

ITEMS # 57

**ADDITIONAL MATERIAL
10:00 REGULAR MEETING
APRIL 22, 2014**

**SUBMITTED AT THE REQUEST OF
COUNTY ADMINISTRATION**

Jefferson, Alphonso

From: Jefferson, Alphonso
Sent: Thursday, April 17, 2014 12:25 PM
To: Barrocas, Scott; Beckford, John; Bertino, John; Busey, Philip; Carbonell, Launa; Carreras, Megan; Carter, Kristin; Clark, Michael; Fear, Nancy; Flury, Barbara; Goldstein, Norma; Gunzburger, Suzanne; Hall, Kathy; Hirschman, William; Holness, Dale; Jacobs, Kristin; Kiar, Martin; Lamarca, Chip; Learner, Zachary; Lynch, Lauraine; Maroe, Kimberly; Pauli, Kenneth; Pierson, Kelly; Popiel, Stephen; Pryde, Mary; Ritter, Stacy; Rosenberg, Eric; Ryan, Tim; Scarlett, Lahoma; Scavron, Aaron; Sharief, Barbara; Walcott, Valerie; Wesner, Kate; Wexler, Lois; Wolter, Margaret; Yeager, Sandra
Cc: Henry, Bertha; Sewell, Daphne; Hernandez, Roberto; Lindor, Vayola
Subject: East Garage Parking Rate at Main Courthouse

Commissioners,

Currently, parking at the East Garage at the Main Courthouse is extremely limited. On February 28, 2006 (agenda item #5), the Board approved increasing the parking rate of the East Garage from \$2.00 to \$8.00 per hour to conserve parking for employees, jurors, witnesses, BSO detention employees and County employees.

As you are aware, the County is opening a 1,000 car garage (South Garage) for employees in 2014 to support the new courthouse tower that will be opening in 2015. Once this South Garage is fully operational, our plan has been to review the usage, capacity and parking rates at the East Parking Garage. We have discussed our plan with many of you as well as the Courthouse Taskforce Advisory Committee.

I am available to meet with each of you on this item to discuss further.


Thank You,



ALPHONSO JEFFERSON, JR.

Assistant to the County Administrator • County Administration

ajeffer@broward.org • Phone 954-357-7352 • Cell 954-203-4344 • Fax 954-357-7360

Broward County, Florida • 115 S. Andrews Avenue, Room 409 • Fort Lauderdale, Florida 33301

 Please consider the environment before printing this E-mail.

BROWARD Our Best.
Nothing Less.
 

**AGENDA ITEM****# 5**

Meeting Date

02/28/06

2:00 P.M.

Page 1 of 3

Requested Action

(Identify appropriate Action or Motion, Authority or Requirement for Item and identify the outcome and/or purpose of item.)

2:00 P.M. PUBLIC HEARING

MOTION TO ADOPT Resolution amending the Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 38, SECTIONS 38.1 AND 38.2, BROWARD COUNTY ADMINISTRATIVE CODE, RELATING TO THE FEE SCHEDULE ESTABLISHED FOR PARKING IN OR AROUND BROWARD COUNTY OWNED AND OPERATED PARKING FACILITIES; SETTING A SEPARATE FEE SCHEDULE FOR THE BROWARD COUNTY JUDICIAL CENTER EAST GARAGE; REMOVING OUTDATED LANGUAGE THAT IS NO LONGER APPLICABLE TO THE CURRENT STRUCTURE OF PUBLIC PARKING ON COUNTY OWNED AND OPERATED FACILITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND, PROVIDING FOR AN EFFECTIVE DATE.

Why Action is Necessary: The Broward County Charter requires a public hearing in order to adopt Amendments to the County Administrative Code.

What Action Accomplishes: Provides for public hearing required to amend the Broward County Administrative Code. The Amendment updates fee schedules for Broward County owned and operated parking facilities, removes outdated language no longer pertinent to the current structure of public parking for Broward County owned and operated parking facilities, and provides for severability.

Is this Action Goal Related? ☐ Yes ☒ No

Summary Explanation/Background

(The first sentence includes the Agency recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item. Identify how item meets Commission Challenge Goal.)

