

Town of Lauderdale-By-The-Sea

Regular Town Commission

Agenda

Tuesday, April 14, 2026

6:30 PM



Jarvis Hall 4505 N. Ocean Drive
www.Lauderdalebythesea-fl.gov

LAUDERDALE-BY-THE-SEA TOWN COMMISSION

Mayor Edmund Malkoon
Vice Mayor Randy Strauss
Commissioner Richard DeNapoli
Commissioner John A. Graziano
Commissioner Theo Pouloupoulos

Ken Rubach, Town Manager
Susan Trevarthen, Town Attorney
Melissa Vasami, Town Clerk

Regular Town Commission

Tuesday, April 14, 2026, 6:30 PM
Jarvis Hall 4505 N. Ocean Drive

1. **CALL TO ORDER, MAYOR EDMUND MALKOON**
2. **PLEDGE OF ALLEGIANCE TO THE FLAG**
3. **INVOCATION**
4. **ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS**
5. **PRESENTATIONS**
 - 5.a. Ericks Consultants Inc. Legislative Session Overview
 - 5.b. Arbor Day Proclamation
6. **PUBLIC COMMENTS**
7. **PUBLIC SAFETY DISCUSSION**
 - 7.a. BSO March 2026 Public Safety Report
8. **TOWN MANAGER REPORT**
 - 8.a. Town Manager Report
9. **TOWN ATTORNEY REPORT**
10. **APPROVAL OF MINUTES**
 - 10.a. Approval of Minutes for February 24, 2026 and March 10, 2026 Regular Town Commission Meetings
11. **CONSENT AGENDA**
12. **OLD BUSINESS**
 - 12.a. Pier Update
13. **NEW BUSINESS**
 - 13.a. Special Event Application: Wellness By The Sea 05.07.26
14. **COMMISSIONER PRESENTATIONS**
15. **COMMISSIONER COMMENTS**
16. **ORDINANCES 1st Reading**
17. **ORDINANCES 2nd Reading**
18. **RESOLUTIONS – PUBLIC COMMENTS**
 - 18.a. RESOLUTION 2026-12: A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-

THE-SEA, FLORIDA, APPROVING A PIGGYBACK AGREEMENT WITH JANICE M. RILEY, INC., D/B/A THE PAVING LADY, FOR PAVEMENT RESURFACING AND DRAINAGE REPLACEMENT SERVICES, UTILIZING THE TERMS AND CONDITIONS OF THE CITY OF HOLLYWOOD CONTRACT AWARDED PURSUANT TO INVITATION TO BID NO. IFB-116-23-OT; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

19. QUASI JUDICIAL PUBLIC HEARINGS

20. ADJOURNMENT

THE TOWN OF LAUDERDALE-BY-THE-SEA WILL FURNISH APPROPRIATE AUXILIARY AIDS AND SERVICES NECESSARY TO AFFORD INDIVIDUALS AN EQUAL OPPORTUNITY TO PARTICIPATE IN MEETINGS OF THE TOWN COMMISSION. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT AND FLORIDA STATUTE 286.26, PERSONS WITH DISABILITIES NEEDING SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING

SHOULD CONTACT THE TOWN CLERK NO LATER THAN TWO (2) DAYS PRIOR TO THE MEETING AT (954) 640-4200 FOR ASSISTANCE.

IF ANY PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE TOWN COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING, HE/SHE WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSES MAY NEED TO ENSURE THAT A VERBATIM RECORDING OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

PROCEDURES FOR PUBLIC COMMENTS:

Public Comments may address issues that are not on this meeting's agenda, but should relate to the business of the Town, and should not contain personal attacks. If your comment requires follow up, the Town Manager will have a staff person respond to your concerns, and will advise us of the outcome.

The Town Clerk will read off the names of those who have signed up to speak. When your name is called, please come to the podium, state your name for the record, and indicate whether you are a Town resident. Do not state your address. You have up to three minutes to make your comments, but there is no requirement to use the entire time. If you wish to address a particular Commissioner or member of Town Administration, please do so by use of their title.

If you wish to approach the Commission dais to hand out a document or for some other reason, please request permission and state your reason for doing so. All documents to be provided to the Commission should be handed to the Town Clerk for distribution.

These procedures have been developed to assure that the Town Commission meeting time is efficiently used, and that meetings are conducted in a polite and respectful manner. More information on the decorum rules for Town Commission meetings is available in Section 2-23 of the Town Code of Ordinances.

INVOCATION:

The Invocation before each Town Commission meeting is a voluntary service of a private citizen, offered to serve the spiritual needs of the members of the Town Commission and solemnize the meeting. It is not intended to be an opportunity to advance or disparage one faith or belief over another. The views expressed in the Invocation have not been previously reviewed by the Town and do not necessarily represent the beliefs of any Town employee or official. No person is required to be present at or participate in the Invocation, and the decision whether to be present or participate in the Invocation will not affect any person's right to actively participate in the official business of the Town or obtain any benefit from the Town. The Town's written Invocation policy is available on its website, and upon written request to the Town Clerk.all static



Agenda Item No: 5.a.

Town Commission Agenda Item Report

Meeting Date: April 14, 2026

Submitted By: Ken Rubach, Town Manager

Submitting Department: Administration

Item Type: Presentation

Agenda Section: PRESENTATIONS

Subject Title: Ericks Consultants Inc. Legislative Session Overview

Explanation: Candice Ericks and Lauren Jackson from Ericks Consultants Inc. will provide a recap of this year's legislative session and answer any question that the Commission may have.

Recommendation: N/A

Exhibits:

1. LBTS 2026 Regular Session
2. memo_president_albritton_re_budget_update
3. memo_speaker_perez_re_budget_update

2026 Regular Legislative Session Pass/Fail

The House and Senate adjourned Sine Die on March 13th without passing a budget. 192 main policy bills passed both Chambers, with the majority passed in the final week. As of this report, only a handful of bills have been signed by the Governor and 85% are still waiting to be sent to his office.

The Senate President and House Speaker both indicated that they intended to return in “mid-April” for a Special Session on the budget and told members to stay tuned for more details. The Special Session might be focused solely on the budget, or include redistricting and property tax reform at the same time. There is still currently a Special Session scheduled for redistricting to begin April 20th.

The Senate and Governor’s office have still not released property tax proposals with each saying that they are moving slowly in order to “get it right” on the first pass. The only element of the tax packages that passed in Regular Session was the decoupling from the Federal tax code intended to stave off an estimated \$3 billion hit. We expect the rest will be taken up along with the budget.

The following are the bills we tracked that passed followed by the bills that failed:

In this report:

[Policy Bills that Passed](#)

[Intergovernmental Relations - Passed](#)

[Official Actions of Local Governments](#)

[Shade Meetings on Private Property Rights](#)

[Local Government Cyber Security](#)

[Public Employees Relations Commission](#)

[Data Centers](#)

[Ethics & Elections - Passed](#)

[Elections](#)

[Candidate Qualification](#)

[Foreign Influence Restrictions \(FIRE Act\)](#)

[Finance & Tax - Passed](#)

[Suits Against the Government](#)

[Local Government Spending](#)

[Electronic Payments Made to Units of Local Governments](#)

[Emergency Preparedness and Response Fund](#)

[Homestead Exemptions](#)

[Growth Management/Development - Passed](#)

[Live Local 4.0](#)

[Building Permits and Inspections](#)



[Land Use and Development Regulations](#)
[Infill Redevelopment Act](#)
[Housing for Veterans](#)
[Enforcement of the Florida Building Code](#)
[Code Inspector Body Cameras](#)
[Private School Facilities](#)
[Building Code Enforcement for Certain Group Homes](#)

[Public Safety - Passed](#)

[Sexual Offenders and Sexual Predators](#)
[The Officer Jason Raynor Act](#)
[Firefighter Cancer Benefits and Prevention](#)
[Violations of Pretrial Release for Violent Crimes](#)
[Dangerous Crimes](#)
[Terrorist Organizations](#)
[Domestic Violence and Protective Injunctions](#)
[Security Services at Places of Worship](#)
[Habitual Traffic Offender Designation](#)
[Animal Cruelty](#)

[Environment & Natural Resources - Passed](#)

[Perfluoroalkyl and Polyfluoroalkyl Substances](#)
[FDACS Package](#)
[Department of Environmental Protection Package](#)
[Solid Waste Disposal Facility in Broward County](#)
[Prohibited Governmental Policies Regulating Emissions](#)
[Stormwater Treatment](#)
[Nature-based Coastal Resiliency](#)
[Local Administration of Vessel Restrictions](#)

[Health & Human Services - Passed](#)

[Drug Prices and Coverage](#)
[Recovery Residences](#)
[Medical Assistance for Working Persons with Disabilities](#)
[Veterans Dental Care Grant Program](#)

[Education - Passed](#)

[School Safety](#)
[Education Package](#)
[PreK-12 Omnibus](#)
[Student Volunteers at Polling Locations](#)
[School Counselors](#)

[Transportation - Passed](#)

[Designation of Commercial Blvd in Lauderdale-by-the-Sea](#)
[Micromobility Devices](#)

[Transportation](#)

[Commercial Service Airports](#)

[Vertiports](#)

[Insurance - Passed](#)

[Citizens Property Insurance Corporation](#)

[Department of Financial Services](#)

[Reinsurance Intermediary Managers](#)

[Commerce - Passed](#)

[Internal Revenue Code Decoupling](#)

[Payment Stablecoin](#)

[Nonprofit Corporations](#)

[Policy Bills that Failed](#)

[Intergovernmental Relations - Failed](#)

[Local Government Enforcement Actions](#)

[Public Records](#)

[Legal Notices](#)

[Public Records/Municipal Clerks and their Staff](#)

[Public Records/County Administrators and City Managers](#)

[Cybersecurity Standards & Liability](#)

[Employer Immunity from Civil Liability](#)

[Gender Identity Employment Practices](#)

[Public Employee Housing Benefits](#)

[Protection of Historic Monuments and Memorials](#)

[Ethics & Elections - Failed](#)

[Employee Protections](#)

[Governmental Agencies and Personnel](#)

[Penalties for Late-filed Disclosures or Statements of Financial Interests](#)

[Special Elections](#)

[Finance & Tax- Failed](#)

[Elimination of Non-School Homestead Property Taxes](#)

[Local Business Taxes](#)

[Tax Packages](#)

[Expenditure of Public Funds by Local Governments](#)

[Local Government Salaries and Benefits](#)

[Prohibited Uses of Public Funds by Political Subdivisions](#)

[Growth Management/Development - Failed](#)

[SB 180 "Glitch" Legislation](#)

[Preemption to the State](#)

[Housing \(ADUs\)](#)

[Florida Starter Homes Act](#)

[Transportation Infrastructure Land Development Regulations](#)

Public Safety - Failed

[Funding for LEO Body Cameras](#)
[Disability for Firefighters/LEOs/Correctional Officers](#)
[First Responders](#)
[Minimum Age for Firearm Purchase or Transfer](#)
[Carrying Weapons and Firearms](#)
[School Zone and Pedestrian Safety](#)
[Smoking in Public Places](#)
[Florida Kratom Consumer Protection Act](#)
[Sealing of Criminal History Records](#)

Health & Human Services - Failed

[Activities of Special Districts](#)
[Medical Freedom](#)
[Department of Health Package](#)
[Health and Human Services Package](#)
[Pub. Rec. and Meetings/Mental Health and Substance Abuse](#)
[Civil Liability for the Wrongful Death of an Unborn Child](#)
[Recovery of Damages for Medical Negligence Resulting in Death](#)
[Residential Living Arrangements](#)

Environment & Natural Resources - Failed

[Auxiliary Containers](#)
[Land and Water Management](#)
[Standards for Storm Water Systems](#)

Education - Failed

[Educational Scholarship Programs](#)
[Protection of Religious Expression in Public Schools](#)

Transportation - Failed

[FDOT Package](#)
[Industry Transportation Package](#)
[Electric Vehicle Registration Fees](#)
[Hands-free Driving](#)
[Traffic Infractions Resulting in a Crash with Another Vehicle](#)
[Removal, Storage, and Cleanup of Electric Vehicles](#)

Insurance - Failed

[Property Insurance Affiliates](#)
[My Safe Florida Condominium Pilot Program](#)
[Mandatory Human Reviews of Insurance Claim Denials](#)
[Motor Vehicle Insurance](#)
[Residential Property Insurance](#)
[Roofing Requirements for Property Insurance](#)

Commerce - Failed

[Artificial Intelligence Bill of Rights](#)

[E-Verify](#)

[Deregulation Package](#)

[Florida Retirement Savings Task Force](#)

Policy Bills that Passed

Intergovernmental Relations - Passed

Official Actions of Local Governments

[SB 1134](#): **House:** 77-37 **Senate:** 25-11 **Governor:** TBD

The bill prohibits counties and municipalities from funding, promoting, or taking official action to establish or operate diversity, equity, and inclusion programs, policies, or offices. The bills bar the use of public funds to create or support DEI offices and prohibits related ordinances, resolutions, rules, or programs. The bills also require potential contractors and grant recipients to certify that local funds will not be used to require DEI instruction or materials for employees or agents. The bills provide that violations by local governing body members acting in their official capacity would be classified as misfeasance or malfeasance and authorizes *any* resident in a jurisdiction to bring a cause of action.

The amended bill provides:

- The provisions do not apply to appointed boards or commissions of nonelected volunteers.
- The bills do not prohibit counties and municipalities from:
 - Recognizing or promoting federal or state holidays
 - Recognizing or promoting patriotic and national observances recognized by federal law
 - Recognizing or honoring the individuals and groups honored by state monuments and memorials authorized by chapter 265 or chapter 267, including recognizing the events forming the basis for such monuments and memorials. The amendment also added in museums.
 - Owning, operating, maintaining, funding, or conducting events at monuments and memorials listed in 54 U.S.C. s. 320301 and located in this state
 - Promoting or supporting a nonprofit entity that provides single-sex programs for the homeless or education, counseling, and rehabilitation of trauma-involved or at-risk youth
 - Using equal opportunity or equal employment opportunity materials designed to inform a person about the prohibition against discrimination based on protected status under state or federal law.
 - Issuing event permits in a content-neutral manner and providing
- Can not be construed to contradict:

- State or federal law ensuring that victims of domestic violence and dependents have access to emergency shelters, along with a host of other issues involving recognizing biological sex.
- State and federal laws ensuring access to public health care services corresponding to a person's race or ethnicity.

LGBTQ Pride/History resolutions and events are intentionally not exempted as the bill was largely prompted by an incident at a Pride event in Jacksonville involving children.

This was one of the most divisive bills of the Session. One Senate Republican and five House Republicans sided with the Democrats in voting no - including Broward Delegation members Rep. Cassel and Rep. LaMarca.

The Legislature rejected multiple amendments, one which would have allowed for a 30-day cure period were a lawsuit filed, another that would have narrowed what actions would constitute misfeasance or malfeasance to ones that result in personal gain, and others that would have added or clarified the exemptions.

In addition to the Jacksonville event, supporters said the DEI movement had been used to further unfair goals and practices over the past decade and has led to government waste. They said DEI had created a "consultant class" of overpaid and unnecessary jobs without moving the needle on issues it claimed as goals. Opponents pointed to the diversity of Florida and the economic impacts of inclusive events. They argued the bill is too vague and complex while having overly excessive penalties, which would lead to a chilling effect as local electeds would err on the side of caution in order to avoid removal from office or the jurisdiction being sued. Opponents also argued for the need of DEI programs and inclusive events, saying that the terms and programs have been unfairly villainized.

Shade Meetings on Private Property Rights

HB 655: House 116-0 Senate: 37-0 Governor: TBD

The bill creates a public meetings exemption to allow an agency to meet privately with its attorney to review a claim made against the government pursuant to the Bert J. Harris, Jr., Property Rights Protection Act. The bill also creates a public records exemption for the transcript, recordings, minutes, and records generated during an exempt portion of such meetings. Once the claim is resolved or has expired, the records of the meeting will be open to the public.

Local Government Cyber Security

HB 1085: House: 104-1 Senate: 39-0 Governor: TBD

The bill creates the Local Government Cybersecurity Protection Program within the Florida Digital Service to help cities and counties strengthen their defenses against cyber threats. Through the program, the state will administer a grant initiative that provides eligible local governments with cybersecurity tools and services to improve their risk management and incident response capabilities. As part of the program, the Florida Digital Service must enter into

data-sharing agreements with participating local governments to support the collection and exchange of security information that helps detect, prevent, and respond to cyber incidents.

The bill also directs the Florida Digital Service to contract for cybersecurity products and services and distribute them to local governments through the grant program, giving priority to fiscally constrained counties. Grants must be awarded annually, and the agency must submit yearly reports to the Governor's Office of Policy and Budget and legislative appropriations committees detailing applications, awards, and program outcomes. Local governments that do not receive a grant may still purchase cybersecurity services through the state's contracts at their own expense. The program may accept federal or other funding and is scheduled to automatically repeal on July 1, 2031, unless renewed.

Public Employees Relations Commission

[SB 1296](#): House: 73-37 Senate: 20-14 Governor: TBD

The bill revises multiple provisions governing public employee labor relations and the authority of the Public Employees Relations Commission (PERC). It modifies administrative procedures by aligning final order issuance with chapter 120 requirements, removing the current 15-day deadline for filing exceptions to recommended orders, and extending certain appeal hearing timeframes from 30 to 60 days. The legislation also reorganizes and expands statutory definitions related to public sector labor relations, adding terms such as "public safety unit," "employee organization activities," and "membership dues," and clarifying the scope of activities considered union-related.

The bill significantly changes requirements governing union membership, registration, and certification. It revises membership authorization forms to require detailed disclosures regarding dues and union leadership compensation and allows public employees to revoke union membership at any time, requiring the organization to cease dues collection within 30 days. The measure restricts the ability of most public employee unions to have membership dues automatically deducted by public employers, while requiring payroll deduction for public safety units if authorized by the employee. It also expands annual registration and financial reporting requirements for employee organizations, mandates recertification petitions tied to membership levels, revises procedures for certification and election of bargaining agents, and increases penalties and enforcement provisions related to illegal strikes and other violations of public employee labor laws.

Data Centers

[SB 484](#): House: 92-16 Senate: 31-6 Governor: TBD

The Legislature passed SB 484, establishing new regulatory requirements for large-scale data centers and other high-electric-demand facilities in Florida. It clarifies that local governments retain authority over comprehensive planning and land development regulations affecting these facilities and specifies that such projects may not be treated as electric substations for zoning purposes. The legislation also defines "data center" and modifies existing public-records law to

limit extended confidentiality protections for economic development information related to data center projects. These provisions are intended to ensure that large facilities with substantial infrastructure demands are evaluated through normal local planning processes and land-use regulations.

The bill also creates new requirements for utilities and environmental permitting related to large load customers, including large-scale data centers. Public electric utilities must develop tariffs and service requirements to ensure these customers pay the full cost of service—including infrastructure, transmission, and generation costs—so that those expenses are not shifted to other ratepayers. The measure prohibits utilities from providing service to certain foreign-owned entities and prevents customers from dividing a large electric load into smaller connections to avoid regulatory thresholds. In addition, it establishes new water-permitting standards for large-scale data centers, including requirements to use reclaimed water when available and to provide detailed information and conservation plans for high-volume water use applications. The legislation also directs the state to commission an independent study examining the economic, environmental, and public health impacts associated with the construction and operation of large-scale data centers.

Ethics & Elections - Passed

Elections

HB 991: House: 77-28 Senate: 27-12 Governor: Approved 04/01

HB 991 establishes detailed requirements for proving United States citizenship when registering to vote and requires election officials to record both a voter's citizenship status and the type of document used to verify it in the statewide voter registration system. The measure also requires the Department of Highway Safety and Motor Vehicles and the Department of State to share data on driver license and identification card holders so election officials can confirm citizenship information. If a voter registration applicant's citizenship cannot be verified through existing records, the supervisor of elections must notify the applicant and require acceptable documentation before the registration can be finalized.

The legislation also revises how voting is conducted and how voters are identified at the polls. It updates the definition of an official ballot to require the use of printed paper ballots that are marked with a pen and later tabulated by the voting system, except in cases where accessible voting equipment is required for voters with disabilities. Identification requirements at polling places are modified by removing certain forms of identification and emphasizing the need for valid photo identification and a signature that can be matched to the voter record. The bill also adjusts several election administration procedures, including timelines for canvassing ballots, reporting early voting and vote-by-mail results, and the meeting schedule for the state's election certification process.

The bill further modifies candidate eligibility and campaign rules. Candidates must affirm that they meet statutory and constitutional qualifications for office and disclose certain information when filing, including whether they hold citizenship in another country. Candidates for partisan

office must have maintained the same party affiliation—or no party affiliation—for at least 365 consecutive days before qualifying. The measure allows certain candidates and political parties to challenge whether a candidate meets these requirements in court and requires election officials to remove a candidate from the ballot if a court determines the requirements are not satisfied. In addition, the bill prohibits political parties, political committees, and candidates from knowingly accepting contributions from foreign nationals, establishes a five-year statute of limitations for felony election fraud offenses, and requires future Florida driver licenses and identification cards to display the holder's citizenship status.

Candidate Qualification

[HB 91:](#) **House:** 113-0 **Senate:** 37-0 **Governor:** TBD

The bill clarifies requirements related to candidate party affiliation when qualifying for office. It requires candidates to swear that they have been registered in the political party for the office they are seeking for at least 365 consecutive days and clarifies who has standing to challenge that sworn oath. The bill responds to prior court cases where standing was unclear. A substitute amendment was adopted to address candidate name changes by ensuring a candidate has not changed their name within 365 days prior to qualifying. The bill takes effect upon becoming law.

Foreign Influence Restrictions (FIRE Act)

[HB 905:](#) **House:** 83-17 **Senate:** 28-11 **Governor:** TBD

HB 905 strengthens state restrictions intended to address foreign influence in Florida government and public institutions. It defines “designated foreign terrorist organization” and “foreign country of concern” and prohibits public officers, government employees, local government attorneys, and candidates from soliciting or accepting anything of value from individuals or entities representing such organizations or governments. Violations may result in civil or criminal penalties and require repayment of double the value of any benefit received. The legislation also directs the Commission on Ethics to adopt rules and training materials addressing foreign influence tactics and reporting requirements, including guidance on recognizing efforts by foreign governments to influence state and local officials.

The bill also expands restrictions on governmental relationships and economic activity involving certain foreign countries. It authorizes tax collectors or local governments to revoke or refuse to renew business tax receipts for individuals or entities doing business with Cuba in violation of federal law and makes knowingly submitting false declarations about such activity a third-degree felony. The legislation further prohibits state agencies and political subdivisions from promoting or participating in sister city or similar affiliations with foreign countries of concern and requires the Department of Commerce to publish online lists of foreign consulates and existing sister city agreements. In addition, it removes the Florida–China Institute from the state's authorized linkage institutes and bars such institutes from entering into agreements or activities with foreign countries of concern.

The bill also revises criminal and civil provisions related to foreign influence. Crimes committed to benefit a foreign government or designated foreign terrorist organization may be reclassified

to higher-level offenses, and first-degree or life felonies committed for that purpose carry a mandatory minimum prison sentence. The measure terminates certain agreements or grants between public entities and foreign countries of concern and restricts adoption and gestational surrogacy arrangements when any party is a citizen or resident of such countries, declaring those contracts void and unenforceable. The legislation also allows the Governor to temporarily suspend certain state restrictions related to Cuba if federal diplomatic status changes, subject to legislative review.

Finance & Tax - Passed

Suits Against the Government

HB 145: House: 108-1 Senate: 36-0 Governor: TBD

The bill increases the caps on the recovery of awards against a governmental entity. The House concurred with a Senate amendment which increases caps from \$200,000 to \$350,000 per person, and from \$300,000 to \$500,000 per incident. The bill also reduces the notice period for filing claims from 3 years to 18 months, changes the statute of limitations to 2 years for negligence, and allows certain sexual battery claims involving victims under age 16 to be filed at any time.

Local Government Spending

HB 1329: House: 87-19 Senate: 34-0 Governor: TBD

This bill places additional state mandates on the local government budget process and information posted online for the public, revises timeframes for posting information, and revises limitations on increasing impact fees above the current phase-in restrictions. It is intended to increase transparency and civic engagement on local budgets. The Senate version ultimately passed, which reflected more of a compromise with the Florida League of Cities and Florida Association of Counties than the House version, which would have been much more of a cost-burden.

For the impact fee language, the bill places new requirements for local governments seeking to increase impact fee rates beyond the ordinary phase-in limitations due to extraordinary circumstances. It also prohibits a local government, including a school or special district, from increasing an impact fee rate utilizing the extraordinary circumstances provisions by more than 100% in a 4-year period.

For the local budget process:

A) Timeframes: It revises the length of time for which each county, municipality, or special district must post budget information on its official website. Tentative budgets must be posted 5 days before the public hearing to adopt the budget; Proposed budget amendments must be posted 5 days before the public hearing to adopt the amendment; Final budgets and adopted amendments must remain for 5 years.

B) Budget Cutting Exercise: At least 14 days before final budget adoption, counties and municipalities must undergo a budget cutting exercise identifying specific reductions totaling 10% of the tentative budget for the upcoming fiscal year “without compromising essential public services, such as law enforcement and fire services, or legal obligations.” The bill requires the budget officer to post the result of the exercise on the local government’s official website.

C) Online Information: It requires counties and municipalities to post to their websites:

- Budgets: Tentative budgets, final budgets, and budget amendments in a downloadable, searchable PDF or similar form. The budgets must include, for the proposed, current, and preceding 4 fiscal years:
 - A budget overview and summary, including a narrative analysis that also utilizes graphical illustrations to highlight major points of emphasis and trends.
 - An overall countywide summary of revenue and expenditures, including:
 - A summary of revenue and expenditures by fund.
 - A summary of expenses by department and division.
 - A summary of expenses by program or function.
 - A summary of expenses related to debt obligations.
 - A summary of expenses related to capital projects.
 - An organizational chart or staffing summary.
 - A summary and analysis of reserves and fund balances
- Budget development calendar by January 30 each year that lists budget-related events, including timeframes for:
 - Agencies to submit proposed budget requests, including the name of the municipal agency or budget officer to whom such requests must be submitted.
 - Property appraisers to submit valuations to the municipality
 - Budget workshops
 - Budget public hearings
 - Holding budget reduction exercises.
- All Employee Salaries: Quarterly compensation summary for all employees in a searchable PDF or similar format

Electronic Payments Made to Units of Local Governments

[HB 967](#): House 110-0 Senate: 33-0 Governor: TBD

The bill requires local governments (including municipalities, special districts, counties, and county constitutional officers) to accept payments by use of credit cards, charge cards, bank debit cards, and electronic fund transfers for financial obligations owed to the local government. The bill additionally requires the local governments to make online payment options available in every department.

Emergency Preparedness and Response Fund

[SB 7040](#): House: 80-20 Senate: 29-7 Governor: TBD

After a floor amendment was adopted to SB 7040 and passed by the Senate, the House concurred and also passed the bill. 7040 re-creates the Emergency Preparedness and Response Fund within the Executive Office of the Governor and updates how the fund may be used. It allows the fund to receive money appropriated by the Legislature or transferred under s. 11.90 and authorizes the Governor to use it to prepare for or respond to declared natural, manmade, or technological emergencies that exceed regular funding. The bill also gives the chairs of the Joint Legislative Budget Commission oversight of certain spending and budget changes from the fund. It requires federal reimbursements for emergency costs to be deposited into a separate account within the fund and used first to pay prior invoices, prohibits using the fund to purchase aircraft, boats, or motor vehicles while allowing short-term leases for emergency response, and requires quarterly reports to the Legislature on the fund's finances, reimbursements, assets, and pending invoices. The fund is scheduled to terminate on July 1, 2028, unless reviewed and continued by the Legislature

Homestead Exemptions

SB 110: House: 108-0 Senate: 38-0 Governor: TBD

SB 110 clarifies eligibility for the homestead exemption under certain long-term residential lease arrangements. The bill specifies that a lease with an original term of 98 years qualifies a lessee for homestead exemption eligibility even if the lease includes a provision that terminates the leasehold interest upon the death of the lessees. The legislation states that this change is intended to be remedial and clarifying in nature, reaffirming the circumstances under which certain leaseholders are considered to have legal or beneficial and equitable title to property for homestead exemption purposes.

Growth Management/Development - Passed

Live Local 4.0

HB 1389: House: 98-4 Senate: 35-0 Governor: TBD

The bill is the fourth iteration of the Live Local Act, which is intended to increase the attainable housing stock across the state. After the Senate rejected an attempt by the House to expand onto religious properties and incorporate a version of the ADU bill that would have allowed their use as short-term rentals, the House amended the bill with compromise language that the Senate accepted. The final, enrolled version stripped the ADU language out entirely and included compromise language for religious properties.

The final bill authorizes Live Local Act developments:

- On a property owned by a religious institution, more than 3 acres in size, and has contained a house of public worship for at least 10 years.
- On any property owned by a county, municipality, or school district.
- Near airports runways and noise zones when approved by the airport's governing body.

It exempts from Live Local:

- In areas subject to a land development regulation intended to retain the open character of land, any area of critical state concern, or any portion of property under a conservation easement.
- On land used for farming and farm operations, including the packaging and sale of those products raised on the premises.

It also prohibits the use of setbacks or other dimensional means to constructively restrict the height of a Live Local project. It provides that a multifamily or mixed-use development using the preemptions of the Live Local Act may consist of an assemblage of parcels under common ownership or control which are separated by no more than 15 feet of land and limited public pedestrian access until July 1, 2030. It clarifies language around the prohibition against discriminating against affordable housing development in land use decisions by a local government, and waives sovereign immunity in cases based on such discrimination.

Finally, it requires an OPPAGA study on the use of tiny homes and mezzanine financing within affordable housing strategies, and it modifies the opt-out provisions for areas that have adequate affordable housing stock.

