Broward County
County Commission
Regular Meeting Agenda

Tuesday, January 7, 2020 10:00 AM Broward County Governmental Center Room 422 (Commission Chambers)

MEETING OF JANUARY 7, 2020

PRESENTATION: NATIONAL ALLIANCE ON MENTAL HEALTH
NAMI BROWARD: HOPE THROUGH SUPPORTIVE HOUSING

CONSENT AGENDA

BOARD APPOINTMENTS

1. MOTION TO APPROVE Board Appointments

1A. MOTION TO APPOINT Howard Nelson to the Parks and Recreation Advisory Board. (Commissioner Fisher)

Attachments: Exhibit 1 - County Attorney Memo of Qualification

20-012 1B. MOTION TO APPOINT Brittany Freeman to the Broward Cultural Council. (Vice-Mayor Geller)

Attachments: Additional Material - Agenda Item and County Attorney Memo

2. MOTION TO AUTHORIZE County Administrator to approve and execute (subject to review and approval as to legal sufficiency by the Office of the County Attorney) a fourth Amendment to the Lease Agreement between Broward County (Lessor) and South Florida Wildlife Center, Inc. (Lessee), which said Amendment shall be limited to providing Lessee with an additional 90 calendar days (for a total of 180 calendar days after the date of the Relocation Notice) within which Lessee must provide written notice to Lessor of Lessee's acceptance or rejection of the Relocation Premises.

Attachments: Exhibit 1 - Extension Request Letter
TRANSPORTATION DEPARTMENT

TRANSIT DIVISION

3. A. MOTION TO ADOPT Resolution No. 2020-001 of the Board of County Commissioners of Broward County, Florida, approving and authorizing the Mayor to execute a Public Transportation Grant Agreement (PTGA) with the Florida Department of Transportation (FDOT) in the amount of $4,153,034 to provide funding for the operations and maintenance of Interstate 95 Express Bus Service; authorizing the County Administrator to take necessary administrative and budgetary actions; and providing for an effective date. The term of this agreement is from date of execution by FDOT through December 31, 2024.

(Per the Tuesday Morning Memorandum, the Public Transportation Grant Agreements (PTGAs) attached as Exhibit 2 to each agenda item are incorporated as Exhibit 1 into each resolution approving the PTGAs.)

ACTION: (T-10:36 AM) Approved.

VOTE: 8-0. Commissioner Rich was not present.

B. MOTION TO ADOPT budget Resolution No. 2020-002 within the Transit Division’s I-95 Express Grant Fund, to appropriate revenue in the amount of $4,153,034, to provide funding for continued operations and maintenance of Interstate 95 Express Bus Service.

(Per the Tuesday Morning Memorandum, the Public Transportation Grant Agreements (PTGAs) attached as Exhibit 2 to each agenda item are incorporated as Exhibit 1 into each resolution approving the PTGAs.)

ACTION: (T-10:36 AM) Approved.

VOTE: 8-0. Commissioner Rich was not present.

Attachments: Exhibit 1 - Resolution
Exhibit 2 - PTGA 95 Express
Exhibit 3 - Budget Resolution
A. MOTION TO ADOPT Resolution No. 2020-003 of the Board of County Commissioners of Broward County, Florida, approving and authorizing the Mayor to execute a Public Transportation Grant Agreement (PTGA) with the Florida Department of Transportation (FDOT) in the amount of $2,381,232, to provide funding for operations and maintenance of the I-595 Express Bus Service; authorizing the County Administrator to take necessary administrative actions to implement the agreement; and providing for an effective date. The term of this PTGA is from date of execution by FDOT through December 31, 2024.

(Per the Tuesday Morning Memorandum, the Public Transportation Grant Agreements (PTGAs) attached as Exhibit 2 to each agenda item are incorporated as Exhibit 1 into each resolution approving the PTGAs.)

ACTION: (T-10:36 AM) Approved.

VOTE: 8-0. Commissioner Rich was not present.

B. MOTION TO ADOPT budget Resolution No. 2020-004 within the Transit Division's I-595 Express Grant Fund, to appropriate revenue in the amount of $2,381,232, to provide funding for operations and maintenance of the I-595 Express Bus Service.

(Per the Tuesday Morning Memorandum, the Public Transportation Grant Agreements (PTGAs) attached as Exhibit 2 to each agenda item are incorporated as Exhibit 1 into each resolution approving the PTGAs.)

ACTION: (T-10:36 AM) Approved.

VOTE: 8-0. Commissioner Rich was not present.

Attachments: Exhibit 1 - Resolution 595 Express
Exhibit 2 - PTGA 595 Express
Exhibit 3 - Budget Resolution

OFFICE OF ECONOMIC AND SMALL BUSINESS DEVELOPMENT

5. MOTION TO APPROVE waiver of conflict under Section 112.313(7)(a), Florida Statutes, for Darren Badore, who holds an employment or contractual relationship with an entity that is doing business with Broward
COUNTY ATTORNEY

20-018 6. MOTION TO DIRECT County Administrator to take any necessary action for Broward County to join the Florida Hate Crime Coalition, subject to review by the Office of the County Attorney as to legal sufficiency of any applicable agreements or other terms and conditions.