PUBLIC WORKS AND TRANSPORTATION DEPARTMENT/FACILITIES MAINTENANCE DIVISION RECOMMENDS APPROVAL

The Resolution to Amend Chapter 38, Sections 38.1 and 38.2 of the Broward County Administrative Code relates to the fee schedule established for parking in or around Broward County-owned and

Authorized Signature**Scheduling**
County Admin Inlets

(Signature confirms that required approvals from other agencies have been received - e.g. Purchasing, Budget, Risk Mgmt, Attorney)

Signature:

Date:

Type: Name, Title, Agency, and Phone

Richard H. Brossard, Director

Public Works and Transportation Department

(954) 357-6410

Source of additional information: Type Name, Agency, and Phone

M. Carole Coburn, Director, Facilities Maintenance Division (954) 357-6482

operated parking facilities maintained by the Facilities Maintenance Division. This item includes a number of minor changes to the Administrative Code that establish fees for County parking garages and parking lots. These minor changes include:

- Eliminating outdated language that refers to an automated parking system that was removed from the Judicial Garage and cashiers that were removed from the Judicial Garage.
- Adding a flat fee of \$5.00 per night on Thursday nights. Currently this rate applies only to Wednesday nights.
- Starting metered parking at 5:00 am at the same hourly rates.
- Adding provisions for free parking for the disabled.
- Minor wording clarifications.

This item also includes a significant change in the hourly rate charged in the Judicial Center East Garage.

Parking is extremely limited in the Broward County Judicial Center East Garage, and the Facilities Maintenance Division seeks to assure adequate parking is available for Courthouse employees, jurors, witnesses, BSO detention employees, and County employees. In an effort to conserve parking for employees, staff recommends an increase in the rate from \$2.00 to \$8.00 per hour. This rate is consistent with the only other covered parking adjacent to the courthouse (110 Tower) and will encourage parking spaces to turn over quickly. The average rate for the parking lots in the area is \$4.00 per hour.

On February 14, 2006, the Board directed staff to develop a Chronology of events regarding the agreement with New River Village and subsequent amendments to the agreement. This information is provided in detail in Exhibits 2 and 3. Staff was also directed to review the Agreement to determine if the County could buy back the 243 parking spaces currently leased to New River Village.

The agreement with New River Village allows for the County to take back the spaces only with the consent of both parties. On February 21, 2006 County staff spoke with Mr. Granvil Tracy and reported that Mr. Tracy indicated he is not willing to release any spaces back to the County, gratis or otherwise, as they are needed for Phase III, which he expects to commence in approximately eighteen months.

The 243 spaces being leased by New River Village have always been, and are currently available for County use when not being used by New River Village. Approximately 80 of the spaces were used by New River Village's contractor during the construction of Phase II, but the remaining 163 spaces were available to the County. Phase II construction is almost complete which will free up those spaces until Phase III begins in approximately 18 months.

Fiscal Impact/Cost Summary

(Include projected cost, approved budget amount and account number, source of funds, and any future funding requirements.)

Revenue will be minimal at the Broward County Judicial Center East Garage.

Budget No. 0010 125 5600 4452 (East Garage)

Budget No. 0010 125 5001 4593 (Governmental Center), and

Budget No. 0010 125 5600 4458 (BCJC (Lot 1))

Exhibits Attached (Number of original agreements)

(Please number exhibits consecutively.)

Exhibit 1. Resolution Amending the Administrative Code

Exhibit 2. Staff Report on Parking Spaces Leased to New River Village

Exhibit 3. Chronology of Agreement and Amendments

1 (Number)	Executed original(s) for permanent record	<input checked="" type="checkbox"/> APPROVED <input type="checkbox"/> DENIED
1 (Number)	Executed copies return to: Nancy J. Tabler, Senior Division Administrative Assistant, Facilities Maintenance Division (954) 357-5500	<input type="checkbox"/> DEFERRED
Other instructions (Include name, agency, and phone)		From:
Original Resolution Amending the Administrative Code.		To:
Sent - 3/1/00 - M&D.		

EXHIBIT 1

Resolution 2006-067

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 38, SECTIONS 38.1 AND 38.2, BROWARD COUNTY ADMINISTRATIVE CODE, RELATING TO THE FEE SCHEDULE ESTABLISHED FOR PARKING IN OR AROUND BROWARD COUNTY OWNED OR OPERATED PARKING FACILITIES; SETTING A SEPARATE FEE SCHEDULE FOR THE BROWARD COUNTY JUDICIAL CENTER EAST GARAGE; REMOVING OUTDATED LANGUAGE THAT IS NO LONGER APPLICABLE TO THE CURRENT STRUCTURE OF PUBLIC PARKING ON COUNTY OWNED AND OPERATED FACILITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Facilities Maintenance Division regularly reviews market conditions as they relate to parking fees set forth in the Broward County Administrative Code, Sections 38.1 and 38.2; and