Building Permits and Inspections

[HB 803](#): **House: 73-27 Senate: 27-11 Governor: TBD**

This is an omnibus building permit bill that combined provisions that were moving in several bills this Session related to commercial construction, private providers, and building permits.

The bill was amended on the floor to add a provision that would require DMS to enter into and maintain a state term contract with private providers and authorize those individuals, as well as other certain individuals, to work under the direction of the local building official for up to one year after a Governor-declared state of emergency. The bill was also amended on the floor to require a contractor must provide authorization of the use of a private provider to the local government, but the local government may not require it as a condition of payment. It also allows the local jurisdiction to review plans/drawings/documents deemed by Private Providers to be in compliance with applicable codes for: flood plain management, site plan compliance, life/safety issues, and administrative issues other than code compliance. Previously it only allowed reviews for completeness.

These changes are reflected in the final bill below:

Building Permits:

- Requires the Florida Building Commission develop a residential and commercial uniform building permit application that must be used by local governments. The amendment provided this application be able to integrate with a local government's existing building permit software system, if feasible.
- Prohibits local enforcement agencies from charging inspection fees exceeding the actual cost incurred by the agency to perform and approve the inspection required for a permit.



- Except in flood hazard areas, prohibits local governments from requiring building permits for:
 - Any work valued at less than \$7,500 done on a single-family home.
 - It provides an exception for electrical, plumbing, mechanical, gas, or structural work regardless of the cost of the work performed.
 - Projects may not be divided for the purpose of evading permitting requirements.
 - Contractors performing the work must file a notice of permit exemption within 30 days with the local enforcement agency that includes the name and license number of the person or entity hired, the scope of the work performed, and the value of such work as proof that such work complies with the requirements.
 - *Local governments are not liable for work done pursuant to this provision.*
 - Temporary residential hurricane and flood protection walls that are: constructed to protect properties against storm surge or floodwaters; not load bearing and nonhabitable; installed in a single-family, two-family residence by a properly licensed contractor; compliant with applicable local zoning, drainage, easement, and setback requirements.
 - Each lot or parcel upon which a retaining wall is installed on the property of a single-family or two-family residence.
- Prohibits HOAs from requiring a building permit as a prerequisite of its review of the construction of structures or improvements
- Clarifies building permits may not be denied for the placement of manufactured housing on a recreational vehicle lot
- Puts a shot-clock of 5 business days for approval of a completed application for an applicant using a local government reviewer for building permits for an existing single-family residential dwelling if the value of the work is less than \$15,000 for structural, accessory structure, alarm, electrical, irrigation, landscaping, mechanical, plumbing, or roofing.
- Provides that building permits expire one-year after their issuance or by the effective date of the next edition of the Florida Building Code, whichever is later. Local governments may still extend the expiration.

Private Providers (PP):

- Allows a property owner to choose to use a PP at any time.
- Mandates local governments establish PP registration system and prohibits charging administrative fees for registration or updating registration.
- Provides that a local building official is not required for the regulatory administration or supervision of services performed by a PP. PPs are responsible for verification of licensure and insurance requirements for the firm's authorized representative.

- Removes the requirement that PPs performing required inspections give notice to the local building official.
- Prohibits a local government from prohibiting or limiting the use of virtual inspections.
- Amends the definitions of “deliver” and “delivery” to specifically include email or submission through an electronic fill-in form or through submission management software.
- Expands the amount of time that private providers have to post the completed inspection record from 2 to 4 days, and specifies that local building officials may not fail inspections as long as they are transmitted within 4 days even if they are not posted at the job site.
- When an owner retains a PP for building inspection services, it requires local jurisdictions to reduce permit fees to actual costs incurred by the local jurisdiction. It also prohibits officials from charging punitive, administrative, or additional fees, including fees for building inspections or site review.
- For commercial construction, local jurisdictions must reduce fees by 25%-50% depending on the amount of plans review and building inspection services the PP performs.
- Removes the requirement that an owner or contractor have a written contract with a private provider and adds that agreements for PP services are not required to be submitted as part of a permit application or in order to be issued a permit. However, a contractor or owner must submit authorization of a PP to the local jurisdiction.
- Provides that officials may only perform building inspections of construction that a private provider has deemed compliant when they have “actual knowledge” that the PP submitted incomplete or incorrect inspection forms. Officials must provide written notice to the private provider of the specific forms that are incomplete or incorrect before performing a site visit.
- Requires local governments to give PP firms notice of audits at least 5 business days before an audit.
- Forbids the review by a local building official of plans, construction drawings, or any other related documents determined by a PP to be compliant with the applicable codes, except for: flood plain management, site plan compliance, life/safety issues, and administrative issues other than code compliance. Outside of these issues, they may only review other documents for completeness and must notify the forms are not complete within 10 days of receiving the application with the private provider affidavit or 5 days if a single-trade inspection for a single or two-family dwelling. If the notice timeframe is not met, the permit is deemed approved.
- Changes the standard for which a local building official may deny a permit or a request for certificate of occupancy or completion from “the building construction or plans do not comply with the applicable codes” to “forms or documents are incomplete”.
- Requires DMS to enter into and maintain a state term contract with at least one or more private providers. For up to one year following the issuance of a natural, manmade, or technological state of emergency declared by the Governor, a person that is qualified for



work in any state that has entered into a state term contract or a mutual aid agreement or who has held a valid license in any state for the five years immediately preceding the date of the declaration, is authorized to act under the direction of the local building official in the following positions: • Building code inspector. • Building inspector. • Coastal construction inspector. • Commercial electrical inspector. • Electrical inspector. • Mechanical inspector. • Plumbing inspector. • Residential electrical inspector. • Residential inspector. • Plans examiner. • Building plans examiner. • Plumbing plans examiner. • Mechanical plans examiner. • Electrical plans examiner.

Land Use and Development Regulations

HB 399: House: 73-27 Senate: 27-11 Governor: Approved 03/27

HB 399, as amended and passed by the Legislature, makes several changes to Florida's land-use and development laws that limit certain local government discretion in development approvals. The bill requires that local development permit and application fees reasonably relate to the actual cost of reviewing an application and prohibits fees based on construction cost or project value. It also requires local comprehensive plans and land development regulations to include objective factors for determining compatibility of residential uses and requires local governments to identify specific conflicts and potential mitigation measures before denying rezoning, subdivision, or site plan applications on compatibility grounds. Denials must include detailed written findings explaining the incompatibility and why mitigation is insufficient.

The bill also requires local governments to administratively approve certain minor special exceptions or variances for qualifying large destination resorts seeking maintenance or renovation work. This change was made on behalf of the Fountain Blue in Miami to allow it to build a water park. It limits local regulation of off-site constructed homes by requiring them to be allowed in zoning districts that permit single-family housing, and allows manufactured residential buildings to be placed on mobile home or recreational vehicle park lots under specified conditions. Additional provisions require school district interlocal agreements to address access to public easements and rights-of-way for school facilities and prohibit local governments from requiring compost-processing facilities to purchase additional land simply to expand the footprint of an existing private road. During Senate consideration, lawmakers removed earlier provisions related to lowering voting thresholds for comprehensive plan amendments and eliminated a controversial proposed state study regarding Miami-Dade County's Urban Development Boundary.

The final day of Session, Senator Martin reintroduced a controversial amendment that would codify a recent Attorney General opinion that rural and urban development boundaries constitute a government taking, entitling property owners to Bert Harris. This led to another Senate show-down along similar lines as the Blue Ribbon legislation- with some Senators arguing that private property rights are sacred above all else and others arguing for the preservation of rural/natural Florida. The amendment ultimately failed.

Attempts to amend in the language of SB 840 (the SB 180 Fix) were also rejected.

Infill Redevelopment Act

SB 1434: House: 87-24 Senate: 36-0 Governor: TBD

SB 1434 creates the Infill Redevelopment Act, which establishes a process to expedite residential development on environmentally impacted parcels of 5 acres or more in Palm Beach, Broward, and Miami-Dade Counties. The parcels must have been designated as a brownfield area or have contaminants or pollutants detected above local, state, or federal cleanup target levels.

Under the bill, qualifying parcels must be allowed to be developed with residential uses, with density limited to the average density of adjacent zoning districts that allow residential uses or 25 units per acre, whichever is lower. Local governments must administratively approve qualifying subdivision and development applications and may not use the subdivision process or local regulations to reduce the authorized density or intensity of development.

The bill also requires a 20-foot buffer between new development and adjacent single-family homes or townhouses when applicable, with the buffer maintained as open space or passive recreational space. If a qualifying parcel includes recreational facilities that have not been used for at least 12 months, developers must pay double the applicable parks or recreation impact fees and notify adjacent property owners, who are given the opportunity to purchase the land to preserve it as open space. Local governments may apply architectural design standards through an administrative process but may not restrict density or intensity below the levels authorized by the bill, and local laws that prohibit or limit development of qualifying parcels are preempted.

Housing for Veterans

SB 1602: House: 112-0 Senate: 37-0 Governor: TBD

SB 1602 establishes the Homes for Veterans Property Management Incentive Pilot Program in Broward, Escambia, Hillsborough, and Santa Rosa Counties to encourage landlords to lease housing units to veterans participating in the federal HUD-Veterans Affairs Supportive Housing (HUD-VASH) program. Subject to legislative appropriation, the Florida Housing Finance Corporation must administer and oversee the program in coordination with local public housing authorities and veteran case managers, and may contract with entities experienced in supportive housing or landlord mitigation programs to manage application intake and reimbursement requests.

Under the program, participating landlords may apply for reimbursement for certain costs associated with renting to eligible veterans, including compensation for holding a unit vacant for up to 45 days before a veteran moves in and up to \$2,000 for property damage exceeding the security deposit if the veteran vacates the unit within the first year or after the lease ends. Funding is limited and must be awarded on a first-come, first-served basis, and the corporation may suspend acceptance of applications when available appropriations are exhausted.

Enforcement of the Florida Building Code

[SB 1614](#): **House:** 112-0 **Senate:** 37-0 **Governor:** TBD

The final product simply removes the construction of a building to house building code services from the allowable uses for excess fees. Originally, the bill sought to give the Joint Legislative Auditing Committee (JLAC) more teeth to enforce violations of excess fee regulations. The bill was in response to a situation where a local government held onto unexpended building code funds it had intended to spend on a new building for its building code services and was subsequently audited by JLAC.

Code Inspector Body Cameras

[SB 504](#): **House:** 111-0 **Senate:** 39-0 **Governor:** TBD

The bill sets minimum operational and policy standards for jurisdictions that choose to authorize the use of code inspector body cameras. The stated objectives are to protect both the public and code enforcement officers by enhancing transparency, accountability, and professionalism in local code enforcement activities. The framework is designed to create consistency where body cameras are used while preserving local choice and control over whether to implement such programs. The bill is supported by the Florida League of Cities and Florida Association of Counties.

Additionally, the Legislature passed [SB 506](#), an associated public records exemption to provide that a code inspectors' body camera recording, or a portion thereof, is confidential and exempt from public disclosure requirements if the recording:

- Is taken within the interior of a private residence;
- Is taken within the interior of a facility that offers health care, mental health care, or social services; or
- Is taken in a place that a reasonable person would expect to be private.

In addition, it provides for certain circumstances under which such recordings are required to be disclosed or may be disclosed and requires local governments to retain a body camera recording for at least 90 days.

Private School Facilities

While HB 833 and HB 1071 failed, the language was eventually included in SB 182, which passed the Legislature. Please refer to SB 182 "PreK-12 Omnibus" under the Education section.

Building Code Enforcement for Certain Group Homes

Please refer to the Department of Financial Services Package (SB 1452) under the Insurance section.

Public Safety - Passed

Sexual Offenders and Sexual Predators

[SB 212](#): **House:** 103-9 **Senate:** 31-6 **Governor:** Approved 03/31

The bill strengthens child safety by tightening location-based restrictions for certain sexual offenders and predators and improving enforceability in child-centered areas. It requires state and governmental agencies to run names of individuals working or volunteering at swimming pools against the sex offender registry. The bill adds public swimming pools into the 1,000 ft. residency restriction framework under statute 775.215 (which already includes schools, child care facilities, parks, and playgrounds) and creates a new related statute governing residency boundaries and presence restrictions. The restriction applies to persons who commit certain offenses with minor victims on or after July 1, 2026 and when such person changes their permanent residence on or after that date. It also prohibits offenders with minor victims on probation, community control, or conditional release from working or volunteering at a public swimming pool and visiting public swimming pools without supervisor approval. For loitering or prowling in these locations, the bill increases the buffer from 300 ft. to 500 ft. for it to be a criminal act to communicate, contact, or “approach with the intent to communicate or contact” and expands exemptions to include legal guardians and attending religious services.

The Officer Jason Raynor Act

[SB 156](#): **House:** 103-8 **Senate:** 31-4 **Governor:** TBD

The bill is based on a case in which a defendant argued that force was justified during an encounter with a police officer by claiming the officer was not acting lawfully at the time of the incident. The bill clarifies that a person may not resist a law enforcement officer with violence or threats of violence when the officer is engaged in the performance of his or her official duties, if the officer was acting in good faith and is known, or reasonably appears, to be a law enforcement officer. “Acting in good faith” means to make sincere and reasonable efforts to comply with legal requirements, even if the arrest, detention, or other act is later found to have been unlawful. The bill removes language which specifies a law enforcement officer is not justified in using force if an arrest or execution of a legal duty is unlawful and known by the officer to be unlawful. This change places responsibility for determining the legality of an officer’s actions with the court, rather than allowing defendants to justify violent resistance based on claims of unlawful detention or arrest.

The bill also adds manslaughter involving the killing of a law enforcement officer engaged in the performance of official duties to the list of crimes that a person must be sentenced to life imprisonment without the possibility of parole.

Firefighter Cancer Benefits and Prevention

[SB 984](#): **House:** 109-0 **Senate:** 37-0 **Governor:** TBD

The bill amends s. 112.1816, F.S., to require a former employer to provide death benefits to the beneficiaries of a firefighter who dies from cancer or cancer-related treatment for up to one year after the firefighter’s employment ends, provided the firefighter met the statutory eligibility criteria at the time of termination and was not subsequently employed as a firefighter. The legislation also states that the act fulfills an important state interest and takes effect July 1, 2026.

Violations of Pretrial Release for Violent Crimes

HB 397: House: 101-8 Senate: 37-0 Governor: TBD

The bill creates a new criminal penalty when a defendant on pretrial release willfully violates a court-ordered no-contact condition in serious violent cases. It also ensures prompt judicial review at first appearance and clarifies law enforcement authority to arrest based on probable cause. The measure is intended to strengthen victim safety protections.

Dangerous Crimes

HB 445: House: 93-20 Senate: 37-0 Governor: Approved 03/31

Known as “Missy’s Law” after a child who was killed in Tallahassee, the bill makes several changes related to dangerous crimes under Florida law. First, it adds certain computer pornography and child exploitation offenses to the list of dangerous crimes under the state’s pretrial detention statute. As a result, a person arrested for one of these offenses may not be granted nonmonetary pretrial release at their first appearance hearing and may instead be subject to pretrial detention. The bill also requires a court to immediately remand a person to custody if they plead guilty or no contest to, or are found guilty of, a dangerous crime, regardless of whether adjudication is withheld, and mandates that the individual remain in custody while awaiting sentencing.

Terrorist Organizations

HB 1471: House: 80-25 Senate: 25-11 Governor: Approved 04/06

HB 1471 establishes restrictions on the use or enforcement of foreign or religious laws in Florida courts when such laws conflict with rights guaranteed by the United States or Florida Constitutions. It defines “foreign law” and “religious law” and prohibits courts, arbitration panels, and other legal authorities from applying or enforcing provisions, judgments, or contractual clauses based on those systems if doing so would violate constitutional protections or public policy. The measure also allows the Florida Department of State to administratively dissolve corporations that have been designated as terrorist organizations.

The legislation expands state terrorism statutes by defining “domestic terrorist organization” and applying existing criminal prohibitions to those entities. It authorizes the Chief of Domestic Security to designate organizations as domestic or foreign terrorist organizations based on specified criteria, subject to approval by the Governor and Cabinet. The bill requires the state to maintain and publish a list of designated organizations and establishes procedures for notice, public review, judicial challenge, and removal of such designations. It also makes it a criminal offense to provide material support, receive military-type training from, or serve under the direction of designated terrorist organizations.

The bill further restricts relationships between public institutions and designated terrorist organizations. State agencies, local governments, public schools, and higher education institutions are prohibited from spending public funds to support such organizations, contracting with them, or accepting funds from them. Private schools participating in state scholarship

programs must also avoid affiliations with or funding from terrorist organizations. Additionally, public colleges and universities must report and expel students who promote designated terrorist organizations, and such students may face financial penalties, including out-of-state tuition charges, loss of fee waivers, and ineligibility for state financial aid.

Domestic Violence and Protective Injunctions

HB 277: House: 112-0 Senate: 37-0 Governor: TBD

The Legislature passed HB 277, strengthening protections for domestic violence victims and increases accountability for offenders, with a particular focus on the high-risk period when victims attempt to leave abusive situations. It creates enhanced penalty provisions that reclassify domestic violence offenses to higher-level crimes when the offender has a prior domestic violence conviction. The bill also revises provisions governing injunctions for protection against domestic violence by expanding factors courts may consider when determining whether a petitioner is in imminent danger and by establishing a statewide verification system within the Department of Law Enforcement to track domestic, dating, sexual, and repeat violence injunctions. In addition, the bill defines “military protective order” and requires law enforcement officers to notify the issuing agency if they determine such an order has been violated.

The bill also establishes two pilot programs to test the use of electronic monitoring for individuals convicted of domestic violence offenses or violations of protective injunctions. One pilot program, administered by the Pinellas County Sheriff, applies to certain misdemeanor offenses, while another program in the Sixth Judicial Circuit is administered by the Department of Corrections for certain felony offenses. Courts may order electronic monitoring as a condition of probation and must do so when clear and convincing evidence shows the defendant poses a threat of violence to the victim. The bill requires evaluations and reports on the effectiveness of the programs and increases relocation assistance available to victims of domestic violence.

Security Services at Places of Worship

SB 52: House: 111-1 Senate: 39-0 Governor: TBD

The bill expressly provides that chapter 494, F.S., which regulates private investigative services, private security services, and repossession services, does not apply to volunteers who provide armed security services on the premises of a church, mosque, synagogue, or other place of worship.

Habitual Traffic Offender Designation

HB 35: House: 99-15 Senate: 39-0 Governor: TBD

HB 35 amends the definition of “habitual traffic offender” to add the offense of driving a motor vehicle without a valid license to the list of offenses for which a specified number of convictions within a five-year period requires the Department of Highway Safety and Motor Vehicles to designate a person as a habitual traffic offender. Generally, once a person is designated as a

habitual traffic offender, he or she can be prosecuted for a third degree felony for thereafter driving a motor vehicle.

Animal Cruelty

[HB 559](#): **House:** 114-0 **Senate:** 37-0 **Governor:** Approved 03/31

The bill enhances penalties and creates felony offenses for adults who cause, entice, encourage minors to commit or witness aggravated animal cruelty. It also enhances penalties for baiting or fighting animals. The Governor is supporting the bill as part of his animal safety agenda.

Environment & Natural Resources - Passed

Perfluoroalkyl and Polyfluoroalkyl Substances

[HB 1019](#): **House:** 107-0 **Senate:** 37-0 **Governor:** TBD

Named the “Joe Casello Act” after a beloved Palm Beach State House member and former firefighter who sadly passed away last year. The bill provides that by July 1, 2026, aqueous film-forming foam (AFFF) containing intentionally added perfluoroalkyl and polyfluoroalkyl substances (PFAS) may not be used for any nonemergency instruction, training, or testing, and all entities in possession of AFFF must report inventories to DEP. By July 1 2027, it prohibits the sale, purchase, or distribution of AFFF in Florida and requires all entities with remaining inventories to submit a disposal plan to DEP. By July 1, 2028, it prohibits the possession and use of AFFF in the state, with exceptions for all airports, military applications, emergency firefighting situations where alternative firefighting foam is not available, and AFFF retrofit projects submitted under an application with state or local firefighting authorities. It directs DEP to develop rulemaking on the collection, containment, and disposal of AFFF, to maintain a registry, and to administer grants and cost-share programs. Finally, it would impose civil fines for violating AFFF laws of up to \$10,000 per day.

The bill also requires public entities that dispose of domestic wastewater biosolids and have a designed average daily flow of 25,000 gallons or more to conduct at least one annual biosolids sampling for PFAS and submit the results to DEP. The intent is to establish baseline data on potential contamination and future impacts. The bill provides that until national water quality standards are established for PFAS, biosolids sampling and reporting is for informational purposes only.

FDACS Package

[SB 290](#): **House:** 94-10 **Senate:** 38-0 **Governor:** Approved 03/23

This is the Department of Agriculture and Consumer Services package.

- **Preemptions:**
 - Prohibits a county or municipality from enacting a local policy to restrict the use of gasoline-powered farm or landscape equipment.
 - Prohibits local governments from requiring an agricultural property owner to obtain a rural event venue permit or license for an agritourism activity.

- **Lands:**
 - Requires the Acquisition and Restoration Council to determine whether any lands surplus by a local governmental entity are suitable for bona fide agricultural purposes, and prohibits local governments from transferring future development rights for such lands.
 - Requires DEP to determine whether any state-owned conservation lands are suitable for bona fide agricultural purposes, and allows DEP to surplus such lands. DEP must retain a rural-lands-protection easement for the land, and deposit all proceeds from sale of the land into the Incidental Trust Fund. It exempts state forest lands, state park lands, wildlife management areas, or lands included in the Comprehensive Everglades Restoration Plan.
 - Protects undeveloped land in low-density municipalities (under 5k residents) as “ecologically significant” and prohibits local government from approving development unless it is below a certain density.
- **Environment:**
 - Repeals statutes requiring Florida’s participation in the Southern States Energy Compact.
 - Only permits land application of Class AA biosolids by July 1, 2028, requires local governments that do not to transport biosolids for land application outside of their boundaries to comply with this requirement by July 1, 2031, and removes the requirement that rules adopted by the department with respect to biosolids be ratified by the Legislature.
 - Increases insurance requirements and maximum fine amounts for pest control fumigation providers.
- **Agriculture:**
 - Repeals the Healthy Food Financing Initiative.
 - Establishes the Farmers Feeding Florida Program and restricts Feeding Florida from allowing an opposed candidate for elective office to host a food distribution event.
 - Creates or makes changes to research and education programs related to citrus, veterinarian medicine, and native seeds.
- **Criminal Penalties:**
 - Prohibits commercial solicitation on properties that comply with “no solicitation” signage requirements and provides noncriminal and criminal penalties for violation.
 - Adds penalties for contractors who fail to timely compensate their subcontractors and suppliers.
 - Adds criminal penalties for receiving or providing unauthorized assistance on a commercial driver license (CDL) exam.
 - Adds obstruction to the prohibited acts involving permitting entry or inspection.
 - Adds “concealed weapon permit” or “concealed weapon permitholder” to the list of words a person is prohibited from wearing or displaying with the intention to mislead, and provides criminal penalties for violation.

- Prohibits the possession, use, manufacture, import, sale, or distribution of signal jamming devices.
- **Regulations:**
 - Revises various regulations of fairs and fair associations
 - Allows the department to exempt any business or activity not in existence as of July 1, 2026 from health studio regulations.
 - Prohibits the department from renewing aquaculture license if the facility is not in compliance.

Department of Environmental Protection Package

HB 1417: House: 110-0 Senate: 34-3 Governor: Approved 03/19

The bill makes multiple changes to Florida environmental laws and programs administered by the Department of Environmental Protection. It repeals the Environmental Regulation Commission and transfers related rulemaking and oversight functions to the department, with numerous conforming changes throughout statute. The bill also establishes new construction best management practices for solar facility development, including erosion and sediment control requirements, phased site stabilization, inspections during construction, and stormwater systems designed to meet a 100-year, 24-hour storm event standard in certain areas.

The bill further expands public-private partnership authority by allowing coastal resiliency projects to qualify for such agreements and authorizes the department to encourage private investment through tools such as long-term revenue-sharing agreements, expedited permitting, and public engagement. It also updates wastewater regulations in the Indian River Lagoon region by requiring certain commercial properties and smaller residential properties with existing septic systems to connect to available sewer service or upgrade to nutrient-reducing treatment systems. In addition, the bill revises the annual operation license fee process for major air pollution sources by changing the payment deadline to June 30 and authorizing additional penalties for late payment.

Solid Waste Disposal Facility in Broward County

HB 4039: House: 115-0 Senate: 36-0 Governor: TBD

This local bill requires Broward County to complete a feasibility study and hold a public hearing before increasing the size of the Monarch Hill landfill.

Prohibited Governmental Policies Regulating Emissions

HB 1217: House: 80-29 Senate: 24-12 Governor: TBD

HB 1217 prohibits governmental entities from adopting, implementing, or enforcing policies intended to achieve “net zero” greenhouse gas emissions. It creates s. 377.816, F.S., which bars state and local governments from adopting ordinances, rules, or policies supporting net zero goals or from using public funds to implement or advance such policies. The bill also prohibits governmental entities from imposing taxes, fees, penalties, or other charges based on

carbon emissions, fuel carbon content, or participation in emissions trading or cap-and-trade programs. Each governmental entity must annually submit an affidavit to the Department of Revenue certifying compliance with these restrictions.

The bill further prohibits governmental entities from joining or participating in organizations or programs that establish greenhouse gas emission caps or require participation in emissions trading systems. However, the restrictions do not apply to municipal utilities governing their own operations, to the Public Service Commission's regulation of public utilities, or to energy and environmental programs authorized under general law. The bill also amends statutes governing county and municipal powers to clarify that comprehensive planning, zoning authority, municipal purposes, and taxing powers may not be used to adopt or enforce policies prohibited under the new section.

Stormwater Treatment

SB 848: House: 112-0 Senate: 36-0 Governor: TBD

SB 848 revises Florida law governing stormwater treatment, mitigation, and water quality enhancement programs. It prohibits regional stormwater management systems and water quality enhancement areas operated by nonlocal governmental entities from providing stormwater treatment or achieving net improvement for seaports not listed in statute, except for ports located in Citrus or Putnam Counties. The bill also establishes new statutory definitions for "compensating stormwater treatment," "enhancement credit," and "pollutant reduction allocation," and creates a framework allowing environmental resource permit applicants within a defined drainage area to purchase pollutant reduction allocations from a regional stormwater management system to meet stormwater treatment performance standards.

The bill also requires applicants seeking permits for regional stormwater management systems to demonstrate financial capability to construct, operate, and maintain the system, including providing documentation such as performance bonds, letters of credit, insurance policies, or other financial assurances. It clarifies that water quality enhancement credits may be sold to governmental entities and permit applicants to satisfy stormwater treatment standards or achieve net pollutant reductions and specifies that the use of such credits constitutes compensating stormwater treatment under environmental resource permitting. The bill further requires enhancement service areas to include at least a Hydrologic Unit Code 8 sub-basin, restricts use of the term "credit" for pollutant reduction outside water quality enhancement areas, and directs the Department of Environmental Protection to adopt implementing rules while allowing provisional permits for enhancement areas until those rules are finalized.

Nature-based Coastal Resiliency

SB 302: House: 109-0 Senate: 38-0 Governor: Approved 03/19

The bill enhances aquatic preserves by restricting certain dredging and filling activities while promoting nature-based coastal resiliency solutions. The legislation directs the Department of Environmental Protection to adopt statewide guidelines and permitting criteria for nature-based coastal resiliency projects by January 1, 2027. It also directs DEP to develop design guidelines and standards for using green or hybrid green-gray infrastructure for coastal



resiliency. It prohibits dredging or filling in the Terra Ceia Aquatic Preserve unless required for public necessity or water quality improvements, and authorizes limited dredging in the Biscayne Bay Aquatic Preserve to restore natural systems for resiliency. The bill may have a negative fiscal impact, which can be absorbed using existing departmental resources.

Local Administration of Vessel Restrictions

[HB 1103](#): **House:** 109-0 **Senate:** 37-0 **Governor:** TBD

The bill accelerates the process for addressing derelict and improperly anchored vessels by allowing local governments, by ordinance and in coordination with the Fish and Wildlife Conservation Commission, to initiate certain noncriminal enforcement paperwork. The bill reduces administrative burdens on FWC, improves documentation of violations, and authorizes additional speed restriction areas in hazardous waterways.

Health & Human Services - Passed

Drug Prices and Coverage

[HB 697](#): **House:** 108-0 **Senate:** 38-0 **Governor:** Approved 03/24

After being amended to include a temporary emergency fix to the Ryan White Part B AIDS Drug Assistance Program (ADAP), the Senate agreed to pass the House version of HB 697. The final bill only includes the ADAP stopgap and new regulatory requirements for pharmacy benefit managers (PBMs). It does not include oversight and accountability measures for the Medicaid Program, including the creation of the Joint Legislative Committee on Medicaid Oversight, or language on the Medicaid Managed Care Program.

For ADAP, the final bill would appropriate over \$30 million to the program through June 30th, restore eligibility to 400% of the federal poverty level, limit benefits to medication rather than insurance premiums, and require monthly reports from DOH on the program. This was a bipartisan emergency fix due to DOH changing the income eligibility to 130% of the poverty level after citing a \$130 million budget shortfall, which impacted around 16,000 Floridians, and limiting benefits to medication only and stopping coverage of certain popular drugs. The Senate and the House both expressed frustration with DOH for not providing them with requested information on the financials of the program. A bipartisan group of Legislators expressed a commitment to developing a longer term solution in the future but decided on the emergency measures to ensure people were not suddenly pulled off of their medication routines. The measure doesn't restore insurance premiums as a benefit but that may be looked at by the Legislature at a later date once they have more information.

For PBMs, it adds protections for pharmacies by prohibiting PBMs from forcing pharmacies to take a loss or reimbursing affiliated pharmacies at higher rate than unaffiliated pharmacies. It also requires them to allow pharmacies to submit consolidated appeals. It exempts PBMs that exclusively serve PACE program beneficiaries.

