

**Required Board Action
Administrative Approval Action During Winter Recess 2024**

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No.	Lead Department	Division	Requisition	Requested Action	Summary	Fiscal Impact of Approval	Justification
1	Aviation Department	Aviation Department	N/A	<p>A. Authorize the County Administrator to compromise claims or cure amounts in connection with the matter of Spirit Airlines, Inc., S.D.N.Y. Bankruptcy Case No. 24-11988 (the "Bankruptcy Case"), and to amend Broward County's agreements with the debtor or its successor in interest, subject to concurrence of the County Attorney's Office that such compromise or amendment represents a prudent resolution of the applicable issue(s) based on legal risk and consideration of all pending claims, and that the form of any agreement is legally sufficient.</p> <p>B. Authorize the County Administrator to appoint one or more special counsel to provide specialized bankruptcy representation to Broward County in connection with complex bankruptcy matters, if deemed necessary by the County Attorney, and to negotiate and execute all appropriate agreements to effectuate same, provided the combined expenditures do not commit Broward County to expenditures of more than \$100,000.</p>	<p>A. This action allows Broward County to respond quickly if the Fort Lauderdale-Hollywood International Airport's largest carrier (i.e., Spirit Airlines, Inc.) requests compromises in connection with the Bankruptcy Case, which is expected to move quickly.</p> <p>B. The County Attorney may seek to engage special counsel to provide representation in connection with the Bankruptcy Case. This item will provide the County Administrator with the authority to (i) appoint such special counsel, if deemed necessary by the County Attorney, and (ii) negotiate and execute all appropriate agreements to effectuate same.</p>	<p>A. Unknown B. \$100,000</p>	<p>A. The Bankruptcy Case may provide a limited time for Broward County to respond to requests for compromise. B. This action provides Broward County the opportunity to appoint specialized bankruptcy representation, if deemed necessary by the County Attorney.</p>
2	Aviation Department	Aviation Department	N/A	<p>Approve and execute a Site Access License Agreement ("Agreement") between Broward County, My Park Initiative, LLC ("Licensee"), and City of Fort Lauderdale ("City") for the installation, maintenance, and repair of certain improvements on property located at Broward County's Fort Lauderdale-Hollywood International Airport along the north side of Perimeter Road ("Licensed Area"), at no cost to Broward County.</p>	<p>The Agreement (between Broward County, Licensee and City) is for the installation, maintenance, and repair of certain improvements on Licensed Area. The City and Licensee entered an agreement to develop and operate a pickleball park at Snyder Park ("The Fort").</p> <p>Pursuant to this Agreement, effective April 1, 2024, the County will retroactively grant Licensee nonexclusive access and use of the Licensed Area (which will provide access to The Fort) solely for the purposes of making certain improvements to the Licensed Area, and performing maintenance obligations as specified in the Agreement. The Agreement shall continue in perpetuity unless terminated as set forth in the Agreement. If Licensee fails to perform any of its obligations under the Agreement, City will, upon demand by the Contract Administrator, fulfill such obligations on Licensee's behalf. The proposed improvements to Licensed Area include the installation of landscaping and irrigation within License Area for roadway access to The Fort.</p>	None.	A pickleball tournament is being held at The Fort in January of 2025. This action ensures that the Agreement will be fully executed prior to such tournament.
3	FASD/Purchasing Division	Aviation Department /Maintenance Division	AVM0011533	Award open-end contract FLL Fire Suppression Inspections, Maintenance and Repair Services, Bid No. BLD2128306B2	The purpose of the contract is to provide all labor, equipment and incidentals necessary to provide fire suppression inspections, maintenance, and repair services at Fort Lauderdale-Hollywood International (FLL) Airport.	Agency's annual estimate amount of \$2,083,795 with four renewals for a five-year potential amount of \$10,418,975. The funds estimated for the current Fiscal Year are included in the current Fiscal Year budget.	Solicitation pending re-advertisement (original solicitation was not able to be awarded). This is a life-safety contract and is needed prior to January 28, 2024. No current contract (currently covering services by purchase orders). As this is an item for FLL, item would be ratified by regular agenda item in January/February.
4	FASD/Purchasing Division	Public Works Department/ Construction Management Division	CMD0001236	Award and execute fixed contract for North HAC Wind Retrofit, Generator and Capital Improvements, Bid No. PNC2128579C1, and authorize the County Administrator to transfer funding from reserves as required.	The purpose of this contract is to provide wind retrofit, generator and capital improvements to the North Homeless Assistance Center (HAC).	This fixed contract is in the amount of \$6,792,414.13 using County funds for capital improvements and grant funding (Hazard Mitigation Grant Program) for wind retrofit and generator included in the current Fiscal Year budget.	Bid responses are currently under review to determine responsiveness and responsibility to make recommendation for award. Bid closed October 4, 2024. Anticipated award prior to January 28, 2024.

