10:19 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.**

52. MOTION TO APPROVE plat entitled U-Haul North Pompano (030-MP-21). **(Commission District 4)**

**ACTION: (T-10:19 AM) Approved the plat subject to staff's recommendations as**

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*outlined in the Development Review Report for a New Plat.*

**VOTE: 9-0.**

- 53.** MOTION TO APPROVE plat entitled Koosh Living (002-MP-22). (Commission District 6)

*(Commissioner Ryan pulled this item from the Consent Agenda.)*

**ACTION: (T-10:38 AM)** *Approved the plat subject to staff's recommendations as outlined in the Development Review Report for a New Plat.*

**VOTE: 8-0.** *Commissioner Ryan abstained from voting and was out of the room during the vote.*

- 54.** MOTION TO APPROVE plat entitled Sienna at Cooper City (018-MP-21). (Commission District 5)

**ACTION: (T-10:19 AM)** *Approved the plat subject to staff's recommendations as outlined in the Development Review Report for a New Plat.*

**VOTE: 9-0.**

### **END OF QUASI-JUDICIAL CONSENT HEARING**

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### **COUNTY ADMINISTRATION**

- 55.** A. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida approving the designation of Locally Preferred Alternative (LPA) to certain proposed elements of a the Broward Commuter Rail-South Commuter Rail Public Transit Project (BCR-South) located on the Florida East Coast Railway Corridor; confirming independent utility and logical termini of the project, transferring \$15,500,000 of the Fiscal Year 2021-2022 Capital Budget Appropriation for Regional Transportation and Commuter Rail to the project for development and environmental (PD&E) study costs; and directing County Administration to pursue grant funding.

**ACTION: (T-10:19 AM)** *Approved Resolution No. 2022-376.*

**VOTE: 9-0.**

- B. MOTION TO ADOPT budget Resolution within the Transportation Surtax Fund in the

amount of \$15,500,000 to transfer budget to the Broward Commuter Rail-South project for the purposes of engineering, design, project development, and environmental study tasks consistent with state and federal funding requirements.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-377.***

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

56. A. MOTION TO ADOPT Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AUTHORIZING A DONATION IN THE AMOUNT OF FIVE THOUSAND (\$5,000) TO THE DELTA EDUCATION AND LIFE DEVELOPMENT FOUNDATION, INC.; DIRECTING THE COUNTY ADMINISTRATOR TO TAKE ALL ADMINISTRATIVE AND BUDGETARY ACTIONS NECESSARY TO IMPLEMENT THE DONATION; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-378.***

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

B. MOTION TO ADOPT budget Resolution to accept donations in the amount of \$5,000 from multiple donors to be deposited in the General Fund for the dedicated purpose of donating to a scholarship fund at the Delta Education and Life Development Foundation, Inc.; and authorizing the County Administrator to take all administrative and budgetary actions to implement acceptance.

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-379.***

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

## **CULTURAL DIVISION**

57. MOTION TO FILE semi-annual grant report for the Fiscal Year 2022 in accordance with Section 29.17(g) of the Broward County Administrative Code relating to the Cultural Division's cultural incentive grant agreements.

***ACTION: (T-10:19 AM) Approved.***

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

58. A. MOTION TO APPROVE Grant Agreement between Broward County and the State of Florida, Department of State, Division of Arts and Culture in the amount of \$150,000



(subject to a County match in the amount of \$150,000) for the period starting July 1, 2022, and ending June 30, 2023, for Cultural Division general program support to assist with the on-going initiatives and to supplement funding for the position of an Office Support Specialist; authorize the County Administrator to approve and execute the Grant Agreement and amendments thereto, subject to prior review for legal sufficiency by the Office of the County Attorney; and authorize the County Administrator to take any necessary administrative and budgetary actions to implement the grant.

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

B. MOTION TO ADOPT budget Resolution to appropriate within the Local Arts Agency Grant Fund the amount of \$300,000 (inclusive of both the state grant described in Motion A. and the \$150,000 County cash match) for the purpose of general program support and funding of an Office Support Specialist position within the Division.

