



# Broward County

## Legislation Details (With Text)

<b>File #:</b>	21-1569	<b>Version:</b>	1
		<b>Status:</b>	Agenda Ready
		<b>In control:</b>	Human Services - Community Partnerships Division
<b>On agenda:</b>	9/21/2021	<b>Final action:</b>	9/21/2021
<b>Title:</b>	<p>A. MOTION TO AUTHORIZE County Administrator to execute Third Amendment to Agreement No. 19 -CP-HIP-8254-01, subject to review for legal sufficiency by the Office of the County Attorney, between Broward County and Hope South Florida, Inc., increasing the Agreement amount from \$857,161 to \$1,057,161, effective retroactively from December 31, 2020, through September 30, 2021, for mobile sanitation equipment and services; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement as amended.</p> <p>ACTION: (T-10:28 AM) Approved.</p> <p>VOTE: 8-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Ryan was not present.</p> <p>ACTION: (T-10:49 AM) Through Mayor Geller, Commissioner Ryan requested being shown voting in the affirmative.</p> <p>VOTE: 9-0.</p> <p>B. MOTION TO APPROVE waivers 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: George Steve Werthman.</p> <p>ACTION: (T-10:28 AM) Approved.</p> <p>VOTE: 8-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Ryan was not present.</p> <p>ACTION: (T-10:49 AM) Through Mayor Geller, Commissioner Ryan requested being shown voting in the affirmative.</p> <p>VOTE: 9-0.</p>		
<b>Sponsors:</b>			
<b>Indexes:</b>	Established Commission Goals		
<b>Code sections:</b>			
<b>Attachments:</b>	1. Exhibit 1 - Conflict of Interest		

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

**Director's Name:** Keith D. Bostick (Deputy Director)

**Department:** Human Services

**Division:** Community Partnerships

### Information

### **Requested Action**

A. MOTION TO AUTHORIZE County Administrator to execute Third Amendment to Agreement No. 19-CP-HIP-8254-01, subject to review for legal sufficiency by the Office of the County Attorney, between Broward County and Hope South Florida, Inc., increasing the Agreement amount from \$857,161 to \$1,057,161, effective retroactively from December 31, 2020, through September 30, 2021, for mobile sanitation equipment and services; and authorize the County Administrator to take all necessary administrative and budgetary actions to implement the Agreement as amended.

***ACTION: (T-10:28 AM) Approved.***

***VOTE: 8-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Ryan was not present.***

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

B. MOTION TO APPROVE waivers 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: George Steve Werthman.

***ACTION: (T-10:28 AM) Approved.***

***VOTE: 8-0. Commissioner Furr voted in the affirmative telephonically. Commissioner Ryan was not present.***

***ACTION: (T-10:49 AM) Through Mayor Geller, Commissioner Ryan requested being shown voting in the affirmative.***

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

### **Why Action is Necessary**

A. Board of County Commissioners of Broward County ("Commission") approval is required for agreements with external agencies.

B. A waiver of conflict arising under Section 112.313(7)(a), Florida Statutes, requires two-thirds approval by the Commission.

### **What Action Accomplishes**

Approval of Motion A provides funds for the continued provision of sanitation equipment services for individuals who are experiencing street homelessness.

Approval of Motion B waives the existence of any conflicts arising under Section 112.313(7)(a), Florida Statutes, as authorized under applicable law.

### **Is this Action Goal Related**

Yes

### **Previous Action Taken**

None

### **Summary Explanation/Background**

THE HUMAN SERVICES DEPARTMENT AND THE COMMUNITY PARTNERSHIPS DIVISION RECOMMEND APPROVAL OF THE ABOVE MOTIONS.

These actions support the Commission's value of "approaching human services collaboratively and compassionately, with special emphasis on the most vulnerable," and the goal to "collaborate with public and private partners to find creative, equitable, and responsible solutions to systemic community problems, especially permanent, supportive housing for persons experiencing or at risk of homelessness." Funding provides additional resources to support the containment of COVID-19.

Retroactive approval is requested to ensure the continued provision of needed sanitation equipment and services to support the containment of COVID-19 and allow the specified provider to submit invoices for services, as there was no disruption to services while the amendment was being negotiated and finalized.

On April 21, 2020 (Item No. 37), the Commission approved the funding of mobile sanitation stations to mitigate the spread of COVID-19 by increasing the availability of sanitation equipment to individuals who are experiencing street homelessness. The agenda increased funds to an existing agreement with Hope South Florida, Inc. ("HSF"), in the amount of \$97,618 to provide two mobile sanitation stations for the period of April 1, 2020, through September 30, 2020.

On December 1, 2020 (Item No. 8), the Commission approved continued funding for mobile sanitation equipment and services to mitigate the spread of COVID-19 by increasing the availability of sanitation equipment to individuals who are experiencing street homelessness. The agenda increased funds to HSF in the amount of \$95,000 to provide two showering stations, a fully functional portable restroom, and cleaning services for the period of October 1, 2020, through December 30, 2020.

This agenda requests the continuation of funding for mobile sanitation equipment for the period of December 31, 2020, through September 30, 2021. HSF will coordinate service locations and times with Broward County as well as communicate the information to stakeholders for community notification.

The amendment to the HSF agreement will be reviewed for legal sufficiency by the Office of the County Attorney prior to execution by the County Administrator.

Approval of this item would give rise to certain employment conflicts under Section 112.313(7)(a), Florida Statutes, which provides that "no public officer... shall have or hold any employment or contractual relationship with any business entity... which is... doing business with an agency of which he or she is an officer or employee." In accordance with 112.313(12), Florida Statutes, Commission approval is required to waive any conflict of interest arising under Section 112.313(7)(a), Florida Statutes. An effective waiver requires two-thirds vote of the Commission after disclosure of the conflicting relationship (Motion C) in accordance with Section 112.313(12), Florida Statutes. Form 4A, Disclosure of Business Transaction, Relationship, or Interest, is attached to this report as Exhibit 1 and constitutes full disclosure of any existing conflicts.

**Source of Additional Information**

Darrell Cunningham, Director, Community Partnerships Division, (954) 357-6398

Rebecca McGuire, Administrator, Homeless Initiative Partnership Section, (954) 357-5597

**Fiscal Impact**

**Fiscal Impact/Cost Summary**

Funding for the amendment is budgeted within the Human Services Department.