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5	FASD/Purchasing Division	Public Works Department/Highway & Bridge Maintenance Division	HWB0003217	Award open-end contract Maintenance & Bridge Materials, Bid No. BLD2129006B1	The purpose of this contract is to supply and deliver maintenance and bridge materials.	Initial one-year estimated amount of \$234,219 based on potential awardee's bid amount, with four renewals for a five-year potential amount \$1,171,095. The funds estimated for the current Fiscal Year are included in the current Fiscal Year budget.	Item presented in the event the contract is unable to be awarded through the clean low process. Two responses are currently under review to determine responsiveness and responsibility. Bid closed November 7, 2024. Current Contract No. BLD2122358B1 expires December 20, 2024. Anticipated award prior to January 28, 2024.
6	FASD/Purchasing Division	Public Works Department/Natural Resources Division	EVN0001074	Award open-end contract(s) Native Palm, Trees/Shrubs, and Fruit Trees, Bid No. BLD2128882B1	The purpose of this contract(s) is to furnish and supply 3-gallon native palms, trees/shrubs, and fruit trees.	Agency's initial three-year estimated amount of \$641,412 with two renewals for a five-year potential amount of \$1,069,020. The funds estimated for the current Fiscal Year are included in the current Fiscal Year budget.	Item presented in the event the contract(s) is unable to be awarded through the clean low process. Bid responses are currently under review to determine responsiveness and responsibility to make recommendation for award for Groups 1 - 3. Bid closed date November 22, 2024. Anticipated award prior to January 28, 2024. No current contract.
7	Office of Regional Communications & Technology	Office of Regional Communications & Technology	N/A	Approve and execute Work Authorization 14 in accordance with Agreement R1422515P1 with Motorola Solutions Inc. in the approximately \$1,300,000 for life cycle replacement of the Radio Tower Site Security and Access Control system at each of the 16 Public Safety Radio Sites and the ORCAT Radio Administration Office.	The purpose of this request is to complete a lifecycle replacement of the Site Security and Access Control equipment at the 16 Public Safety Radio Tower Sites and ORCAT Radio Administration Office. This equipment is currently outdated and requires lifecycle replacement.	Approximately \$1,300,000	ORCAT has drafted the Work Authorization (WA) for replacing the Public Safety Radio System (PSRS) Tower Site Security and Access Control System. This WA is under review by the County Attorney's Office and Motorola, which is expediting their review. The current PSRS tower site security infrastructure is at the end of its lifespan, risking system failure and compromising the security of critical communication sites. Immediate action is essential to safeguard these facilities. Authorizing action during the Winter Recess will allow ORCAT to promptly address vulnerabilities, ensuring the security and functionality of vital systems. This proactive measure is crucial to mitigate threats, protect public safety, and maintain the resilience of the County's infrastructure.
8	Parks and Recreation Division	Parks and Recreation Division	N/A	Approve and execute First Amendment to Agreement No. GEN2115874P1, between Broward County and Jeff Ellis and Associates, Inc. for Aquatic Risk Management Services	The purpose of the agreement is for the Contractor to provide comprehensive risk management services at County's aquatic facilities. The Agreement expired on September 4, 2024. The purpose of the First Amendment is to retroactively reinstate the Agreement and to create a new renewal term and associated scope of services, as well as provide payment for these services.	The annual not-to-exceed amount paid by County to Contractor is \$50,000 which is budgeted in the Division's general fund budget.	Prior to the Agreement's expiration term, Parks worked with the Purchasing Division to issue a solicitation. However, only one bid was received which was rejected on September 17, 2024 (vendor did not agree to terms and conditions). An Amendment to the Agreement is needed, as the original Agreement had exhausted all renewal options.
9	Parks and Recreation Division	Parks and Recreation Division	N/A	Approve and execute Second Amendment between Broward County and Florida Fish and Wildlife Conservation Commission (FWC) for dredging of the Hollywood North Beach Mooring Fields (FWC Agreement No. 21111).	This purpose of this amendment is to extend the expiration date of the agreement from 12/31/24 to 06/30/25.	No fiscal impact.	Current agreement expires on December 31, 2024. While performing dredging work, some unforeseen conditions occurred in the middle of November which will delay the project. Therefore, a 6-month extension amendment is required.
