



Venice of America

CITY OF
FORT LAUDERDALE

**AVIATION ADVISORY BOARD
FORT LAUDERDALE EXECUTIVE AIRPORT
ADMINISTRATIVE OFFICE - MULTIPURPOSE ROOM
6000 NW 21 AVENUE, FORT LAUDERDALE, FL
THURSDAY, OCTOBER 24, 2013, 1:30 P.M.**

Board Members	Attendance	Cumulative Attendance 7/13 through 6/14	
		Present	Absent
Kevin Borwick	P	2	2
Bunney Brenneman, Chair	P	4	0
Ron Carlson	P	4	0
Linda Iversen, Vice Chair	P	4	0
Patrick Kerney	P	2	2
Stephen O'Malley	P	3	1
Stephen Stella	P	3	1
Mark Volchek	A	2	2
Pamela Bushnell, Commissioner	A	3	1
City of Tamarac [non-voting]			
Jeff Helyer, City of Oakland Park [non-voting]	P	4	0

Airport Staff

Clara Bennett, Deputy Director, Transportation and Mobility/Airport Manager
Fernando Blanco, Airport Engineer
Florence Straugh, Noise Abatement Officer
Scott Kohut, Airport Operations Supervisor
Ariadna Camilo, Senior Accounting Clerk
Angelia Basto, Administrative Aide

CALL TO ORDER

Chair Brenneman called the meeting to order at 1:31 p.m.

Roll was called and it was determined a quorum was present.

VOTING ITEMS

1. Approve Minutes of September 26, 2013 Meeting

Motion made by Vice Chair Iversen, seconded by Mr. Carlson to approve the minutes. In a voice vote, motion passed unanimously.



2. Supplemental Joint Participation Agreement with Florida Department of Transportation – Construction of U.S. Customs & Border Protection Facility – Project 11242

It was recommended that the City accept an additional \$500,000 in grant funding from the Florida Department of Transportation for the construction of the U.S. Customs & Border Protection Facility, Project 11242, and execute a Supplemental Joint Participation Agreement.

Motion made by Mr. Kerney, seconded by Mr. O'Malley, to approve the staff recommendation. In a voice vote, motion passed unanimously.

3. Taxilane Charlie Pavement Rehabilitation and Replace Airfield Lighting – Project 11749 – Contract Award to Weekley Asphalt Paving, Inc.

It was recommended that the City award the contract to the lowest responsive bidder, Weekley Asphalt Paving, Inc., of Pembroke Pines, FL in the amount of \$1,238,359.60 for pavement rehabilitation and replacement of airfield lighting on Taxilane Charlie.

Motion made by Mr. Kerney, seconded by Mr. Stella, to approve the staff recommendation. In a voice vote, motion passed unanimously.

4. U.S. Customs and Border Protection Facility – Project 11242 – Contract Award to Pirtle Construction Company

It was recommended that the City award the contract to the lowest responsive bidder, Pirtle Construction Company, of Davie, FL in the amount of \$5,689,000.00 for the U.S. Customs and Border Protection Facility.

Mr. Kerney informed the board that he had a conflict of interest and would abstain from voting on the recommendation (see attached conflict of interest form).

Motion made by Mr. Carlson, seconded by Mr. O'Malley, to approve the staff recommendation. In a voice vote, motion passed unanimously.

5. Parcel 8AB Site Plan Approval

It was recommended that the revised, proposed site plan for the development of Parcel 8AB by FXE FBO Holdings, LLC be approved.

Motion made by Vice Chair Iversen, seconded by Mr. Stella, to approve the staff recommendation. In a voice vote, motion passed unanimously.

6. Termination of Parcel 8G Lease with D.H.S Investments LLC

Ms. Bennett noted that a payment was expected but added that in the event that the payment was not received the termination recommendation would be presented to the City Commission.

It was recommended that the City Commission authorize the City Manager to terminate the lease for Parcel 8G with D.H.S Investments LLC, in accordance with Paragraph 15 of the lease.

Motion made by Mr. Kerney, seconded by Mr. Borwick, to approve the staff recommendation. In a voice vote, motion passed unanimously.

UPDATE ITEMS

A. Noise Compatibility Program

Ms. Straugh provided an update.

B. Development and Construction

Mr. Kohut provided an update.

C. Arrearages

Ms. Camilo provided an update.

D. Lease Amendment – Parcel 8D Lease Agreement with Performance Marine Trading and Motorsports, Inc.

Ms. Bennett provided an update.

E. Communications to the City Commission

The Board had nothing to communicate to the City Commission.

F. FLL Update


Ms. Straugh provided an update.

Other Items and Information

Ms. Straugh invited the board to a Foreign-Trade Zone Workshop on November 5, 2013 and noted that invitations would be mailed out for the ACE Awards which was scheduled for December 10, 2013.

There being no further business before the Board, the meeting adjourned at 2:39 p.m.

- Next scheduled meeting: December 5, 2013 – 1:30 p.m.



Bunney Brenneman, Chair

[Minutes prepared by Angelia Basto, Administrative Aide]

PLEASE NOTE:

If a person decides to appeal any decision made with respect to any matter considered at this public meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME KERNEY PATRICK JOSEPH	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE AVIATION ADVISORY BOARD
MAILING ADDRESS 320 SE 16 AVE	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY COUNTY FTL BRAUER	NAME OF POLITICAL SUBDIVISION:
DATE ON WHICH VOTE OCCURRED 10/24/2013	MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTEE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, PATRICK KERNEY, hereby disclose that on 10/24, 2013:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of KERNEY & ASSOCIATES, INC., which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

VOTING ITEM 4
AWARD OF CONSTRUCTION BUILDING CONTRACT TO
PIRTLE CONSTRUCTION FOR THE NEW CUSTOMS BLDG
AT FORT LAUDERDALE EXECUTIVE AIRPORT.
KERNEY & ASSOCIATES, INC OF WHICH I'M PRESIDENT
HAS DONE BUSINESS WITH PIRTLE CONSTRUCTION

10/24/2013
Date Filed

[Signature]
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

Scriveners Error

Item 4 should reflect the following revision to the voting results:

4. U.S. Customs and Border Protection Facility – Project 11242 – Contract Award to Pirtle Construction Company

It was recommended that the City award the contract to the lowest responsive bidder, Pirtle Construction Company, of Davie, FL in the amount of \$5,689,000.00 for the U.S. Customs and Border Protection Facility.

Mr. Kerney informed the board that he had a conflict of interest and would abstain from voting on the recommendation (see attached conflict of interest form).

Motion made by Mr. Carlson, seconded by Mr. O'Malley, to approve the staff recommendation. ~~In a voice vote, motion passes unanimously.~~ Motion carried (6-0 and 1 abstained).