**ACTION: (T-10:19 AM) Approved Resolution No. 2022-380.**

**VOTE: 9-0.**

## **INTERGOVERNMENTAL AFFAIRS/BOARDS SECTION**

59. MOTION TO APPOINT Monica L. Elliott to the Fair Campaign Practices Committee in the category of "The League of Women Voters of Broward County, Inc."

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

60. MOTION TO APPOINT Dwayne Chung to the Homeless Continuum of Care (HCOC) Board in the category of the "Corrections or Law Enforcement - City of Hollywood."

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

61. MOTION TO APPOINT Commissioner Adam Gruber to the Homeless Continuum of Care (HCOC) Board in the category of "Elected Municipal Officials/Designees; municipalities; HUD CDBG funds - Hollywood."

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

**LIBRARIES DIVISION**

62. MOTION TO AUTHORIZE County Administrator to approve and execute a Modification to the Tenth Amendment to the Agreement between Broward County (County) and Nova Southeastern University (NSU) for the Design, Construction, and Operation of a Joint-use Library and Parking Garage, to provide for additional cash contributions budgeted in Fiscal Year 2022 by the County and NSU in the amount of \$1,750,000 each towards the Innovation Center, increasing the total cost of the project to \$13,500,000; and authorize the County Administrator to take all necessary administrative and budgetary actions. **(Commission District 5)**

***ACTION: (T-10:19 AM) Approved.***

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

**PARKS AND RECREATION DIVISION**

63. MOTION TO DIRECT Office of the County Attorney to draft an Ordinance to establish a mooring field at Loggerhead Park, a pocket park of Hollywood North Beach Park, for the Board's consideration. **(Commissioner District 6)**

***ACTION: (T-10:19 AM) Approved.***

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

64. MOTION TO APPROVE First Amendment to Work Authorization No. WZA-2.27 ("First Amendment") between Broward County and Walters Zackria Associates, PLLC, for Design, Permitting, and Construction Phase Services for Quiet Waters Cabins, increasing the maximum amount not-to-exceed by an amount of \$22,874, resulting in an increase in the total Work Authorization amount from \$96,889 to \$119,763, and extending the time period of the original Work Authorization an additional 2,290 days through December 31, 2022; and authorize the Mayor and Clerk to execute same. **(Commission District 2)**

***ACTION: (T-10:19 AM) Approved.***

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

**REAL PROPERTY SECTION**

65. MOTION TO APPROVE Easement granting Florida Power & Light Company a perpetual, non-exclusive underground utility easement on a portion of County-owned property located

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at 1101 West Airport Road in Pembroke Pines, Florida; authorize the Mayor and Clerk to execute the easement; and authorize recordation of same. **(Commission District 7)**

***ACTION: (T-10:19 AM) Approved.***

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

- 66.** MOTION TO ADOPT Resolution accepting a perpetual bus shelter easement located at 600 South Cypress Road in Pompano Beach from the City of Pompano Beach at no cost to the County; authorize recordation of the same. **(Commission District 4)**

***ACTION: (T-10:19 AM) Approved Resolution No. 2022-381.***

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

- 67.** MOTION TO APPROVE Second Amendment to the Lease Agreement between Fazio Limited Partnership (Landlord) and Broward County (Tenant) for approximately 10,469 square feet of office space located at 315 SE 7th Street in Fort Lauderdale for the continued use by the State Attorney's Office; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

***ACTION: (T-10:19 AM) Approved.***

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

### **COUNTY AUDITOR**

- 68.** MOTION TO ACKNOWLEDGE AND FILE Office of the County Auditor's Follow-up Review of our Audit of Water and Wastewater Services Customer Account Adjustments - Report No. 22-08.

***ACTION: (T-10:19 AM) Approved.***

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

- 69.** MOTION TO ACKNOWLEDGE AND FILE Office of the County Auditor's Follow-up Review of Audit of Water and Wastewater Services Purchasing Card Usage and Operational Practices (Report No. 21-21) - Report No. 22-12.

***ACTION: (T-10:19 AM) Approved.***

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

70. MOTION TO ACKNOWLEDGE AND FILE Office of the County Auditor's Follow-up Review of the Audit of Water and Wastewater Services Delinquent Collection and Enforcement Process - Report No. 22-09.