Recovery Residences

[SB 1030](#): **House:** 106-0 **Senate:** 37-0 **Governor:** TBD

The bill revises licensing requirements for substance abuse treatment service providers related to ownership, background checks, and probationary licensing rules for existing providers. The Legislature passed the Senate version of the bill, which did not include a repeal of a 2024 statute prohibiting certified recovery residences from denying an individual housing solely on the basis that the individual receives medication-assisted treatment (MAT). This repeal was opposed by the Florida Association of Recovery Residences (FARR) and other recovery advocates, who said the law would reverse progress made in ensuring housing access for these individuals. The House sponsor filed amendments to the Senate bill that would have aligned it with the House bill including the repeal, but he ultimately withdrew them before final passage.

Medical Assistance for Working Persons with Disabilities

[HB 915](#): **House:** 115-0 **Senate:** 36-0 **Governor:** TBD

The bill codifies the existing Working People with Disabilities Program, which was originally created through provision in the appropriations act in 2019. The program allows certain developmentally disabled adults receiving services through Medicaid waiver programs to work without losing Medicaid eligibility.

The bill formally places the program into statute, preserves the existing income and asset provisions used to maintain eligibility, and requires the Department of Children and Families to provide written notice to eligible adults when they enroll. The measure is intended to support inclusion, dignity, and workforce participation for individuals with developmental disabilities.

Veterans Dental Care Grant Program

[HB 253](#): **House:** 116-0 **Senate:** 34-0 **Governor:** TBD

The bill expands eligibility for the Veterans Dental Care Grant Program by increasing the income threshold for participating veterans to those with incomes up to 400% of the federal poverty level. The bill also revises the purpose of the program to clarify that it provides oral health care services to veterans who reside in Florida and meet the updated income eligibility requirements. The change is intended to increase access to dental care for veterans who may not otherwise be able to afford treatment.

Education - *Passed*

School Safety

[HB 757](#): **House:** 88-20 **Senate:** 26-10 **Governor:** TBD

HB 757 makes several changes to Florida's school safety laws and expands certain safety requirements to public postsecondary educational institutions. It authorizes state universities and Florida College System institutions to participate in the Chris Hixon, Coach Aaron Feis, and Coach Scott Beigel Guardian Program and allows qualified employees or faculty members to

serve as certified school guardians after completing required training and screening through a county sheriff. Sheriffs are required to assist these institutions in implementing guardian programs and providing training. The bill also creates the Active Response and Mitigation of On-Campus Risks (ARMOR) Act, which requires postsecondary institutions to adopt active assailant response plans, establish threat management teams, conduct annual security risk assessments, and provide training and resources related to student mental health and campus safety.

The bill also revises several criminal and public safety provisions related to schools. It creates a new offense for discharging a firearm or weapon within 1,000 feet of a school during school hours or school activities, unless done for lawful defense or other lawful purposes, and requires individuals arrested for such offenses to remain in custody until brought before a court for bail determination. The offense is added to the Criminal Punishment Code offense severity ranking chart. In addition, public postsecondary institutions must promote the use of the state's mobile suspicious activity reporting tool and coordinate with law enforcement on emergency response planning.

Finally, the bill expands information sharing and record-transfer requirements related to student safety concerns. When students with certain behavioral threat assessment records enroll in a Florida College System institution or state university, those records must be transferred to the institution to support safety and intervention efforts. The bill also clarifies that state and local agencies, schools, universities, and service providers may share otherwise confidential information when necessary to ensure student safety or provide appropriate services.

Education Package

[HB 1279](#): House: 81-16 Senate: 36-1 Governor: TBD

HB 1279 ultimately became one of the combined vehicles for both the PreK-12 and Higher Ed omnibus packages. What did not pass in the final package was a cap on student enrollment at universities for non-U.S. Citizens or non-permanent residents or enrollment reservation for Florida residents. Some of the socially controversial sections of the House PreK-12 package also did not pass.

PreK-12:

- Addresses STEM, dance courses, and algebra courses for graduation as well as dual-enrollment and advanced acceleration courses
- Clarifies that, notwithstanding local ordinances or development orders, a school district or charter school may use any combination of safe-school officer options authorized by law. This was in response to an issue in Cooper City.
- Requires a school district to notify a parent within 10 school days when a related service identified in a student's IEP is not provided as scheduled, explain the reason the service was not provided, and discuss a plan for make-up services.
- Authorizes public and private schools to purchase, maintain, and administer Food and Drug Administration-approved a wider range of epinephrine delivery devices

- Revises notification requirements for school districts to include all public and private virtual instruction options, rather than only the Florida Virtual School, and to provide student access based on student choice.
- Authorizes students receiving a Family Empowerment Scholarship for Unique Abilities to satisfy the regular and direct contact requirement by attending a private school's physical location at least two school days per week.

Higher Ed:

- Perhaps the biggest change is it removes the requirement that accreditation be sought only from a regional accrediting agency, which was a Governor priority. It also removes references to accreditation by the American Bar Association.
- Modifies the State University System performance-based funding model graduation rate metric and access rate metric.
- Revises provisions relating to private postsecondary institution governance, transfer of arts degree approvals, and licensure for a couple of different programs.
- Expands resident tuition protections for active-duty or civilian personnel of the United States Departments of State or Defense.
- Specifies that to qualify for the tuition and fee exemption for homeless students, a student must have previously been determined to be homeless by a Florida public school. It also blocks eligibility from a distance learning homeless student residing out of state
- Allows eligible students to defer receipt of an initial Benacquisto Scholarship Program award for up to one year while retaining eligibility
- It extends the Statewide Data Repository for Anonymous Human Trafficking Data at the University of South Florida for one year.

PreK-12 Omnibus

[SB 182](#) **House:** 91-11 **Senate:** 37-0 **Governor:** TBD

SB 182 was originally related to school teacher training and mentoring, however it became an omnibus package in the final days of Session.

Private School Facilities: It eventually included the compromise language regarding private school facilities and local government previously found in HB 1071 and HB 833- however the final product did *not* contain private cause of action language. The final language:

- Provides that a private school enrolling 150 or fewer students is exempt from rezoning, a special exception, or a land use change if located in a commercial or mixed-use zoning district.
- Preempts local mitigation requirements, conditions, performance standards, ordinances, rules, codes, or policies for such schools, except that a county or municipality may require mitigation measures necessary to address vehicular traffic and pedestrian safety that are reasonably and directly attributable to the operation of the private school.
- Authorizes a private school to submit a traffic study demonstrating that the school will not have a disproportionate traffic impact within the same zoning district.

- Authorizes a private school enrolling 150 or fewer students to operate in certain existing facilities and meet the Florida Fire Prevention Code for that occupancy classification. The school may satisfy the requirements of the Florida Fire Prevention Code through an alternative fire safety evaluation adopted by the State Fire Marshal

Teacher Training and Mentoring Programs:

- Establishes the School Teacher Training and Mentoring Program under DOE which authorizes school districts, charter schools, and charter management organizations to place retired or current classroom teachers in schools earning a grade of “D” or “F” to serve as teacher mentors supporting new or struggling classroom teachers.

Cursive Writing: The bill requires cursive writing instruction in grades 3-5 and requires proficiency in grade 5.

Patriotic Displays: The bill requires portraits of George Washington and Abraham Lincoln be displayed in a conspicuous place in each public school in the district.

Student Volunteers at Polling Locations

[HB 461](#): **House:** 108-0 **Senate:** 37-0 **Governor:** TBD

The bill provides an exception to the ban on using private funds or services for election-related activities to allow high school students, who are registered or preregistered to vote, to volunteer at polling places for community service hours that count toward meeting high school graduation or scholarship program requirements.

School Counselors

[HB 753](#): **House:** 103-0 **Senate:** 34-0 **Governor:** TBD

The bill provides an exemption for individuals seeking employment as a school counselor from the demonstration of mastery of general knowledge and professional preparation and education competence requirements for educator certification. A school district may require such demonstration as a condition of employment. Additionally, the bill requires that school counselors be evaluated based on indicators of the Florida School Counseling Standards adopted by the State Board of Education.

Transportation - *Passed*

Designation of Commercial Blvd in Lauderdale-by-the-Sea

[HB 33](#): **House** 82-30 **Senate:** 27-10 **Governor:** TBD

The bill designates the portion of S.R. 870/Commercial Boulevard between W Tradewinds Avenue and the eastern terminus of Commercial Boulevard in Broward County as “President Donald J. Trump Boulevard.”

Micromobility Devices

[SB 382](#): **House:** 112-0 **Senate:** 37-0 **Governor:** TBD

SB 382 creates the Micromobility Device Safety Task Force. The task force must submit a report by October 1, 2026, to the Legislature and Governor that recommends improvements to state law and the regulatory framework governing micromobility devices. The head of DHSMV must appoint the members of the Task Force within 15 days of the bill becoming law. The Task Force must convene within 30 days and meet at least monthly in different regions of the state. The Task Force is comprised of:

- The head of DHSMV or his designee (who will also serve as Chair)
- The FDOT Secretary or his designee
- A representative from the Florida Sheriff's Association.
- A representative from the Florida Police Chiefs Association.
- A representative from the Florida League of Cities.
- A representative from the Florida Association on Counties.
- A representative from the medical field with experience relating to treating bicycle and pedestrian injuries.
- A representative from an organization involved in efforts to prevent bicycle, including electric bicycle, injuries and fatalities.

It prohibits operating an electric bicycle on a sidewalk, or other area designated for pedestrians, at a speed greater than 10 mph if a pedestrian is within 50 ft of the electric bicycle. It also provides that a person operating an electric bicycle on certain shared pathways must yield to pedestrians and give an audible signal before overtaking and passing a pedestrian.

Finally, beginning 30 days after the bill becoming law through September 20, 2026- each police department, each Sheriffs Office, and the Florida Highway patrol must maintain a list of all crashes involving a micromobility device. The report must include: the time and date of the crash, age of the operator, if the operator held a valid drivers license or learners license at the time, and the class of E-bike if applicable.

Police departments and Sheriffs must submit their lists to the DHSMV by October 15th and DHSMV is required to create a summary report due to the Legislature and the Governor by October 31, 2026.

Transportation

[SB 488](#): **House:** 108-1 **Senate:** 36-0 **Governor:** TBD.

Originally, SB 488 was the Department of Highway Safety and Motor Vehicle (DHSMV) package, but it was expanded in the final days of Session as it became the only major transportation-related package to pass the Legislature. One of the items added to the bill was language further restricting local governments regarding communications services in the right-of-way. This language had previously been added to both the FDOT package, which failed to pass, and the Industry Transportation Package, which also failed to pass.

The bill provides that local governments must include in their application forms or process all required permissions required by the authority to grant a permit to place communications

facilities, including, but not limited to: right-of-way occupancy, building permits, electrical permits, and historic review. Local governments would be prohibited from:

- Requiring a provider to locate or perform a survey of any facilities other than those of the provider or to perform a survey of any right-of-way boundary as a condition of a permit. If the owner of a facility fails to locate its facilities as required by law, a provider must use reasonable care and detection equipment or other acceptable means to avoid damaging existing underground facilities.
- Enforcing requirements regarding the placement of communications facilities in rights-of-way not owned and controlled by the authority or in public utility easements that are not within an area owned and controlled by the county or municipality, unless a permit delegation agreement exists.
- Limiting in any way the number of permits issued to a provider, including by project size or by limiting the number of open permits or applications, provided that the permit is closed within 45 days after the provider completes the work.
- Requiring a cash deposit or other escrow, payment, or exaction as a condition of issuing a permit. However, they can still require submission or maintenance of a bond or other financial instrument.
- Requiring landscaping, landscaping maintenance, or vegetation management other than that necessary for right-of-way restoration.
- Compelling the applicant to agree to any additional terms or agreements not specifically authorized by law nor directly related to the work specified in the application.
- Requiring indemnification for liabilities caused by unaffiliated third parties

The bill also clarifies that license plate frames or decorative borders do not violate obscuring license plate statutes as long as they do not obscure the plate number or validation sticker.

It also: restricts the concentration of certain line-make vehicles distributed to dealerships under common ownership and clarifying when manufacturers may reject dealership ownership transfers or franchise successions; addresses disabled veteran license plates; aligns definitions with updated federal commercial driver licensing standards; updates definitions in the motor fuel use tax law to align with the International Fuel Tax Agreement; revises reporting periods, deadlines, and submissions of fuel tax returns; requires qualified commercial vehicles to display new fuel tax decals; increases the property damage threshold that requires reporting a crash to law enforcement from \$500 to \$2,000; updates vehicle registration and identification requirements and authorizes the DHSMV to send certain official notices, including driver license suspension notifications, by e-mail if the license holder authorizes electronic communication.

Commercial Service Airports

HB 919: House: 81-30 Senate: 25-11 Governor: Approved 03/30

The bill preempts to the state the naming of major commercial service airports. The bill renames the Palm Beach International Airport as the "President Donald J. Trump International Airport," subject to certain approvals and execution of certain agreements, but retains the current names for all other major commercial service airports, including Orlando International Airport, Miami



International Airport, Fort Lauderdale-Hollywood International Airport, Tampa International Airport, Southwest Florida International Airport, and Jacksonville International Airport.

Vertiports

[HB 1093](#): **House:** 110-0 **Senate:** 38-0 **Governor:** TBD

“Welcome to the age of the Jetsons” exclaimed Senator Harrell. HB 1093 expands state law to support the development of vertiports, which are facilities designed for electric vertical takeoff and landing aircraft and other advanced air mobility systems. It revises the definition of a “qualifying project” under Florida’s public-private partnership statute to include vertiports and related charging systems, allowing these facilities to be planned, financed, and developed through public-private partnership agreements.

The bill also updates aviation statutes by expanding the definition of “airport infrastructure” to include vertiport pads, safety zones, charging systems, electrical grid upgrades, and resilience energy systems associated with these facilities. In addition, it authorizes the Department of Transportation to help fund public vertiport projects, allowing the department to cover up to 100 percent of project costs when federal funds are unavailable or up to 80 percent of the nonfederal share when federal funding is used.

Insurance - *Passed*

Citizens Property Insurance Corporation

[SB 1028](#): **House:** 88-14 **Senate:** 33-1 **Governor:** TBD

The bill would prohibit Citizens Property Insurance Corporation from issuing or renewing coverage for certain commercial residential and commercial nonresidential risks under specified circumstances. It would also require the corporation to establish a personal lines clearinghouse, authorize the sharing of risk exposure and policy information with the commercial lines clearinghouse administrator, and specify that certain applicants for new commercial lines residential coverage would be ineligible for Citizens coverage. The measure further revises the rights and authorizations of certain independent insurance agents and provides applicability provisions. OIR had previously been publicly outspoken in opposition, but changed to support the bill after it was amended to give them greater oversight of the clearinghouse.

Department of Financial Services

[SB 1452](#): **House:** 109-0 **Senate:** 39-0 **Governor:** TBD

The bill is a wide-ranging agency package for DFS. Among other things, the bill modifies the My Safe Florida Home Program.

My Safe Florida Home Program:

- **Properties:** It requires the home must be a single-family unit on an individual parcel of land that is either a detached residential property (as is currently allowed) or an attached residential property of three stories or less. It requires homes be valued at \$700,000 or

less, without income exceptions. It also provides that the age of the home is determined by the construction date on the property appraisers website.

- **Improvements:** It reinforces that only improvements recommended in the initial and final inspection reports are eligible for grant funding and clarifies that grants may be used for a roof covering when necessary to complete approved installation of secondary water resistance for the roof.
- **Grant eligibility:** It requires that financial grants be awarded to only low-income or moderate-income applicants that are 60 years or older. It allows DFS to accept a sworn certification directly by an applicant of his or her age if made under penalty of perjury. However, it allows DFS to accept applications for mitigation inspections from applicants other than low or moderate income.
- **Timeline:** It establishes a 24-month deadline to submit a grant application after the initial inspection to eliminate a backlog of inactive applicants and extends the completion deadline for approved improvements to 18 months without requiring an extension request. Finally, it requires DFS to notify an applicant at least 5 business days before it is deemed abandoned. If the applicant responds with a good cause reason for it not to be abandoned, DFS may decide to extend the application.

Building/ Fire Code Enforcement for group residences:

The bill revises enforcement provisions relating to fire protection, fire suppression, modification, and demolition of single family or two-family dwellings to provide that a change of occupancy is not required solely due to the use of or conversion into a dwelling used:

- By a tax-exempt charity under 501(c)(3) of the Internal Revenue Code, whose stated purpose relates to supporting people living with a mental health disorder, provided the dwelling has two to four bedrooms, is occupied by no more than six ambulatory adults with a mental disorder, and has no more than two adults assigned to a bedroom
- For residential migrant housing which has a permit from Department of Health

Workers Compensation:

- Changes the due date of the Three-Member Panel Report to the Legislature from every 2 years to every 5 years, to provide additional time for the panel to assess the workers' compensation health care delivery system and provide recommendations.
- Extends the amount of time a provider has to file a petition with the DFS to resolve disputes from 45 to 60 days after the receipt of notice of disallowance or adjustment of payment by the carrier.
- Expands the methods by which providers can submit utilization and reimbursement dispute petitions to DFS to include common carrier with verifiable tracking methods.

Firefighter Employment:

- Authorizes public officials to appoint, employ, promote, and advocate for a relative to be a firefighter if such activity is part of a competitive process provided for in a collective bargaining agreement.

Division of Insurance:

- Streamlines the process for transferring an out-of-state license to Florida

- Exempts from an insurance application filing fee any veteran honorably discharged from the United States Armed Forces, or their spouse.
- Clarifies that a title insurer, acting through a corporate officer, is exempt from ch. 626, F.S., relating to title insurance licensing and appointment requirements.
- Requires a public adjuster to respond to a consumer's written or electronic request for information in 14 days

It also: Updates the timelines and conditions under which certain financial assets, such as stock, equity interests, or debt of a business association, are considered abandoned; Addresses licensure disqualification under the Division of Funeral, Cemetery, and Consumer Services.

Reinsurance Intermediary Managers

[SB 394](#): **House** 111-1 **Senate** 37-0 **Governor**: TBD

The bill revises licensing requirements for reinsurance intermediary managers, who act as specialized intermediaries between insurance companies and reinsurers and do not deal directly with the public. It exempts certain underwriting managers from the intermediary manager statute when they manage assumed facultative reinsurance risks representing less than 10% of a reinsurer's assumed annual gross written premium. The bill shifts these entities to an agency license structure instead of their prior licensure category, modernizing regulatory treatment and reducing unnecessary regulatory burden for smaller specialty operators.

Commerce - *Passed*

Internal Revenue Code Decoupling

[HB 7031](#): **House** 109-0 **Senate** 34-0 **Governor**: TBD

One of the only tax measures the House and Senate agreed to in the Regular Session was to decouple the Florida corporate income tax code from the Internal Revenue Code (IRC) as amended and in effect on January 1, 2026. This was done in order to avoid a \$3 billion loss in corporate tax revenue.

The bill retains the current law treatment of the following issues by retaining an adoption of the IRC as of January 1, 2025, for the following sections:

- Section 168(k), relating to bonus depreciation of assets,
- Section 174(a), relating to amortization of certain research and experimental expenditures,
- Section 163(j), relating to the deduction for interest paid by businesses,
- Section 274, relating to deductions for certain business meals, and
- Section 179, relating to deductions made by certain small businesses.

The bill does not adopt new sections created by federal law found in the following sections:

- Section 168(n), related to a deduction for qualified production property, and
- Section 174A, a new deduction relating to domestic research and experimental expenditures

Payment Stablecoin

[HB 175](#): **House:** 102-2 **Senate:** 37-0 **Governor:** TBD

The bill creates a regulatory framework for payment stablecoin issuers, pursuant to the federal Guiding and Establishing National Innovation for U.S. Stablecoins (GENIUS) Act. The bill requires money services businesses to obtain a license and trust companies to obtain a certificate of approval from the Office of Financial Regulation to issue payment stablecoin. Issuers must also comply with prudential requirements. The bill requires the Office of Financial Regulation to certify to the federal Stablecoin Certification Review Committee that the state regulatory regime is substantially similar to the federal regulatory regime.

Nonprofit Corporations

[HB 797](#): **House** 114-0 **Senate** 36-0 **Governor:** TBD

The bill revises Florida statutes governing nonprofit corporations to conform such statutes to the Model Nonprofit Corporation Act adopted by the American Bar Association and to align provisions in such statutes to related provisions within the Florida Business Corporation Act.

Policy Bills that Failed

Intergovernmental Relations - Failed

Local Government Enforcement Actions

[HB 105](#): *Passed House 104-5* [SB 588](#): *Passed 0 of 3 committees*

The bill would have created a new mechanism to challenge enforcement actions taken by a county or municipality. The genesis of this legislation relates to a bar owner in Miami-Dade that was slapped with local code enforcement violations out of political/personal retribution, rather than a uniformly and neutrally applied ordinance. Originally, the bill also included special districts, but special districts were eventually removed. The bill:

- Prohibited local governments from initiating or threatening to initiate any enforcement action that is determined by a court to be arbitrary or unreasonable and not authorized by an ordinance.
- Authorized a person subject to an enforcement action to submit a request for review of such action, and specifies procedures and timelines pertaining thereto.
- Authorized a person subject to an enforcement action to challenge such action in court in specified circumstances.
- Provided protection under the Whistle-blower's Act to certain persons who disclose information in connection with proceedings established by the bill.
- Provided that the sections of law created by the bill "are the sole authority for challenges to arbitrary or unreasonable enforcement actions."
- Provided that a local ordinance, rule, regulation, or other local policy that prohibits or restricts a local government entity from complying with the bill's requirements, or any rules adopted thereunder, is void to the extent of the conflict.

Public Records

[HB 437](#): *Passed House 111-0* [SB 770](#): *Passed 0 of 3 Committees*

The bill clarified the methods and procedures for local governments and agencies under chapter 119 to act in good faith when responding to public records requests. The bill would have established a mandatory three-day response timeline for agencies to respond to public record requests and requires written explanations for delays or denials. The bill restricted agencies' ability to charge fees in specified circumstances, authorizes fee waivers for public purposes, and requires written cost estimates upon request. The bill restructured enforcement provisions of the Act by modifying to whom penalties apply and which sanctions are available. Finally, the bill broadened the availability of attorney fee awards and required fees be assessed against the responsible agency rather than individual employees.

Legal Notices

[HB 1009](#): *Passed House 82-26* [SB 380](#): *Passed 2 of 3 committees*

The bill would have modified the definition of "publicly accessible website" to mean a governmental agency's official website or other private, Internet-accessible website designated by the governmental agency, rather than the county's official website or other private, Internet-accessible website designated by the county. It would have eliminated the requirement that a governmental agency publishing legal notices on a publicly-accessible website maintain a registry of all persons who registered to receive legal notices from the governmental agency by first-class mail. The bill would also have expanded the definition of "governmental agency" to include clerks of the court, comptrollers, and tax collectors.

Public Records/Municipal Clerks and their Staff

[SB 248](#) *Passed 0 of 3 committees* [HB 247](#) *Passed 0 of 3 committees*

Would have protected the personal identifying information of current and former municipal clerks, their staff, and their families from public disclosure. The bill was supported by the Florida League of Cities and the Florida Association of Counties.

Public Records/County Administrators and City Managers

[SB 830](#): *Passed 1 of 3 committees* [HB 263](#): *Passed 0 of 3 committees*

The bill would have created a public records exemption for personal identifying information of county administrators, assistant and deputy administrators, city managers, and assistant and deputy city managers. Protected information included home addresses, telephone numbers, dates of birth, and certain information related to spouses and children. The legislation responds to documented increases in threats and acts of violence against local government executives and extends protections similar to those already provided to elected officials. The bill was supported by the Florida League of Cities and the Florida Association of Counties.

Cybersecurity Standards & Liability

[HB 635](#): *Passed 2 of 3 committees* [SB 692](#): *Passed 2 of 3 committees*

The bill would have provided covered entities, which included local governments and private entities, and third-party agents a presumption against liability in class action lawsuits related to cybersecurity incidents if they have a cybersecurity program that substantially complies with Florida's data breach notification laws, substantially complies with cybersecurity standards or aligns with cybersecurity frameworks, implements disaster recovery plans, and implements multifactor authentication. Additionally, entities and agents regulated under federal or state law may qualify by demonstrating substantial compliance with applicable cybersecurity requirements. To qualify for the protections, cybersecurity programs would have to be updated regularly. It would not provide a protection for negligence. It also prohibited local governments from imposing or enforcing cybersecurity standards on vendors that exceed generally accepted best practices.

Employer Immunity from Civil Liability

[HB 689](#) *Passed 2 of 3 committees* [SB 1702](#) *Passed 0 of 3 committees*

This bill would have granted employers immunity from civil liability for taking action against employees or prospective employees for marijuana possession or use. It extended immunity from lawsuits to employers when action is taken against a current or prospective employee who uses or possesses marijuana at the workplace or fails a drug test. It limited this immunity to situations where the employee possesses or uses marijuana on workplace property, or receives a positive drug test and marijuana use impairs the employee's ability to perform job duties

Gender Identity Employment Practices

[HB 641](#): *Died on Calendar* [SB 1642](#) *Passed 1 of 3 committees*

The bill, titled the Freedom of Conscience in the Workplace Act, would have prohibited public employers from requiring employees or contractors to use preferred pronouns that do not correspond to a person's sex and restricts related employment practices and required trainings on sexual orientation, gender identity, or gender expression. It also prohibited adverse employment actions based on deeply held beliefs opposing gender ideology, whether expressed on or off the job.

Public Employee Housing Benefits

[HB 1065](#) *Passed 0 of 3 committees* [SB 1432](#) *Passed 0 of 3 committees*

Would have authorized public employers to provide employees a voluntary, one-time payout of sick or annual leave to assist with purchasing a primary residence

Protection of Historic Monuments and Memorials

[HB 455](#): *Passed 2 of 3 committees* [SB 496](#): *Passed 0 of 3 committees*

The bill would have established legislative intent to protect Florida historic monuments and memorials from removal, damage, or destruction and declares that such monuments are the responsibility of the state. It would have prohibited local governments from enacting or enforcing ordinances, regulations, or rules that would remove, damage, or destroy a historic Florida monument or memorial. If a local government removes, damages, or destroys a monument after

the law were to have taken effect, the local government would be liable for restoring or relocating the monument to its original location or to a location as close as possible within three years. If the local government lacks funding, the state may restore or relocate the monument, and the Department of State must withhold local funding for arts, culture, and historic preservation until reimbursement is made. The bill clarified that it does not require the restoration of monuments previously removed before the law's effective date. Local officials who violate the law would be fined up to \$1000, which may not be paid with public funds. The bill also expanded legal standing to include groups or individuals involved in the design, erection, maintenance, or regular use of the monument or memorial.

Ethics & Elections - Failed

Employee Protections

[SB 92: Died on Calendar](#) [HB 139: Died on Calendar](#)

The bill would have strengthened whistleblower protections by allowing an employee who experiences retaliation related to an ethics complaint to seek review through the Florida Commission on Ethics. If the Commission determined probable cause exists, the whistleblower may pursue an administrative remedy or bring a civil action for reinstatement or other relief. The bill further provided that proven retaliation itself constitutes an ethics violation that the Commission may investigate.

Governmental Agencies and Personnel

[HB 593: Passed House 116-0](#) [SB 802: Passed 0 of 3 committees](#)

This bill was largely about tightening ethics laws in response to specific actions of DeSantis Administration agencies and employees. There were two provisions that also applied to local officials and employees:

- 1) The bill would have expanded existing political activity prohibitions to bar a state or local officer or employee from using his or her official authority or influence to coerce, attempt to coerce, command, solicit, or advise any other person to contribute, pay, or lend anything of value to a political party, candidate, committee, organization, agency, or person. It did provide that person may suggest in a non-coercive manner that person may voluntarily make a contribution.
- 2) The bill also defined the term "office" for purposes of the State Constitution's prohibition on holding multiple public offices simultaneously. Under the bill, an "office" would be any position in state, county, or municipal government that: Exercises sovereign government power; Requires the exercise of independent governmental authority, which is performed in an official capacity and is not based solely on a contractual or employment relationship; Has a prescribed tenure; Exists independently of the individual holding the position. The bill provided a non-exhaustive list of positions included within the definition of "office".

The bill would have also prohibited a state agency or officer from directing funds offered to the

state in a litigation settlement to a third party as a condition of the settlement. It requires that State Agency heads live in the same city as their department, travel reimbursements from their residences to department headquarters and per diem if staying overnight in their county of residence. It also imposes lobbying expenditure restrictions on State Water Management Districts.

Penalties for Late-filed Disclosures or Statements of Financial Interests

[SB 1622](#): *Passed Senate 37-0* [HB 1369](#): *Passed 0 of 3 committees*

The bill would have provided a one-time waiver of the automatic fine levied against a reporting individual for a late-filed financial disclosure, if the reporting individual filed his or her financial disclosure late but before the maximum automatic fine accrues for that filing year, the reporting person has not in past years accrued the maximum automatic fine for the late filing of a financial disclosure, and the reporting person has not previously received in past years a waiver of an automatic fine relating to the late filing of a financial disclosure.

Special Elections

[SB 460](#): *Passed 2 of 3 committees* [HB 597](#): *Passed 0 of 3 committees*

The bill would have established firm timelines for the Governor to call and schedule special elections when vacancies occur in the Florida House, Florida Senate, or United States House of Representatives. It required the Governor to set special election dates within 14 days of a vacancy, and required that special elections be held within 126 days, or within 175 days if the election would otherwise conflict with an existing election cycle. It also required that special primaries and special general elections be scheduled at least 8 weeks apart. It also authorized voters to seek judicial relief if deadlines are not met.

