



# Broward County

## Legislation Details (With Text)

<b>File #:</b>	21-874	<b>Version:</b>	1
		<b>Status:</b>	Agenda Ready
		<b>In control:</b>	County Attorney
<b>On agenda:</b>	5/18/2021	<b>Final action:</b>	5/18/2021
<b>Title:</b>	<p>A. MOTION TO ADOPT Resolution No. 2021-286 attached as Exhibit 3, authorizing an exchange of real property between Broward County and the City of Tamarac, pursuant to which the City of Tamarac will convey to the County approximately three (3) acres of property owned by the City of Tamarac, and the County will convey to the City of Tamarac approximately three (3) acres of property located in West Lake Park ("WLP Parcel"), in accordance with Section 125.37, Florida Statutes, and Section 8.13 of the Broward County Charter, and authorizing the County Administrator to negotiate and execute, subject to review by the Office of the County Attorney as to legal sufficiency, an amendment to the Interlocal Agreement Between Broward County and the City of Tamarac Regarding Acquisition of Property, dated October 15, 2019, to effectuate the referenced property exchange.</p> <p>(Transferred to the Consent Agenda.)</p> <p>ACTION: (T-10:38 AM) Approved.</p> <p>VOTE: 8-0. Commissioner Sharief was not present during the vote.</p> <p>ACTION: (T-11:22 AM) Commissioner Sharief requested being shown voting in the affirmative.</p> <p>VOTE: 9-0.</p> <p>B. MOTION TO AUTHORIZE County Administrator to negotiate and execute a lease agreement, in substantially the form attached as Exhibit 4, with any nonmaterial changes approved as to legal sufficiency by the Office of the County Attorney, with the City of Tamarac to lease the WLP Parcel at the cost of Sixty-Two Thousand Four Hundred Dollars (\$62,400) annually (subject to a two percent (2%) annual increase), and to take any necessary budgetary and administrative actions to effectuate the terms of that lease agreement.</p> <p>(Transferred to the Consent Agenda.)</p> <p>ACTION: (T-10:38 AM) Approved.</p> <p>VOTE: 8-0. Commissioner Sharief was not present during the vote.</p> <p>ACTION: (T-11:22 AM) Commissioner Sharief requested being shown voting in the affirmative.</p> <p>VOTE: 9-0.</p>		
<b>Sponsors:</b>			
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. Exhibit 1 - Copy of February 4, 2021, City Manager Letter, 2. Exhibit 2 - Copy of March 23, 2021, City Mayor E-mail, 3. Exhibit 3 - Copy of Proposed Resolution, 4. Exhibit 4 - Proposed Lease Form Agreement		

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

## **Broward County Commission Regular Meeting**

**Director's Name:** Andrew J. Meyers

**Department:** County Attorney

### **Information**

#### **Requested Action**

A. MOTION TO ADOPT Resolution No. 2021-286 attached as Exhibit 3, authorizing an exchange of real property between Broward County and the City of Tamarac, pursuant to which the City of Tamarac will convey to the County approximately three (3) acres of property owned by the City of Tamarac, and the County will convey to the City of Tamarac approximately three (3) acres of property located in West Lake Park ("WLP Parcel"), in accordance with Section 125.37, Florida Statutes, and Section 8.13 of the Broward County Charter, and authorizing the County Administrator to negotiate and execute, subject to review by the Office of the County Attorney as to legal sufficiency, an amendment to the Interlocal Agreement Between Broward County and the City of Tamarac Regarding Acquisition of Property, dated October 15, 2019, to effectuate the referenced property exchange.

*(Transferred to the Consent Agenda.)*

**ACTION: (T-10:38 AM) Approved.**

**VOTE: 8-0. Commissioner Sharief was not present during the vote.**

**ACTION: (T-11:22 AM) Commissioner Sharief requested being shown voting in the affirmative.**

**VOTE: 9-0.**

B. MOTION TO AUTHORIZE County Administrator to negotiate and execute a lease agreement, in substantially the form attached as Exhibit 4, with any nonmaterial changes approved as to legal sufficiency by the Office of the County Attorney, with the City of Tamarac to lease the WLP Parcel at the cost of Sixty-Two Thousand Four Hundred Dollars (\$62,400) annually (subject to a two percent (2%) annual increase), and to take any necessary budgetary and administrative actions to effectuate the terms of that lease agreement.

*(Transferred to the Consent Agenda.)*

**ACTION: (T-10:38 AM) Approved.**

**VOTE: 8-0. Commissioner Sharief was not present during the vote.**

**ACTION: (T-11:22 AM) Commissioner Sharief requested being shown voting in the affirmative.**

**VOTE: 9-0.**

#### **Why Action is Necessary**

Necessary to adopt the proposed Resolution and authorize the stated actions.

**What Action Accomplishes**

Adopts the proposed Resolution and authorizes the stated actions.

**Is this Action Goal Related**

No

**Previous Action Taken**

**Summary Explanation/Background**

The City of Hollywood has now expressed its willingness to accept a 16th tower site at West Lake Park. See the February 4, 2021, letter from the City Manager (Exhibit 1), and the March 23, 2021, e-mail from the City Mayor (Exhibit 2). The City of Hollywood has conditionally approved the building permit for the West Lake Park site.

Motion A, if approved, would authorize completion of the land exchange with the City of Tamarac required by Section 8.13 of the County Charter to permit the West Lake Park site to be utilized as a public safety radio communication tower site.

Motion B, if approved, would authorize completion of the lease arrangement for the West Lake Park property with the City of Tamarac at the annual cost to the County of Sixty-Two Thousand Four Hundred Dollars (\$62,400), subject to a two percent (2%) annual increase. The proposed financial terms are commensurate with other County leases for P25 tower sites.

**Source of Additional Information**

Annika E. Ashton, Deputy County Attorney, 954-357-7600

**Fiscal Impact**

**Fiscal Impact/Cost Summary**

Motion A: None.

Motion B: Sixty-Two Thousand Four Hundred Dollars (\$62,400) annually (subject to an annual two percent (2%) increase).