Attachments: Exhibit 1 - Florida Hate Crime Coalition FAQs Sheet 
Exhibit 2 - Florida Hate Crime Coalition Membership 

REQUEST TO SET FOR PUBLIC HEARING

19-1525 7. MOTION TO ADOPT Resolution No. 2020-005 of the Board of County Commissioners of Broward County, Florida, directing the County Administrator to publish a Notice of Public Hearing to be held on Tuesday, January 28, 2020, at 10:00 a.m., in Room 422, Broward County Governmental Center, to receive public input and adoption of a proposed Resolution, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AUTHORIZING THE DIRECTOR OF THE TRANSPORTATION DEPARTMENT TO SUBMIT A GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR FEDERAL GRANT PROGRAM FUNDS FOR STATE FISCAL YEAR 2021 PURSUANT TO 49 U.S.C. SECTION 5310, TO PURCHASE ADA ACCESSIBLE TRANSIT VEHICLES FOR PARATRANSIT SERVICES, EACH VALUED AT SEVENTY-EIGHT THOUSAND ONE HUNDRED EIGHTY-FIVE DOLLARS ($78,185); AUTHORIZING THE COUNTY ADMINISTRATOR TO ACCEPT THE GRANT FUNDING IF IT IS AWARDED; AND PROVIDING FOR AN EFFECTIVE DATE.

Established Commission Goal

Attachments: Exhibit 1 - Resolution 
Exhibit 2 - Proposed Resolution 
Exhibit 3 - Notice 

19-1541 8. MOTION TO ADOPT Resolution No. 2020-006 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 25, 2020 at 10:00 a.m. in Room 422 of the Broward County
Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, FL 33301, to consider Resolution to levy land clearance liens against certain described properties resulting from violations of the Property Maintenance regulations contained within Chapter 39 of the Broward County Code of Ordinances. (Commission District 9)

**Attachments:**
- Exhibit 1 - Resolution to Publish Notice of Public Hearing
- Exhibit 2 - Land Clearance Liens Resolution
- Exhibit 3 - Notice of Intent

**20-003 9.** MOTION TO ADOPT Resolution No. 2020-007 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, January 28, 2020, at 10:00 a.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida to vacate a 25-foot right-of-way lying within the Davie Chamber of Commerce Colored Subdivision, as recorded in Plat Book 19, Page 14 of the Public Records of Broward County, generally located west of Southwest 57 Terrace, between Southwest 44 Street and Southwest 44 Court, in the Town of Davie; Petitioners: Sunshine State Builders, Inc.; Agent: Gus Khavanin, American Engineering and Construction, Inc.; Application for Vacation and Abandonment: 2018-V-20. (Commission District 7)

**Attachments:**
- Exhibit 1 - Application
- Exhibit 2 - Resolution Authorizing Public Hearing
- Exhibit 3 - Notice of Public Hearing
- Exhibit 4 - Location Map

**20-041 10.** MOTION TO ADOPT Resolution No. 2020-008 directing the County Administrator to publish Notice of Public Hearing to be held on January 28, 2020, at 10:00 a.m., to consider enactment of an Ordinance adopting a proposed amendment to the Broward County Land Use Plan Natural Resource Map Series (PCNRM 19-1), to amend the Environmentally Sensitive Lands Map, as an amendment to the Broward County Comprehensive Plan. (Commission District 7)

**Attachments:**
- Exhibit 1 - Resolution
- Exhibit 2 - Ordinance

**20-042 11.** MOTION TO ADOPT Resolution No. 2020-009 directing the County Administrator to publish Notice of Public Hearing to be held on January 28, 2020, at 10:00 a.m., to consider enactment of an Ordinance adopting a proposed amendment to the Broward County Land Use Plan Natural
Resource Map Series (PCNRM 19-2), to amend the Beaches and Shores Map, as an amendment to the Broward County Comprehensive Plan.

**Attachments:**
- Exhibit 1 - Resolution
- Exhibit 2 - Ordinance

**20-044 12.** MOTION TO ADOPT Resolution No. 2020-010 directing the County Administrator to publish Notice of a Public Hearing to be held on January 28, 2020, at 10:00 a.m., to consider transmittal to designated State review agencies of a proposed amendment to the Broward County Land Use Plan map (PC 20-4), in the City of Deerfield Beach, as an amendment to the Broward County Comprehensive Plan. *(Commission District 2)*

**Attachments:**
- Exhibit 1 - Proposed Resolution
- Exhibit 2 - Draft Resolution

**20-046 13.** MOTION TO ADOPT Resolution No. 2020-011 directing the County Administrator to publish Notice of Public Hearing to be held on January 28, 2020, at 10:00 a.m., to consider enactment of an Ordinance adopting a proposed amendment to the Broward County Land Use Plan text (PCT 19-8), regarding the Pompano Park South Activity Center, as an amendment to the Broward County Comprehensive Plan. *(Commission District 4)*

**Attachments:**
- Exhibit 1 - Resolution
- Exhibit 2 - Ordinance
14. A. **MOTION TO ADOPT** Resolution No. 2020-012 directing the County Administrator to publish Notice of a Public Hearing to be held on January 28, 2020, at 10:00 a.m., to consider transmittal to designated State review agencies of a proposed amendment to the Broward County Land Use Plan map (PC 20-1), in the City of Wilton Manors, as an amendment to the Broward County Comprehensive Plan. *(Commission District 7)*

**ACTION:** *(T-10:36 AM)* Approved.

**VOTE:** 8-0. Commissioner Rich was not present.

B. **MOTION TO ADOPT** Resolution No. 2020-013 directing the County Administrator to publish Notice of a Public Hearing to be held on January 28, 2020, at 10:00 a.m., to consider transmittal to designated State review agencies of a proposed amendment to the Broward County Land Use Plan text (PCT 20-1), regarding the Wilton Manors West Activity Center, as an amendment to the Broward County Comprehensive Plan. *(Commission District 7)*

