



Broward County

Legislation Text

File #: 20-1051, Version: 1

Broward County Commission Regular Meeting

Director's Name: Bertha Henry

Department: County Administration

Information

Requested Action

A. MOTION TO APPROVE municipal capital projects deemed eligible under §212.055(1)(d), F.S. and transmitted for County Commission consideration by the Independent Transportation Surtax Oversight Board (Oversight Board). **(Deferred from June 2, 2020 - Item No. 57)**

(Per the Tuesday Morning Memorandum, the Board's consideration of this item is based on Motions A, B, and C as originally stated in the printed agenda. Motion D is a Motion to Adopt a Budget Resolution that was distributed as Additional Material, 72(2)).

(This item was transferred to the Consent Agenda.)

ACTION: (T-1:11 PM) Approved as amended with Yellow-Sheeted Additional Material 72(2) dated June 16, 2020, submitted at the request of the Office of Management and Budget reflecting Motion D. Budget Resolution No. 2020-333. (See Yellow-Sheeted Additional Material 72, dated June 16, 2020, submitted at the request of County Administration.)

VOTE: 7-0. Commissioners Bogen and Rich, and Vice-Mayor Geller voted in the affirmative telephonically. Commissioners Ryan and Sharief were not present during the vote.

ACTION: (T-1:15 PM) Commissioner Sharief requested being shown voting in the affirmative.

VOTE: 8-0.

B. MOTION TO APPROVE County Public Works capital projects deemed eligible under §212.055(1)(d)(4), F.S. and transmitted for County Commission consideration by the Oversight Board.

(Per the Tuesday Morning Memorandum, the Board's consideration of this item is based on Motions A, B, and C as originally stated in the printed agenda. Motion D is a Motion to Adopt a Budget Resolution that was distributed as Additional Material, 72(2)).

(This item was transferred to the Consent Agenda.)

ACTION: (T-1:11 PM) Approved as amended with Yellow-Sheeted Additional Material 72(2) dated June 16, 2020, submitted at the request of the Office of Management and Budget

reflecting Motion D. Budget Resolution No. 2020-333. (See Yellow-Sheeted Additional Material 72, dated June 16, 2020, submitted at the request of County Administration.)

VOTE: 7-0. Commissioners Bogen and Rich, and Vice-Mayor Geller voted in the affirmative telephonically. Commissioners Ryan and Sharief were not present during the vote.

ACTION: (T-1:15 PM) Commissioner Sharief requested being shown voting in the affirmative.

VOTE: 8-0.

C. MOTION TO APPROVE municipal rehabilitation and maintenance projects deemed eligible under §212.055(1)(d), F.S. and transmitted for County Commission consideration by the Oversight Board.

(Per the Tuesday Morning Memorandum, the Board's consideration of this item is based on Motions A, B, and C as originally stated in the printed agenda. Motion D is a Motion to Adopt a Budget Resolution that was distributed as Additional Material, 72(2)).

(This item was transferred to the Consent Agenda.)

ACTION: (T-1:11 PM) Approved as amended with Yellow-Sheeted Additional Material 72(2) dated June 16, 2020, submitted at the request of the Office of Management and Budget reflecting Motion D. Budget Resolution No. 2020-333. (See Yellow-Sheeted Additional Material 72, dated June 16, 2020, submitted at the request of County Administration.)

VOTE: 7-0. Commissioners Bogen and Rich, and Vice-Mayor Geller voted in the affirmative telephonically. Commissioners Ryan and Sharief were not present during the vote.

ACTION: (T-1:15 PM) Commissioner Sharief requested being shown voting in the affirmative.

VOTE: 8-0.

Why Action is Necessary

Pursuant to Article V, Section 31 ½ -75 of the Broward County Code of Ordinances, section (i)(1), all proposed projects and proposed expenditures of transportation surtax proceeds are vetted with the Oversight Board for statutory eligibility.

What Action Accomplishes

Pursuant to Article V, Section 31 ½ -75 of the Code of Ordinances, section (i)(2) and (3), the Broward County Administrator is required to present the Oversight Board's written notice regarding eligibility to the County Commission for its consideration.

Is this Action Goal Related

Yes

Previous Action Taken

N/A

Summary Explanation/Background

THE MOBILITY ADVANCEMENT PROGRAM ADMINISTRATION AND PUBLIC WORKS DEPARTMENT RECOMMEND APPROVAL OF THE ABOVE MOTIONS.

This item supports the Board's Value for "Cooperatively delivering an efficient and accessible regional intermodal transportation network" and its attendant Goals: "Provide a safe, sustainable, integrated and efficient transportation system to enhance Broward County's economy and livability"; "Support the development, design and construction of sustainable, multi-modal facilities throughout the County, to meet the demands of residents, travelers, and businesses."

On May 22, 2020, the Oversight Board met (rescheduled from April 2, 2020 due to Covid19 pandemic) to consider two sets of capital project recommendations (Exhibit 1): 11 identified by the Public Works Department as "Construction Ready", one project to be delivered as Design-Build, and; 110 municipal capital projects (in various phases, defined as "Planning", "Design" and "Shovel Ready") resulting from the Broward Metropolitan Planning Organization's (BMPO) ranking and prioritization process, transmitted February 28, 2020. On May 22, 2020, at 10:38 a.m., the entire County building lost power, interrupting the Oversight Board Meeting, at which point the meeting was continued to June 4, 2020. The June 4, 2020 Oversight Board Meeting Agenda was amended to reflect consideration of capital projects, followed by the consideration of municipal rehabilitation and maintenance projects (Exhibit 2).

Motions A and C are interrelated; Motion C cannot occur without Motion A since the first amendment to the Interlocal Agreement (Surtax ILA) among the County, 29 municipalities, and the BMPO, requires rehabilitation and maintenance projects to be funded from whatever remains after municipal capital projects are awarded. Further, to promote equitable distribution of surtax revenues in the first funding cycle, 10% of the points associated with rehabilitation and maintenance applications relate to the capital funding received. Thus, if action on Motion A changes any municipal capital funding recommendations, Motion C rankings may be affected.

Because the printing of the June 16, 2020 County Commission Agenda must occur prior to the Oversight Board's action on the proposed projects and proposed expenditures, the results of the eligibility vetting and the recommendations (including funding levels) will be transmitted as Additional Material under this item. Funding levels will represent the maximum amount recommended for each municipal project recognizing that many municipal projects contain ineligible elements under Section III of the Surtax ILA, meaning that surtax funding levels may be reduced during contract negotiations to reflect the removal or other funding source for ineligible project items.

Budget Resolution(s) appropriating surtax revenues for municipal and County Public Works projects will also be provided as Additional Material.

Source of Additional Information

Gretchen Cassini, Mobility Advancement Program Administrator and Independent Surtax Oversight Board Coordinator, gassini@broward.org, (954) 357-7579

Angela Wallace, Transportation Surtax General Counsel, ajwallace@broward.org, (954) 357-7613

Fiscal Impact

Fiscal Impact/Cost Summary

On April 7, 2020, the Board of County Commissioners adopted supplemental budget resolution 20-346 reserving \$126,911,464 for “City Projects” within the Fiscal Year 2020 Budget, consistent with the original surtax Financial Plan. The amount placed in municipal reserves is inclusive of all project funding available from Fiscal Year 2019 and Fiscal Year 2020 surtax revenues for: (1) capital projects; (2) rehabilitation and maintenance projects, and; (3) “city project contingency” of \$4.1M.

County Public Works capital Fiscal Year 2020 supplemental requests total \$24,500,000.