***ACTION: (T-10:19 AM) Approved.***

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

71. MOTION TO ACKNOWLEDGE AND FILE Office of the County Auditor's Audit of Consultants' Competitive Negotiation Act (CCNA) Contract Procurement - Report No. 22-11.

***ACTION: (T-10:19 AM) Approved.***

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

### **COUNTY COMMISSION**

72. MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending Article IV of Chapter 21 of the Broward County Code of Ordinances to define antisemitism and to establish the Board's intent that the definitions of bias-motivated crimes and antisemitism be considered in determining the motivation behind a violation of law. (Commissioner Geller)

***(Per the Thursday Agenda Memorandum, Mayor Michael Udine requests to be added as a cosponsor.)***

***ACTION: (T-10:19 AM) Approved.***

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

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### **PUBLIC HEARING**

73. MOTION TO ADOPT Resolution to vacate a variable width water and sewer easement as recorded in Official Records Book 20005, Page 204 of the Official Records of Broward County, Florida, generally located on the north side of the intersection of Southwest 35th Avenue and Stirling Road in the City of Hollywood; Petitioners: MG3 West Hollywood, LLC; Agent: Keith Poliakoff, c/o Saul Ewing Arnstein and Lehr, LLP; Application for Vacation and Abandonment: 2018-V-14. **(Commission District 6)**

***ACTION: (T-12:38 PM) Approved Resolution No. 2022-382 as amended with Public***

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***Hearing Additional Material, dated August 25, 2022, submitted at the request of Resilient Environment Department. (Refer to minutes for full discussion.)***

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

- 74.** MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, granting renewal of a nonexclusive franchise to Eller-I.T.O. Stevedoring Company, L.L.C., for a ten-year term to provide stevedore services at Port Everglades.

***ACTION: (T-12:39 PM) Approved Resolution No. 2022-383. (Refer to minutes for full discussion.)***

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

- 75.** MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, granting renewal of a nonexclusive franchise to Cemex Construction Materials Florida, LLC, for a ten-year term to provide stevedore services at Port Everglades.

***ACTION: (T-12:39 PM) Approved Resolution No. 2022-384. (Refer to minutes for full discussion.)***

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

- 76.** MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, granting renewal of a nonexclusive franchise to Cemex Construction Materials Florida, LLC, for a ten-year term to provide cargo handler services at Port Everglades.

***ACTION: (T-12:40 PM) Approved Resolution No. 2022-385. (Refer to minutes for full discussion.)***

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

- 77.** 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 PROHIBITION OF CONVERSION THERAPY ON MINORS; REPEALING SECTIONS 16½-166 THROUGH 16½-169 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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*(Item Numbers 77 and 89 were heard concurrently and voted on separately.)*

**ACTION:** (T-12:40 PM) Filed proof of publication and enacted Ordinance No. 2022-34 to become effective as provided by law. (Refer to minutes for full discussion.)

**VOTE:** 8-0. Commissioner Moskowitz was out of the room during the vote.

**78. 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 LOCAL PROVIDER PARTICIPATION FUND ORDINANCE; AMENDING SECTIONS 16-129, 16-132, AND 16-137 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"), RELATING TO ANNUAL PROCEEDINGS AND INDEMNITY REQUIREMENTS FOR THE IMPOSITION OF A NON-AD VALOREM SPECIAL ASSESSMENT ON CERTAIN REAL PROPERTY OWNED OR LEASED BY PRIVATE HOSPITALS IN BROWARD COUNTY; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

*(Per the Thursday Agenda Memorandum, the Board's consideration of this item is based on the Ordinance as amended by the substitute page 4 that was distributed as Additional Material.)*

**ACTION:** (T-12:52 PM) Filed proof of publication and enacted Ordinance No. 2022-35 as amended with Public Hearing Additional Material, dated August 25, 2022, submitted at the request of Office of the County Attorney, to become effective as provided by law. (Refer to minutes for full discussion.)