**ACTION:** *(T-10:36 AM)* Approved.

**VOTE:** 8-0. Commissioner Rich was not present.

**Attachments:**
- Exhibit 1 - Proposed Resolution - PC 20-1
- Exhibit 2 - Draft Resolution - PC 20-1
- Exhibit 3 - Proposed Resolution - PCT 20-1
- Exhibit 4 - Draft Resolution - PCT 20-1

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**ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT**

**HOUSING FINANCE AND COMMUNITY REDEVELOPMENT DIVISION**

15. **MOTION TO APPROVE** Agreement between Broward County and the City of Hollywood (“City”) for the administration of the City’s First-Time Homebuyer Purchase Assistance Program; the agreement is for a term of two years from the date of execution and also includes income certification and closing coordination services for the sale of two City-owned homes; authorizing the Mayor to execute same; and authorizing the County Administrator to execute non-monetary amendments to agreement, subject to approval of the Office of the County Attorney. *(Commission Districts 6 and 7)*

Established Commission Goal
19-1052  16.  A. MOTION TO APPROVE First Amendment to Agreement between Broward County and City of Wilton Manors providing for the administration of funds for the Homebuyer Purchase Assistance Program in the amount of $260,000 with no change to the term; authorizing the County Administrator to execute same; and authorizing the County Administrator to execute non-monetary amendments to the agreement, subject to approval by the Office of the County Attorney.

**ACTION:**  (T-10:36 AM)  Approved.

**VOTE:**  8-0.  Commissioner Rich was not present.

B. MOTION TO ADOPT budget Resolution No. 2020-014 to appropriate revenue in the amount of an additional $160,000 (in addition to the previously approved $100,000) for the purpose of administering the agreement with the City of Wilton Manors. (Commission District 7)

**ACTION:**  (T-10:36 AM)  Approved.

**VOTE:**  8-0.  Commissioner Rich was not present.

Established Commission Goal

**Attachments:**  Exhibit 1 - Amendment to Agreement
                       Exhibit 2 - Budget Resolution - Wilton Manors Amend.
17. **MOTION TO APPROVE** (i) Amendment to Declaration of Restrictive Covenants for Rental Units as Exhibit 1; (ii) Amendment to Promissory Note as Exhibit 2; (iii) First Amendment to HOME Funding Agreement as Exhibit 3; (iv) Amendment to Mortgage as Exhibit 4; and (v) Amendment to Subordination Agreement as Exhibit 5; regarding change in ownership of the property upon which the Northwest Gardens I affordable housing development is situated; authorizing the County Administrator to execute same. *(Commission District 9)*

**Attachments:**
- Exhibit 1 - Amendment to DRC
- Exhibit 2 - Amendment to Promissory Note
- Exhibit 3 - First Amendment to HOME Funding Agreement
- Exhibit 4 - Amendment to Mortgage
- Exhibit 5 - Amendment to Subordination Agreement

**PLANNING AND DEVELOPMENT MANAGEMENT DIVISION**

18. **MOTION TO APPROVE** agreement to allow issuance of building permits prior to plat recordation between Broward County, City of Oakland Park and Pulte Home Company, LLC for Oak Tree Property Redevelopment (002-MP-19), authorizing the Mayor to execute same. *(Commission District 9)*

**Attachments:**
- Exhibit 1 - Application
- Exhibit 2 - Agreement for Issuance of Building Permits Prior to Plat Recordation
- Exhibit 3 - Location Map
- Additional Material - Information

**FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

**PURCHASING DIVISION**

For Transportation Department

19. **MOTION TO AWARD** open-end contracts to multiple vendors under the Florida Sheriffs Association Contract No. FSA19-VEL27.0 Pursuit, Administrative, and Other Vehicles, for the Fleet Services Division and other Broward County agencies, in the estimated amount of $7,150,000 for the
initial contract period beginning on the date of award and terminating on September 30, 2020, and authorizes the Director of Purchasing to renew the contract, as renewed by the Florida Sheriffs Association for two one-year periods; to be utilized after the initial purchase on an as-needed basis, by County agencies, subject to the allocation, availability, and budgetary approval of funds at time of need.

**Attachments:**
- Exhibit 1 - No Goals Memorandum dated November 1, 2019
- Exhibit 2 - Justification Memo dated November 25 2019
- Exhibit 3 - FSA Contract Terms & Conditions
- Exhibit 4 - Contract Award - FSA19-VEL27.0
- Exhibit 5 - Price Analysis

**RECORDS, TAXES, AND TREASURY DIVISION**

**19-1550  20.**  
A. **MOTION TO APPROVE** cancellation of warrants from Central Account No. xxxxxxx3785, Tax Refund Account No. xxxxxxx9850, Tax Redemption Account No. xxxxxxx0916, Self-Insurance Account No. xxxxxxx0518, and Payroll Account No. xxxxxxx3798, due to having a stale date, being unclaimed, or not being negotiated.

**ACTION:** *(T-10:36 AM)* Approved.

**VOTE:** 8-0. Commissioner Rich was not present.

B. **MOTION TO APPROVE** cancellation of warrants from Central Account No. xxxxxxx3785, and Self-Insurance Account No. xxxxxxx0518, due to being voided. Checks have been reissued.