WHEREAS, parking is extremely limited in the Broward County Judicial Center East Garage, and the Facilities Maintenance Division seeks to assure adequate parking is available for courthouse employees, jurors, witnesses, BSO detention employees, and County employees; and

WHEREAS, as a result of unique market conditions, the Facilities Maintenance Division seeks to set a separate parking fee schedule for the Broward County Judicial Center East Garage; and

1 WHEREAS, the Facilities Maintenance Division also seeks to revise Sections
2 38.1 and 38.2 to remove outdated language or language that is otherwise not applicable
3 to the current structure of public parking on County owned and operated facilities; and

4 WHEREAS, the Board of Broward County Commissioners of Broward County
5 desires to revise the Broward County Administrative Code, Chapter 38, Sections 38.1
6 and 38.2, relating to the fee schedule established for parking in or around Broward
7 County owned or operated parking facilities, to include a separate fee schedule for the
8 Broward County Judicial Center East Garage and to otherwise revise said sections to
9 remove outdated language; NOW, THEREFORE,

10
11 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
12 BROWARD COUNTY, FLORIDA:

13
14 **Section 1.** Part I, Facilities Management, of the Broward County
15 Administrative Code is hereby amended and retitled to read "Facilities Maintenance."

16 **Section 2.** Part I, Facilities Maintenance, Section 38.1, Parking Fees, of the
17 Broward County Administrative Code is hereby amended to read as follows:

18 **38.1 Parking Fees.**

19 The following fees are established for parking in or on the following Broward County
20 owned or operated parking facilities:

	<i>Fee</i>
21	
22 a. Broward County Automated Parking System, per hour	\$ 1.00
23 b. Broward County cashier pay parking, per hour (or any part	
24 thereof)	2.00

Coding: Words in ~~struck-through~~ type are deletions from existing text. Words in underscored type are additions.

- 1 e.a. Broward County Governmental Center Garage, per hour or portion
- 2 thereof, up to a maximum of \$12.00 per entry. There shall be no
- 3 charge for any portion of the first hour which is less than ten
- 4 minutes:
- 5 First Hour..... \$ 2.00
- 6 Per Hour Thereafter..... 1.00
- 7 Flat Fee Wednesday and Thursday nights, entering no
- 8 earlier than 5:00 p.m..... 5.00
- 9 Flat Fee Friday and Saturday nights, entering no earlier
- 10 than 5:00 p.m..... 7.00
- 11 ~~Holidays up to, maximum per entry~~ 7.50
- 12 Start time and fee to be charged for holiday parking are
- 13 subject to the discretion of county management. ~~Fees are~~
- 14 ~~not to exceed \$7.50.~~
- 15 Monthly Parking Pass, per month..... 65.00
- 16 b. Broward County Judicial Center East Garage, per hour or portion
- 17 thereof, up to a maximum of \$60.00 per entry. There shall be no
- 18 charge for any portion of the first hour which is less than ten
- 19 minutes:
- 20 Per Hour 8.00
- 21 d.c. Broward County Governmental Center Surface Lot:
- 22 Metered per hour Monday through Friday from ~~7:00~~5:00
- 23 a.m. to 5:00 p.m..... 0.50
- 24

Coding: Words in ~~struck-through~~ type are deletions from existing text. Words in underscored type are additions.

1 Metered per hour Monday through Thursday from 5:00
 2 p.m. to ~~7:00~~5:00 a.m., Saturday ~~6:00~~5:00 a.m. to 5:00
 3 p.m., and Sunday ~~6:00~~5:00 a.m. to Monday ~~7:00~~5:00 a.m. 1.00
 4 Flat Fee Friday and Saturday nights entering no earlier
 5 than 5:00 p.m. 7.00
 6 Holidays ~~up to~~ maximum per entry 7.50
 7 Start time and fee to be charged for holiday parking are
 8 subject to the discretion of county management. ~~Fees are~~
 9 ~~not to exceed \$7.50.~~
 10 e.d. Broward County special event pay parking, maximum per entry ~~up to~~ 7.50
 11 As agreed to or otherwise established for each event by the
 12 County Administrator or his/her authorized designee, depending
 13 on the price requested by the user, the nature of the event, the
 14 projected need for parking on site, the admission price of the
 15 event, and compliance with Section 38.2 herein.
 16 f.e. State of Florida Sales Tax is included in all established fees.
 17 g.f. Persons operating vehicles that display a Florida ~~Turmpike~~~~Toll~~
 18 ~~e~~Exempt permit, or ~~that are specifically equipped with~~
 19 ~~permanently affixed hand controls, mechanical lift devices or~~
 20 ~~ramps to allow transportation of disabled persons~~ vehicles with
 21 specialized equipment, such as ramps, lifts, or foot or hand
 22 controls, for use by a person who has a disability, will be provided
 23 with free parking, subject to Facilities Management ~~Maintenance~~
 24 Division verification process.