Finance & Tax- Failed

Elimination of Non-School Homestead Property Taxes

[HB 203](#): *Passed House 80-30* No true Senate companion

While this bill failed this issue is still very much alive for the year and is expected to be addressed in an upcoming Special Session. The bill would have placed a constitutional amendment on the 2026 ballot to fully eliminate non-school property taxes on homesteaded properties beginning on January 1, 2027. The amendment would have also prohibited local governments from reducing the total funding for services by "law enforcement, firefighters, and other first responders, as provided by general law" from the higher of levels funded in FY 2025-26 or FY 2026-27. It was considered self-executing and not accompanied by an implementing bill that could have spelled out more details, such as which personnel constituted a first responder. Presumably, implementing details would have been addressed by a future Legislature after passage of the amendment (should it have gotten 60% of the votes needed to pass.) Originally, the amendment would have phased-in an elimination of non-school homestead property taxes over ten years. However, the House amended the bill on the floor on the day of final passage to immediately eliminate these taxes despite supporters repeatedly praising the

bill as responsible due to it giving local governments enough time to plan. The extreme jump was out of the House's frustration that the Senate and Governor had not released any proposals nor seemed to be willing to entertain any proposals during the Regular Session. This bill was the only bill that came out of the House Select Committee to pass the House. Whatever the Legislature decides to take up during Special Session, we do not anticipate it will resemble this bill. From what we have heard, we believe an amendment will be on the ballot but it will be closer to something like an additional 50k-100k exemption. It may even be narrowed to apply to certain population subsets of homestead properties, such as senior citizens. Despite these rumors, we recommend anticipating something that will have a large, negative fiscal impact on local property taxes being on the 2026 ballot.

Local Business Taxes

[HB 103](#): Passed House 82-26 [SB 122](#): Passed 1 of 2 committees

The bill would have repealed the authority for local governments to levy a local business tax and make conforming changes. It was estimated to have a recurring impact of - \$184.2 million on local government revenues beginning in FY 2026-27.

Tax Packages

[SB 7046](#): Substituted for HB 1217 net-zero prohibitions [HB 7031](#): Only IRC decoupling

While HB 7031 passed, it was stripped down to only apply to the Internal Revenue Code decoupling. The House and Senate are expected to file new tax packages in the forthcoming Special Session on the budget. The packages were expanded on each side but remained far, far apart when negotiations ended. The estimates on the impacts of each package were still lacking as of their last analysis but the Senate package was estimated at at least \$80.1 million and the House Package at \$234 million with \$92.9 million recurring.

Below are highlights:

Ad Valorem Taxes:

- **Homestead** (*Senate*) Allowed the amount of a property tax homestead exemption that a surviving spouse of a permanently disabled veteran or a veteran/first responder who lost their life in service may transfer to a new residence may increase up to 120% of the exemption. It also provided that the transfer of homestead property to a lineal descendant is not a change in ownership under certain conditions
- **Preservation of Portability** (*House*) Allowed the Save Our Homes benefit to transfer, or "port," to a new homestead from any homestead abandoned in the prior three years. This change could allow a larger reduction in ad valorem property taxes for property owners who change homes twice in a three-year period.
- **Contested Assessments**: Provided that a taxpayer may claim interest on a refund that is the subject of an action contesting an assessment or denial of the refund only if the interest claim is asserted concurrently with the action. Specifies that the 60-day period to contest an assessment or a denial that becomes final may not be waived or tolled.
- **Mobile Home Park Assessment Limitation** (*House*) Provided an assessment limitation for mobile home park ad valorem taxes beginning January 1, 2027



- **Charter Schools** (*Senate*) Required school districts to share ad valorem revenue from voter approved levies with all charter schools, not just those sponsored by the school district.
- **RV Parks** (*Senate*) Prohibited counties, municipalities, and special districts from levying special assessments against more than 400 sqft of each RV parking space or campsite at RV parks.
- **Live Local:** (*Senate*) Revised Live Local Act tax opt-out provisions
- **Tax Disclosure:** Both required real estate listing platforms to display estimated property taxes

Sales and Use Taxes:

- **Liquified petroleum gas tanks:** Both packages permanently exempted tanks with a capacity of 20lbs or less.
- **Hunting, Fishing, and Camping Sales Tax Holiday** Both packages created a 4-month sales tax holiday, September 1 - December 31, 2026, for specific items commonly used in hunting, fishing, and camping- including firearms, bows, ammunition, tents, etc.
- **Back-to-School Sales Tax Holiday:** Both packages revised the dates of the annual one-month back-to-school sales tax holiday to July 20th- August 20th.
- **Tennis Tournaments** (*Senate*) Exempted admissions to any ATP Masters 1000 tournament or any WTA 1000 tournament for 3 years.
- **EV Charging** (*Senate*) Provided a tax framework for electricity that is sold by electric vehicle charging stations to ensure customers are not being assessed an additional 6% sales tax on the sale of the electricity in addition to the combined 6.95% tax assessed on the transaction between charging station owners/operators and energy distributors.
- **Home Hardening Products** (*House*) Created a 2-year sales tax exemption via refund on the sale of home hardening products (impact-resistant doors, garage doors, and windows that are designed to resist wind and wind-borne debris force). To be eligible for the refund, products must be purchased from July 1, 2026 - June 30, 2028 and be used on homesteaded residential properties with a maximum just value of \$700,000.
- **Firearm Accessories** (*House*) Created a 1-year sales tax exemption from July 1, 2026 - June 30, 2027, for firearm accessories

Corporate Taxes:

- **Homebuyer Workforce Tax Credit** (*House*) Created a new credit of up to \$500,000 per taxable year that can be applied against Corporate Income Tax or Insurance Premium Tax liability for contributions made by taxpayers to their own moderate-income employees (who earn 120% of the median adjusted gross income for the area) to assist with the purchase of a primary residence used as a homestead property (up to \$5,000 per employee). The tax credit program is capped at \$5 million per year for three years, and is to be approved on a first-come, firstserved basis. Any credit that is unused by the taxpayer may be carried forward up to five years. DOR must begin accepting applications October 1, 2026.
- **Child Care Tax Credit** (*House*) Extended the Child Care Tax Credit Program for 3 years

Additional:

- **CRAs:** Both packages exempted Children's Services Councils from paying into a Community Redevelopment Agency (CRA)

- **Rural Renaissance** (*Senate*) Created a new \$50 million state sales tax distribution to support fiscally constrained counties.
- **Insurance Premium Tax:** (*House*) Provided 3-year exemption from the tax on flood insurance policies issued by surplus lines carriers. This exemption includes insurance policies providing personal or commercial flood coverage, and policies for excess flood coverage, for flood damage to structures and their contents.
- **Beverage Taxes:** (*House*) Provided a one-year reduction in beverage taxes for Domestic Beer
- **Parimutuel Taxes:** (*House*) Permanently reduced taxes on slot machines, card rooms, and card room licensure.
- **Vacation Rental Platforms:** (*House*) Required platforms to collect and remit sales and tourist taxes for listings on their platform.

Expenditure of Public Funds by Local Governments

[HB 1251](#) *Passed 1 of 3 committees* No Senate companion

Would have prohibited local governments from expending public funds to retain a lobbyist for representation before the legislative or executive branch, except to hire in-house staff. It also prohibited individuals from accepting public funds from a local government for lobbying. Finally, it prohibited local elected officials from expending public funds unless the expenditure is itemized in the local government's budget.

Local Government Salaries and Benefits

[HB 1125](#) *Passed 0 of 2 committees* No Senate companion

Would have required a public referendum before counties, municipalities, and special districts increase salaries or other compensation for their governing bodies.

Prohibited Uses of Public Funds by Political Subdivisions

[HB 605](#): *Passed 0 of 2 committees* No Senate Companion

Prohibited political subdivisions from using public funds to support not-for-profit entities or organizations

Growth Management/Development - *Failed*

SB 180 "Glitch" Legislation

[SB 840](#): *Passed Senate 38-0 Died In House Messages*

The Senate unanimously voted to pass SB 840 as well as another version that was limited to exempting local governments located in the panhandle. However, the House declined to take up either bill. SB 840 would have amended certain provisions in SB 180 (2025) relating to restrictions on local government power to regulate land use following hurricanes. Among other things, SB 180 generally prohibited counties and municipalities within a certain distance from a hurricane's track from adopting moratoriums or more restrictive or burdensome amendments or procedures in their land use regulations for 1 year after landfall. SB 840 narrowed the

geographic area subject to SB 180's restrictions and revises them to clarify under what circumstances moratoriums and certain other procedural requirements or changes may or may not be enforced. For example, the bill allows impacted local governments to enforce a moratorium if imposed to address stormwater or floodwater management, potable water supply, or sanitary sewer systems, prohibits impacted local governments from enforcing changes to their development review process that are intended to give them more time to review and take effect after landfall, and clarifies that the restrictions on land use regulation in SB 180 do not apply if adopted for an area of critical state concern or to comply with state or federal law.

Preemption to the State

[SB 1444](#): *Passed 1 of 3 committees* [HB 1227](#): *Passed 0 of 3 committees*

Broadly titled "Preemption to the State" the bill contained multiple preemptions related to private property: 1) religious services and gatherings 2) certificates of occupancy and building permits of various circumstances 3) mutual benefit corporations and 4) parking for home-based businesses. The sponsor stated the bill's intent was to prevent local governments from "micromanaging" activities on private properties provided those activities don't impact safety or "spill out into the street." The sponsor and others also cited examples of local governments imposing burdens on church projects.

- 1) **Religious Services**: The bill prohibited "counties, municipalities, and special districts from substantially burdening the free exercise of religion by adopting or enforcing any ordinance, regulation, resolution, rule, or other policy that prohibits or restricts a person's ability" to: **a)** attend religious services or gatherings, specifying gatherings must be permitted in residential and commercial zones, including homes, community centers, or businesses. **b)** temporarily park a motor vehicle to attend such services or gatherings on a public ROW or private driveway provided it does not impact public safety or access. It provided that nothing relieved the duty to comply with fire, building, lifesafety, and public nuisance codes.
- 2) **COOs and Building Permits**: **a)** The bill prohibited local governments from denying a COO to residential or commercial structures based on non-compliance with Florida friendly landscaping ordinances if a building permit was issued within one year after a natural disaster declaration impacting the county in which it is located; **b)** It prohibited denying a building permit for alterations, modifications, or repairs of a single-family residential structures if: completed within one year of a natural disaster declaration, is necessitated by damage to the structure, does not impact more than 50% of the structure, alter the footprint of the structure, *and* does not exceed 50% of the value of the structure. **c)** It exempted from building permits: **i)** Construction work worth less than \$7,500 unless plumbing, electrical, or structural that is not related to exterior windows/doors (same language as found in several other pieces of legislation). **ii)** Construction of playgrounds, fences, or landscape irrigation systems on a parcel containing a single-family residential dwelling, except for associated electrical work.
- 3) **Mutual Benefit Corporations**: A.K.A "clubhouses" including golf courses, country clubs, fraternal clubs, yacht clubs, etc. The bill prohibited local governments from imposing

restrictions on hosting events with non-members, regulating attendees, interfering with internal bylaws, or otherwise restricting events in a manner different from restrictions imposed on other businesses within the jurisdiction. The bill waived sovereign immunity for causes of action based on application or enforcement of any such policies, ordinances, regulations, etc.

- 4) **Parking for Home-based businesses:** The bill prohibited regulating the parking of vehicles or trucks on land zoned as residential if the parcel size is greater than 2 acres, and the parking of trailers or heavy equipment on land zoned as residential if greater than 5 acres.

Housing (ADUs)

[SB 48](#): *Passed Senate 38-0* [HB 313](#): *Passed 0 of 3 committees*

There was a failed attempt to add this language into the Live Local Act 4.0 (HB 1389), however it was ultimately stripped out after the House insisted on blocking local governments from placing short term rental restrictions on ADUs. The bill would have required local governments to adopt, by December 1, 2026, an ordinance allowing accessory dwelling units (ADUs) in all single-family residential areas. Such ordinance applies prospectively to ADUs permitted or constructed after adoption of the ordinance. The bill was amended to exclude local governments that are otherwise prohibited by state law to allow more units (such as hurricane evacuation limits in the Florida Keys.) Local governments could regulate the construction, permitting, use, and setbacks of ADUs, except that local governments could not:

- Prohibit the owner of an ADU from offering the ADU for rent, except for terms of less than 1 month, notwithstanding s. 509.032(7)(b);
- Require an ADU owner to reside in the primary dwelling unit;
- Increase parking requirements on any parcel that can accommodate an additional motor vehicle on a driveway without impeding access to the primary dwelling unit;
- Require replacement parking if a garage, carport, or covered parking structure is converted to create an accessory dwelling unit.

Under the bill, the property owner would have retained his homestead exemption for that portion of the property on which the owner maintains a permanent residence.

The bill also allowed certain land donated to a local government for affordable housing to be used to provide affordable housing to military families receiving the basic allowance for housing, and directs the Office of Program Policy Analysis and Government Accountability to evaluate the efficacy of using mezzanine finance, or second position short-term debt, to stimulate the construction of owner-occupied affordable housing, and evaluate potential for tiny homes to meet affordable housing needs.

Florida Starter Homes Act

[SB 948](#): *Passed 1 of 3 committees* [HB 1143](#): *Passed 1 of 3 committees*



The bill is intended to increase the supply of starter homes by forcing smaller lot sizes and was being pushed by well-meaning and energetic affordable housing advocates along with developers. *While the bill failed this Session, we expect it to return next Session.*

The bill would have prohibited adopting land development regulations that govern residential lots unless such adoption is the least restrictive means of furthering a compelling governmental interest. It applied strict scrutiny to this standard, allowed for prevailing party attorneys fees, and waived sovereign immunity for liability for local governments in violation of the bill's new framework- which was retroactive in nature. It provided if a lot on residential real property is connected to a public water and sewer system, a local government must follow certain restrictions including height and density minimums, parking and lot size maximums, and the ability to develop up to a quadruplex on single-family lots, including those split into up to 8 lots. It created a new framework for the application and approval of developments, including strict timelines and penalties that result in administrative approval on all residential development without input.

Neighborhoods could voluntarily exempt themselves via HOAs, Condos, governing docs and deed restrictions. It also allowed local governments to require building design elements, preserve historic properties, and request additional information up to 3 times.

The bill was supported by the Florida Housing Coalition, Florida Manufactured Housing Association, Gulf Atlantic Cottages, Chamber of Commerce, Americans For Prosperity, AARP, James Madison Institute, and Associated Industries of Florida. It was opposed by the Florida League of Cities, Florida Association of Counties, and 1000 Friends of Florida.

Transportation Infrastructure Land Development Regulations

[SB 1342](#): Passed 2 of 3 committees [HB 1183](#): Passed 0 of 4 committees

The bill would have established arbitrary zoning standards for transit oriented development to support housing affordability and development near major transit corridors. It would have required local governments to adopt new zoning for all lots partly within one-half mile of a permanent transportation stop, authorized mixed use residential and commercial development. For affected lots, it prohibited local governments from imposing any limitation, restriction, or prohibition regarding any type of single-family or multifamily use, including maximum density or minimum dwelling unit size. It also limited local land use regulations such as height, setbacks, and parking.

While the bill failed this Session, we expect it to return next Session. It is being supported by a similar group of advocates as those behind the Florida Starter Homes Act. It may even be combined with next Session's version of the Starter Homes Act. Originally, the bill applied to nearly all transit stops, but was amended to apply only to major or "permanent" transit stops. It also originally contained a private cause of action, which was eventually removed.

Public Safety - Failed

Funding for LEO Body Cameras

[HB 1077](#): Passed 2 of 3 committees [SB 1102](#): Passed 1 of 3 committees

The bill would have revised the allowable uses of local discretionary sales surtax referendum funds by adding body cameras, related software, and data storage as eligible infrastructure expenses. It allowed local governments, if approved by voters through a sales tax referendum, to use those proceeds to purchase and support law enforcement body camera programs and their associated technology needs.

Disability for Firefighters/LEOs/Correctional Officers

[SB 330](#): Passed Senate 38-0 [HB 739](#): Passed 0 of 2 committees

The bill would have clarified the existing heart disease presumption for Florida law enforcement and correctional officers by aligning the definition with medical practice and legislative intent. It also ensured that officers who transfer agencies may rely on a prior physical examination for purposes of the presumption if the new agency fails to require a physical.

First Responders

[HB 1129](#) Passed 0 of 3 committees [SB 1286](#) Passed 1 of 3 committees

The bill would have: 1) expanded the existing law enforcement recruitment bonus program to include firefighters, and 2) created the Institute for Posttraumatic Stress Disorder (institute) within DFS to serve as a statewide center for research, training, outreach, and program development in support of first responder behavioral health

Minimum Age for Firearm Purchase or Transfer

[HB 133](#) Passed House 74-37 No Senate Companion

The bill would have reversed a provision of the Marjory Stoneman Douglas High School Public Safety Act of 2018 by reducing the age to purchase a long gun from 21 to 18.

Carrying Weapons and Firearms

[HB 321](#) Passed 0 of 2 committees [SB 406](#) Passed 0 of 3 committees

The bill would have closed a perceived loophole in statutes created as a result of the 1st DCA ruling on Florida's open carry ban by clarifying that all firearms, including long guns, are prohibited in sensitive government and community spaces where handguns are prohibited.

School Zone and Pedestrian Safety

[SB 498](#) Passed 0 of 3 committees [HB 283](#) Passed 1 of 3 committees

The bill would have required that all design and construction plans of midblock crosswalks, after October 1, 2026, include certain lighted traffic control devices from the Manual on Uniform Traffic Control Devices (MUTCD)- Pedestrian Hybrid Beacons, Rectangular Rapid Flashing Beacons, Flashing Beacons, or In-Roadway Warning Lights. The bill applied only to new crosswalks located in a school zone or on a public street, road, or highway with a speed limit

greater than 35 mph. It further required in-roadway warning lights be used in conjunction with rectangular rapid flashing beacons or flashing beacons. The sponsor claimed the bill preserved flexibility for local government and FDOT while aligning with FDOT's engineering menu and national best practices.

Smoking in Public Places

[SB 986](#) *Passed 1 of 3 committees* [HB 389](#) *Passed 0 of 3*

This legislation would have broadened smoke-free regulations to include marijuana products and refine definitions of public places, smoking, and vaping to prohibit marijuana use in specified areas.

Florida Kratom Consumer Protection Act

[SB 994](#): *Passed 0 of 3 committees* [HB 1205](#): *Passed 2 of 4 committees*

The bill would have established comprehensive consumer safety standards for the processing, manufacturing, and sale of kratom products in Florida. It would have prohibited the sale or service of kratom products to individuals under 21 years of age, the mixing of kratom with psychoactive substances, and the manufacture of products designed to appeal to children. Enforcement provisions included stop sale orders, criminal penalties for noncompliance, and potential revocation of product registration for unresolved violations.

It required finished kratom products sold to consumers at certain establishments to meet newly defined statutory requirements and mandated that kratom products be manufactured or distributed only by processors holding a food establishment permit issued by the Department of Agriculture and Consumer Services and registered with the United States Food and Drug Administration. The bill redefined the term kratom product and creates detailed labeling requirements, including serving size, alkaloid content, and health warnings. The bill further required processors to retain and submit certificates of analysis from accredited laboratories, maintain product liability insurance, and comply with new product registration and testing requirements. The bill carried an appropriation of \$3,711,749.

Sealing of Criminal History Records

[HB 745](#): *Passed 1 of 2 committees* [SB 810](#): *Passed 1 of 3 committees*

The bill would have made targeted updates to Florida's criminal record sealing laws. It removed the one time sealing limitation for cases involving withholds of adjudication and expanded eligibility to include certain nonviolent misdemeanor convictions under the once in a lifetime provision.

Health & Human Services - Failed

Activities of Special Districts

[HB 1047](#) *Passed 0 of 3 Committees* [SB 1122](#) *Passed 0 of 3 Committees*

The bill would have expressly authorized urban hospital districts (as rural hospital districts are already authorized) to enter into joint relationships or collaborations to improve access to

medical care and established state action immunity for such collaborations. The intent of the bill was to allow public hospital districts to engage in actions that may be viewed as anti-competitive on a Federal level, such as sharing physicians to address shortages, without concern for Federal antitrust intervention. While the collaboration would have been authorized statewide, our public health systems in Broward would have been the immediate beneficiaries of the change. Supporters contended the bill is necessary for our public hospitals, as they are geographically restricted, unlike private hospitals.

Medical Freedom

[SB 1756](#): *Passed Senate 23-15* [HB 917](#): *Passed 0 of 3 Committees*

The bill would have created a statutory nonmedical exemption from immunization requirements for a child attending a K–12 school if the administration of a vaccine conflicts with the parent's conscience. The bill would have required DOH to make the exemption form available on its website. It would have repealed the June 1, 2027 sunset date on the existing prohibition against mandates requiring vaccines developed with mRNA technology, effectively making the prohibition permanent. It would have required health care practitioners and paramedics who administer vaccines to provide parents/guardians with informational materials before a vaccine may be administered and required they obtain a signed acknowledgement confirming receipt of the information. When multiple vaccines are scheduled to be administered, practitioners would have been required to discuss timing options with the parent or guardian. It provided that they may administer the vaccines across multiple visits if requested. It required that parents who choose to seek vaccination exemptions receive the same educational materials and access to CDC vaccine information statements as parents who choose vaccination. It would have required the Boards of Medicine and Osteopathic Medicine to approve educational materials related to vaccines on the CDC child and adolescent immunization schedule, which must be provided to parents before vaccination.

The legislation also would have authorized pharmacists to provide ivermectin as a behind-the-counter medication without a prescription to individuals 18 years of age or older. It granted requirements and immunity to pharmacists that dispensed ivermectin.

Senate committees rejected multiple amendments offered by Republican Senators, including one that would have allowed private schools to establish their own vaccination policies and one that would have reverted to current practice of having parents claiming an exemption affirm they consulted with a licensed physician or nurse and requiring county health departments to provide such consultations for free.

Department of Health Package

[HB 733](#): *Passed House 84-24 Senate 37-0, Amended; Died in returning Messages*

The bill would have revised several sections of Florida law relating to the state's health care workforce, health care services, and practitioner licensure and regulation under the Department of Health. The bill prohibited new medical marijuana treatment center facilities from being located within 500 feet of a park, daycare, or early learning facility and clarifies that physicians and medical directors must renew medical marijuana certifications on a biennial basis. It also

revised the definition of “low-THC cannabis” to include all cannabis products except edibles, allows potency to be measured based on the final product rather than the whole flower, and lowers the required percentage of CBD contained in such products. In addition, the bill required DOH to develop procedures and protocols for Early Steps functions consistent with the federal Individuals with Disabilities Education Act. It directed the University of Florida Center for Autism and Neurodevelopment to make its autism microcredential available to early intervention service providers credentialed through the Early Steps program. The bill also expanded the populations that may be served by dentists and dental hygienists under the dental student loan repayment program and authorizes DOH to immediately suspend the license of a practitioner who has been arrested for murder.

Health and Human Services Package

[HB 693](#): *Passed House 79-30* [SB 1758](#): *Passed Senate 26-11*

The bill would have addressed a host of federal requirements and policy priorities articulated in the federal “One Big Beautiful Bill Act” by codifying the federal requirements for the Medicaid program, Children’s Health Insurance Program, and the Supplemental Nutrition Assistance Program. However, the Senate and House versions were far apart. Rather than bouncing the bill between Chambers, the House passed their version and the Senate passed their version with neither Chamber taking up the other.

The bill also adopts a broad set of health care policies. Specifically, the bill:

- Repeals the remaining Certificate of Need programs, which are for nursing homes, hospice services, and intermediate care facilities for the developmentally disabled.
- Joins the interstate licensure compacts for physician assistants and emergency medical service providers.
- Authorizes autonomous practice for all advanced practice registered nurse specialties.
- Eliminates the cap on the number of physician assistants a physician can supervise.
- Authorizes dentists to delegate additional tasks to dental hygienists.
- Requires practitioners to inform patients when a referral is to an out-of-network provider and requires insurers to credit out-of-network costs to cost-sharing requirements, in certain circumstances.
- Requires insurers to credit patient payments for out-of-network providers toward their deductibles if certain conditions are met.

Meanwhile, Senate Appropriations voted 14-4 to advance SB 1758, which has Medicaid work requirements not in the House bill along with other major differences. The Senate committee adopted two amendments. One requires the implementation plan to include a transitional Medicaid coverage “glide path” for individuals who gain employment but risk losing eligibility. The second adds hospice recipients with six months or less to live to the list of individuals exempt from the work requirements. The bill requires detailed implementation plans to be submitted to state leadership before reforms take effect.

Pub. Rec. and Meetings/Mental Health and Substance Abuse

[HB 447](#): *Passed House 113-0* [SB 876](#): *Passed 0 of 3 committees*

The bill would have expanded current public records exemptions to make certain information filed with or by a court under the Baker Act and Marchman Act confidential. The bill also makes hearings under the Baker Act and under parts IV and V of the Marchman Act confidential, absent a judicial finding of good cause or the respondent's consent. It also would have added service providers to the list of individuals to whom the clerk of court may disclose confidential and exempt pleadings and other documents, and authorizes the court to use the respondent's name to schedule and adjudicate cases.

Civil Liability for the Wrongful Death of an Unborn Child

[HB 289](#): *Passed House 74-36* [SB 164](#): *Passed 2 of 3 committees*

The bill would have expanded Florida's Wrongful Death Act to include the parents of an unborn child as survivors who are entitled to damages when the unborn child's death results from a wrongful act. It defines an unborn child as a human being at any stage of development who is carried in the womb. It specified that no wrongful death action may be brought against the mother or a medical provider who gives lawful and consensual medical care in accordance with professional standards.

Recovery of Damages for Medical Negligence Resulting in Death

[HB 6003](#): *Passed House 88-17* [SB 1700](#): *Passed 0 of 3 committees*

The bill was another attempt to expand the scope of damages available under Florida's Wrongful Death Act by removing the prohibition on recovery of noneconomic wrongful death damages in medical negligence cases by the decedent's children who are 25 years of age or older and by parents of a deceased child who was 25 years of age or older at the time of death. A similar bill was vetoed last year.

Residential Living Arrangements

[HB 1193](#) *Passed 0 of 3 committees* [SB 1238](#) *Passed 0 of 3 committees*

The bill was supported by the Palm Beach State Attorney's Addiction Recovery Task Force (SAARTF), the Florida League of Cities, Florida Association of Counties, NAMI Florida, and other organizations. It would have provided a comprehensive update to Chapter 419 related to community residences. The update included best practices and guidance for local governments in accommodating or passing ordinances related to community residences for individuals with disabilities protected under the Fair Housing Act, including recovery residences, group homes for persons with physical or developmental disabilities, housing for frail and elderly, and group homes for persons with behavioral health needs, etc.

Environment & Natural Resources - Failed

Auxiliary Containers

[SB 240](#) *Passed 1 of 3 committees* [HB 575](#) *Passed 0 of 3 committees*

The bill would have directed DEP to develop a uniform ordinance for the use and disposal of single-use, nonrecyclable auxiliary containers that may be adopted by local governments. It

would have preempted local ordinances regulating the use, disposition, sale, prohibition, restriction, or tax of auxiliary containers except for: glass or single-use plastic containers on public property and it grandfathered ordinances enacted by January 1, 2026. It also would have banned polystyrene foam containers and required reduction to greatest extent possible of single-use plastic containers within state parks. Finally, it would have required DEP to develop a Marine Debris Reduction Plan by December 31.

For the uniform auxiliary container ordinance, the bill specified the ordinance was required to have measures to limit distribution and use, promote environmentally-friendly containers, as well as waste reduction, collection, and enforcement measures. The bill directed DEP to develop the ordinance with local government input with public workshops on a specified timeline.

Land and Water Management

[HB 479](#) *Passed 1 of 3 committees* [SB 718](#) *Passed 0 of 3 committees*

The bill would have prohibited municipalities and counties from expanding wetland buffer zones beyond those already established by the Department of Environmental Protection and the state Water Management Districts. In response to opposition to the preemption, the sponsor stated that water is science, and local governments have limited expertise compared to the state. He said that local governments were arbitrarily setting buffers based on vibes more than science, resulting in government taking private land from owners unnecessarily. The Florida Association of Counties expressed concerns the bill would block regulation of adjacent upland activities, as the language was broad and unclear. FAC also stated the preemption would harm local ability to meet state mandates of water quality and flood protection standards. Were wetlands to be impacted by development or activities, natural tools would be lost and may have to be replaced by expensive engineering solutions.

Standards for Storm Water Systems

[HB 239](#) *Passed 0 of 3 committees* [SB 558](#) *Passed 1 of 3 committees*

The amended bill would have required all new stormwater systems owned by counties and municipalities to comply with the Florida Department of Transportation's standard specifications for pipe culverts and pipe liners. The bill also required final inspections for all storm pipes and storm structures to be performed by a NASSCO-certified technician employed by a third-party licensed engineering firm or any general contractor and authorized the use of closed-circuit television inspection equipment. The bill further provided that these installation and inspection standards would supersede all existing local standards

Education - *Failed*

Educational Scholarship Programs

[SB 318](#): *Passed Senate 38-0* No House Companion

SB 318 sought to correct oversight and regulatory issues with as well as modernize the administration and funding structure of Florida's educational scholarship programs following the expansion of universal school choice.

The bill would have separated scholarship funding from traditional public-school funding to prevent commingling of funds and addressed issues identified by the Auditor General related to overpayments, double counting of students, and unverified enrollments. It established clearer application deadlines and required DOE to assign a unique student identification number to all scholarship students to improve tracking and accountability.

It would have increased oversight of scholarship funding organizations by reducing their administrative fee from 3% to 2% and requiring the return of funds identified through audit findings. The bill directed DOE to develop a business plan to competitively select scholarship funding organizations, establish performance-based contracts, and require more consistent accounting and consumer-friendly procedures. In addition, the Auditor General was required to audit both the DOE and scholarship funding organizations annually.