**VOTE:** 9-0.

**END PUBLIC HEARING**

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**REGULAR AGENDA**

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**DELEGATION**

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**79. DELEGATION: The Victims of Lakeside Park Estates**

**ACTION: (T-10:42 AM) Following Delegation by Greg Jacobs, on behalf of the victims of Lakeside Park Estates, Assistant County Attorney Adam Katzman provided a status update for the Board. Following discussion, Commissioner Furr encouraged Lakeside Park Estates residents to seek legal counsel. In addition, Vice-Mayor Fisher requested County Attorney's Office staff to assist in notifying agencies, including the Florida Department of Health, as to statements contained within this item's Additional Material. (Refer to minutes for full discussion.) (See Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of Greg Jacobs.)**

**AVIATION DEPARTMENT****80. MOTION TO APPROVE Federal Aviation Administration Grant Agreement for Airport Improvement Program Project No. 3-12-0025-098-2022, in the amount of \$900,000, for the design of the Taxiway A Pavement Rehabilitation Project at Broward County's Fort Lauderdale-Hollywood International Airport, to authorize the County Administrator to take the necessary administrative and budgetary actions, and to authorize the Director of Aviation and/or appointee to execute the grant agreement and approve any non-monetary amendments to the agreement, subject to the Office of the County Attorney approving as to legal sufficiency.**

**ACTION: (T-12:53 PM) Approved. (Refer to minutes for full discussion.)**

**VOTE: 9-0.**

**OFFICE OF MANAGEMENT AND BUDGET****81. MOTION TO ADOPT budget Resolution transferring funds within the Law Enforcement Trust Fund (LETF) for the Broward Sheriff's Office (BSO) in the amount of \$930,000 for the purpose of providing funds for various organizations' crime prevention, safe neighborhood, and drug abuse education and prevention programs.**

**(Commissioners Geller and Rich pulled this item from the Consent Agenda.)**

**ACTION: (T-10:39 AM) Approved Resolution No. 2022-386. (Refer to minutes for full discussion.)**

**VOTE: 7-0. Commissioners Geller and Rich abstained from voting.**

**82. MOTION TO ADOPT budget Resolution within the Law Enforcement Trust Fund (LETF) for the Broward Sheriff's Office in the amount of \$39,895 to provide matching funds for a Domestic Violence Program grant from the Florida Department of Children and Families.**

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*(Transferred to the Consent Agenda.)*

**ACTION: (T-10:19 AM) Approved Resolution No. 2022-387.**

**VOTE: 9-0.**

## **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

### **PURCHASING DIVISION**

For Aviation Department

- 83.** A. MOTION TO APPROVE Agreement between Broward County and Mead and Hunt, Inc., for Consultant Services for Air Services, Request for Proposals (RFP) No. GEN2122676P1, for Broward County Aviation Department, for a three-year initial term amount of \$375,000, and two one-year renewal terms in the amount of \$250,000, for a not-to-exceed total agreement amount of \$625,000 and authorize the Director of Purchasing to renew the agreement; and authorize the Mayor and Clerk to execute the same.

*(Per the Thursday Agenda Memorandum, executed signature pages for the Agreement have been received, and the Board's consideration of Item 83-A and B is based on the amended motion statement.)*

**ACTION: (T-12:53 PM) Approved. (Refer to minutes for full discussion.)**  
**(Scrivener's Error - See County Administrator's Memorandum:**

**Currently Reads:**

A. MOTION TO APPROVE Agreement between Broward County and Mead and Hunt, Inc.,... for a three-year initial term amount of \$375,000, and two one-year renewal terms in the amount of \$250,000, for a not-to-exceed total agreement amount of \$625,000...

**Should Read:**

A. MOTION TO APPROVE Agreement between Broward County and Mead and Hunt, Inc.,... for a three-year initial term ~~amount of \$375,000,~~ and two one-year renewal terms ~~in the amount of \$250,000,~~ for a not-to-exceed total agreement amount of \$625,000...

**VOTE: 9-0.**

B. MOTION TO APPROVE Agreement between Broward County and Merchant Aviation, LLC, for Consultant Services for Air Services, Request for Proposals (RFP) No.



GEN2122676P1, for Broward County Aviation Department, for a three-year initial term amount of \$375,000, and two one-year renewal terms in the total amount of \$250,000, for a not-to-exceed total agreement amount of \$625,000 in substantially the form of Exhibit 1, and authorize the Director of Purchasing to approve nonmaterial changes that do not increase the financial cost to Broward County and to execute the Agreement subject to review and approval as to legal sufficiency by the Office of the County Attorney.