Coding: Words in ~~struck through~~ type are deletions from existing text. Words in underscored type are additions.

1 **Section 3. Part I, Facilities Maintenance, Section 38.2, Special Event and**
2 **Other Parking, of the Broward County Administrative Code is hereby amended to read**
3 **as follows:**

4 **38.2 ~~Special Event and Other Additional and Special Parking.~~**

5 a. ~~Other Additional~~ parking areas or facilities ~~which might be that are~~ established or
6 set aside by the Board of County Commissioners in the future as paid parking
7 ~~will shall~~ follow the same fee schedule ~~as stated above~~ set forth in section
8 38.1(a), unless otherwise regulated.

9 b. The Office of the County Administrator or his-her designee will review and
10 approve or disapprove the activation of Special Event Pay Parking for events
11 occurring on or near Broward County parking facilities or lots and, for which the
12 public will utilize a Broward County parking facility.

13 ~~c. Other parking provided to Broward County employees and support agencies is~~
14 ~~addressed in Administrative Order #851, Facilities and Real Property~~
15 ~~Management Procedures.~~

16 **Section 4. SEVERABILITY.**

17 If any section, sentence, clause, or phrase of this Resolution is held to be invalid
18 or unconstitutional by any court of competent jurisdiction, then said holding shall in no
19 way affect the validity of the remaining portions of this Resolution.

20 **Section 5. INCLUSION IN ADMINISTRATIVE CODE.**

21 It is the intention of the Board of County Commissioners that the provisions of
22 this Resolution shall become and be made a part of the Broward County Administrative
23 Code; and that the sections of this Resolution may be renumbered or relettered and the
24

Coding: Words in ~~struck-through~~ type are deletions from existing text. Words in
 underscoring type are additions.

1 word "resolution" may be changed to "section," "article," or such other appropriate word
2 or phrase in order to accomplish such intentions.

3 **Section 6. EFFECTIVE DATE.**

4 This Resolution shall become effective upon its adoption.

5
6 ADOPTED this 25th day of February, 2006. #5-2PM

7 AAD:gmb
8 2/02/06
9 Parking Fees.res.doc
#06-094

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Coding: Words in ~~struck-through~~ type are deletions from existing text. Words in
underscored type are additions.

Exhibit 2

Staff Report on Leased Parking Spaces

In response to the Board's inquiry regarding parking spaces in the East Garage and the ability for the County to take them back:

The agreement with New River Village (subsidiary of the American Land Housing Group, Inc., 115 N.W. 167 Street, Suite 300, North Miami Beach, FL 33169, (305) 654-1500), consists of three phases:

Phase I (240) units

Phase I was built as rental units. It has been completed for several years and is currently being converted to condominiums. Part of the facility is on land owned by New River Village, and part of it is built on County-owned land through a land lease. It was recently sold to Montecito Property Company, 7785 Baymeadows Way, Suite 200, Jacksonville, FL 32256-7561, (904) 339-0091.

Phase II (409) units

When construction began on Phase II, it was intended to be rental housing, but was converted to condominiums during construction. Phase II is built on County-owned property and is either complete or very near complete. It was also sold during construction to New River Phase II, LLLP, Agenda Item #47 March 25, 2003.

Phase III has yet to be started, but construction is reportedly planned to begin in eighteen (18) months on the County-owned property in Smoker's Park.

New River Village is currently leasing 243 spaces from the County. These 243 parking spaces were required by New River Village in addition to parking in and around the Phase II facility in order to get permission to construct Phase III.

The agreement with New River Village allows for the County to take back the spaces only with the consent of both parties. County staff spoke with Mr. Tracy on 02-21-06. Mr. Tracy indicated he will not release any spaces back to the County, gratis or otherwise, as they are needed for Phase III, which he expects to commence in approximately 18 months. The 243 spaces being leased by New River Village are available for County use when not being used by them. Approximately eighty (80) of the spaces were used by New River Village's contractor during the construction of Phase III, the remainder were available to the County.