The bill also addressed reimbursement processes for home education families, required families to confirm student enrollment monthly to ensure funds are sent to the appropriate educational setting; and allowed private schools may complete this confirmation on behalf of parents to reduce paperwork. Finally, the bill established an expanded Education Stabilization Fund of \$250 million to ensure scholarship awards remain fully funded if participation exceeds projections and authorized school districts to offer services to scholarship students.

Protection of Religious Expression in Public Schools

[HB 583](#) *Passed House 93-17* [SB 1104](#) *Passed 2 of 3 committees*

The joint resolution would have proposed an amendment to the Florida Constitution to provide protections from discrimination for student and school personnel religious expression in public schools, including the expression of religious beliefs in a student's school work or attire, prayer, activities and religious expressions, moments of silence, and opening remarks at a high school championship contest or series of contests. If it had been approved by the Legislature, the amendment would have appeared on the ballot for the 2026 general election.

Transportation - Failed

FDOT Package

[SB 1220](#): *Passed Senate 35-1; Passed House 87-23 Died in returning messages*

This was the Department's package, which covered a wide-range of transportation related issues:

Personal Delivery Devices: The bill authorized personal delivery devices to operate on bike lanes, bike paths, and road shoulders, except on limited-access facilities if it meets FDOT's minimum criteria; PDDs would have all the rights and duties of pedestrians but may not interfere with any pedestrian, bicycle, etc. Local governments could still adopt regulations for safe operations but could not impose any fees, etc. The House and Senate went back and forth on a local government preemption from regulating advertising on these devices.

Commercial Drone Delivery: The bills prohibited local governments from withholding any conditional use approval to a drone delivery service on a commercial property or enact or

enforce an ordinance or resolution that prohibits a drone delivery service's operation. The bills also provided that the addition of a drone delivery service within the parking area of a commercial property does not reduce the number of parking spaces for the purpose of meeting applicable minimum parking requirements.

Federal Grant Applications: The House and Senate both require local governments to send federal grant applications impacting state-owned facilities or ROW to FDOT for approval. The House still contains language that requires FDOT to review and assist local governments on all other grant applications to ensure they conform with state policies. While the House maintained this provision, the Senate had removed this language entirely.

Outdoor Advertising: Both bills authorized an increase in the height of outdoor advertising signs if a ramp or braided bridge is erected that blocks the visibility of such signs.

Speed Limits: The House wanted to increase maximum allowable speed limits to 80 mph on limited access roadways and 70 mph on four-lane highways outside of urban areas.

SUNTrail: The bills required FDOT to update its recommendations for prioritization of regionally significant trails within the network; approve any improved hard surface, other than concrete or asphalt, used to construct multiuse trails or shared-use paths on the Network. The bills also authorized FDOT to consider sponsorship agreements with private entities and non-profit entities when programming projects in its work program to plan for development of the entire trail and to minimize the creation of gaps between trail segments.

Criminal Penalties for AV damage: The bill would have made it a second-degree felony to shoot at an occupied or unoccupied autonomous vehicle and a third-degree felony for willful or malicious damage to an autonomous vehicle exceeding \$200.

Airports: The bills mandated planning, acquisition, and maintenance of certain critical infrastructure. Such strategies must include long-term contracts and rights of first refusal regarding the sale of and contingency plans for such resources. It required Commercial Service Airports to review TSA policies and programs to increase the efficiency of passenger screening and the overall customer service experience of the flying public and authorized FDOT to direct investments to airports for the same causes.

Advanced Air Mobility: It authorized FDOT to acquire, own, construct, and operate airports to support advanced air mobility, primarily vertical take-off and landing airports.

Seaports: The bills mandated planning, acquisition, and maintenance of certain critical infrastructure. The bill requires the Florida Department of Transportation (FDOT) to identify and prioritize key maritime components within the state supply chain. The House at one point specifically required seaports to support shipbuilding projects evaluated by the department in order to support of the Trump Administration's executive order Restoring America's Maritime Dominance.

Drivers Licenses/ Vehicle Registration: The Senate wanted to repeal the statutory authorization for digital driver licenses and ID cards. The House wanted to remove requirements for yellow stickers (like HB 841). Both would have increased the weight limit for rental heavy trucks eligible for a permanent registration period.

Electric Vehicles: The Senate bill required FDOT to study and evaluate the long-term impact of alternative fuels on state transportation revenues, identify policy options to address potential revenue reductions, and provides appropriations to fund this study. The House did not.

South Florida Turnpike Revenues: The last iteration would have increased the percentage of turnpike tolls collected in Palm Beach, Broward, and Miami-Dade counties that must be allocated to turnpike projects in those counties (to 100%).

PD&E Studies: The House prohibited non-pecuniary factors from being considered in PD&E studies unless required by federal law, in which case a statement must be included. The Senate did not.

FDOT Duties: Both bills authorized FDOT to operate and maintain research facilities designated by FDOT and to conduct and enter into contracts and agreements for compensation for conducting research by FDOT and private entities; Conduct and enter into contracts and agreements for research and demonstration projects relative to innovative transportation technologies; and Serve as the point of contact for statewide topographical aerial light detection and ranging (LiDAR) procurement and cost sharing related to statewide geographic information systems and geospatial data sharing

Industry Transportation Package

[HB 543](#): Passed House 107-1; Passed Senate 33-0 *Died in returning messages*

The bill addressed a wide range of issues related to state transportation policy- mostly related to safety. While provisions varied between the House and Senate, highlights include:

Next Generation Signalization: The bill established the Next Generation Traffic Signal Modernization Grant Program and provides a \$20 million annual appropriation.

Exhaust and Noise Regulations: It repealed regulations on noise levels produced by motor vehicle exhaust systems based on specified decibel levels. It amended statutes to provide that every motor vehicle required by federal law to be equipped with an exhaust system must at all times be equipped with and maintain an exhaust system in good working order including muffler, manifold pipe, and tailpiping to prevent excessive or unusual noise. The bill also prohibited a person from intentionally increasing the revolutions per minute or unreasonably accelerating in a manner that would produce excessive or unusual noise.

Camera-based Traffic Enforcement: The bill revised statutes related to red light cameras, school zone speed detection systems, and school bus infraction detection systems. It authorized virtual hearings, requiring consistent recordkeeping, limiting the use of camera data, and prohibiting compensation based on the number of violations issued. For school zones, it limited the placement and use school zone speed detection systems. It required flashing beacons placed in certain locations to be activated during periods of enforcement. It would have required by January 1, 2028 video proof that the beacon was flashing. It suspended programs that do not meet reporting requirements. It required DHSMV to post data of programs on its website. For red light cameras, it defined "careful and prudent manner" for right turns. It required counties and municipalities to retain certain records for a minimum of two years. It prohibited the use of traffic infraction detectors for remote surveillance. It also required yellow light intervals to

be increased at intersections with traffic infraction detectors. For school bus infractions, it addressed hearings and citations.

License Plate Readers: It authorized placement of automated license plate recognition systems on private properties by private entities with parameters on data collection and surveillance.

Speed Limits: It provided municipalities and counties flexibility to set lower speed limits at any level below the maximum speed limit for local streets and highways in residential areas.

Micromobility: It exempted regular (non-motorized) bicycles from the definition of micromobility and limited regulations to apply just to e-bikes, e-scooters, etc.

Golf Carts: It provided for titling and registration of golf carts converted to low-speed vehicles that operate only on roads of 35 mph or lower without DHSMV inspection. It provided for golf cart crossing of roadways and highways under specific circumstances, like dedicated pathways and local authorization.

Railroad Crossings: It required the FDOT to study the use of advanced detection and monitoring systems at railroad crossings

MPOs: It required the Charlotte, Collier, and Lee MPOs to submit by December 31, 2026 a feasibility report exploring the benefits, costs, and process of consolidation into a single M.P.O. serving the contiguous urbanized area to the Governor, Senate President and Speaker.

Electric Vehicle Registration Fees

[SB 804](#) *Passed 0 of 3 committees* No House Companion

This bill would have required owners of battery electric vehicles to pay an additional annual registration fee of \$250, deposited into the State Transportation Trust Fund for transportation projects.

Hands-free Driving

[HB 1241](#) *Passed 1 of 2 committees* [SB 1152](#) *Passed 0 of 3 committees*

This bill would have originally banned operating a motor vehicle while using a handheld wireless communications device, with some exceptions, and authorized law enforcement to stop motor vehicles and issue citations to drivers observed to be supporting the weight of such device. It also provided enhanced penalties for doing so in school zones and when construction workers were present.

However, the bill was changed in its first and only committee hearing to simply create additional penalties (\$60 fine, 1 point) for a person committing careless driving while using a handheld device. It provided for driving safety classes for first time offenders. It also required law enforcement officers to inform the driver that they may decline a search of their cell phone, prohibited certain acts without a warrant, and allowed cell phone billing to be permitted as evidence.

Traffic Infractions Resulting in a Crash with Another Vehicle

[SB 1054](#): *Died on Calendar* [HB 807](#): *Passed 1 of 3 committees*

The bill created a mandatory court hearing requirement when a crash occurs due to running a red light, running a stop sign, or other specified traffic control violations. It established progressive penalties for repeat offenders, including additional civil fines with subsequent violations leading to increased fines and temporary license suspensions. The bill also required drivers convicted of causing a crash through these violations to carry enhanced insurance coverage for a defined period, described as one year in the discussion, with comparison to multi year requirements in DUI related contexts.

Removal, Storage, and Cleanup of Electric Vehicles

[SB 260](#): *Died on Calendar* [HB 37](#): *Passed 2 of 3 committees*

The bill would have established rules related to the storage of electric vehicles in towing yards. This bill was related to the storage of electric vehicles in towing yards and is a returning issue from previous Sessions. It is in response to anecdotal incidents of EV fires in towing storage facilities and from certain towing companies expressing concerns on the cost of training and bunkers allegedly needed for safe storage. At one point, it would have allowed towers to charge EV customers three times the rate of ICE vehicles at a maximum rate established by counties, regardless of battery damage. The bill was eventually amended to provide that the higher fees apply to proper storage of EVs "which have been involved in a crash that results in visible damage to the batteries or battery compartment, or when the batteries or battery compartment have been submerged, for any length of time, in salt water, and until the appropriate local agency has inspected and verifies that the damaged battery is safe and not in danger of starting a fire." The amended bill also would have created a data collection study beginning January 1, 2027 to gather information on electric vehicles in towing and storage contexts, including VIN numbers, damage to vehicles, remaining battery charge levels when ascertainable, storage data, fire related incidents, and any additional information the State Fire Marshal deemed relevant.

Insurance - *Failed*

Property Insurance Affiliates

[HB 1399](#): *Passed House 106-3* [SB 234](#): *Passed 0 of 3 committees*

The House voted 106-3 to pass HB 1399. The bill increases regulatory oversight of financial transactions between property insurers and their affiliates. Specifically, the bill requires property insurers to submit documentation to the Office of Insurance Regulation (OIR) demonstrating that all payments to affiliates are fair and reasonable. The bill also provides factors for OIR to review and determine whether those transactions are fair and reasonable. It also requires OIR to review and approve dividends and pledges of capitals or assets from property insurers to their affiliates, all agreements between property insurers and their affiliates to include a termination clause and provides that they may not exceed three years without review and reapproval by OIR, property insurers to notify OIR at least 30 days before pledging capital or assets to an

affiliate, and OIR may prohibit those arrangements if not in the insurer's best interest, and affiliates of property insurers to register with OIR before doing business in the state.

The bill gives OIR the authority to require affiliates to refund improper transfers back to property insurers, consider transactions between property insurers and affiliates as part of the rate review process, and impose penalties for violations of the bill.

My Safe Florida Condominium Pilot Program

[SB 1706](#): Passed Senate 37-0 *Died In House Messages*

The bill would have revised eligibility requirements for the My Safe Florida Condominium Pilot Program from condos within 15 miles of a coastline to those where at least 80% of occupied unit owners are at or below 80% of the area median income and with structures built before Jan 2008. It also would have revised eligible uses for mitigation funds.

Mandatory Human Reviews of Insurance Claim Denials

[HB 527](#) *Passed House 108-0* [SB 202](#) *Passed 0 of 3 committees*

This bill would have required that insurance claim denials or reductions be confirmed by qualified human professionals rather than relying solely on artificial intelligence (AI) or machine learning systems (ML). It would have mandated carriers and insurers use AI/ML only as an aid and not as the sole basis for denying or reducing claims. It required a qualified human professional to independently analyze policy terms, review outputs, and determine claim payment or denial decisions. Carriers and insurers must maintain detailed records of denial decisions, including the identity of the professional making the decision and the reason for the denial or reduction. Finally, it required documentation in company manuals detailing how AI/ML systems are integrated into claim-handling practices.

Motor Vehicle Insurance

[HB 769](#) *Passed 0 of 3 committees* [SB 522](#) *Passed 0 of 3 committees*

This was the annual bill to repeal the Florida Motor Vehicle No-Fault Law to replace personal injury protection (PIP) requirements with mandatory bodily injury (BI) liability coverage for motor vehicles.

Residential Property Insurance

[HB 767](#): *Passed House 114-0* [SB 832](#): *Passed 1 of 3 committees*

The bill would have required property insurers seeking a rate change to prepare a rate transparency report with information in plain language that helps consumers have a better understanding of insurance. The report must be included with any offer of coverage and upon policy renewal. It must include a graphic breakdown of the factors affecting the insurance rate, including the cost of reinsurance, the cost of claims, and profits. The bill required the Office of Insurance Regulation (OIR) to create a resource center on its website to help consumers understand insurance. It must include, among other things, information on the dynamics of the insurance market, the claims process, consumer protection, disaster preparedness, and on the

insurance coverage choices available to consumers. The bill provided that the statewide average requested rate change and final approved statewide average rate change in a filing, as well as the county rating examples submitted to OIR through the rate collection system for the purpose of displaying rates on its website, are not a trade secret. The bill provided that when establishing the coverage amount or adjudicating a claim for a dwelling or other structure under a homeowners' insurance policy, an insurer may not include the value of the land on which the dwelling or structure is located.

Roofing Requirements for Property Insurance

[SB 808](#): *Passed 0 of 3 committees* [HB 815](#): *Passed 0 of 2 committees*

The Senate Banking and Insurance Committee temporarily postponed SB 808. The bill revises property insurance laws related to roofing requirements by expanding the definition of an authorized inspector to include registered roof consultants and registered roof observers. SB 808 prohibits insurers from refusing to issue or renew a property insurance policy solely based on a roof's age if the roof is less than 15 years old and requires insurers to distinguish between low-slope and steep-slope roofs when offering coverage. The bill allows owners of steep-slope roofs to obtain an inspection demonstrating at least 5 years of remaining useful life and prevents coverage denial in those cases. It also prohibits insurers from denying coverage for low-slope roofs that can be restored using a roof coating system that provides at least 5 additional years of service. The bill updates statutory references from homeowners' insurance to property insurance and is scheduled to take effect on July 1, 2026.

Commerce - *Failed*

Artificial Intelligence Bill of Rights

[SB 482](#) Passed Senate 35-2 [HB 1395](#) *Passed 0 of 4 committees*

The bill was a Governor's priority that would have created the "Artificial Intelligence Bill of Rights." The House, however, did not take the bill up. This has prompted the Governor to suggest they may have a Special Session on A.I.

Among other things, the bill would have created a statewide framework for artificial intelligence instructional tools used by educational entities, including definitions, parent notice, opt-outs, parent or eligible student read-only account access, and construction.

The bill would have also defined "artificial intelligence." It would have provided consumer protections related to companion chatbots- including parental consent, disclosures, and generating/sharing content harmful to minors. It also prohibited A.I. technology companies from selling or disclosing personal information of users unless the information is deidentified data or federal law allows it. It also placed limitations on government contracting with entities for A.I. technology with ties to a government of a foreign country of concern. The bill also prohibited a person from publishing, printing, displaying, or otherwise publicly using for trade or for any commercial or advertising purpose the name, portrait, photograph, image, or other likeness of an individual created through generative artificial intelligence without the express written or oral consent to such use.

E-Verify

[HB 197](#): *Passed House 80-30* [SB 1278](#): *Passed 0 of 3 committees*

The bill would have expanded Florida's E-Verify employment eligibility verification requirements so that all private employers are required to use the E-Verify system, ensuring that every new hire is legally authorized to work in the United States, beginning on July 1, 2026.

Deregulation Package

[HB 607](#): *Passed 2 of 3 committees* No Senate Companion

HB 607 was a highly-controversial broad deregulation package focusing on professional and occupational regulation in Florida. According to the sponsor, the bill is intended to improve government efficiency and support workforce mobility while maintaining necessary consumer protections. He stated he intends to streamline regulatory structures by eliminating "redundant" boards, reducing administrative requirements, and updating outdated regulatory provisions. Several professional associations spoke in opposition, including the realtors, designers, electricians, utility workers, and more. The sponsor stated he has tremendous respect for realtors and is committed to working through the issues.

Florida Retirement Savings Task Force

[SB 930](#): *Passed 1 of 3 committees* [HB 1357](#): *Passed 0 of 3 committees*

The bill would have established a task force on private employer retirement. The bill creates a 15-member task force with balanced representation from small to large employers, retirement and fiscal policy experts, financial planners, economists, community and workforce advocates, and public and private sector representatives. It requires a task force to assess retirement coverage gaps in Florida. This group would review proven state and national models, identify regulatory administrative and fiscal barriers, evaluate costs and potential funding mechanisms, and develop implementation ready policy recommendations. It does not create a new program mandate, include employer requirements, and there is not a fiscal commitment without legislative approval. The interim report established through this bill would be due December 1st, and the final report with proposed statutory language would be due June 1st of 2027. The legislature would retain full discretion on any future action. It provides the legislature with a Florida-specific analysis, clear options, and cost information before any policy decisions are made, ensuring retirement access solutions are thoughtful, fiscally responsible, and employer sensitive.



THE FLORIDA SENATE
SENATOR BEN ALBRITTON
President

MEMORANDUM

TO: All Senators
FROM: Ben Albritton
SUBJECT: Budget Update
DATE: April 8, 2026

Over the past few weeks, Chair Hooper and I have had productive discussions with our partners in the House on joint budget allocations. While I believe we are making great progress, it will not be necessary for you to return to Tallahassee prior to the special session called by Governor DeSantis. We will share a schedule for that special session as soon as possible.

I'm grateful for everyone's patience, understanding, and support as we work with our House partners to finalize joint allocations and develop our schedule for the budget conference. I look forward to seeing you soon.



The Florida House of Representatives

Office of the Speaker

MEMORANDUM

To: Members of the Florida House of Representatives
From: Daniel Perez, Speaker
Date: April 8, 2026
Re: Budget Update

We continue to work with our partners in the Florida Senate to build an allocation framework for the 2026-2027 State Budget. There has been some external speculation suggesting that we will be convening next week (April 13-17) to begin work on the budget. This is not accurate. When we have an update on the timing of the budget, we will notify you.

As for the Special Session called by the Governor for the week of April 20th, we will be in touch next week with further details.



Agenda Item No: 5.b.

Town Commission Agenda Item Report

Meeting Date: April 14, 2026

Submitted By: Melissa Vasami, Town Clerk

Submitting Department: Administration

Item Type: Presentation

Agenda Section: PRESENTATIONS

Subject Title: Arbor Day Proclamation

Explanation: Arbor Day is celebrated on the last Friday in April. The Lauderdale-By-The-Sea Garden Club will be hosting a Community Arbor Day Tree Planting & Orchid Walk on Friday, April 24th, 2026, at 10:00 am at Friedt Park.

Recommendation:

Exhibits:

1. Arbor Day Proclamation

Proclamation

*Issued by the Governing Body of the Town of
Lauderdale-By-The-Sea, Florida*

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and Arbor Day is now observed throughout the nation and the world; and

WHEREAS, National Arbor Day is celebrated the last Friday in April; and

WHEREAS, trees reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, trees in our Town increase property values, enhance the economic vitality of business areas and beautify our community; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal; and

WHEREAS, Arbor Day encourages the preservation and replenishment of trees bestowing a long-range benefit on generations to come; and

WHEREAS, on Friday, April 24th 2026, at Lauderdale-By-The-Sea a tree planting will begin at 10:00 a.m. to commemorate Arbor Day; and

NOW, THEREFORE, I, Edmund Malkoon, Mayor of the Town of Lauderdale-By-The-Sea, Florida, and in concurrence with the Town Commission hereby proclaim **Friday April 24, 2026**, as:

"Arbor Day"

In the Town of Lauderdale-By-The-Sea, Florida and urge all citizens to celebrate Arbor Day and to support efforts to care for and protect our trees, and further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

*In witness whereof we have hereunto set our
hands and caused this seal to be affixed*



Edmund Malkoon, Mayor

Melissa Vasami, Town Clerk



Agenda Item No: 7.a.

Town Commission Agenda Item Report

Meeting Date: April 14, 2026

Submitted By: Chris Sutter, Captain, Broward Sheriff's Office

Submitting Department: Public Safety

Item Type: Public Safety Discussion

Agenda Section: PUBLIC SAFETY DISCUSSION

Subject Title: BSO March 2026 Public Safety Report

Explanation: BSO March 2026 Public Safety Report prepared by Captain Chris Sutter.

Recommendation:

Exhibits:

1. 3. TM Report-March 2026



Sheriff Gregory Tony, Ph.D.

Date: April 9, 2026

To: Ken Rubach
Town Manager

From: Captain Christopher Sutter
Commander, Lauderdale by the Sea District

Subject: BSO Public Safety Report- March 2026

PERSONNEL CHANGES:

None

EMPLOYEE OF THE MONTH:

On March 2, 2026, at approximately 2300 hours, Deputies Barnett and Pitulan responded to a call involving a hit-and-run crash in which a vehicle struck a fire hydrant along South Ocean Boulevard and fled the scene, traveling recklessly in the wrong direction. Despite an initial inability to locate the suspect vehicle, the deputies remained vigilant as additional information was received regarding the same vehicle driving recklessly nearby.

Through coordinated efforts and proactive policing, Deputies Barnett and Pitulan successfully located the suspect vehicle and conducted a traffic stop in the 6000 block of North Ocean Boulevard. Upon investigation, they observed damage and paint transfer consistent with the earlier crash. The driver exhibited multiple indicators of impairment, prompting a DUI investigation.

Further inquiry revealed the driver had two prior DUI convictions and an active warrant for violation of probation related to a previous DUI offense. The suspect was taken into custody without incident and transported for further processing.

The deputies' persistence, attention to detail, and commitment to thorough investigative work directly led to the apprehension of a dangerous driver, preventing further risk to the community. Their actions exemplify the highest standards of law enforcement professionalism and dedication.

COMMUNITY PROGRAMS AND SERVICES: These ancillary programs and services are available to residents on an ongoing basis.

- **Elder Links:** This program offers referral services to elderly residents and other senior citizens in need of medical and mental health care, meal delivery, or other social services.
- **Business and Residential Security Surveys:** The Business and Residential Security Survey program teaches participants to secure their business, home, or condominium to reduce the likelihood of burglary and theft. Security surveys, conducted by a certified law enforcement security specialist, are provided upon request, at no charge to the business owner or resident.
- **Vacation House Watch Program:** Residents who are traveling out of town may register for this program. Deputies will conduct periodic checks of their residence until their return.
- **Neighborhood Crime Prevention Program:** The Neighborhood Crime Prevention program liaison organizes and conducts crime prevention and security seminars at the request of neighborhood civic and condominium associations. We will also help facilitate any Neighborhood Crime Watch programs in which the residents wish to participate.
- **Identity Theft and Scam Prevention Program:** The Identity Theft and Scam Prevention program is designed to inform residents about identity theft and how to lessen their chances of becoming a victim of a scam. Residents are informed about the importance of shredding documents, being aware of suspicious individuals, protecting passwords, and exercising caution when revealing information. Our Shred-A-Thon to reduce identity theft event is incorporated into this program.
- **Enhanced Marine Law Enforcement Patrol Program:** The BSO Marine Patrol Unit participates in the Enhanced Marine Law Enforcement Grant on behalf of Lauderdale-by-the-Sea. This grant enables additional maritime patrols throughout the Town's waterways and adjacent ocean areas.
- **Citizen Observer Patrol (COP) Program:** COP volunteers are local residents who receive public safety training. They are a tremendous asset to the Town of Lauderdale-by-the-Sea. COP members alternate between assisting with administrative duties and patrolling local neighborhoods as an extra pair of eyes and ears to supplement deputy sheriff patrols. COP members also attend monthly patrol information and criminal intelligence briefings. A summary of COP statistical activity is included at the end of this report.
- **Sexual Offender Tracking Program:** There are **no** individuals legally classified as a sexual offender residing within Town limits. The sex offender database is routinely checked by BSO to ensure compliance with the State of Florida legal mandates. Existing municipal ordinances prohibit persons classified as sexual offenders or sexual predators from residing within Town limits.
- **Bicycle Patrol:** Deputies utilize specialized patrol bicycles to enhance public safety and community outreach. This patrol mode allows deputies to interact one-on-one with our residents and visitors. Deputies conducted 0 hours of bike patrol.

- **All-Terrain Vehicle Patrol:** The ATVs / Polaris are primarily utilized on the beach areas in order to conduct patrols to deter criminal activity and maintain the security of the beach-area properties. The ATV patrol plays a crucial role in marine fisheries regulation, enforcement, and protection. Deputies used the ATV / Polaris for 383 miles and 55 hours this month.
- **Crisis Intervention Team / Homeless Outreach Team Programs:** The C.I.T. / H.O.T. program is comprised of specially trained patrol deputies and supervisors who are able to intervene in situations involving persons with mental illness or who are otherwise experiencing mental health crises or are homeless and in need of services. One (1) individual was experiencing a mental health crisis. She was transported to Imperial Point Hospital. Five (5) individuals experiencing homelessness were contacted during this period. All five (5) refused services.
- **Automated License Plate Reader Camera System:** The ALPR system installation was completed in October 2014. The system is proving to be an effective tool for Public Safety. ***See Notable Incidents/Arrests below.***
- **e-Alerts:** This information initiative allows Town residents to stay informed, via email or text messages, of important topics such as criminal activity, traffic information, upcoming events, security issues, and other important public safety information throughout Broward County and Lauderdale-by-the-Sea. Residents can register for this program through either the Lauderdale-by-the-Sea or the Broward Sheriff's Office website @ www.sheriff.org.
- **Electronic Message Board:** The BSO Lauderdale-by-the-Sea district continues to utilize the electronic traffic safety message board at various locations within the Town. This enables the district to notify residents about any traffic issues and other significant public safety concerns affecting them.
- **SaferWatch:** SaferWatch is an application (app) that gives citizens the power to record or report non-emergency incidents as they happen. It provides another option to the "If you see something, say something" message and allows individuals to "If you see something, SEND something" via a mobile application (app) from your smartphone.
- **TWITTER:** The Broward Sheriff's Office has provided an official Twitter account to Captain Sutter to provide information to the public via social media. Follow us @BSOLBTS.

SPECIAL EVENTS: These events required the participation of the BSO LBTS district.

On Sunday, March 15, 2026, Captain Sutter and Lieutenant Hopkins attended the weekly **Farmers Market**. The district tent was set up, and giveaways were distributed to residents and attendees. T-shirts were sold, and donations were collected in support of the **Law Enforcement Torch Run**, with proceeds benefiting the Florida Special Olympics.

On Saturday, March 28, 2026, the BSO Lauderdale-by-the-Sea District participated in the Town's annual **Easter Egg Hunt**. Captain Sutter and Lieutenant Hopkins staffed the district's tent, engaging with the community and distributing giveaways to the many adults and children in attendance. The BSO UTV was displayed as a static exhibit and served as a popular photo opportunity. Overall, the event was well attended and provided a fun, family-friendly experience for the community.

NOTABLE INCIDENTS / ARRESTS:

CASE: 13-2603-000128 / 13-2603-000130 (Dep Barnett / Dep Pitulan)

DATE/TIME: 03/02/2026 @ 2300 hours

LOCATION: 1460 S Ocean Blvd

VEHICLE: 2023 Honda CRV FL Tag # FDLF93

ARRESTEE: Christian David Martinez Morales H/M (03/19/1991)

INCIDENT: **Hit-n-Run Crash / Reckless Driver / Warrant Arrest / DUI (Arrest)**

SUMMARY: The caller reported that the vehicle described above left the Europa Complex, hitting a fire hydrant on the east side of N Ocean Blvd, then continued southbound in the northbound lane, away from the scene. Deputies quickly located the vehicle and pulled it over around the 6000 Block of N Ocean Blvd. The car had front-left damage consistent with striking a fire hydrant and paint transfer from the hydrant. The hydrant, located at 1460 S Ocean Blvd, showed paint scratches matching the vehicle's damage. Deputies immediately observed signs of impairment in the driver. Deputy Pitulan called the DUI Task Force to the scene while checking the driver's warrants. The driver was found to have two prior DUI convictions and an active warrant for VOP related to his second DUI. He was arrested and taken to the BAT Unit.

CASE: 13-2603-0000163 (Dep Hopkins)

DATE/TIME: 03/03/2026 @ 1240 hours

LOCATION: 1700 S Ocean Blvd

SUSPECT: Brandon Acevedo WM (08/10/1965)

VICTIM: B/M (01/02/2004)

INCIDENT: **Battery**

SUMMARY: Deputy Hopkins met with all parties who work for the same company. The victim alleged that the suspect, a coworker, pushed him a few times while arguing over a job site issue. The victim had no injuries, and there were no independent witnesses. The alleged suspect denied pushing or touching the victim. The victim requested to press charges. A report was generated, and he was advised how to file charges with the ASA.