*(Per the Thursday Agenda Memorandum, the Board's consideration of Item 83-A and B is based on the amended motion statement.)*

**ACTION: (T-12:53 PM) Approved. (Refer to minutes for full discussion.)  
(Scrivener's Error - See County Administrator's Memorandum:**

**Currently Reads:**

**B. MOTION TO APPROVE Agreement between Broward County and Merchant Aviation, LLC,... for a three-year initial term amount of \$375,000, and two one-year renewal terms in the amount of \$250,000, for a not-to-exceed total agreement amount of \$625,000...**

**Should Read:**

**B. MOTION TO APPROVE Agreement between Broward County and Merchant Aviation, LLC,... for a three-year initial term ~~amount of \$375,000~~, and two one-year renewal terms ~~in the amount of \$250,000~~, for a not-to-exceed total agreement amount of \$625,000...)**

**VOTE: 9-0.**

- 84. MOTION TO APPROVE final ranking of qualified firms for Request for Letters of Interest (RLI) No. PNC2119994R1, Parking Access and Revenue Control Equipment and Maintenance, for the Aviation Department. The ranked firms are: 1 - DESIGNA Access Corporation; 2 - Scheidt & Bachmann USA, Inc.; and 3 - TIBA Parking Systems, LLC.**

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

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

### **COUNTY ATTORNEY**

- 85. A. MOTION TO APPROVE form interlocal agreement attached as Exhibit 1 for the uniform method of levy, collection, and enforcement of non-ad valorem assessments, including as**

may be modified from time to time by the Office of the County Attorney in nonmaterial form or as required to comply with changes in law; and to authorize the County Administrator to execute the form agreements with municipalities and special districts, including any amendments thereto that may be required to comply with changes in law and that do not materially modify the County's obligations, subject to approval as to legal sufficiency by the Office of the County Attorney.

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

***ACTION: (T-10:19 AM) Approved.***

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

B. MOTION TO APPROVE form interlocal agreement attached as Exhibit 2 for the uniform method of levy, collection, and enforcement of non-ad valorem assessments for qualifying improvements authorized pursuant to a Property Assessed Clean Energy ("PACE") program, including as may be modified from time to time by the Office of the County Attorney in nonmaterial form or as required to comply with changes in law; and to authorize the County Administrator to execute the form agreements with municipalities and special districts, including any amendments thereto that may be required to comply with changes in law and that do not materially modify the County's obligations, subject to approval as to legal sufficiency by the Office of the County Attorney.

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

***ACTION: (T-10:19 AM) Approved.***

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

### **COUNTY ADMINISTRATION**

86. MOTION TO DISCUSS options for a new Broward County Government Center.

***ACTION: (T-11:35 AM) Following CRBE presentation and discussion, County Administrator Monica Cepero advised that staff will bring something back for the Board's consideration. (Refer to minutes for full discussion.) (See Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of County Administration.)***

87. A. MOTION TO ADOPT Resolution approving a Quit Claim Deed conveying a portion of real property located at 1700 Blount Road, Pompano Beach ("Property"), Florida, known as the North Homeless Assistance Center ("North HAC"), to Broward Partnership for the Homeless, Inc. ("BPHI"), subject to a Declaration of Covenants and Restrictions limiting the use of the property for permanent supportive housing for formerly homeless persons

and rental housing for individuals earning up to 60% of the area median income; and authorize the Mayor and Clerk to execute the Quit Claim Deed.

*(Per the Thursday Agenda Memorandum, this item is being deferred and is expected to be brought back at a future meeting date.)*

B. MOTION TO APPROVE Development Agreement between Broward County and BPHI related to the development of the Property and the North HAC, in substantially the form included in Exhibit 2; and authorize the Mayor and Clerk to execute same, subject to review and approval as to legal sufficiency by the County Attorney. **(Commission District 8)**

*(Per the Thursday Agenda Memorandum, this item is being deferred and is expected to be brought back at a future meeting date.)*

## **INTERGOVERNMENTAL AFFAIRS/BOARDS SECTION**

88. MOTION TO APPROVE designation of the Crime Stoppers Council of Broward County, Inc. ("Crime Stoppers") as Broward County's agent for the purpose of applying for, receiving, and expending grants from the Crime Stoppers Trust Fund, and authorize Mayor Michael Udine to execute and submit a letter to the Florida Attorney General in substantially the same form as Exhibit 1.