10	Port Everglades Department	Business Development	N/A	Approve and execute First Amendment to Lease Agreement between Broward County and Chiquita Fresh North America, L.L.C.	The First Amendment would extend the current three-year term by an additional six years, including rent increases, and adding new audit provisions.	The lease amendment covering the 51,868 square foot warehouse and 19,700 square feet of adjacent land could result in lease revenue up to \$7,507,374 over the six-year extension term.	Chiquita has been a tenant at Port Everglades since 2004. Their previous lease expired on October 31, 2024, and they are in holdover status due to extended negotiations. It is anticipated that both parties will conclude the negotiations and be prepared to execute the First Amendment before the Board returns from its Winter Recess. Completing the amendment promptly is in the County's best interest, as the lease amendment includes more advantageous terms.

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11	Port Everglades Department	Operations Division	TBD	Approve and execute State-Funded Grant Agreement between Broward County and Florida Department of Transportation (FDOT) to provide up to \$1 million in state funding to contract with Safe Port Terminals LLC to develop and test a spreader-mounted radiation monitoring system to be installed on a container gantry crane at Port Everglades.	This agreement will allow for testing of a new technology to scan containers for radiation using a sensor suite installed on the spreader of a container gantry crane at Port Everglades using funds appropriated by the Legislature in the FY 23/24 FDOT budget. State law does not allow Safe Port Terminals LLC to receive the grant funds directly from FDOT, and Port Everglades has agreed to allow for the use of one of its container gantry cranes for the pilot testing of the new technology.	State will provide up to \$1 million to be used by the County to reimburse Safe Port Terminals LLC for costs associated with the design, engineering, and testing of the spreader-mounted radiation monitoring system. Any costs exceeding \$1 million will be the responsibility of Safe Port Terminals LLC.	The state funds for this project were appropriated in the state's FY23/24 budget, and rolled over by FDOT into the FY24/25 budget. A draft agreement was received from FDOT and reviewed by the Office of the County Attorney. Comments have been provided back to FDOT but the agreement will not be finalized before the Winter Recess. Approval during the Winter Recess will allow Port staff to negotiate the separate agreement between the County and Safe Port Terminals that will be brought before the Board for approval in February 2025.
12	Port Everglades Department	Seaport Engineering & Construction Division	TBD	Approve and execute Change Order No. 2 to Agreement between Broward County and James B. Pirtle Inc., Contract No. PNC2123286PI, for Managing General Contractor for Cruise Terminal 4 & Berth Improvements Project, to finalize the Reconciled Guaranteed Maximum Price (RGMP) for the project's Price Elements C & D, and provide a time extension for the work.	The purpose of this Agreement is to perform managing general contractor services for the terminal and berth improvements at Port Everglades Terminal No. 4 for Disney Cruise Line that was substantially complete in November 2023. Due to actual costs being higher than estimated and additional work being added to the project to accommodate requirements from Disney Cruise Line, the RGMP must be increased to accommodate additional Direct General Conditions and Fixed Fee (Price Elements C & D respectively) and the time for completion extended.	There are no additional costs. Any cost increases resulting from the negotiations of the revised RGMP and other costs will be covered by remaining funds in the project budget.	Port staff have been negotiating with Pirtle since August 2024 on their request for additional funding for Direct General Conditions and Fixed Fee (Price Elements C & D respectively). Work is in progress to finalize the revised scope of work along with the punch list and additional items that Disney Cruise Line had requested. Negotiations on the revised RGMP will not be completed in time to meet the deadline for the December Commission meeting, thus Winter Recess action is required to allow the project to be completed and closed out and the project audit required by the agreement between Broward County and Disney Cruise Line to commence.
13	Public Works Department	Construction Management Division	N/A	Approval to increase GMP, under Property Appraiser and Value Adjustment Board Building Renovation Contract No. PNC2119500P1, with James B. Pirtle Construction Company, Inc.	Provides for an increase to the GMP due to the addition of the PSAP suite to the renovation project after a GMP was established. The building required additional structural reinforcement and utility redundancy to accommodate the PSAP. Increases in materials and labor after the original GMP was established also contributed to the increased GMP.	Increases the GMP from \$16,503,319 to approximately \$39,612,588, subject to legal review.	This amendment is needed to provide a new PSAP which is a priority. The PCP project design was completed, jobs bid out, and the GMP was recently negotiated. This amendment is further needed to avoid the potential expiration of bids, additional price increases, and any delays of this priority project.