**ACTION:** *(T-10:36 AM)* Approved.

**VOTE:** 8-0. Commissioner Rich was not present.
QUASI-JUDICIAL CONSENT HEARING

ENVIRONMENTAL PROTECTION AND GROWTH MANAGEMENT DEPARTMENT

PLANNING AND DEVELOPMENT MANAGEMENT DIVISION

21. MOTION TO CONSIDER APPROVAL of a plat entitled Blanche Ely (011-MP-19). (Commission District 2)

Attachments: Exhibit 1 - Staff Report
Exhibit 2 - Location Map
Exhibit 3 - School Capacity Availability Determination Letter
Exhibit 4 - FPL Letter
Exhibit 5 - Highway Construction and Engineering Memorandum
Exhibit 6 - Planning Council Memorandum
Exhibit 7 - Plat Application

22. MOTION TO CONSIDER APPROVAL of a plat entitled First Industrial Pompano (013-MP-19). (Commission District 2)

Attachments: Exhibit 1 - Staff Report
Exhibit 2 - Location Map
Exhibit 3 - Conceptual Dredge and Fill Report
Exhibit 4 - FPL Letter
Exhibit 5 - Highway Construction and Engineering Memorandum
Exhibit 6 - Planning Council Memorandum
Exhibit 7 - Plat Application

23. MOTION TO CONSIDER APPROVAL of a plat entitled Paramount Park (021-MP-19). (Commission District 2)
24. **MOTION TO APPROVE** increase of $50,000 in the line item funding amount for the Cultural Festival Program, increasing the total award funds amount from $50,000 to $100,000 for Fiscal Year 2020.

*(Commissioner Fisher and Commissioner Furr pulled this item.)*


**VOTE:** 7-0. Commissioner Bogen was not present during the vote. Commissioner Rich was not present.

**ACTION:** (T-11:26 AM) Approved. (Refer to minutes for full discussion.)

**VOTE:** 7-0. Commissioner Bogen was not present during the vote. Commissioner Rich was not present.

B. **MOTION TO APPROVE** increase of $150,000 in the line item funding amount for the Cultural Investment Program, increasing the total award funds amount from $1,060,800 to $1,210,800 for Fiscal Year 2020.

*(Commissioner Fisher and Commissioner Furr pulled this item.)*

VOTE:  7-0.  Commissioner Bogen was not present during the vote. Commissioner Rich was not present.

ACTION:  (T-11:26 AM) Approved.  (Refer to minutes for full discussion.)

VOTE:  7-0.  Commissioner Bogen was not present during the vote. Commissioner Rich was not present.

C. MOTION TO APPROVE updated list of recommended awardees and funding amounts for the Cultural Tourism Program for Fiscal Year 2020.

(Commissioner Fisher and Commissioner Furr pulled this item.)

ACTION:  (T-11:26 AM) Approved.  (Scrivener’s Error - See County Administrator’s Report: Currently reads: ...C. Pursuant to Chapter 29.17(f)(3) of the Broward County Administrative Code (“Administrative Code”).  Should read:  ...C. Pursuant to Chapter 29.17(f)(1) of the Broward County Administrative Code (“Administrative Code”) (Refer to minutes for full discussion.)

VOTE:  5-0.  Commissioners Fisher and Furr abstained from voting. Commissioner Bogen was not present during the vote. Commissioner Rich was not present.

ACTION:  (T-11:28 AM) The Board reconsidered Item 24 C.  (Refer to minutes for full discussion.)

VOTE:  8-0.  Commissioner Rich was not present.

ACTION:  Approved.  (Refer to minutes for full discussion.)

VOTE:  5-0.  Commissioners Fisher, Furr, and Vice-Mayor Geller abstained from voting. Commissioner Rich was not present.
INTERGOVERNMENTAL AFFAIRS/BOARDS SECTION

25. MOTION TO ACCEPT nominations to appoint members to various boards.

Attachments: Exhibit 1 - At Large All Positions Available to All
Additional Material - Information

26. MOTION TO APPROVE amendments to the 2020 State Legislative Program (attached as Exhibit 1). ( Deferred from December 10, 2019 - Item No. 71)

Attachments: Exhibit 1 - Amended Draft 2020 State Legislative Program Final

PARKS AND RECREATION DIVISION

27. MOTION TO ADOPT Resolution No. 2020-015 of the Board of County Commissioners of Broward County, Florida, accepting a donation of outdoor fitness equipment from South Broward Hospital District d/b/a Memorial Healthcare System (“Memorial”), valued at approximately $170,000, for the use and benefit of the Parks and Recreation Division at Plantation Heritage Park, contingent upon execution of an Amendment to that certain Agreement between Broward County and Memorial relating to donations by Memorial of outdoor fitness equipment which authorizes the County Administrator to execute Amendments; authorizing the County Administrator to take all administrative and budgetary actions required to implement acceptance; and providing for severability and an effective date. (Commission District 1)

Attachments: Exhibit 1 - Resolution
Exhibit 2 - Donor Letter
Exhibit 3 - Original Agreement dated August 11, 2015
Additional Material - Information

GREATER FORT LAUDERDALE CONVENTION AND VISITORS BUREAU

28. MOTION TO AUTHORIZE County Administrator to negotiate and execute amendments to the Tourism Sponsorship Program Agreement between
Broward County and the Miami Super Bowl Host Committee, Inc., with no increase in the County’s financial contributions, subject to approval by the Office of the County Attorney as to legal sufficiency; and authorize the County Administrator to take all administrative and budgetary actions relating thereto.
PUBLIC HEARING

19-1469 29. MOTION TO ADOPT Resolution No. 2020-016 of the Board of County Commissioners of Broward County, Florida, granting a nonexclusive restricted franchise to Rehoboth Terminal LLC for a one-year term to provide cargo handler services at Port Everglades, from January 7, 2020, through January 6, 2021, restricted to lift on/lift off and roll on/roll off ocean-going ships operated by Accordia Shipping LLC, or its affiliates, for loading and/or discharging of automobiles, SUVs, trucks, vans, tractors, buses, trailers, and chassis; providing for franchise terms and conditions; and providing for severability and an effective date.