CASE: 13-2603-000344 (Deputy Figueroa)

DATE/TIME: 03/06/2026 @ 2349 hours

LOCATION: 4532 Bougainvilla Dr #1

ARRESTEE: Hector Rodriguez H/M (4/12/1978)

VICTIM: W/F (08/3/1990)

INCIDENT: **Battery – Dating Violence (Arrest)**

SUMMARY: Deputies responded to a domestic disturbance call at the above location. Investigation revealed that a verbal argument between the victim and her boyfriend/arrestee, Hector Rodriguez, ensued over a situation that occurred minutes before with the driver of an illegally parked vehicle. Rodriguez became upset because his girlfriend did not support him during the interaction with that driver. Once inside the apartment and during the verbal argument, Rodriguez threw the victim's purse at her, striking her on her face. The victim, who was bleeding from the nose because of the impact, did not sustain any other visible marks or injuries. The victim also advised that Rodriguez shoved her during an argument in the past, but she did not report that incident to the police. Rodriguez was arrested for Battery (Dating Violence) and transported to BSO Main Jail.

CASE: 13-2603-000374 (Deputy Reis)
DATE/TIME: 03/07/2026 @ 1012 Hours
LOCATION: Datura Ave & N Ocean Drive
VICTIM 1: W/M (08/23/1986) (Bicyclist)
VICTIM 2: W/M (03/30/1997) (Bicyclist)
VICTIM 3: W/M (07/01/1996) (Bicyclist)
DRIVER: Virgil P. Pettinato W/M (11/28/1953)
INCIDENT: **Vehicle vs Bicyclists Crash with Injuries**
SUMMARY: Deputies responded to an accident involving a pickup truck and three bicyclists. The cyclists were traveling south on North Ocean Drive near Datura Avenue when a white pickup turned right in front of them, causing them to fall. Two bicyclists were taken to North Broward Hospital with injuries that were not life-threatening.

CASE: 13-2603-000383 (Deputy Klier)
DATE/TIME: 3/7/26 @ 1348 hours
LOCATION: 111 Commercial Blvd (Doggies and Diamonds)
VICTIM: H/F (08/26/1997)
INCIDENT: **Petit Theft**
SUMMARY: Victim's IX3 E-scooter valued at \$650.00 was left unsecured at the rear of Doggies and Diamonds. Surveillance video revealed that on 3/7/26 at 1246 hours, a W/M suspect, approximately 30 YOA with a brown beard and Tattoos on arms/legs, wearing a black shirt and gray/beige shorts, stole the victim's E-scooter and fled the area. Video uploaded to evidence.com.

CASE #: 13-2603-000552 (Deputy Seedig / Deputy Pitulan)
DATE/TIME: 03/10/26 @ 0039 hours
LOCATION: 4653 N Ocean Drive (Evolution Treatment Center)
VICTIM # 1: W/F (04/13/79 (Roommate to the girlfriend)
ARRESTEE: Quincy Michael Burden W/M 06/12/2003
INCIDENT: **Disturbance Call / Battery /Resisting / Battery LEO (Arrest)**
SUMMARY: Deputies responded to a disturbance call. Caller advised the suspect is acting aggressively towards others, threatening others, and throwing furniture. The caller also advised that the suspect was now being pinned down by a staff member. Upon arrival, Deputy Seedig and Deputy Pitulan made contact with Burden (arrestee) in # 615, who was very manic (screaming and yelling) and refusing to comply with the deputies' orders. Burden was then taken into custody. Upon further investigation, it was discovered that Burden had a prior verbal argument with his girlfriend, which eventually led him to push his girlfriend's roommate (Victim 1) to the ground upon their arrival at the above address. Victim 1 expressed her desire to prosecute and gave a taped statement. After being placed into a marked unit, Burden attempted to force his way out of the unit by forcing his feet back out onto the ground. Burden continued to refuse commands to get back in the vehicle and ultimately head-butted Deputy Seedig, who was able to push him back into the vehicle. Burden was charged accordingly and then transported to Holy Cross for medical clearance.

CASE: 13-2603-000634 (Deputy Suarez)
DATE/TIME: 03/11/2026 @ 1300 hours
LOCATION: 4511 Poinciana Street
VICTIM: W/F (08/30/1989)
SUSPECT: Unknown W/F
INCIDENT: **Battery**

SUMMARY: Deputies responded to the listed location ref a delayed alleged battery. Deputy Suarez contacted the victim, who was hired by VRBO to provide cleaning services at the listed location after the tenants vacated the property. The victim reported that a tenant appeared angry that she arrived at the property early to complete the cleaning service. When she thought the tenant had completely vacated the property, she entered the kitchen to begin cleaning services. At that time, a W/F tenant re-entered the property, walked into the kitchen where the victim was located, and chest bumped the victim. This unknown person then left the property again, and the victim contacted the police later to report the incident. Report completed, no injuries reported.

CASE: 13-2603-000673 (Deputy Klier)
DATE/TIME: 03/12/2026 @ 0505 hours
LOCATION: 4900 North Ocean Blvd, Apt 710
VICTIM: W/F (7/1/1964)
ARRESTEE: Samuel Pignatelli W/M (8/8/1951)
INCIDENT: **Domestic/Dating Violence Battery (Arrest)**

SUMMARY: The victim and boyfriend had a verbal argument, which escalated, at which time, the suspect intentionally pushed the victim multiple times, began elbowing her, and struck her with an open hand to the face. The victim provided a sworn digital statement. TOT Main Jail.

CASE: 13-2603-000823 (Deputy Klier)
DATE/TIME: 03/14/2026 @ 1015 hours
LOCATION: Ace Hardware, 232 Commercial Drive
INCIDENT: Theft Investigation (Delayed from 03/12/2026)
VICTIM: W/M (09/27/1980)
INCIDENT: **Theft (Delayed from 03/12/2026)**

SUMMARY: On March 14, 2026, at approximately 10:15 AM. Deputy Klier responded to a report of a delayed theft at Ace Hardware, 232 Commercial Drive. The victim reported that he left his work laptop in the store on 03/12/2026 after finishing work. The victim is a supplier to the Ace Hardware store. When the victim returned to the store, the laptop was not found. There is no surveillance video or serial number for the laptop.

CASE: 13-2603-000905
DATE/TIME: 03/14/2026 @ 2208 hours
LOCATION: 4140 El Mar Dr (Sea Lord Hotel)
VICTIM: WM (04/15/1989)
INCIDENT: **Theft**

SUMMARY: The victim parked his E-bike in the bike rack in front of the Sea Lord Hotel but failed to lock it. Hotel surveillance video at 2208 hours on 031426 shows a WM on a red bicycle stealing the E-bike by towing it away alongside him. Value \$600.00.

CASE: 13-2603-001231 (Dep. Redl, Dep. Diaz / DUI Task Force)

DATE/TIME: 3/20/2026 @ 2152 hours

LOCATION: 100 Commercial Blvd

ARRESTEE: Brown, Ruppert B/M (6/4/1953)

INCIDENT: **DUI (Arrest)**

SUMMARY: While working High Visibility Downtown Overtime, Deputy Redl observed a Jeep traveling in the intersection of Commercial Blvd./El Mar Dr. The vehicle failed to negotiate the traffic circle and drove onto the curb of the circle. There was no damage to either the traffic circle or the vehicle. Deputy Redl then observed signs of impairment by the driver, and the DUI Task Force was requested to respond. Deputy Diaz administered field sobriety tests, and the driver [Brown, Ruppert] was subsequently taken into custody for DUI. The vehicle was towed. Brown was transported to the BAT and was transported to the Main Jail.

CASE: 13-2603-001293 (Dep. Boyian, Dep. Popick / DUI Task Force)

DATE/TIME: 3/21/2026 / 2202 hours

LOCATION: 100 block Commercial Blvd

ARRESTEE: Martin Balog W/M (3/18/1985)

INCIDENT: **DUI (Arrest)**

SUMMARY: While performing a PWT on the 100 block of Commercial Blvd, the vehicle was observed making an illegal U-turn during which the front end of the vehicle drove onto the sidewalk and almost struck a pedestrian. The vehicle's driver, Martin Balog, displayed signs of impairment, and the DUI Task Force was requested to respond. Balog was also cited for disobeying a traffic control device, attaching a tag not assigned to a vehicle, failing to register a vehicle, operating an uninsured vehicle, and driving with an expired DL. Deputy Popick of the DUI Task Force administered field sobriety tests, and Balog was subsequently taken into custody for DUI. The vehicle was towed. Balog was transported to the BAT and was transported to the Main Jail.

CASE: 13-2603-001355 (Deputy Ogando)

DATE/TIME: 03/22/26 @ 2110 hours

LOCATION: 1 Commercial Blvd (Aruba's)

SUSPECT #1: ANTONIO DEOLIVEIRA (W/M 08/30/65)

SUSPECT #2: SHANE J. LAFRENIERE (W/M 02/17/77)

INCIDENT: **Disorderly Intoxication (Arrest)**

SUMMARY: On March 22, 2026, at approximately 2110 hours, while conducting an area check of downtown businesses, Deputy Ogando was flagged down in reference to a fight inside Aruba's Restaurant and Bar. ANTONIO DEOLIVEIRA, who was very intoxicated, was involved in a physical fight with SHANE LAFRENIERE after an argument. Both subjects continued to fight outside of the business and fell on top of an elderly female, causing a big bruise on her left leg and knee. The elderly female was transported to Holly Cross Hospital. The above subjects were arrested for disorderly intoxication while at a business and transported to the main jail for booking.

CASE: 13-2603-001889 (Dep Barnett)

DATE/TIME: 03/31/2026 @ 1859 hours

LOCATION: 4600 N Ocean Drive

VEHICLE: 2015 Grey Volkswagen FL Tag DIO9VK

ARRESTEE: Andres Nanclares W/M (08/24/1984)

INCIDENT: **Traffic (Arrest)**

SUMMARY: Vehicle was stopped for reference failure to yield right-of-way to a pedestrian in the crosswalk. The driver was found to be operating the vehicle without a valid license. The driver was arrested and transported to the main jail.

MONTHLY ARREST LOGS:

Misd/Fel	Charge	Street	Case
Misd	DUI -Hit & Run	1460 S Ocean Blvd	13-2603-000128
Misd	Domestic Battery	4532 Bougainvilla Dr	13-2603-000344
Fel	Battery / Bat Leo	4653 N Ocean Dr	13-2603-000552
Misd	Domestic Battery	4900 N Ocean Dr	13-2603-000673
Misd	DUI	100 Commercial Blvd	13-2603-001231
Misd	DUI	100 Commercial Blvd	13-2603-001293
Misd	Disorderly Intoxication x2	1 Commercial Blvd	13-2603-001355
Misd	Driving w/o license	4600 N Ocean Drive	13-2603-001889

CRIME STATISTICS:

CRIME	CURRENT MONTH	PRIOR MONTH	2025 YTD	2026 YTD
AUTO THEFT	0	0	5	0
BURGLARY-BUSINESS	0	0	0	0
BURGLARY-CONVEYANCE	0	0	3	0
BURGLARY-RESIDENCE	0	1	2	1
BURGLARY-STRUCTURE	0	0	0	0
FORCIBLE SEX	0	0	0	0
ARSON	0	0	0	0
ASSAULT-AGGRAVATED	0	0	1	0
HOMICIDE	0	0	0	0
ROBBERY	0	0	1	0
THEFT-GRAND	1	0	7	3
THEFT-PETIT	2	3	12	6
TOTALS	3	4	31	10

CITIZEN OBSERVER PATROL STATISTICAL SUMMARY:

COP Activity	Total
Number of Volunteers	20
COP Hours Worked - Month	147
COP Patrol Miles - Month	923
COP Hours Worked - YTD	379
COP Patrol Miles - YTD	1704

COP Bike Patrol Hours - Month	0
COP Bike Patrol Hours - YTD	9

COP Beach Patrol Hours – Month	44.75
COP Beach Patrol Hours - YTD	78.75

RESERVE DEPUTY ASSISTANCE: Reserve Deputies are part-time, fully sworn deputies who provide supplemental staffing to LBTS, when available, at NO cost to the Town.

	Month	2025 YTD
Reserve Deputy - Days Worked	3	10
Reserve Deputy - Hours Worked	25	77.5

MONTHLY STAFFING AND STATISTICAL REPORT:

The March 2026 Monthly Staffing and Statistical Report is attached.

				
MONTHLY STAFFING AND STATISTICAL REPORT LAUDERDALE-BY-THE-SEA DISTRICT March 31, 2026				
CURRENT STAFFING ALLOCATIONS				
Position	Budgeted Positions	Actual Positions	Vacant Positions	
District Chief	1	1		
Executive Lieutenant	1	1		
Sergeant	4	4		
Deputy Sheriff	19	19		
Community Service Aide	1	1		
Administrative Specialist	1	1		
Clerical Specialist (P/T)	1	1		
TOTAL	28	28	0	
PERSONNEL ON LIGHT DUTY, PROMOTED, TRANSFERRED, ETC.				
Name	CCN	Status	Circumstances	
DETACHED PERSONNEL / LOCATION				
Name	CCN	Detached to	Reason	Hours
Deputy Jeffrey Bickel	15551	Oakland Park (D12)	Event	4
			TOTAL	4



Lauderdale by the Sea

Monthly Activity

March 2026

Reports/Calls		Traffic	
Miscellaneous Service		Types of Citation	
Event Reports	55	Non-Moving / Moving Citation	100
Accidents	19	Warnings	142
Calls for Service	1,903	Parking	0
		DUI	1
		Total Citations	243
Arrests		Time Worked	
Type of Arrest		Hours Worked	
Felony	1	Bike Patrol	0
Misdemeanor	4	Court Overtime	3
Warrant (Felony)	1	Training Hours	111
Warrant (Misd.)	0	Detached	4
DUI (Misdemeanor)	2	Other Overtime	104
DUI (Felony)	1	Days Worked	31
NIC (Felony)	0		
NIC (Misdemeanor)	0		
DV (Felony)	0		
DV (Misd.)	0		
Total Arrests	9		
General		Narrative	
FI	11	ATV/UTV: 383 Miles / 55 Hours Reserve Deputies worked 3 shifts (25 hrs)	
Truant	0		
Truant Debriefed	0		
Elder Link	0		



Agenda Item No: 8.a.

Town Commission Agenda Item Report

Meeting Date: April 14, 2026

Submitted By: Ken Rubach, Town Manager

Submitting Department: Administration

Item Type: Town Manager Report

Agenda Section: TOWN MANAGER REPORT

Subject Title: Town Manager Report

Explanation:

1. Community Arbor Day Tree Planting and Orchid Walk

Don't miss the Garden Club's upcoming Community Arbor Day Tree Planting and Orchid Walk on Friday, April 24, 2026, at 10 a.m., at Friedt Park (4501 Bougainvillea Drive) as we celebrate our Tree City USA designation. Refreshments will be served afterward.



2. Easter Egg Hunt

Our Town's annual Easter Egg Hunt was a blast as we celebrated with residents, neighbors, and visitors. While adults enjoyed coffee and tea, children searched for more than 5,000 eggs filled with candy and special surprises. A highlight was of course the lovable Easter Bunny who stopped by to give hugs, high-fives, and take photos with everyone. A big thank you to our Broward Sheriff's Office team for joining us in bringing so many smiles, as well as to the C.O.P.'s for their support in managing traffic and ensuring a safe, enjoyable experience for all.



3. Friedt Family Park Mural / Art in the Park

Our Art in the Park event, rescheduled from last month, will be taking place Wednesday, April 15th, from 5:00–6:30 p.m. This event in the park will feature temporary tattoo artists, music, crafts, and more. Jonathan Ramirez, the artist who completed the mural, will be joining us to ceremoniously unveil his work of art. The unveiling will take place at 5:30 p.m. We are incredibly excited about this beautiful new addition and to share with everyone who comes to Town to enjoy our wonderful park. We hope you will all join us for the event!



4. LBTS Walking Tour Now Live

The Town of Lauderdale-By-The-Sea's new Self-Guided Walking Tour officially launched on April 3, 2026, inviting residents and visitors to explore the charm, history, and hidden gems of our coastal community. This interactive experience highlights iconic landmarks, local businesses, and scenic spots throughout Town, offering something new to discover at every stop. Stops include shops along Commercial Blvd, Visitors Center, Pelicans in Flight Sculpture, Datura Portal, Friedt Park Playground, Village Pump, and Ocean Plaza.



5. Staff Introduction — Director of Public Works — Chris Lips

I'd like to officially welcome our new Director of Public Works, Chris Lips, to our Town staff. Chris comes to the Town having served the last 10 years as an Assistant Public Works Director in the City of Oakland Park, overseeing a staff of 40 employees. In addition, he has over 25 years experience in Civil Engineering. He holds a Bachelor's Degree in Civil Engineering from the University of Colorado and is a Licensed Professional Engineer in Florida and California. His experience from both an operations and engineering standpoint positions him as an exceptional leader of our Public Works Department.

6. Town Budget Workshop Potential Dates

Staff is requesting Commission consensus regarding dates for the budget workshops: Staff recommends either Tuesday, May 19th at 5:00 pm or Tuesday, May 26th at 5:00 pm prior to the Commission Meeting. Please note our Finance Director will be out of Town for the meeting on the 26th, however Staff would still be able to hold discussions that day if the Commission wishes. For the CIP budget workshop, staff would recommend Tuesday, June 9th, at 5:30 pm, before the Commission Meeting

Upcoming Meetings

- Code Compliance Hearing — Thursday, April 23rd at 5:00 pm
- Commission Meeting — Tuesday, April 28th at 6:30 pm

Recommendation: n/a

Exhibits: None



Agenda Item No: 10.a.

Town Commission Agenda Item Report

Meeting Date: April 14, 2026

Submitted By: Melissa Vasami, Town Clerk

Submitting Department: Administration

Item Type: Approval of Minutes

Agenda Section: APPROVAL OF MINUTES

Subject Title: Approval of Minutes for February 24, 2026 and March 10, 2026 Regular Town Commission Meetings

Explanation: Approval of the minutes from the February 24, 2026, and March 10, 2026, Regular Town Commission Meetings

Recommendation: Accept/Approve

Exhibits:

1. Draft Minutes of the Town Commission Meeting – February 24, 2026
2. Draft Minutes of the Town Commission Meeting – March 10, 2026



DRAFT
TOWN OF LAUDERDALE-BY-THE-SEA
TOWN COMMISSION
Jarvis Hall
4 4505 N. Ocean Drive
Tuesday, February 24, 2026
6:30 PM

1. CALL TO ORDER, MAYOR EDMUND MALKOON

Mayor Edmund Malkoon called the meeting to order at 6:32 p.m. Also present were Vice Mayor Randy Strauss, Commissioner Richard DeNapoli, Commissioner John A. Graziano, Commissioner Theo Pouloupoulos, Town Manager Ken Rubach, Town Attorney Susan Trevarthen, Finance Director Lucila Lang, Assistant Finance Director Edner Saint-Jean, Development Services Director Jhanelle Campbell, Assistant to the Town Manager/Acting Town Clerk Courtney Easley, and Events and Marketing Manager Katie Anderson.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION

All present observed a moment of silence.

4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS

None.

5. PRESENTATIONS

None.

6. PUBLIC COMMENTS

At this time Mayor Malkoon opened public comment, which he closed upon receiving no input.

7. PUBLIC SAFETY DISCUSSION

a. Citizen Observer Patrol Annual Awards

Broward Sheriff's Office (BSO) Captain Christopher Sutter recognized the following individuals for their service in the Citizen Observer Patrol (COP) program:

- Top COP Award: Tom Criqui
- Distinguished Service Award: Dennis Petretti

Captain Sutter emphasized the contribution of all COP volunteers, who have contributed a total of 1,040 hours of service patrolling the Town, including bicycle and beach patrols, and assisting with Town events.

Captain Sutter briefly addressed the upcoming spring break season, stating that BSO works with the Town every year to establish a safety lane on the beach. This allows BSO all-terrain vehicles (ATVs) to travel safely on the beach without disturbing beachgoers. The spring break plan is expected to be in effect from March 7 through March 31, 2026, with extended patrols in the Downtown area, a high-visibility Deputy on Friday and Saturday nights, and a dedicated beach patrol Deputy from 11 a.m. to 5 p.m. on Saturdays and Sundays. BSO's Regional Motor Unit will provide enhanced traffic patrol along Broward County's barrier islands. COPs will assist with beach patrols as well.

8. TOWN MANAGER REPORT

a. Town Manager Report

Town Manager Ken Rubach stated that he met with a consultant regarding a Fire Rescue study to determine what would be necessary for the Town to establish its own Fire Department. He recalled that this was raised as a possibility during the February 10, 2026, Public Safety Roundtable discussion. Once he has received a proposal from the consultant, he will bring it back to the Commission for direction. Town Manager Rubach has also reached out to Matrix, which performed the Town's original Fire Assessment study.

During the February 10 roundtable, Vice Mayor Strauss had suggested options for changing how the Town assesses certain properties, including condominium buildings. Finance Director Lucila Lang has been working with Broward County to obtain additional information on condominiums, including square footage.

The Friedt Family Park mural by artist Jonathan Ramirez is officially complete. An unveiling ceremony will be held in the near future.

Friday Night Music will return on Friday, February 27, 2026, from 7 p.m. until 10 p.m.

The Party in the Park series recently held its “Oceans of Love” event, which saw roughly 80 children in attendance from the Town and across Broward County. Town Manager Rubach recognized Events and Marketing Manager Katie Anderson for her work on this event, as well as the Chamber of Commerce and BSO.

Signage has been updated at the Town’s tennis and pickleball courts. The new signage reflects current guidelines for these courts, as found on the Town’s website and signed by fob holders. The Public Works Department has also improved the court area.

The United Way Mayors’ Gala is scheduled for Saturday, April 25, 2026. The Town has been a regular sponsor of this event in the past, and has budgeted \$4,000 for this event, which includes a table for 10, two VIP reception tickets, recognition at the event and in the program journal, and a full-page ad in the event program. Town Manager Rubach requested direction from the Commission on sponsorship of this event. It was determined that the Town Manager would bring additional information back to the Commission at the next scheduled meeting.

Commissioner DeNapoli addressed recent emails regarding a petition for a proposed Charter amendment, recalling that since the Commission was initially briefed on this matter, subsequent revisions to the petition proposal have been made without corresponding updates to the Commission. He emphasized the importance of ensuring the Commissioners remain informed on this issue, and recommended that the Town retain limited independent outside legal review due to the possibility of unintended legal and operational consequences related to this potentially contentious public process.

Commissioner Graziano asked if any difficulties are anticipated regarding the petition issue. Town Attorney Susan Trevarthen stated that she has reviewed submissions from the petitioners, who have revised their proposal twice in February, including a revision earlier today. The purpose of this review, which was requested by the Town Manager, was to ensure that the petition is eligible for legal placement on the ballot. She emphasized that it is not the Town’s role to comment on agreement with the petition, or to recommend changes to its language; her review was intended to highlight basic problems with the document’s language.

Town Attorney Trevarthen continued that she has drawn upon additional resources from within her firm, which has experience with this process in multiple local governments,

and confirmed that the Commission may proceed with seeking additional opinions if that is their desire.

Commissioner Graziano also requested feedback from his fellow Commissioners who are attorneys. Vice Mayor Strauss advised that while the Commission may seek a second opinion on the matter, it would come at an additional cost to the Town. He also expressed concern with the possibility of seeking further opinions, pointing out that the goal in this case was to ensure that the correct process for a petition has been followed. He did not feel a second opinion was necessary on this particular issue.

Commissioner Pouloupoulos asked if the Town has any concept of what a second opinion related to the petition might cost, pointing out that cost and necessity are two separate concerns. He characterized the response to the petition as procedural, and asked if the Town plans to challenge any aspects of the process from a procedural standpoint.

Commissioner DeNapoli observed that any issue of a Constitutional nature generally includes differing opinions, and noted that his recommendation for independent counsel was not substantive in nature but addressed procedural issues. He felt the cost of a second look at the item could fall within the Town Manager's purchasing authority, and characterized additional review as a protective measure.

Commissioner Pouloupoulos asked if the retention of outside counsel would indemnify the Town in any way. He expressed concern that seeking a second opinion could be construed as buying insurance. Commissioner DeNapoli noted that this could be the case, depending upon the second opinion; it was also possible, however, that both legal entities might agree, which could provide certainty.

Mayor Malkoon commented that he also had questions regarding interpretation and understanding of the petition and its process, as well as issues that may have been overlooked. He was not opposed to additional review.

Commissioner DeNapoli added that one reason he was raising the issue at this time was the necessity of meeting legal time frames associated with the process. He pointed out that there may not be a chance to raise this issue and reach consensus at a later date.

Commissioner Graziano stated that the Town Attorney and others from her firm have spent significant time with the Town's Charter Review Board (CRB), as well as time

responding to the entity bringing forward the petition. He advised that while he did not object to a relatively small expense, he did not believe a second opinion would be inexpensive. He concluded that he was comfortable not seeking another opinion unless a timing issue has been clearly identified.

Town Attorney Trevarthen stated that she has opined that Article 4 of the Town's Charter does not apply in this case, as it is only applicable when voters either bring forward a new Ordinance or a proposal to repeal or modify an existing Ordinance that has been adopted by the Commission. The Town does not have specific procedural rules for the petition process. Because the entity bringing forward the petition needs time to circulate their document in order to meet the deadline for inclusion on the November ballot, case law allows petitioners to sue in order to force the municipality to take action.

Town Attorney Trevarthen continued that the Town only received the petitioners' second amendment to the document earlier today, with a message indicating their need for a quick answer so they can move forward. There is no written reference, however, to a specific number of days in which this must occur.

Commissioner Graziano asked if the Commission may choose to consider this issue for another two weeks and bring it back at the next scheduled meeting. Town Attorney Trevarthen confirmed that the Town may do this, and the petitioners may decide what action they may take in response.

Vice Mayor Strauss commented that obtaining a second opinion is not the same as obtaining a second opinion of which the Commission may be in favor, as multiple entities may be consulted before a desired second opinion is given. He was also not in favor of bringing this type of item forward at a meeting without advance time to study the issue in greater detail. He reiterated that he did not believe a second opinion, or the expense associated with that opinion, was necessary at this time.

Commissioner DeNapoli asserted that he had raised this issue because the Town Attorney had informed him that she planned to respond relatively quickly due to the possible need for back-and-forth communication. He requested additional clarification from the Town Attorney on this issue. Town Attorney Trevarthen replied that while the matter is ultimately left to the Commission's discretion, the Town cannot indefinitely hold off on its response. While there is no specific deadline, the petitioners have indicated some urgency and will need to make their own decisions about how to proceed.

Commissioner DeNapoli explained that he had been caught off guard by today's communication, as the Commission had not been informed of any additional back-and-forth on the issue. He had also been under the impression that the Town Attorney needed to respond to the communication in less than two weeks. He stated that his intent in raising the issue was to meet the need to respond in a timely manner, and to be protective of the Town's interests.

Commissioner Pouloupoulos observed that he has had little time to review today's communication in depth, and recommended that if there is no pressing time constraint, he would like to take two weeks to review the issue further and revisit it at the next meeting. This would include additional time for him to speak with the Town Attorney.

Vice Mayor Strauss requested greater clarity of the process involved in addressing the petition. Town Attorney Trevarthen advised that the petition was submitted to the Town Clerk, who, with the Town Manager, brought it to her with a request for advice on both procedural questions and questions about the initiative itself. One such question was how a petition would be seen as sufficient to be placed on the ballot. Her response thus far has been within the scope of her duties in providing legal advice to the Town Clerk and Town Manager.

Vice Mayor Strauss again emphasized that the Commission has no authority over the petition, including whether or not they are in favor of it. Town Attorney Trevarthen confirmed that this was correct, adding that any petition brought forward must meet requirements for placing that item on the ballot. These requirements may include the statement of the petition's purpose, the length of its title and/or summary, and other considerations.

Vice Mayor Strauss asked why the Town Attorney would be responsible for ensuring these requirements are met rather than another counsel who might be retained by the petitioners. Town Attorney Trevarthen confirmed that the petitioners have that right, but had requested her advice, and she was asked by Town administration to analyze their questions due to her familiarity with municipal law in general and the Town's Charter in particular.

Town Attorney Trevarthen further clarified that she did not provide the petitioners with advice on how to draft their document, but had provided information on what parts of the petition should be revisited for insufficiency. She also noted that the process is different during the pre-election state of a petition from any challenges that may be raised post-election.

Commissioner DeNapoli again stated that the Commission has the authority to hire additional independent counsel for review, and that he did not believe the cost of this step would be expensive. He recalled that an earlier version of the document had been determined to be legally insufficient, and recommended the use of additional counsel to review the document before it is placed on the ballot in order to lessen the chance of challenges later on.

Commissioner Pouloupoulos asked if the Town would indemnify itself if the petition is deemed to be proper before the election, but is challenged post-election. Town Attorney Trevarthen advised that any opinion or second opinion from counsel would not serve as an insurance policy against indemnification. Commissioner Pouloupoulos reiterated that he would like more time to review the most recent communications and speak to the Town Attorney before reaching a decision.

Commissioner Graziano stated that he would also like more time to review this issue before making a decision on additional counsel. Commissioner DeNapoli stated that he agreed with postponing the decision.

Town Attorney Trevarthen advised that if the Commission wished to take additional time to consider the issue, she would take this as direction to move forward with her work but wait to deliver her assessment until the Commission has had their chance to consider it further.

The Commissioners agreed by unanimous consensus to bring this issue back to the March 10, 2026, meeting, and that no action be taken by the Town Attorney until that date.

Town Manager Rubach returned to the earlier discussion of the United Way Mayors' Gala, clarifying that tickets for this event are \$400 each if the Town does not purchase a table. There is no lower sponsorship level than \$4,000. It was determined that the Town Manager would reach out to Town Staff to gauge their interest in attending the gala, and the Commissioners would advise him of their availability as well.

There was Commission consensus to have the Town Manager reach out to Staff and determine their interest in attending the event, as well as to provide greater clarity on the potential cost of guest tickets, and bring this information back at the March 10, 2026, meeting.

b. October 2025 Finance Report

c. November 2025 Finance Report

d. December 2025 Finance Report

Finance Director Lucila Lang explained that the three Finance Reports listed above cover the first quarter of FY 2026. She pointed out that one of the reports notes that the Town had previously been behind schedule regarding Sewer Fund collections, but is now current. The Capital Improvement Program (CIP) has very low activity at this time, with the only project funding being the final payment toward beach renourishment. The Parking Fund remains strong.