*(Transferred to the Consent Agenda.)*

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

## **COUNTY COMMISSION**

89. MOTION TO ADOPT Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, OPPOSING CONVERSION THERAPY ON MINORS; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by Senator Nan H. Rich)

*(Item Numbers 77 and 89 were heard concurrently and voted on separately.)*

**ACTION: (T-12:40 PM) Approved Resolution No. 2022-388 to become effective as provided by law. Commissioner Bogen requested the County Attorney's Office to research the law further in this area in order to determine if a permissible ordinance may be drafted or what may permissibly be regulated by the Board. (Refer to minutes for full discussion.)**

**VOTE: 9-0.**

90. MOTION TO DISCUSS naming the Broward County North Regional Courthouse building in honor of Michael Moskowitz. (Commissioner Bogen)

**ACTION: (T-3:45 PM) This item was deferred until the next Commission meeting. (Refer to minutes for full discussion.)**

91. MOTION TO ADOPT Resolution to place a proposed amendment to the Broward County Charter on the ballot for the November 8, 2022, General Election, amending Sections 2.01, 2.02, 2.03, and 2.04 of the Broward County Charter to establish a countywide elected Mayor, the title of which is as follows: (Commissioner Ryan)

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PROVIDING FOR A REFERENDUM ELECTION TO BE HELD ON NOVEMBER 8, 2022, THE DATE OF THE GENERAL ELECTION, TO DETERMINE WHETHER TO AMEND THE BROWARD COUNTY CHARTER TO PROVIDE FOR A COUNTYWIDE ELECTED MAYOR; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

**ACTION: (T-2:03 PM) Following discussion, the Board deferred this item indefinitely. (Refer to minutes for full discussion.) (See Regular Meeting Additional Material, dated August 25, 2022, submitted at the request of Office of the County Auditor.)**

**VOTE: 8-0. Commissioner Furr was inaudible during the vote.**

92. MOTION TO DIRECT Office of the County Attorney to draft an Ordinance amending Article IV of Chapter 20 of the Broward County Code of Ordinances ("Code") to modify the types of tenancies subject to the 60-day notice requirement for terminating or increasing the rent of a residential tenancy. (Vice-Mayor Fisher)

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

**ACTION: (T-10:19 AM) Approved.**

**VOTE: 9-0.**

93. MAYOR'S REPORT

**NSU CEREMONY**

***ACTION: (T-3:47 PM) Mayor Udine invited everyone to attend the Nova Southeastern University Class of 2026 White Coat Ceremony on August 27, 2022, at 10:00 a.m. (Refer to minutes for full discussion.)***

**94. COUNTY ADMINISTRATOR'S REPORT**

***(No report given.)***

**SUPPLEMENTAL AGENDA****COUNTY COMMISSION**

95. MOTION TO DISCUSS County's regional emergency E-911 communications system.  
(Commissioner Bogen)

**ACTION: (T-3:45 PM) This item was deferred until the next Commission meeting.  
(Refer to minutes for full discussion.)**

**NON-AGENDA**

96. LWV EVENT - COMMISSIONER RICH

**ACTION: (T-3:46 PM) Commissioner Rich relayed that the League of Women Voters would be celebrating Women's Equality Day with an EqualiTEA consisting of a short program on Florida suffrage and expansive exhibit relevant to women's suffrage at the Broward Main Library in downtown Fort Lauderdale on August 27, 2022. (Refer to minutes for full discussion.)**

97. MPO BOARD MEETING - VICE-MAYOR FISHER

**ACTION: (T-3:48 PM) Vice-Mayor Fisher announced that MPO will be discussing the commuter rail at their monthly board meeting on September 8, 2022. In addition, Vice-Mayor Fisher requested County Administrator Monica Cepero facilitate writing and sending a letter in support of the commuter rail to MPO Executive Director Gregory Stuart on behalf of the County Commission. (Refer to minutes for full discussion.)**