Attachments: Exhibit 1 - Resolution To Franchise
Exhibit 2 - Application
Exhibit 3 - Resolution To Publish Notice of Public Hearing
Exhibit 4 - Notice of Public Hearing

19-1476 30. MOTION TO ADOPT Resolution No. 2020-017 of the Board of County Commissioners of Broward County, Florida, granting a nonexclusive restricted franchise to Rehoboth Terminal LLC for a one-year term to provide stevedore services at Port Everglades, from January 7, 2020, through January 6, 2021, restricted to lift on/lift off and roll on/roll off ocean-going ships operated by Accordia Shipping LLC, or its affiliates, for loading and/or discharging of automobiles, SUVs, trucks, vans, tractors, buses, trailers, and chassis; providing for franchise terms and conditions; and providing for severability and an effective date.

Attachments: Exhibit 1 - Resolution To Franchise
Exhibit 2 - Application
Exhibit 3 - Resolution To Publish Notice of Public Hearing
Exhibit 4 - Notice of Public Hearing

19-1533 31. MOTION TO ADOPT Resolution No. 2020-018 to vacate a 20-foot utility easement lying within Parcel A of the Tricity Plat, as recorded in Plat Book 90, Page 49 of the Public Records of Broward County, located at 3200

**Attachments:**
- Exhibit 1 - Application
- Exhibit 2 - Resolution Adopting Vacation
- Exhibit 3 - Notice of Adoption
- Exhibit 4 - Location Map

20-010 32. **MOTION TO ENACT** Ordinance adopting Broward County Land Use Plan text amendment PCT 19-9, regarding resiliency standards for tidal flood protection, as an amendment to the Broward County Comprehensive Plan pursuant to Section 163.3184, Florida Statutes, as amended, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE BROWARD COUNTY LAND USE PLAN TEXT REGARDING RESILIENCY STANDARDS FOR TIDAL FLOOD PROTECTION; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

(Sponsored by Vice-Mayor Steve Geller)

**Attachments:**
- Exhibit 1 - Ordinance
- Exhibit 2 - Amendment Report
33. **MOTION TO ENACT** Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE BROWARD COUNTY HUMAN RIGHTS ACT ("ACT"); AMENDING VARIOUS SECTIONS OF CHAPTERS 8½ AND 16½ OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"); REDEFINING REASONABLE CAUSE; INCLUDING VICTIMS OF HUMAN TRAFFICKING AS A DISCRIMINATORY CLASSIFICATION; ADDING ENFORCEMENT PROCEDURES FOR VIOLATIONS OF NOTICE REQUIREMENTS FOR RENTAL OR PURCHASING APPLICANTS DENIED HOUSING; REQUIRING COMPLAINANTS TO COOPERATE WITH COUNTY REPRESENTATIVES DURING INVESTIGATIONS, SETTLEMENT, AND ENFORCEMENT EFFORTS; CREATING SECTION 16½-35.7 TO PROHIBIT HOUSING PRACTICES THAT HAVE A DISCRIMINATORY EFFECT; SPECIFYING TIMEFRAMES FOR RECOMMENDED ORDERS TO BE ISSUED BY THE HUMAN RIGHTS BOARD IN ADMINISTRATIVE PROCEEDINGS; ADDING A HOUSING-RELATED HATE ACT TO THE FACTORS FOR PENALTY ASSESSMENTS; ADDING ADDITIONAL FINES, COSTS, AND CIVIL PENALTIES; REPEALING SECTION 16½-73; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

**Attachments:**

- Exhibit 1 - Copy of Proposed Ordinance
- Exhibit 2 - Copy of Memorandum from the Office of the County Attorney

34. **A. MOTION TO ENACT** Ordinance, the title of which is as follows (continued from December 3, 2019 - Item No. 70):

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO THE CHARTER COUNTY AND REGIONAL TRANSPORTATION SYSTEM SALES SURTAX; AMENDING SECTION 31½-75 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE") TO CONFORM IT TO VARIOUS SUBSTANTIVE PROVISIONS AND PROCESSES ESTABLISHED PURSUANT TO LATER-DEVELOPED AGREEMENTS WITH THE BROWARD METROPOLITAN PLANNING ORGANIZATION AND MUNICIPALITIES; AND PROVIDING FOR AMENDMENTS, SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)
ACTION: (T-12:22 PM) Without objection, this item was continued until the Tuesday, January 28, 2020, Commission Meeting. (Refer to minutes for full discussion.) (See Purple-Sheeted Additional Material, dated November 5, 2019, submitted at the request of the Office of the County Administrator.)

B. MOTION TO ADOPT Resolution Amending the Broward County Administrative Code, the title of which is as follows (continued from December 3, 2019 - Item No. 70):

ACTION: (T-12:22 PM) Without objection, this item was continued until the Tuesday, January 28, 2020, Commission Meeting. (Refer to minutes for full discussion.) (See Purple-Sheeted Additional Material, dated November 5, 2019, submitted at the request of the Office of the County Administrator.)