Finance Director Lang added that per Commission direction, she had included attorneys' fees in the reports.

Finance Director Lang requested Commission direction on how to move forward with respect to charitable donation requests for FY 2027. The application process for these donations is typically opened at this time each year. She asked if the Commission wished to open this process, as well as whether or not the process would follow the same procedure as the previous year, which included bringing those requests before the Commission in September when budget discussions were underway. In earlier years, entities requesting donations had attended Commission meetings and made presentations on their requests.

The Commissioners discussed the donation process, with Commissioner DeNapoli indicating willingness to open the application process. Commissioner Pouloupoulos stated that he was not in favor of charitable donations in FY 2027 due to upcoming expenses faced by the Town.

Finance Director Lang noted that the FY 2026 budget for charitable donations was \$27,269, with most charities limited to receipt of \$1,000. Mayor Malkoon recommended that the Town limit donations similarly in FY 2027. Commissioner Graziano recommended modifying the language of emails sent to charitable entities to clarify that there is no guarantee the Town can provide any funding.

There was Commission consensus to open the application process and include the language proposed by Commissioner Graziano.

Commissioner DeNapoli briefly addressed interest earnings, requesting clarification that this amount was higher following the institution of changes he had recommended with Truist Bank and the State Board of Administration (SBA). Finance Director Lang confirmed that interest rates have risen to 4.9%.

9. TOWN ATTORNEY REPORT

Town Attorney Trevarthen stated that she will provide an update on legislative issues at the March 10, 2026, meeting.

10. APPROVAL OF MINUTES

None.

The following Item was taken out of order on the Agenda.

13. NEW BUSINESS

a. Circuit Contract

Town Manager Rubach advised that he had extended the Town's current contract with microtransit provider Circuit under his purchasing authority. The Town "piggybacks" on the contract between Pompano Beach and Circuit, which was recently updated and approved at that municipality's most recent City Commission meeting.

Mayor Malkoon stated that while he will participate in discussion of this Item, he would not vote on it due to a conflict.

Jason Bagley, representing Circuit, recalled that the Town has piggybacked on Pompano Beach's Circuit contract since 2023. That contract was originally signed by Pompano Beach in 2021. The program has seen over 104,000 riders in 2025, and ridership increased by 25% from December 2025 to January 2026. It provides a 93% connection rate and 75% shared rate, with consistently positive rider experience.

If the Town transitions directly onto Pompano Beach's new contract with no changes, they would see an increase of up to 48% in costs. Mr. Bagley emphasized that there are many options to lower this increase.

Mr. Bagley continued that in 2025, the total cost to the Town was \$206,000 to move 104,000 riders, which means the net cost of service is \$2.06 per rider. Most microtransit providers have net costs of \$20 to \$40. He characterized the Town's net costs as the most efficient across all of Circuit's markets.

Mr. Bagley noted that Circuit did not take advantage of a 3% escalator in 2024, which kept the hourly rate low at \$23.95 for the first 20 months of the program. At the Commission's direction, fares were implemented in 2025 at a cost of \$2 per ride. This meant multiple individuals could ride under a single fare payment.

In 2024, the Town paid \$236,000 for its Circuit contract. In 2025, when fares were implemented, net costs were reduced to \$206,000, or a savings of \$30,000. If the Town maintains the status quo with no advertisements on vehicles, they would see a 48% price increase. Mr. Bagley noted that if the Town chooses to implement ads, they would have approval authority over which sponsors and ads are featured on Town vehicles.

Additional options for cost savings include changing fares from \$2 per ride to \$2 per rider, or \$2 for the first rider with a fare of \$1 per additional rider with a cap of \$5.

Mr. Bagley noted that Broward County transportation surtax funding is anticipated in the future to provide some additional relief. Assistant to the Town Manager/Acting Town Clerk Courtney Easley advised that the Town expects approximately \$172,000 in surtax funding. The estimated surtax addition is not factored into any of the figures provided by Circuit.

Vice Mayor Strauss commented that while he opposed ads on vehicles in the past, he no longer objected to their inclusion on Circuit vehicles, particularly if the Town can pre-approve the sponsors and ads. He also noted that residents often use Circuit to access local hospitals, and suggested reaching out to the Holy Cross and Broward Health hospital systems to determine if benefits are available related to this service. Mr. Bagley observed that this may mean the hospital networks are willing to sponsor specific vehicles and/or provide routine transport for patients.

Commissioner DeNapoli requested clarification of the prices per rider charged by Pompano Beach and Fort Lauderdale. Mr. Bagley advised that Circuit service remains free in both municipalities, although Fort Lauderdale is considering fares. He added that if local businesses wish to advertise on vehicles, they will be offered a lower price point than national sponsors.

Commissioner DeNapoli also requested clarification of what the Town would pay for the contract with the \$172,000 in surtax funding as well as roughly \$30,000 in fare revenue. Town Manager Rubach estimated that this would be approximately \$130,000 if all other factors remain the same. Commissioner DeNapoli concluded that he did not object to the placement of ads on vehicles.

Town Manager Rubach pointed out that the Town would need to modify Code before allowing ads on vehicles, as there is currently a prohibition on portable moving signs.

Commissioner Graziano observed that \$2 per ride is a very low fare, particularly when compared to taxi fares. He was in favor of raising fares to help offset Circuit's costs. Mr. Bagley further clarified that Circuit's Pompano Beach contract has a 3% escalator per year over a five-year contract; however, they would need to come back to the Town to justify their need for the escalator.

Commissioner Graziano concluded that he would recommend the addition of ads on Circuit vehicles, as well as a fare increase to \$2 per rider with a \$5 cap. He estimated that this would bring the Town's costs to \$228,195. He emphasized that the community is pleased with Circuit's product.

Town Manager Rubach requested clarification of what the Commission might want to prohibit with regard to ads. Commissioner Graziano stated that he would be willing to leave this to the Town Manager's judgment. Town Attorney Trevarthen advised that the Town can look at standard clauses adopted by other communities. There was no objection to the advertisement of alcohol by the Commission.

Commissioner Pouloupoulos also indicated his support for the addition of family-friendly ads. He continued that he was also in favor of changing fares to \$2 per rider, with or without a \$5 cap, and was open to further compromise.

Mayor Malkoon stated that he was also in favor of charging a fare of \$2 per rider, and did not object to ads, particularly if they feature local businesses. He noted that the proposed contract includes 88,890 annual service hours, with 890 of these hours occurring within peak months and 593 during off months, and requested that Circuit review the primary cost drivers and confirm that these represent Town-funded service hours for Lauderdale-By-The-Sea's program within shared boundaries.

Mr. Bagley confirmed the hours noted above, pointing out that hours are scaled up and down depending upon the season. He added that once the Town and Circuit have

implemented increased fares and the addition of ad revenue, there is typically a decline in demand and ridership. He suggested that the Town consider building the addition of another vehicle into the contract for consideration once service has leveled off.

Mayor Malkoon asked if the minimum advertising revenue is a firm guarantee for the full year, or what assumptions support a lower increase scenario. Mr. Bagley replied that Circuit has compiled years of data for the Town and knows there is demand from specific markets, which make them comfortable with the projections.

Mayor Malkoon requested clarification of why a five-year commitment was necessary with the expectation of surtax funding as well as the structural complexities of shared zones. He suggested that a shorter term could be more sensible and provide time for performance reviews. Mr. Bagley replied that this is addressed by the annual 3% escalator, noting that insurance costs in particular have increased significantly in recent years. The contract includes a 30-day cancellation option.

Mayor Malkoon addressed schedule optimization, noting that service is currently provided from 9 a.m. to 9 p.m. through the week and 9 a.m. to 10 p.m. on Friday and Saturday nights. Mr. Bagley confirmed that heat map data is shared on monthly calls with Town Staff, and trends and opportunities for refinements are discussed as well. He emphasized the flexibility of service hours.

Mr. Bagley continued that the Town also has the option to provide free rides for senior citizens or other specific cohorts. These can be provided in the Circuit app, through promotional codes, or in other ways.

Commissioner DeNapoli requested examples of ads sold on vehicles. Mr. Bagley replied that in Pompano Beach and Fort Lauderdale these include realtors, developers, alcohol brands, and other diverse options.

Mayor Malkoon summarized that the Commissioners agreed on allowing advertising as well as possibly implementing fares per rider rather than per trip. Town Manager Rubach stated that he and Staff would work further with the Circuit team to prepare the contract, which would be brought back to the Commission for modifications and/or approval.

11. CONSENT AGENDA

a. Special Event Application: Easter Sunrise Service 04.05.26

Commissioner Pouloupoulos made a motion, seconded by Commissioner DeNapoli, to approve. Motion carried 5-0.

The Commissioners took a brief recess at this time.

12. OLD BUSINESS

a. Charter Review Board Recommendations and Commission Discussion

Town Attorney Trevarthen explained that the Town's Charter is its governing document in a similar manner to the state and national Constitutions: it forms the basis of the Town's government. It is controlled by voters rather than by the governing body. Most Florida municipalities have Charters which structure that governing body's power as well as the Town's ability to have home rule.

The Town's Charter specifies a cycle in which it must be reconsidered by the Town. This cycle requires Charter review no later than every 12 years. In 2025, the Town appointed a Charter Review Board (CRB), which met over several months and reviewed all articles of the Charter to determine whether or not there was a basis for making change. The CRB arrived at a set of recommendations which are before the Commission at tonight's meeting.

Town Attorney Trevarthen emphasized that as with any recommendation from a Town advisory body, the Commission is under no obligation to accept any or all of the CRB's recommendations. She encouraged the Commission to engage with the issues brought forward by the CRB and decide whether or not they agreed with those recommendations. The Commission may also go beyond the issues brought forward by the CRB. Draft Ordinances based on the CRB's recommendations are included in the Commissioners' backup materials, as is the full Charter.

Town Attorney Trevarthen recalled that when the CRB's recommendations were first brought forward to the Commission in December 2025, the Commission chose to postpone consideration until February 2026, with the request that data on these recommendations be collected to provide a sense of how other Broward municipalities address these issues. This information is included in the Commissioners' backup materials.

Town Attorney Trevarthen stated that the first CRB recommendation affects Charter Section 3.3 and would extend the minimum residency requirement for candidates for Town office from six months to one year. Most Broward communities have a one-year residency requirement, although there are others in addition to the Town that require six months' residency.

Mayor Malkoon advised that he was not in favor of increasing the residency requirement to one year, as it can be difficult to identify qualified candidates for office. He noted that Section 3.3 states that candidates must reside in the Town for six months immediately prior to qualifying for office, while Section 6.3 requires six months' residency immediately preceding the date of the election. He recommended addressing this language for consistency.

Commissioner DeNapoli advised that he was in favor of advancing the CRB recommendations to extend audit completion deadlines to nine months, as well as the recommendation addressing Section 6.4, which incorporates state election law, and Section 6.7, updating published notice requirements to match current practices. Commissioners Pouloupoulos and Graziano, Vice Mayor Strauss, and Mayor Malkoon indicated that they did not object to these recommendations.

Commissioner DeNapoli returned to the recommendation regarding Section 6.3, stating that he was not in favor of this change if it was not necessary. He noted that most of Broward County's beachfront communities have residency requirements of six months or less. He agreed with Mayor Malkoon that it can be difficult to find candidates for office in a small municipality, and concluded that he preferred to err on the side of inclusion.

Commissioner DeNapoli also acknowledged the conflict between Charter Sections 3.3 and 6.3, pointing out that candidates currently qualify for November elections in June. He also recommended that this be clarified.

It was noted that the CRB's seventh recommendation includes "cleanup" language to address any errors in the Charter document, including scriveners' errors and inconsistencies with state governing documents. The Commissioners agreed unanimously to approve this recommendation to go forward.

Commissioner Pouloupoulos stated that he also disagreed with proposed changes to the residency requirement due in part to the small size of the Town. He emphasized the importance of ensuring new ideas are welcomed into Lauderdale-By-The-Sea.

Commissioner Graziano stated that he was in favor of the CRB's recommendation to extend the residency requirement to one year and pointed out that residency is typically only addressed when a complaint arises. He noted that not all residents understand the differences between the Town's commercial, condominium, and residential districts and activities.

Vice Mayor Strauss felt the CRB's recommendation to extend the residency requirement reflected the importance of ensuring that candidates for office understand the Town's nuances. He did not believe residency has been an issue in the past, or that six months' time is unreasonable. He agreed with Commissioner Graziano that residents who wish to participate in Town business should fully understand the community, and concluded that while he leaned toward adopting the extension, he did not see this as a critical issue.

Town Attorney Trevarthen advised that the deadline for submission of Charter-related ballot initiatives is June 8, 2026. This would mean the Commission would need to approve an Ordinance upon first and second readings in May. This allows time for some additional discussion if that is the Commission's desire.

Town Attorney Trevarthen continued that her recommendation for action at tonight's meeting would be for the Commissioners to adopt tentative positions as the items are brought forward, ending with a final motion expressing the Commission's direction on all the recommendations.

Town Attorney Trevarthen noted that another recommendation from the CRB would affect the time frames for certification of petitions, which are governed under Article 4 of the Charter, "Petition and Initiative." Article 4 is written to address Ordinances only. It regulates what is done when voters come forward to propose Ordinances as initiatives, or when they wish to have a referendum to amend or repeal an Ordinance that the Commission has enacted. The CRB's recommendation in this case would change the time frames for these activities from 20 to 30 days for initial certification of initiative petitions and from five to ten days for certification of repeal or amendment petitions.

Town Attorney Trevarthen added that when this section of the Charter was reviewed, there were inconsistent references to business and/or calendar days. The CRB also recommends that these inconsistencies be clarified.

Commissioner DeNapoli stated that he opposed this recommendation, pointing out that it had not originated with CRB members but as a request by Staff. He emphasized the

importance of structural changes to the Town's Charter as action which should not be taken lightly. He did not feel making the petition process easier would best serve the long-term stability of the Town.

Commissioner DeNapoli continued that the state of Florida has raised the threshold for passage of Constitutional amendments to 60%, and has also amended the process by which items can be placed on the ballot. He was not in favor of lowering procedural safeguards for the Town's Charter, which he felt were already low.

Town Attorney Trevarthen noted that the Section addressed by the second recommendation does not address petitions to amend the Town's Charter, but relates only to petitions that would change the Code of Ordinances. She further clarified that if the recommendation were adopted, it would not make it easier for individuals or groups to file petitions on Ordinances, but would give the Town more time to review those petitions and respond to them.

Town Attorney Trevarthen pointed out that the proposed change would provide the Town Clerk with a few additional days to complete their duties in response to a petition. Commissioner DeNapoli stated that he read this language differently, as it mentions the Supervisor of Elections' role as well as the response to citizen-initiated petitions. He concluded that whether the Article addresses petitions in response to Ordinances or petitions brought forward with no relation to existing Ordinances, the result would be the same, which was providing for longer time frames.

Town Attorney Trevarthen reiterated that the time frames involved are only those related to Staff review, not for the petitioners to bring items forward. She noted that Section 4.1 restricts the scope of Article 4 to Ordinances, not including Charter amendments.

Vice Mayor Strauss asked if it would be possible to reword the title of the Item in a way that could alleviate some of Commissioner DeNapoli's concerns while also providing Town Staff with an expanded response time. Town Attorney Trevarthen replied that the recommendation can be revisited and further clarified if that is the Commission's desire. Vice Mayor Strauss recommended this step, stating that providing Staff with more time would benefit the Town.

Commissioner DeNapoli observed that the content of the proposed recommendation appeared to be confusing. He cautioned that the amended language would provide more time to the Supervisor of Elections, rather than to Town Staff, as it is that

Supervisor who certifies activity. Town Attorney Trevarthen replied that she would review the Agenda memo summary as well as the title and summary of the question, and bring the item back to the Commission.

The Commissioners moved on to the fourth recommendation, which addresses both the Town's Mayor and its district boundaries. Mayor Malkoon asserted that he was not in favor of eliminating the district boundaries, which were initially implemented to prevent one area of the Town from dominating another and to ensure Commission representation of both districts. He recalled that another consideration when the district boundaries were put into place was prevention of one political group from becoming dominant.

Mayor Malkoon advised that he would not opine on the recommended changes to the Mayor's terms of office.

Commissioner DeNapoli agreed that the residential districts should not be eliminated, as the current method provides geographic representation of all parts of the Town. He did not feel the district boundaries cause any harm, and was cautious about removing them in the absence of a clearly identified problem.

Commissioner Pouloupoulos agreed with Commissioner DeNapoli and Mayor Malkoon with regard to the Town's districts, pointing out that the two districts are significantly different from one another and should have their own representation. With regard to the Mayor's term of office, he was not in favor of two-year terms of office, and was fully supportive of a change from three two-year terms to two four-year terms. He requested clarification of when the proposed change to the terms of office would take effect.

Town Attorney Trevarthen clarified that the recommendation is drafted to become effective upon voter approval, but advised that the language could be drafted differently to provide for a delayed effective date.

Commissioner Graziano observed that he was not opposed to two four-year terms of office for the Mayor, but recommended that the effective date be discussed more fully. Town Attorney Trevarthen explained that as drafted, the November 2026 election would include the option of changing the Mayor's term from two to four years as well as whether or not to elect a specific individual as Mayor. At the end of that election, the individual elected would serve either a two- or a four-year term, depending upon the outcome of the Charter question.

Town Attorney Trevarthen continued that if the Commission did not want that level of uncertainty, alternative proposals could be drafted to clarify that the change would be, for example, effective upon the November 2028 election date. Commissioner Graziano stated that he would like the language to be drafted to apply to a later term of office, and that subsequent terms of office for the Town's Mayor should be four years.

Vice Mayor Strauss commented that he was in favor of retaining the Town's districts to ensure representation of two areas that differ from one another in some ways. He pointed out that some concerns apply to specific communities within the Town which may be better understood by those communities' residents. With regard to the Mayoral terms, he was in favor of retaining two-year terms of office, as this provides a candidate with the opportunity to serve three terms rather than two.

Vice Mayor Strauss also cited the example of the Broward County Board of County Commissioners, which does not elect its Mayor individually, but appoints a Mayor each year from among the elected County Commissioners. He suggested that the Town may wish to consider this format, particularly as the Town does not follow a Strong Mayor form of government.

Commissioner DeNapoli stated that he supported increasing the Mayor's term of office to four years, as this would match the Commissioners' terms. He expressed concern with the recommendation's language enacting this change immediately after the 2026 election, as Mayoral candidates would not know in advance whether they would serve a two- or a four-year term. He also noted that the recommendation does not address Section 6.33, which could allow an incumbent Mayor to run for another four-year term in 2030 and again in 2034, as it refers to three terms.

Commissioner DeNapoli also pointed out a reference which states a Mayor could consecutively serve up to 14 years, which means the proposed change would increase this consecutive total to 16. If there are no additional accommodations related to how the Town moved its municipal elections from March to November, this could create the issue of a long-serving elected official having a consecutive total of 16 years and five months. He recommended that this language be corrected.

Commissioner DeNapoli distributed a document he had drafted to the Commissioners, explaining that his suggestion would begin four-year Mayoral terms, if approved by the voters in the 2026 election, in 2028. This would mean the Mayor elected in 2026 would serve two years and the four-year terms would begin two years later. In addition, a Mayor who has served immediately prior to November 2028 would be considered to

have served one term. If an incumbent Mayor has served two two-year terms, the 2028 election would give him one four-year term for a maximum of eight years in office.

Commissioner DeNapoli continued that another proposed change in his document would apply to Section 3, changing “three preceding Mayoral terms” to “two,” again reaching a maximum of eight years. He also recommended adding another section that would not count the change in election dates of 2024 toward the number of years in office. Going forward, all terms of office for both the Mayor and Commissioners would have a maximum of eight years.

Town Attorney Trevarthen pointed out that a line of the proposed Ordinance would change Mayoral terms from three to two years, which is consistent with the language suggested by Commissioner DeNapoli.

Vice Mayor Strauss recalled that when the municipal elections were moved from March to November, there had been language suggesting that those five months would not count toward extension of terms. Town Attorney Trevarthen confirmed this, but added that she had no objection to the additional clarity in the proposed document.

Commissioner Graziano commented that he was comfortable retaining the district boundaries and did not see a reason to change them. He agreed that Commissioner DeNapoli’s proposal could be addressed in depth at the next meeting.

Commissioner Pouloupoulos advised that he was not entirely proposed to Vice Mayor Strauss’s example of adopting the Broward County Board of County Commissioners’ practice in selecting a Mayor. He asked if, were this the method used going forward, the Mayoral seat would be taken from an at-large Commission seat, which is voted on by both districts. Vice Mayor Strauss clarified that his suggestion had been for the Mayor to be selected from one of the sitting Commissioners, similarly to how the Commission chooses a Vice Mayor. He added that he had not fully developed a theory on how the practice would work.

Town Attorney Trevarthen stated that the method of selecting a Mayor from among elected Commissioners is done in other cities that have four-year terms for all elected officials. She added that most of those cities have multiple separate districts rather than only two.

Town Attorney Trevarthen explained that the CRB had considered changing the current Charter because it applies studies and standards that make little difference, as the only

practical drawing of the district boundary is already used. She would bring back an alternative Ordinance that referred to maintaining the two residential districts and enshrining the existing boundary between them for all time going forward.

Town Attorney Trevarthen also recommended that the Commission take no position at this time on the item addressing Mayoral term structure, as the Commission will take that Item up again pending more information.

Commissioner DeNapoli made a motion to decline Item 1, which refers to residency requirements; to take no action currently on Item 2, the time frames for petition certification; to approve Item 3; to bring back the first part of Item 4, which is Section 6.1, the four-year term for the Mayor, which will be brought back for further discussion; to make no changes to Item 4, Section 6.1.2, to make no changes to district residency boundaries; to approve Item 5, Section 6.4, incorporation of state election law, qualification of candidates, notice of candidacy, and payment of fees; to approve Item 6, Section 6.7, forfeiture, hearing, and process, updating published notice requirements to match current practice; and Item 7, any items of Charter cleanup that are necessitated by the preceding Items.

Town Attorney Trevarthen pointed out that the language addressing district boundaries would be modified to remove references to studies and enshrine the boundary.

Commissioner DeNapoli amended his motion as follows: Item 4, Section 6.1.2, that we are bringing that back for further clarification.

Commissioner Pouloupoulos seconded the motion. Motion carried 4-1 (Vice Mayor Strauss dissenting).

14. COMMISSIONER PRESENTATIONS

None.

15. COMMISSIONER COMMENTS

Commissioner DeNapoli encouraged all residents to attend the Town's upcoming Taste of the Beach event, which is scheduled for March 11, 2026.

Commissioner Graziano commented that the recent Party in the Park event at Friedt Family Park was very successful, and suggested that these events be moved to Saturdays. He attended a recent ribbon-cutting event at BurgerFi.

Commissioner Graziano continued that he and Town Staff are still working with Florida Power and Light (FPL) to discuss strengthening of the Town's power grid, particularly in the north end of the Town. He will meet with FPL again, and the Town's state elected officials are still seeking resolution on the potential timing of placing utilities underground.

Commissioner Graziano expressed concern with the most recent proposals from the Florida Legislature regarding property tax reform, which would exclude school district taxes but would affect public safety. He emphasized the potential negative impact of this legislation on small municipalities.

Commissioner Graziano added that he has secured quotes on the lighting of the Town's mural on Commercial Boulevard, which serves as the primary gateway to the Town. The lighting would be at no cost to the Town.

The Village of Sea Ranch Lakes has reached out to Lauderdale-By-The-Sea and Pompano Beach to discuss implementation of a No Wake Zone on the Intracoastal Waterway. Fort Lauderdale has previously established a No Wake Zone, which results in greater speeds in abutting jurisdictions.

Vice Mayor Strauss also encouraged attendance at the Farmers Market and the upcoming Taste of the Beach.

Mayor Malkoon stated that he and Commissioner DeNapoli attended a recent Area Agency on Aging event at which the Town received an award. He also attended the Party in the Park event. He urged all residents to pray for civilians in the Middle East who may potentially be affected by action taken at the national level.

16. ORDINANCES 1ST READING

None.

17. ORDINANCES 2ND READING

None.

18. RESOLUTIONS – PUBLIC COMMENTS

None.

19. QUASI JUDICIAL PUBLIC HEARINGS

None.

20. ADJOURNMENT

With no other business to come before the Commission at this time, the meeting was adjourned at 9:29 p.m.

Mayor Edmund Malkoon

ATTEST:

Courtney Easley, Acting Town Clerk

Date



DRAFT
TOWN OF LAUDERDALE-BY-THE-SEA
TOWN COMMISSION
Jarvis Hall
4505 N. Ocean Drive
Tuesday, March 10, 2026
6:30 PM

1. CALL TO ORDER, MAYOR EDMUND MALKOON

Mayor Edmund Malkoon called the meeting to order at 6:24 p.m. Also present were Vice Mayor Randy Strauss, Commissioner Richard DeNapoli, Commissioner John A. Graziano, Commissioner Theo Pouloupoulos, Town Manager Ken Rubach, Town Attorney Susan Trevarthen, Finance Director Lucila Lang, Assistant Finance Director Edner Saint-Jean, Development Services Director Jhanelle Campbell, Assistant to the Town Manager/Acting Town Clerk Courtney Easley, and Events and Marketing Manager Katie Anderson.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION

Rabbi Benzion Singer gave the Invocation.

4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS

Mayor Malkoon advised that the following Agenda Items would be deferred to the March 24, 2026 meeting:

- Item 5.a
- Item 12.a
- Item 13.a
- Item 19.a

Mayor Malkoon added that Item 18.b will be heard immediately following the Invocation.

5. PRESENTATIONS

a. Vulnerability Assessment Presentation

This Item was deferred to the March 24, 2026, Town Commission meeting.

The following Item was taken out of order on the Agenda.

18. RESOLUTIONS – PUBLIC COMMENTS

- b. Resolution 2026-04: A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, EXPRESSING SUPPORT FOR THE FLORIDA LEGISLATURE’S ENROLLED BILL CS/HB33, APPROVING AND SUPPORTING THE CONSTRUCTION OF MARKERS ON A PORTION OF COMMERCIAL BOULEVARD IN LAUDERDALE-BY-THE-SEA IN HONOR OF PRESIDENT DONALD J. TRUMP AS “PRESIDENT DONALD J. TRUMP BOULEVARD”; AND REMOVING THE “PRESIDENT DONALD J. TRUMP DRIVE” CODESIGNATION OF SEA GRAPE DRIVE AT COMMERCIAL BOULEVARD AND RELATED TOWN SIGNAGE IF THE STATE INSTALLS “PRESIDENT DONALD J. TRUMP BOULEVARD” MARKERS ALONG COMMERCIAL BOULEVARD, RECOGNIZING THE FLORIDA DEPARTMENT OF TRANSPORTATION AS THE AGENCY RESPONSIBLE FOR THE STATE DESIGNATION MARKERS; PROVIDING FOR AUTHORIZATION; IMPLEMENTATION AND AN EFFECTIVE DATE.**

Mayor Malkoon read a statement into the record:

As provided in Section 2-23 of the Town Code and the Town’s meeting procedure Resolutions, it is my obligation as Mayor to maintain strict order and decorum at the Commission meetings. All comments should be related to Town business, and we strive to conduct the meeting in a polite and respectful manner. The broadest possible accommodations will be provided for statements of personal opinion, but no one should engage in personal attacks. Please do not delay or interrupt the proceedings or peace of the meeting. Unauthorized remarks from the audience, stamping of feet, whistles, yells, and similar demonstrations are prohibited. Any person who causes an interruption of the meeting will be given the option to stop the interruption or to leave the meeting. Failure to comply following a warning may lead to an order of the Sergeant-at-Arms to remove you from this room for the remainder of this meeting. Continued willful interruptions or disturbances may lead to arrest pursuant to Section 871-01 of Florida Statutes.

Mayor Malkoon advised that public comments would be limited to two minutes per speaker.

Commissioner DeNapoli gave a presentation on Resolution 2026-04, explaining that the Town currently has a secondary co-designation for President Donald J. Trump Drive at the corner of Sea Grape Drive and Commercial Boulevard. The co-designation was approved by the Town Commission on September 10, 2025. Approval of the final draft Resolution was referenced in the minutes of the September 10, 2025, meeting, which were approved at the Commission meeting of December 9, 2025.

Commissioner DeNapoli explained that the Florida Legislature recently passed legislation creating an honorary state designation for Commercial Boulevard within the town limits of Lauderdale-By-The-Sea as President Donald J. Trump Boulevard. He pointed out that this does not rename Commercial Boulevard, but will allow the state to install two standard honorary roadway markers on the street. No Commercial Boulevard signage will be replaced.

If the Governor signs the recently passed bill into law and the two markers are erected, the Town will contingently remove the local lamppost signs at Sea Grape Drive and Commercial Boulevard. The Resolution does not create two permanent designations at the same intersection.

Commissioner DeNapoli advised that there are various scenarios related to Resolution 2026-04:

- If the Resolution passes and the Governor signs the bill into law, the roadway markers will be installed and the existing lamppost signs will be removed
- If the Resolution passes and the Governor does not sign the bill into law, the existing lamppost sign will remain
- If the Resolution does not pass, the existing lamppost sign will remain

Commissioner DeNapoli noted that there is no intent to create a “Trump and Trump” intersection, but for only one sign to remain. He also addressed precedent, noting that all governmental bodies that have considered this state honorary designation have approved it. He noted that Florida has a history of naming streets after politicians and presidents, often while they are still in office, and described the process as non-partisan.

Commissioner DeNapoli reviewed examples of roadways designated in honor of 27 presidents throughout Broward County and the tri-county area over the last 100 years, adding that many of these co-designations received bipartisan support. He also cited examples of locations named after individuals in Lauderdale-By-The-Sea, including parks, plazas, and Town Hall.

