



Broward County

Legislation Details (With Text)

File #: 20-438 **Version:** 1

Status: Agenda Ready

In control: REQUEST TO SET FOR PUBLIC HEARING

On agenda: 3/31/2020 **Final action:** 3/31/2020

Title: MOTION TO ADOPT Resolution No. 2020-110 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 21, 2020, at 10:00 a.m. in the County Commissioners' Meeting Room (Room 422), Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to consider the application of Eller-I.T.O. Stevedoring Company L.L.C. for the granting of the renewal of a nonexclusive franchise for a five-year term, from April 8, 2020, through April 7, 2025, to provide steamship agent services at Port Everglades.

Sponsors:

Indexes: Established Commission Goals

Code sections:

Attachments: 1. Exhibit 1 - Resolution, 2. Exhibit 2 - Notice to Publish, 3. Exhibit 3 - Application

Date	Ver.	Action By	Action	Result
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Broward County Commission Regular Meeting

Director's Name: Glenn Wiltshire (Acting Director)

Department: Port Everglades

Division: Business Administration

Information

Requested Action

MOTION TO ADOPT Resolution No. 2020-110 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, April 21, 2020, at 10:00 a.m. in the County Commissioners' Meeting Room (Room 422), Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to consider the application of Eller-I.T.O. Stevedoring Company L.L.C. for the granting of the renewal of a nonexclusive franchise for a five-year term, from April 8, 2020, through April 7, 2025, to provide steamship agent services at Port Everglades.

Why Action is Necessary

Public hearing is required pursuant to Chapter 94-429, Laws of Florida, and Section 32.22.a of the Broward County Administrative Code. Franchises are granted pursuant to Chapter 32 of the Broward County Administrative Code.

What Action Accomplishes

It allows a Public Hearing date to be set and notices to be published twice in local newspapers.

Is this Action Goal Related

Yes

Previous Action Taken

None.

Summary Explanation/Background

THE PORT EVERGLADES DEPARTMENT RECOMMENDS APPROVAL.

This action supports the Broward County Board of County Commissioners' ("Board") Value of "Ensuring economic opportunities for Broward's diverse population and businesses" and the Goal to "Increase the economic strength and impact of revenue-generating County enterprises balancing economic, environmental, and community needs."

On March 10, 2015 (Item No. 1-PH), the Board granted renewal of a nonexclusive franchise to Eller-I.T.O. Stevedoring Company L.L.C. ("Eller") to provide steamship agent services at Port Everglades for a five-year term, from April 8, 2015, through April 7, 2020.

Staff has reviewed the steamship agent franchise renewal application against the enumerated renewal criteria set forth in Chapter 32 of the Broward County Administrative Code. Staff's due diligence included corresponding with Eller's representative to clarify franchise requirements and reviewing Eller's corporate status, resumes of executive staff and list of managerial personnel, business history/experience, litigation history, insurance, financial documents and creditworthiness, discharge of previous financial obligations to County, compliance with all franchise terms and conditions and established rules and regulations of the County, required licenses and certificates, company programs and policies, list of equipment to be used at Port Everglades, statement of activities and actions indicating that Eller has maintained a favorable service performance record in Port Everglades during the term of the franchise, and that it has promoted and developed growth in the business activities, projects, or facilities of Port Everglades. Eller's safety and environmental history was also reviewed, and no infractions were found. No false or misleading information was submitted as part of the franchise renewal application. Eller has, through the submission of the signed franchise renewal application, agreed to comply with all franchise conditions set forth in Section 32.24 of the Broward County Administrative Code.

Based on the review of information provided in the franchise renewal application, staff has determined that Eller meets the criteria for renewal of the steamship agent franchise. Steamship agent franchises may be granted for any period of time up to five years. Past practice has been for staff to recommend granting the renewal of a steamship agent franchise for a term of five years. Accordingly, staff is recommending that the franchise be renewed for a five-year term. The complete application and supporting documents are on file in the Port Everglades Business Administration Division.

Source of Additional Information

Jorge Hernández, Director, Business Administration Division, Port Everglades Department, (954) 468-3501

Angela Osorno Belleme, Franchise Manager, Business Administration Division, Port Everglades Department, (954) 468-0112

Fiscal Impact

Fiscal Impact/Cost Summary

Eller-I.T.O. Stevedoring Company L.L.C. has paid the required annual fee of \$2,250 and will pay an

additional \$9,000 in annual franchise fees over the term of the franchise, for a total of \$11,250.