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE CHARTER COUNTY AND REGIONAL TRANSPORTATION SYSTEM SALES SURTAX; CREATING CHAPTER 34, TRANSPORTATION SYSTEM SURTAX, PART I, THE TRANSPORTATION SYSTEM SURTAX APPOINTING AUTHORITY ("APPOINTING AUTHORITY"), SECTIONS 34.1 THROUGH 34.10, AND PART II, THE INDEPENDENT TRANSPORTATION SURTAX OVERSIGHT BOARD, SECTIONS 34.11 THROUGH 34.20, OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); ESTABLISHING PROCEDURES FOR THE APPOINTING AUTHORITY AND THE OVERSIGHT BOARD; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

Attachments: Exhibit 1 - Copy of Proposed Ordinance
Exhibit 2 - Copy of Proposed Resolution Amending the Broward County Administrative Code
Exhibit 3 - Copy of Proposed Ordinance Change requested by Commissioner Barbara Sharief
Exhibit 4 - Copy of Proposed Ordinance Change requested by the Office of the County Attorney
Exhibit 5 - Copy of Proposed Ordinance Change requested by the Office of the County Auditor
Exhibit 6 - Additional Material Distributed at the November 5, 2019, County Commission Meeting
END PUBLIC HEARING

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REGULAR AGENDA

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PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

19-1543  35.  MOTION TO ADOPT Resolution 2020-019 approving Agreement of Lease and Services between Good Karma Pet Rescue, Inc. (Lessee) and Broward County (Lessor) for use of the Pompano Beach Animal Shelter located at 3100 N.W. 19th Terrace in Pompano Beach for a term of one year plus three successive one-year renewal terms at a rate of $1 per annum; and authorize the Mayor and Clerk to execute same. (Commission District 4)

Attachments:  Exhibit 1 - Resolution for Animal Care  
Exhibit 2 - Lease Pompano Animal Shelter  
Exhibit 3 - Property Appraiser Data Sheet  
Animal Care  
Exhibit 4 - Aerial Location Map  
Additional Material - Information

COUNTY ATTORNEY

20-061  36.  MOTION TO AUTHORIZE Office of the County Attorney to negotiate a settlement of the Final Judgment awarded against Broward County in the case of King Williams vs. Broward County, 17th Judicial Circuit Court Case No. CACE 15-016621 (08), inclusive of the County’s appeal to the Fourth District Court of Appeal, in an amount less than the Final Judgment amount and under the applicable sovereign immunity cap under Section 768.28, Florida Statutes, and authorize the County Administrator to execute any settlement agreement related thereto.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Public Works Department

19-1500  37.  MOTION TO APPROVE Request for Proposals (RFP) No. PNC2119500P1, Managing General Contractor, for Property Appraiser and VAB Building Renovation. (Commission District 9)
A. MOTION TO NOTE FOR THE RECORD emergency award of fixed-term Interim Contract No. D2114263X1, to Oracle Elevator Company, for Elevator and Escalator Maintenance and Repair, Groups 1 and 2, based on competitive solicitation No. D2114263B1, in the total estimated one-year amount of $1,120,075, including allowances in the estimated amount of $70,000, for the Facilities Management Division. The interim contract began on August 14, 2018 and ended on August 13, 2019.

(Transferred to the Consent Agenda.)

ACTION: (T-10:36 AM) Approved.

VOTE: 8-0. Commissioner Rich was not present.

B. MOTION TO NOTE FOR THE RECORD extension of fixed-term Interim Contract No. D2114263X1, to Oracle Elevator Company, for Elevator and Escalator Maintenance and Repair, Groups 1 and 2, in the increased amount of $470,043, on a month-to-month basis not-to-exceed six months; start date August 14, 2019 through February 13, 2020.

(Transferred to the Consent Agenda.)

ACTION: (T-10:36 AM) Approved.

VOTE: 8-0. Commissioner Rich was not present.

C. MOTION TO AWARD open-end contract to low bidder Oracle Elevator Holdco, Inc. (formerly Oracle Elevator Company), for Elevator and Escalator Maintenance and Repair-County Facilities, Groups 1 and 2, Bid No. BLD2118012B1, for the Facilities Management Division, in the estimated two-year initial term amount of $3,006,290, including allowances in the amount of $194,000, and authorize the Director of Purchasing to renew the contract for three additional one-year periods, for a five-year potential estimated amount of $7,515,725. The initial contract period shall begin on the date of award and terminate one year from that date, contingent upon receipt and approval of performance and payment guaranty.

(Transferred to the Consent Agenda.)

ACTION: (T-10:36 AM) Approved.
VOTE: 8-0. Commissioner Rich was not present.

Attachments:
- Exhibit 1 - Interim Award
- Exhibit 2 - Oracle Elevator Reduced Bid Prices (Groups 1 and 2)
- Exhibit 3 - Summary Reflecting Approved Interim Contract Award-Extensions and Usage
- Exhibit 4 - Bid Tabulation
- Exhibit 5 - Goal Memo
- Exhibit 6 - User Concurrence
- Exhibit 7 - Price Analysis

For Transportation Department

19-1508  39. MOTION TO APPROVE Request for Proposals (RFP) No. PNC2119955P1, General Planning Consultant Services, for the Transportation Department.

Attachments:
- Exhibit 1 - RFP No. PNC2119955P1
- Exhibit 2 - Goal Memorandum dated September 20, 2019

COUNTY ADMINISTRATION

INTERGOVERNMENTAL AFFAIRS/BOARDS SECTION

20-065  40. MOTION TO REAPPOINT Mayor Dean J. Trantalis to the Tourist Development Council.

Attachments:
- Exhibit 1 - CAO Memo of Qualification for Mayor Dean J. Trantalis

PARKS AND RECREATION DIVISION

19-1432  41. MOTION TO APPROVE License and Concession Agreement (Agreement) between Broward County and Butterfly World, Ltd. (Licensee), by and through its Managing Partner, Meta-Science, Inc., for the operation and maintenance of the Butterfly Farm, Botanical Garden, Insectarium, and Aviary at Tradewinds Park; and authorize Mayor and Clerk to execute same. (Commission District 2)
REQUEST TO SET FOR PUBLIC HEARING

A. MOTION TO DISCUSS Port Everglades Tariff No. 12 requirements for the discharge of sanitary wastewater from ships into the Port Everglades sanitary sewer system.