14	Public Works Department	Construction Management Division	N/A	Approve and execute the Twenty-first Amendment to the Agreement between Broward County and Spillis Candela & Partners/Heery/Cartaya Joint Venture, Request for Letters of Interest (RLI) No. 20030904-0-CM-01 for Consultant Services for County Court Facility.	Provides for cost adjustments to ensure project continuity in ongoing and delayed projects at the Broward County Judicial Complex (BCJC).	\$775,689	Construction has started on the Enabling Projects for the 500-Car Secured Parking Garage and Plaza; thus modifications are required to match the construction schedules and upgrades to the design to the Parking Garage are required for elevations, security and operational functionality. Construction delays at North Wing Clerk of Court Relocation projects require an extension of time. This amendment is required to maintain the current construction schedules and avoid potential delay claims. An increase in Optional and Reimbursable services are also added to this amendment.
15	Public Works Department	Facilities Management Division	TBD	Approve and execute Second Amendment to Agreement No. BLD2123500A1, Fire Alarm and Security Management Services, with Johnson Controls, Inc., to add new locations and equipment with an effective date of January 1, 2025, increase the not-to-exceed amount by \$967,167, including \$375,000 in optional services, for the remaining two-years of Agreement.	This standardized sole source agreement with Johnson Controls, Inc. was established to provide fire detection system and security card access system maintenance and repair services for buildings containing their equipment.	The funds needed for this amendment are available in the Facilities Management Division's operating budget.	The negotiation meetings for this amendment set the effective date as January 1, 2025. The amendment will not be finalized in time to make the December meeting.

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16	Public Works Department	Highway and Bridge Maintenance Division	N/A	Approval of Memorandum of Understanding (MOU) between Florida Department of Agriculture and Consumer Services (FDACS) and Broward County for mosquito control operations.	This MOU will allow Broward County to conduct mosquito control operations and maintain state-approved status in compliance with Florida Statutes and Florida Administrative Code regulating mosquito control programs.	None	FDACS provided a deadline of 12/30/2024 to execute and submit the MOU.
17	Public Works Department	Highway and Bridge Maintenance Division	Pending	Approve and execute Work Authorization with KCI under the Agreement between Broward County and KCI Technologies, Inc. for Continuing Professional Services for Construction Engineering and Inspection ("CEI") and Design Services for Roadway and Traffic Projects (RFP No. PNC2121897P1).	The purpose of the Work Authorization is to provide consultant services necessary for Boulevard Gardens design phase. The project is partially funded by the Florida Department of Environmental Protection - Grant Agreement 22FRP120.	\$500K	This project is funded partially by a grant from the State DEP. The grant has tight deadlines and requires construction to start by December 2025 which effectively requires the design to begin no later than the end of this December. The planning phase was recently completed and presented to the community for input. Now that we have reached a consensus on the improvement concept, this work authorization is needed urgently to proceed with the design and meet the State DEP's deadline.
18	Public Works Department	Highway and Bridge Maintenance Division	N/A	Approve and execute an Amendment to Standard Grant Agreement No. MT124 between the Florida Department of Commerce ("FDOC"), formerly known as the Florida Department of Economic Opportunity and Broward County, dated January 19, 2023 ("Grant Agreement"), for the Broadview Park Green Infrastructure Stormwater Flood Mitigation project.	The Amendment modifies the scope of work to prioritize key infrastructure needs and ensure the project remains within the available funding. The Amendment is subject to review and approval by the County Attorney for legal sufficiency, and no additional financial obligations will be imposed on the County.	None	FDOC provided a deadline of 12/31/2024 to execute and submit the forthcoming grant amendment.
19	Public Works Department	Solid Waste and Recycling Services		Approve and execute Amendment to Temporary Revocable License Agreement with Florida Gas Transmission	Florida Gas Transmission (FGT) is a utility company that is responsible for a gas line that runs within the confines of the County's ash monofil site located at the Wheelabrator South Broward site at 4400 South State Road 7, Unincorporated Broward. FGT needs to perform federally-mandated hydrostatic test of the gas line within their defined workspace.	None.	The Amendment will allow for the continuance of access to the temporary workspace as defined within the Agreement. FGT will be able to meet their permitted activities and adhere to maintenance obligations of the gas pipeline as outlined in the Agreement. FGT, claims that they have a requirement to complete their hydro testing of the gas line before the end of the year to be compliant as per their permit.
20	Transportation Department	Capital Programs	N/A	Approve and execute an agreement with Florida Department of Environmental Protection (FDEP) for Petroleum Cleanup Participation Program (PCCP) for Copans Road Transit Facility	Agreement provides up to \$400K in state funding for environmental remediation related to a 1988 petroleum product discharge at the facility.	Up to \$100K, 25% match of State's \$400K funding allocated for the site.	The deadline for submittal of the PCCP agreement to FDEP is January 10th.