2/28/06 H.S. 2PM

SUN-SENTINEL
PUBLISHED DAILY
FORT LAUDERDALE, BROWARD COUNTY, FLORIDA
BOCA RATON, PALM BEACH COUNTY, FLORIDA
MIAMI, MIAMI DADE COUNTY, FLORIDA

STATE OF FLORIDA
COUNTY OF BROWARD/PALM BEACH/MIAMI DADE
BEFORE THE UNDERSIGNED AUTHORITY, PERSONALLY APPEARED

Peterson J. Price WHO, ON OATH, SAYS THAT
HE/SHE IS A DULY AUTHORIZED REPRESENTATIVE OF THE CLASSIFIED
DEPARTMENT OF THE SUN-SENTINEL, DAILY NEWSPAPER PUBLISHED
IN BROWARD/PALM BEACH/MIAMI DADE COUNTY, FLORIDA, THAT THE
ATTACHED COPY OF ADVERTISEMENT, BEING A:

NOTICE OF INTENT

IN THE MATTER OF:

Relating to the fee schedule established

IN THE CIRCUIT COURT, WAS PUBLISHED IN SAID NEWSPAPER IN THE
ISSUES OF:

2/18

12724606

AFFIANT FURTHER SAYS THAT THE SAID SUN-SENTINEL IS A NEWSPAPER
PUBLISHED IN SAID BROWARD/PALM BEACH/MIAMI DADE COUNTY, FLORIDA,
AND THAT THE SAID NEWSPAPER HAS HERETOFORE BEEN CONTINUOUSLY
PUBLISHED IN SAID BROWARD/PALM BEACH/MIAMI DADE COUNTY, FLORIDA,
EACH DAY, AND HAS BEEN ENTERED AS SECOND CLASS MATTER AT THE
POST OFFICE IN FORT LAUDERDALE, IN SAID BROWARD COUNTY, FLORIDA,
FOR A PERIOD OF ONE YEAR NEXT PRECEDING THE FIRST PUBLICATION OF
ATTACHED COPY OF ADVERTISEMENT: AND AFFIANT FURTHER SAYS THAT
HE/SHE HAS NEITHER PAID, NOR PROMISED, ANY PERSON, FIRM, OR
CORPORATION, ANY DISCOUNT, REBATE, COMMISSION, OR REFUND, FOR THE
PURPOSE OF SECURING THIS ADVERTISEMENT FOR PUBLICATION IN SAID
NEWSPAPER.

Peterson J. Price
(SIGNATURE OF AFFIANT)

SWORN TO AND SUBSCRIBED BEFORE ME
ON: 22-FEBRUARY, 2006 A.D.

Tara L. Bezak
(SIGNATURE OF NOTARY PUBLIC)



Tara L. Bezak
Commission # DD428648
Expires July 20, 2009
Bonded Troy Fain - Insurance, Inc. 800-335-7019

(NAME OF NOTARY, TYPED, PRINTED, OR STAMPED)

PERSONALLY KNOWN ✓ OR

PRODUCED IDENTIFICATION _____

Notice of Intent
to Consider Adoption of
a Resolution Amending
the Administrative Code
Notice is hereby given
by the Broward County
Commissioners of Brow-
ard County, Florida, pur-
suant to Section 3.04 of
the Charter of Broward
County, Florida, that said
Board at 2:00 p.m., on
Tuesday, February 28,
2006, at the Governmen-
tal Center, 115 South An-
drews Avenue, Fort Lau-
derdale, Florida, 33301,
Room 422, intends to con-
sider adoption of a resolu-
tion amending the Admin-
istrative Code, the sub-
stance of which is as fol-
lows:
A Resolution of the
Board of County Commis-
sioners of Broward
County, Florida, Amend-
ing Chapter 35, Sections
35.1 and 35.2, Broward
County Administrative
Code, relating to the fee
schedule established for
parking in or around Bro-
ward County owned oper-
ated parking facilities;
setting a separate fee
schedule for the Broward
County Judicial Center
East-Garage; removing
outdated language that is
no longer applicable to
the current structure of
public parking on County
owned and operated facili-
ties; providing for severa-
bility; providing for inclu-
sion in the Broward
County Administrative
Code; and, providing for
an effective date.
The complete text of
said proposed resolution
is available for review in
the County Records Divi-
sion, Department of Fi-
nance and Administration
Services. If due to a disa-
bility, you require auxil-
iary aids, accommoda-
tions, or alternative for-
mats of materials to par-
ticipate in public hearing
or meeting, please con-
tact the Public Communi-
cations Office at 357-6990
(TV) or 357-6158 (TTY).
Please make accommoda-
tions requests at least
three days in advance.
Bated this 14th day of
February, 2006.
February 18, 2006