ACTION:  (T-1:23 PM) The Board discussed the discharge of sanitary wastewater from ships into Port Everglades. (Refer to minutes for full discussion.)

B. MOTION TO ADOPT Resolution No. 2020-020 directing the County Administrator to publish Notice of Public Hearing to be held on January 28, 2020, in the County Commissioners’ Meeting Room (Room 422), Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to consider adoption of a Resolution amending the Broward County Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO PORT EVERGLADES TARIFF NO. 12; AMENDING CHAPTER 42, EXHIBIT 42.A, OF THE BROWARD COUNTY ADMINISTRATIVE CODE (“ADMINISTRATIVE CODE”), ITEM NO. 1021 - DISCHARGE OF OILY WASTE FROM VESSELS, AND ITEM NO. 1036 - SANITARY WASTEWATER REMOVAL AND DISPOSAL FROM VESSELS; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

ACTION:  (T-1:23 PM) Approved as amended per the County Administrator’s recommendation with an item coming back to the Board. (Refer to minutes for full discussion.)

VOTE:  8-0.  Commissioner Rich was not present.

Established Commission Goal

Attachments:  Exhibit 1 - Resolution to Publish Notice of Public Hearing
Exhibit 2 - Tariff No. 12 Resolution
Exhibit 3 - Notice to Publish

COUNTY COMMISSION
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<th>Item</th>
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<tr>
<td>43.</td>
<td>19-1546</td>
<td>MOTION TO DISCUSS</td>
<td>Florida Atlantic University. (Commissioner Bogen) (Deferred from December 10, 2019 - Item No. 64)</td>
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<td>44.</td>
<td>20-059</td>
<td>MOTION TO DISCUSS</td>
<td>Broward County Board of County Commissioners’ “Parking Garage”. (Commissioner Bogen)</td>
<td>Exhibit 1 - Parking Garage Additional Material - Information</td>
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<td>45.</td>
<td>20-057</td>
<td>MOTION TO DIRECT</td>
<td>Office of the County Attorney to draft an Ordinance amending various sections of Chapter 2 of the Broward County Code of Ordinances to expressly state for purposes of clarification that companies providing peer-to-peer car sharing services at Fort Lauderdale-Hollywood International Airport are Off-Airport Motor Vehicle Rental Operators and that such services constitute commercial activity requiring prior written County approval. (Vice-Mayor Geller)</td>
<td>Additional Material - Information</td>
</tr>
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<td>46.</td>
<td>19-1547</td>
<td>MOTION TO DIRECT</td>
<td>County Administrator to publish notice, in accordance with Section 255.065, Florida Statutes, in the Florida Administrative Register and a newspaper of general circulation at least once a week for two weeks stating, in addition to any information that the County Administrator deems appropriate, that Broward County has received an unsolicited proposal related to the development of a Supervisor of Elections campus (“Unsolicited Proposal”) and will accept other proposals for the same project for a period of 60 days after the initial date of publication. (Mayor Holness) (Deferred from December 10, 2019 - Item No. 72)</td>
<td>Exhibit 1 - Copy of Memorandum from County Administrator dated December 6, 2019</td>
</tr>
<tr>
<td>47.</td>
<td>20-058</td>
<td>MOTION TO ADOPT</td>
<td>Resolution 2020-021, the title of which is as follows: (Mayor Holness) A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, SUPPORTING THE FISCAL YEAR 2020-2021 BUDGET APPROPRIATION FOR STATE HOUSING PROGRAMS PROPOSED BY GOVERNOR RON DESANTIS; SUPPORTING SENATE BILL 306, FILED IN CONNECTION WITH THE 2020 REGULAR STATE LEGISLATIVE SESSION, TO PREVENT THE FLORIDA LEGISLATURE FROM DIVERTING FUNDS FROM STATE AND LOCAL GOVERNMENT HOUSING TRUST FUNDS TO THE GENERAL REVENUE FUND OR THE BUDGET STABILIZATION FUND; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.</td>
<td></td>
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MOTION TO APPROVE appointment of County Commissioner Lamar Fisher to serve as the mayor’s designee to the Housing Council. (Mayor Holness)

Attachments:  Exhibit 1 - Mayor, Vice Mayor and County Commissioners serving on boards for a specified time

MAYOR’S REPORT

A. EVENTS

ACTION: (T-1:58 PM) Mayor Holness pointed out upcoming Dr. Martin Luther King Jr. parades, celebrations and events. (Refer to minutes for full discussion.)

