



Broward County

Legislation Details (With Text)

File #: 20-772 **Version:** 1

Status: Agenda Ready

In control: REQUEST TO SET FOR PUBLIC HEARING

On agenda: 5/19/2020 **Final action:** 5/19/2020

Title: MOTION TO ADOPT Resolution No. 2020-276 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 2, 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 Port Everglades Terminal, LLC, for the granting of the renewal of a nonexclusive franchise for a five-year term, from June 23, 2020, through June 22, 2025, to provide marine terminal security 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. 2020-276 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 2, 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 Port Everglades Terminal, LLC, for the granting of the renewal of a nonexclusive franchise for a five-year term, from June 23, 2020, through June 22, 2025, to provide marine terminal security 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 May 12, 2015 (Item No. 2-PH), the Board granted renewal of a nonexclusive franchise to Port Everglades Terminal, LLC ("PE Terminal"), to provide marine terminal security services at Port Everglades for a five-year term, from June 23, 2015, through June 22, 2020.

Staff has reviewed the marine terminal security service 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 PE Terminal's representative to clarify franchise requirements and reviewing PE Terminal'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 PE Terminal has maintained a favorable service performance record in Port Everglades during the term of the franchise. PE Terminal'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. PE Terminal 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 PE Terminal meets the criteria for renewal of the marine terminal security service franchise. Marine terminal security service 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 marine terminal security service 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

Port Everglades Terminal, LLC, 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.