COUNTY ADMINISTRATOR’S REPORT

A. TRAINING

ACTION: (T-1:53 PM) County Administrator Bertha Henry encouraged everyone to complete training for the U.S. Census Complete Count. (Refer to minutes for full discussion.)
SUPPLEMENTAL AGENDA

COUNTY COMMISSION

20-100 51. MOTION TO ADOPT Resolution 2020-022, the title of which is as follows: (Commissioner Rich)

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, URGING THE FLORIDA LEGISLATURE TO ENACT SENATE BILL 180 AND HOUSE BILL 41 RELATED TO CONVERSION THERAPY; DIRECTING THE COUNTY ADMINISTRATOR TO PROVIDE A COPY OF THIS RESOLUTION TO THE OFFICIALS DESIGNATED HEREIN; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Attachments: Exhibit 1 - Copy of Proposed Resolution
Exhibit 2 - Memorandum from the Broward County Human Rights Board

20-092 52. MOTION TO ADOPT Resolution No. 2020-023, the title of which is as follows: (Vice-Mayor Geller)

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CONCURRING WITH THE JOINT RESOLUTIONS OF THE SOUTH FLORIDA AND TREASURE COAST REGIONAL PLANNING COUNCILS TCSF #19-01, RELATED TO STATE AND LOCAL TRUST FUNDS FOR HOUSING, TCSF #19-02, RELATED TO AFFORDABILITY PROTECTIONS UNDER THE NATIONAL FLOOD INSURANCE PROGRAM, TCSF #19-03, RELATED TO FUNDING FOR WATER AND WASTEWATER INFRASTRUCTURE INVESTMENT, TCSF #19-04, RELATED TO TECHNOLOGY AND FUNDING TO REDUCE HUMAN WASTEWATER BIOSOLIDS, AND TCSF #19-05, RELATED TO CORAL REEF MANAGEMENT AND PROTECTION ("JOINT RESOLUTIONS"); ADOPTING THE RECOMMENDATIONS OF THE JOINT RESOLUTIONS AND URGING THE U.S. CONGRESS AND THE FLORIDA GOVERNOR AND LEGISLATURE TO TAKE ACTION CONSISTENT WITH SAID RECOMMENDATIONS; DIRECTING THE COUNTY ADMINISTRATOR TO PROVIDE A COPY OF THIS RESOLUTION TO THE OFFICIALS DESIGNATED HEREIN; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Established Commission Goal
53. **MOTION TO RATIFY** execution of the Indemnification Agreement Between Broward County and Civic Unity Partners regarding any claims asserted relating to nondisclosure of the unsolicited public-private partnership proposal submitted by Civic Unity Partners.

**Attachments:** Exhibit 1 - Copy of Executed Indemnification Agreement
SECOND SUPPLEMENTAL AGENDA

COUNTY COMMISSION

54. MOTION TO APPOINT NOMINEES Jennifer Spillane, Jamie Julia Finizio Bascombe, Nicole M. Avila, Michael L. Richmond, Beatrice Cazeau, and Loris Gayle to the Ethical Campaign Practices Committee. (Vice-Mayor Geller)

Attachments: Exhibit 1 - County Attorney Memo of Qualification for Jennifer Spillane
Exhibit 2 - County Attorney Memo of Qualification for Jamie Julia Finizio Bascombe
Exhibit 3 - County Attorney Memo of Qualification for Nicole M. Avila
Exhibit 4 - County Attorney Memo of Qualification for Michael L. Richmond
Exhibit 5 - County Attorney Memo of Qualification for Beatrice Cazeau
Exhibit 6 - County Attorney Memo of Qualification for Loris Gayle

NON-AGENDA

55. TRIP TO ISRAEL - COMMISSIONER SHARIEF

ACTION: (T-1:54 PM) Commissioner Sharief commented that her trip to Israel was a great trip. (Refer to minutes for full discussion.)

56. FEEDING SOUTH FLORIDA’S FIFTH ANNUAL HAPPY HARVEST DONOR RECOGNITION BREAKFAST - COMMISSIONER SHARIEF

ACTION: (T-1:55 PM) Commissioner Sharief announced that she was pleased to present at the Feeding South Florida’s Fifth Annual Happy Harvest Donor Recognition Breakfast on December 4, 2019. (Refer to minutes for full discussion.)

57. SURTAX MUNICIPAL WORKSHOP - COMMISSIONER SHARIEF

ACTION: (T-1:55 PM) Commissioner Sharief reminded everyone of the upcoming Surtax Municipal Workshop which is being held on Thursday, January 9, 2020. (Refer to minutes for full discussion.)
58. ANIMAL CARE EVENTS - COMMISSIONER UDINE

ACTION: (T-1:55 PM) Commissioner Udine commented on a recent Animal Care event which was held in conjunction with the City of Tamarac. Commissioner Udine encouraged the Board to arrange similar events in their Districts. (Refer to minutes for full discussion.)

59. BROWARD COUNTY COMMISSION MEETINGS - COMMISSIONER UDINE

ACTION: (T-1:56 PM) Commissioner Udine pointed out that in addition to broadcasting and webcasting of Broward County Commission Meetings, Commission Meetings will be streamed live on Facebook, Instagram and Twitter. (Refer to minutes for full discussion.)

60. SOLID WASTE WORKING GROUP - COMMISSIONER FURR

ACTION: (T-1:56 PM) Commissioner Furr commented that almost every city was in attendance at a recent Solid Waste Working Group Meeting. (Refer to minutes for full discussion.)

61. “BIG READ” - COMMISSIONER FURR

ACTION: (T-1:57 PM) Commissioner Furr pointed out that Broward County Library is presenting “Big Read.” The featured book is ‘A Lesson Before Dying’ by Ernest J. Gaines. The kickoff event is being held on Friday, January 10, at the African-American Research Library & Cultural Center. (Refer to minutes for full discussion.)

62. POINT-IN-TIME - COMMISSIONER FURR

ACTION: (T1:58 PM) Commissioner Furr noted that volunteers are needed for the Point-in-Time. For more information contact Jessica Abou at www.browardpointintime.org (Refer to minutes for full discussion.)

63. WELCOME BACK AND HAPPY NEW YEAR

ACTION: (T-1:58 PM) Board members welcomed each other back and wished all a Happy New Year. (Refer to minutes for full discussion.)