Commissioner DeNapoli added that the Town includes many supporters of the proposed co-designation as well as opponents, and stated that these supporters cross all walks of life in the Town. He suggested that the signage could attract visitors and/or a presidential visit.

Commissioner DeNapoli also addressed comments that suggested the Florida Legislature was misled with respect to the Town's passage of the 2025 Resolution approving co-designation. He stated that the Legislature was aware of the local sign, and advised that Resolution 2026-04, like the 2025 Resolution approving the co-designation, may be subject to minor changes in its language at a later time.

Commissioner DeNapoli continued that state law and not the Town's Charter governs the process for approval of state designations. Because Commercial Boulevard is a state roadway, the state of Florida may designate its name. Resolution 2026-04 clarifies how the Town will respond if the Governor signs the recent bill into law. He concluded that many residents have contacted him privately in support of the proposed Resolution.

Commissioner DeNapoli made a motion, seconded by Commissioner Pouloupoulos, to approve Resolution 2026-04.

At this time Mayor Malkoon opened public comment on Item 18.b.

Patrick Ferguson, resident, recalled that while a group of Town residents were recently preparing a Charter amendment proposal which would require voter approval of future honorary co-designations of roadways and other public places, the Florida Legislature amended a bill to include language for the co-designation of Commercial Boulevard, which would fall outside the authority of any Charter amendment at the local level. He concluded that the Town Commission could repair local trust by voting against Resolution 2026-04.

Michael Ferguson, resident, recommended that the Commission vote against the Resolution and instead co-designate a portion of Commercial Boulevard in honor of U.S. Army Captain Cody Khork, a resident of Florida who died serving his country in the current war against Iran.

Linda Thompson Gonzalez, resident, stated that the co-designation of Commercial Boulevard was done at the state level without allowing residents to express their opinions on the issue. She encouraged the Commission to support the proposed

Charter amendment brought forward by residents, which would place co-designations in the hands of voters. She concluded that the action taken at the state level was a betrayal of home rule, and requested that the Commission restore home rule by voting against Resolution 2026-04.

Kimberly Bertch, resident, stated that she had read in local news that House Bill (HB) 33 included language co-designating Commercial Boulevard after a State Representative was asked by a Town Commissioner to add this language. She emphasized that voices exercised in the democratic process should not be bypassed and that representative government requires listening to constituents.

Rosemary Kuntz, resident, asked the Commissioners for clarification of their roles in introducing the proposed state co-designation to the Florida Senate. She felt the Commission had brought the proposal to the state level rather than allowing voters to take action on the issue in November.

Sherri Kimbel, resident, emphasized the non-partisan nature of Lauderdale-By-The-Sea. She felt the opinions of non-residents should not matter at tonight's meeting and encouraged the Commissioners to be responsive to Town residents.

Herbert Dell, resident, characterized co-designation at the state level as legislation by secrecy. He felt this issue should be presented to Town voters and requested that the Commission vote against Resolution 2026-04.

MaShawn Simpson, resident, stated that she was not in favor of the co-designation and urged the Commission to vote against it. She expressed concern with transparency and good governance, the potential effect on the Town's reputation, and establishment of a bad precedent, noting that there has been no public participation in this process.

Paul Novak, resident, stated that he was not in favor of co-designation of a roadway in the absence of a majority vote on this issue by citizens. He felt a Town-wide referendum should be the determining factor.

Duane Matson, resident, stated that he was in favor of the co-designation of a portion of Commercial Boulevard as Donald J. Trump Boulevard.

Bruce Novak, former resident, encouraged the Mayor and Commissioners to advance an agenda that unifies the Town, creates a welcoming environment, and is above politics.

Cristie Furth, resident, stated that a citizen referendum was submitted to the Town in January 2026. Following the submission of this proposal, the co-designation of a portion of a state roadway was passed by the Florida Legislature. She noted that Commissioner Graziano had reached out to the appropriate state officials to discourage the co-designation, as the Commission had not been informed of it in advance.

Marc Furth, resident, recommended that the Commission wait until after the November 2026 election to pass Resolution 2026-04, as there may be a referendum on the ballot in relation to co-designation. He urged the Commission to wait until the results of that possible referendum.

Rico Petrocelli, resident of Plantation, stated that he had never before seen the level of public response generated by this issue, and felt approval of the co-designation was the right thing to do.

Henry McKinnon, resident, cautioned that approving the Resolution was a risky economic move for the Town. He emphasized that the Town's businesses are dependent on tourism, and encouraged the Commissioners to vote against the Resolution.

Karen Campagna, resident, referred to a recent Fox News poll which indicated a majority of Americans disagree with the current president's performance on multiple issues, including immigration, the economy, tariffs, and overall job performance. She recommended voting against the proposed Resolution in light of the results of recent special elections.

Ilene Kreitzer, resident, emphasized the non-partisan nature of the Town and warned that co-designation of public streets for political figures could change the unique character of Lauderdale-By-The-Sea. She felt the proposed co-designation creates a way to bypass local voters and requested that voters be allowed to decide this issue.

Mary Hayes, resident, emphasized the need to respect the democratic process, rebuild trust, and protect the Town's character. She requested clarification of the costs associated with co-designation.

Stuart Dodd, resident, stated that it is residents' right to address the Commission publicly on any topic. He added that the majority of residents who previously spoke on the co-designation of Sea Grape Drive had opposed the renaming of that roadway, and

cautioned that Commissioners who did not listen to citizens may face potential difficulties in reelection.

Barbara Strupp, resident, strongly urged the Commissioners to vote against Resolution 2026-04, emphasizing that residents do not want the co-designation.

Michael Ferrara, resident, encouraged the Commissioners to vote against the proposed co-designation and expressed concern with the integrity of the local democratic process. He noted that residents have been working to propose a lawful Charter amendment, and that moving the co-designation to a state road would constitute “a permanent work-around” to bypass the will of local voters.

Bill Ciani, resident, stated that while he is supportive of the current president, he was concerned that the co-designation could discourage people from visiting the Town. He recommended that the issue be tabled in favor of more important concerns.

Charles Leachman, resident, requested that the Commissioners vote against Resolution 2026-04. He recommended waiting until the current administration has left office before proceeding with co-designation.

Michael Ross, resident, felt the the Sea Grape Drive co-designation has been a flashpoint of controversy since its approval. He cautioned that Resolution 2026-04 was a rush to approve a state co-designation without the consent of residents, and pointed out that the existing signage cost taxpayer money.

Shellie Goldstein, resident, questioned some of the items included in Commissioner DeNapoli’s presentation, including descriptions of overwhelming or bipartisan support for co-designations.

Kathy Heinly, resident, advised that decisions on the naming of the Town’s public spaces should involve all residents. She asked that the Commissioners vote against Resolution 2026-04 and allow residents to vote by referendum in November on the naming of these spaces.

Jim Dadson, resident, requested clarification of the value that would be added to residents and visitors of Lauderdale-By-The-Sea by approving the Resolution. He described the proposal as political in nature and encouraged the Commissioners to vote against the Resolution.

Trudee Ropos, resident, suggested that the co-designation was not a good use of the Town's time or taxpayer money.

Marc Pearson, resident, stated that the Florida Legislature has already passed the bill and the Governor is expected to sign it into law, and warned that voting against the Resolution could result in an intersection of two roadways named for the same person. He concluded that he is supportive of the president.

Corey Andrews, resident, asked that the Commissioners vote against the proposed co-designation of Commercial Boulevard. He stated that he was drawn to the Town by its non-partisan culture in governance and elections, and cautioned that the ramifications of tonight's actions would include long-term effects.

Karen Sylvester, resident, encouraged the Commission to focus its time on the most important issues facing the Town, including public safety, infrastructure, and maintenance of the Downtown area. She requested that Resolution 2026-04 be removed from tonight's and future agendas so focus can remain on these other issues. She concluded that she was supportive of the president.

Bob Wood, resident of Palm Beach County, stated that he was supportive of the president and the proposed co-designation.

Thomas Wagner, resident of Pennsylvania, stated that he spends money in the Town for several months of the year, and encouraged the Commissioners to balance the opinions of residents with those of visitors to Lauderdale-By-The-Sea. He felt a vote in favor of the Resolution would send a message that the Town is a bipartisan and representative democracy.

Grace Gardiner, resident, encouraged the Commissioners to vote against the Resolution and to represent the citizens who elected them.

Colleen Cianelli, resident, requested that a vote on Resolution 2026-04 be postponed until residents have had the opportunity to vote by referendum to determine if a majority of voters support the co-designation.

Nicholas Beck stated that he was in favor of the co-designation of a portion of Commercial Boulevard, pointing out that the addition of a co-designation would not change legal addresses but would serve as an honorary recognition. He noted that

locations throughout Florida often recognize public figures from both political parties through street designations.

Brianna Reeves, resident of Fort Lauderdale, stated that she was supportive of the co-designation, which was addressed by the Florida Legislature in HB 33. She felt the issue has already been decided at the state level, and concluded that moving forward on this issue would allow the Commission to focus on other local issues.

Chris Vincent, resident, advised that Commercial Boulevard has a separate legal jurisdiction as a state road. He felt support of the Resolution would not reject voter input but would recognize existing state authority, respect state law, and reduce confusion. He concluded that he was supportive of the Resolution.

Yoni Anijar, resident of Fort Lauderdale, felt the proposed co-designation acknowledges the current president's historic achievements. He added that the proposal is a product of democracy and participation in the civic process and encouraged the Commissioners to support the Resolution.

Allan Barsky, resident, emphasized the importance of transparency and honesty, particularly in debate. He recommended maintaining the Town's non-partisan stance.

Spiro Marchelos, resident, reviewed several of the president's accomplishments and spoke in favor of a positive vote on the Resolution.

Sendra Dorce stated that while she is not a Town resident, she is supportive of the individuals who have requested the honorary co-designation. She felt the issue is recognition of leadership and respect for voices from the community, noting that the co-designation could attract visitors and commerce to the Town.

Jonathan Renzi urged the Commissioners to vote in favor of the Resolution, clarifying that the honorary co-designation would not rename the roadway. He added that Commissioner DeNapoli had championed the investment of Town funds which have earned over \$500,000 for Lauderdale-By-The-Sea.

Aileen O'Brien, resident, read a portion of testimony recorded in the Jeffrey Epstein files.

Steve Kuttner, resident, advised that the current process is not how democracy works, as residents have not had a voice in this process. He asked that the Commissioners vote against the Resolution.

Jenn Forte, resident of Fort Lauderdale, asserted that many of the individuals involved in preparation of the proposed Charter amendment are involved in protests in the Town. She concluded that she was in favor of the proposed co-designation.

Alfonso Canles, resident of Fort Lauderdale, stated that the co-designation of Sea Grape Drive has had no negative effects on the Town.

With no other individuals wishing to speak at this time, Mayor Malkoon closed public comment.

Mayor Malkoon requested that the motion and second on Resolution 2026-04 be reiterated.

Commissioner DeNapoli made a motion, seconded by Commissioner Pouloupoulos, to approve Resolution 2026-04.

Mayor Malkoon clarified that the Florida Legislature has passed a bill which will become law if signed by the Governor, regardless of whether or not the Commission votes in favor of the Resolution before them. Commissioner DeNapoli added that this legislation must also come before the local governing body for approval before the portion of a state roadway can be co-designated.

Commissioner Pouloupoulos thanked all present for their attendance, stating that the co-designation of a portion of Commercial Boulevard would recognize the president's patriotism. He advised that he supported the Resolution because it is essentially the same as the action taken in September 2025. He concluded that he represents all residents of Lauderdale-By-The-Sea as their Commissioner.

Mayor Malkoon briefly addressed comments made by members of the public, stating that many residents do not feel their political views are reflected locally. He asserted that it is inaccurate to suggest the Town Commission has introduced politics into the Town, and added that individuals who support the co-designation have shared their views via private emails and conversation.

Mayor Malkoon continued that the co-designation of public spaces is a long-standing function of government across Florida and the United States, and requiring voter approval for these designations would be unusual, particularly among Florida municipalities. He also noted that the proposed referendum to which many speakers had referred during public comment was not currently before the Town.

Mayor Malkoon also addressed the manner in which the co-designation was brought before the Commission, advising that regardless of a proposal's origin, no proposal can become policy without Commission approval at a public meeting. He characterized the Resolution as a practical compromise which will allow for the removal of a local co-designation so only one co-designation remains. He concluded that threats and/or personal attacks are unacceptable as part of the public debate.

Mayor Malkoon continued that for the reasons cited above, he would support Resolution 2026-04.

Vice Mayor Strauss observed that much of tonight's discussion reiterates the discussions of September 2025 regarding the co-designation of Sea Grape Drive, although the current effort was not initiated by the Town Commission. He noted that a Miami representative in the Florida Legislature attached the co-designation to HB 33, which will most likely be signed into law by the Governor.

Vice Mayor Strauss continued that the signage portion of the co-designation would remain permanently affixed to the Town and could not be removed in the future without a lengthy process. He expressed concern with this permanency, which he felt demonstrated the need for co-designations to be approved by referendum rather than through Commission action.

Vice Mayor Strauss advised that the State Legislature's co-designation raises additional concerns, including the potential for further erosion of home rule. He concluded that he was not supportive of the Resolution, as it contributed to divisiveness rather than a sense of community.

Vice Mayor Strauss also thanked the residents who reached out to him personally to discuss this issue, and encouraged more residents to become involved in public processes in the future.

Commissioner Graziano stated that he had responded to all residents who wrote to him regarding this issue. He noted that he had not become aware of the state bill including

the co-designation until it was referred to in the *Sun-Sentinel*, and was not in favor of how the process was initiated, as it was brought forward by two representatives from Miami-Dade County for attachment to HB 33.

Commissioner Graziano continued that he had reached out to the Governor's Office regarding HB 33. He felt the process by which the co-designation did not serve the Lauderdale-By-The-Sea community, and reiterated his opposition to the Resolution, stating that voting is the best way to demonstrate support or opposition.

Commissioner Graziano further clarified that he had not responded directly to letters from non-residents, many of which he noted were form letters. He concluded that the Resolution does not address management of the Town and its concerns, and has no social or economic value to the Town.

Commissioner DeNapoli also thanked all in attendance, and reviewed some of the details from his earlier presentation, including bipartisan votes in other communities which honored public officials. He noted that there is no requirement for a referendum in relation to state designations, and observed that no signage is truly permanent.

With respect to the co-designation as a local issue, Commissioner DeNapoli continued that local governments regularly address both ceremonial and more substantive issues. He characterized the Resolution as a common-sense item.

Motion carried 3-2 (Vice Mayor Strauss and Commissioner Graziano dissenting).

The Commission took a brief recess at this time.

6. PUBLIC COMMENTS

At this time Mayor Malkoon opened public comment, which he closed upon receiving no input.

7. PUBLIC SAFETY DISCUSSION

a. BSO February 2026 Public Safety Report

Broward Sheriff's Office (BSO) Captain Christopher Sutter introduced Lieutenant Toni Hopkins, who is the new Executive Officer for the Lauderdale-By-The-Sea District. He also recognized Deputies Scott Klier, Brian Swadkins, and Kyran Ramcharan, who

resolved a delayed burglary with actions that led to a suspect's identification and arrest, as Deputies of the Month for February 2026.

Captain Sutter continued that he and another BSO Officer had attended the February 19, 2026 Party in the Park event at the Friedt Family Park playground. He emphasized the importance of interaction and partnership between the Deputies and the community.

8. TOWN MANAGER REPORT

a. Town Manager Report

Town Manager Ken Rubach stated that the next Party in the Park event will be Art in the Park, which will be held at the same time as the Friedt Family Park mural unveiling. Arts and crafts will be available in the playground on Wednesday, March 18, 2026, from 5 p.m. until 6:30 p.m. The mural will be unveiled at 5:30 p.m.

Town Manager Rubach continued that in the past, the Town has sponsored the annual Broward League of Cities annual dinner event at the \$5,000 level. He requested Commission direction on whether they would like to sponsor this event at the same tier in 2026. There was Commission consensus to decline sponsorship this year.

Town Manager Rubach addressed the recent Public Safety Workshop held on February 10, 2026, recalling that one issue raised by Vice Mayor Strauss was consideration of changing the Town's methodology for Fire assessment fees for condominiums. A consultant has indicated that it may cost \$35,000 to \$40,000 to conduct a study of these fees over a period of roughly three to four months. The study would need to be complete by May 1, 2026, in order to apply to the 2026-2027 Fire assessment rate, which is not possible. He requested Commission direction on how to move forward.

Town Manager Rubach clarified that should the Town choose to proceed with the study, it could take effect next year, adding that the Town's transition to another public safety services provider would also be a consideration in determining the Fire assessment. He confirmed that he would contact the consultant once more to determine whether a longer timeline for the study could mean a lower cost for the Town.

Commissioner Pouloupoulos pointed out that since the 2021 Surfside, Florida condominium tragedy, condominium association fees and special assessments have increased dramatically. He requested clarification of what the study would address, such as the inclusion of common areas in Fire assessments. Vice Mayor Strauss

explained that his intent in suggesting the study was to ensure that condominium Fire assessments are fair, and to potentially reduce what is paid by commercial property owners for their minimal use of Fire services, which he felt may be affected similarly to condominium common areas.

Commissioner Pouloupoulos requested clarification of how condominiums are currently assessed for Fire services. Town Manager Rubach replied that residential Fire services are a flat fee regardless of whether the dwelling is a condominium or a single- or multi-family home. Commercial properties, which include only businesses, are assessed on the basis of their square footage. The intent was to determine the accuracy of the flat residential fee, which currently assesses a much smaller condominium unit in the same manner as a single-family home.

Commissioner Pouloupoulos asked if the study would consider whether or not common areas in a condominium, such as gyms, lobbies, or libraries, should be considered as part of the square footage. Town Manager Rubach explained that he understood the request to address the square footage of individual condominium units, not only the common areas. He characterized the issue as a high-level overview for which details could be fleshed out in the future.

Vice Mayor Strauss added that he was not certain he was in favor of the estimated expense of a study, and suggested looking into a less expensive way to make this determination.

Commissioner Pouloupoulos expressed concern that the proposed recalculation could constitute taxing condominium residents for their common areas. Vice Mayor Strauss explained that this was not his suggestion; he had wanted to determine whether or not common areas are included in condominium assessments.

Commissioner DeNapoli asked how other municipalities assess Fire rates for condominiums. Town Manager Rubach replied that this is typically the same method used by the Town, with the caveat that some cities assess commercial rates based on a range of square footage rather than the Town's method of applying a set rate to each square foot. He reiterated that all residential units are charged the same rate. The Town may adjust the way the assessment is calculated if they wish, such as applying the square footage calculation to all properties.

Town Manager Rubach continued that he had understood the request regarding the study to consider condominiums and their square footage separately from single-family homes.

Commissioner DeNapoli observed that it would not be possible to estimate the results of this change without a study. Town Manager Rubach advised that the result would be an increase to residential rates, most likely to single-family homes, to offset a decrease in commercial costs. It would also be possible to consider basing all assessment rates on square footage.

Town Attorney Susan Trevarthen added that a consultant could review different possible methodologies to ensure that they are compliant with Florida Statutes. She pointed out that if the Town changes its methodology to be based on square footage across the board, residents of larger homes will see an increase, while those in smaller homes will pay less.

Finance Director Lucila Lang clarified that May 1, 2026 is the time at which the Property Appraiser's Office would implement any new method of allocating the Fire assessment as long as that method follows guidelines. If a study is completed before May 1, 2027, the Property Appraiser's Office would have time to implement the new methodology.

Commissioner DeNapoli asked if the Town could submit a request to the Broward County Property Appraiser's Office to see the square footage for all Town properties at no cost. Finance Director Lang explained that a study would ensure that the Town is following the correct guidelines as established in Florida Statutes to ensure the proposed methodology is acceptable. Commissioner DeNapoli suggested it may be possible to secure the information using means other than a consultant's study.

Town Attorney Trevarthen advised that while the information is available from the Property Appraiser's Office, there would also be a question of what the Town wishes to charge per square foot. This amount is derived from actual records of Fire experience in the case of commercial use; residential use has a different experience, which must justify the rates being charged. Town Manager Rubach noted that this calculation is more complicated than he would be comfortable having determined by Staff.

Town Attorney Trevarthen continued that a study would consider Fire experience and validate and update the rates the Town has been charging in addition to considering different methodologies. It may also be possible for the Town to provide some amount of work up-front, which could affect the price of the study.

Town Manager Rubach concluded that he would bring this issue back as a discussion item so the Commission can determine what they would like to see from the study. He would also look into the potential of different costs from the consultant depending upon the data provided.

Town Manager Rubach continued that another consideration would be a study for the Town's creation of its own Fire Rescue Department. He has secured two proposals for \$30,000 and \$60,000 which would take 12 to 14 weeks to complete. He added that it would be unlikely this process would realize any savings for the Town, noting that a separate Fire Rescue Department would include costs associated with equipment, staffing, insurance, pensions, and ancillary Town Staff. The result would most likely be a doubling of overall Staff.

Commissioner DeNapoli commented that while he was interested in the estimated costs of establishing a separate Fire Rescue Department, he was unsure that it would be worthwhile to spend money on a study to determine these costs. Town Manager Rubach advised that in addition to paying Firefighters, the costs would include the purchase of another engine, two rescue vehicles, and vehicles for the Battalion and Fire Chiefs and Fire Inspector. Equipment alone would require a multi-million dollar investment up front, and the new equipment would require a new and larger Fire Station to house it.

Commissioner Pouloupoulos observed that while he was typically not in favor of significant expenses for studies, it may be necessary to fund a one-time study. He noted that when other public safety entities the Town uses charge a premium for staffing in order to make a profit, the Town does not know what percentage of their rates are premium as opposed to hard costs. He emphasized that this is the most important issue the Commission will address this year.

Commissioner Pouloupoulos concluded that he would be in favor of the \$30,000 proposed study in this specific instance because it would fully flesh out all the expenses associated with the option of establishing a Fire Rescue Department.

Mayor Malkoon agreed that it would be a responsible step to investigate all the Town's options for Fire Rescue services.

Commissioner Graziano also agreed, but requested clarification of the difference between the two studies' prices. Town Manager Rubach explained that these figures

were only high-level numbers. The difference in time frames for the two providers was approximately two weeks. Commissioner Graziano concluded that he would support moving forward with the \$30,000 study.

Town Manager Rubach advised that proceeding with the study would also delay any decisions to be made regarding the cost of the public-private partnership (P3) the Town is currently considering, as they do not yet know how large a Fire Station will be needed.

Commissioner DeNapoli also agreed to proceed with the study at \$30,000 over 14 weeks. Town Manager Rubach stated that he would bring final costs back to the Commission.

Vice Mayor Strauss also agreed to move forward with the \$30,000 study, and suggested that since the P3 issue is intertwined with consideration of Fire services, it may be possible to discuss having the Town's P3 partner assume some of the study's costs. Town Manager Rubach advised that he would ask.

Town Manager Rubach next addressed the Charter amendment proposed by residents, recalling that there had been discussion of whether or not the Town wished to seek a second legal opinion on that document. He requested Commission direction.

Commissioner DeNapoli recalled that he had expressed procedural concerns related to advancing the proposed Charter amendment through the citizen petition process. He stated that this topic was first brought to the Commission's attention in January 2026; he had subsequently learned that revisions to the petition's language had been made without additional Commission updates. He stated that his primary concern was with the communications between the petitioners and Town Staff.

Commissioner DeNapoli continued that the proposed Charter amendment sought by the petitioners is governed by Florida Statutes 166-031 and 101-161. He distributed copies of these Statutes, pointing out that the Town's Charter does not govern the process under which the petitioners are seeking change.

Commissioner DeNapoli clarified that Florida Statute 166-031 governs how petition items may be placed on the ballot. He pointed out that both Statutes are limited regarding what is required from the Town when engaging in communication with the petitioners, which means there is no obligation for the Town to assist petitioners in drafting ballot language. He felt the communication that has occurred between Town

Staff may have guided the petitioners on how their ballot language should be crafted in order to pass legal review.

Commissioner DeNapoli stated that he had spoken with the Town Attorney on this issue and had provided legal theories and questions regarding the petitioners' first draft. He had later learned that a detailed legal memorandum from the Town Attorney to the Town Manager was shared with the petitioners, which he felt was a step too far. He emphasized that Town has no duty to advise the petitioners to the extent advice was provided. He also reiterated his concern that the Commissioners had not been aware of ongoing communications between the first draft and subsequent drafts of the proposed amendment.

Commissioner DeNapoli recommended that the Town Attorney investigate the possibility of outside counsel with experience in election law and bring three cost estimates for limited legal review back to the next Commission meeting before either the Town Attorney or the Town Manager replies further to the petitioners.

Mayor Malkoon requested additional information on the role of the Town Charter in determining what is brought before the Commission, recognizing that the proposed Charter amendment is not an Ordinance. Commissioner DeNapoli explained that the Charter refers to the legal review process by the Town Attorney for the amendment of Ordinances. The petitioners are not operating under that Charter language, as they are seeking to amend the Charter under the requirements of Florida Statutes.

Commissioner Graziano requested input from the Town Attorney regarding her communications with the petitioners. Town Attorney Trevarthen confirmed that her role is to represent the will of the Town Commission. Article 4 of the Charter does not apply to the petitioners. She recalled that the Town Manager and Acting Town Clerk had requested guidance regarding responses to questions posed to them by the petitioners, and she has provided this guidance to those administrative offices.

Town Attorney Trevarthen also confirmed that both Florida Statutes cited by Commissioner DeNapoli have been given more meaning through the interpretation of case law over time. She explained that case law states if a petition is substantively illegal or fails to meet the standards that have resulted from case law, it would not be proper to place that item on the ballot. The standards are interpreted to include actions such as misleading voters or fairly placing a proposition before them. The information provided to the petitioners was done under those standards.

Town Attorney Trevarthen continued that she had not been aware the Commission had not received the second submission of the petition. She clarified that communications with the petitioners were done with the Town's best interests in mind and only assessed concerns with the language. The petitioners are in charge of their process and may begin circulating their petition at any time. She concluded that if it is the Commission's will, no further guidance would be provided to the petitioners.

Vice Mayor Strauss asked if either the Florida Statutes or the Town's Charter prohibit the Town Attorney from speaking to the petitioners. Town Attorney Trevarthen replied that she has only responded to the emails on which Town administration requested guidance; she has not spoken further with the petitioners. Commissioner DeNapoli reiterated that he felt the level of participation by the Town Attorney had gone too far, as the Town is under no obligation to provide information or assistance to the petitioners.

Vice Mayor Strauss explained that his question was how much oversight the Commission wishes to have over the Town Attorney in providing guidance on any issues that may arise. Mayor Malkoon stated that the concern is to provide no extra help to the petitioners that is not required; if the petitioners need legal assistance, they should retain their own counsel.

Commissioner Pouloupoulos stated that he saw both sides of the issue, particularly from the perspective of cost, as a third party not operating under the auspices of the Town's Charter has received some legal advice. He asked if the memorandum supplied by the provider of a second opinion would be shared with the petitioners. Town Manager Rubach advised that such a memorandum would become part of the public record.

Commissioner Pouloupoulos continued that while he felt no additional advice or assistance should be provided to the petitioners by the Town Attorney in this case, he did not feel it was necessary to issue a legal memorandum whenever a petitioner approaches the Town. He also did not believe it would be the taxpayers' place to fund the costs of future legal memoranda, and agreed that going forward, no similar memoranda should be issued by the Town Attorney and circulated to petitioners.

Commissioner DeNapoli explained that a second opinion would not have to be issued in writing, but could be a verbal conversation only. It could also take the form of an opinion that simply states the Town cannot approve or certify the proposed language in its current form. He added that he was interested in hearing an opinion from another entity, particularly as petitions are not brought forward often.

Commissioner DeNapoli recommended at least securing estimates for the cost of a second opinion and bringing that information to a subsequent meeting.

Commissioner Graziano asked if there is any liability exposure related to the information already provided to the petitioners. Town Attorney Trevarthen replied there was no such liability. Commissioner Graziano suggested that the Town contact the petitioners and inform them that, going forward, they may not rely on legal assistance from the Town. Town Attorney Trevarthen confirmed this could be done, adding that it may be useful in the future for the Town to enact an Ordinance reflecting the limits the Commission would like to place on any assistance to petitioners.

Commissioner Pouloupoulos reiterated that if the Commission secures a second opinion, it would amount to providing answers for the petitioners once again. Commissioner DeNapoli stated again that this would only apply in the case of a written opinion or memorandum.

Mayor Malkoon requested more information on the process of finalizing language for the proposed Charter amendment. Town Attorney Trevarthen replied that the petition would ultimately be sent to the Broward County Supervisor of Elections, who would validate the signatures and language. The deadline for this submittal is June 10, 2026.

Town Attorney Trevarthen continued that there is precedent in which other municipalities have declined to place an item on the ballot, which often results in the petitioners filing a lawsuit and a court decision over whether or not the municipality acted appropriately. The presumption in those cases is in favor of the petitioners and voters' rights rather than allowing local government to prevent issues from being placed on the ballot. Post-election legal challenges are also a possibility, although these are subject to different standards.

Commissioner Pouloupoulos emphasized that his goal was not to disenfranchise voters or prevent the placement of an item on the ballot, but to ensure that any initiative that may be added as a Charter amendment is proper, as this could lead to post-election legal challenges.

Commissioner Pouloupoulos also requested clarification that any memoranda provided by the Town Attorney to the Commission are part of the public record. Town Attorney Trevarthen replied that this is usually the case; public attorneys have very limited attorney-client privileges outside of active litigation.

Commissioner Pouloupoulos asked if Commissioner DeNapoli's recommendation of a second opinion was based on the possibility that, should a pre- or post-election challenge occur, the Commission would be able to show two opinions from two separate attorneys. Commissioner DeNapoli reiterated that his concern was that the Town has previously provided assistance to the petitioners which may have helped their initiative not fail. If the original version of the document had been brought forward without having received any guidance, the Commission could have simply rejected its placement on the ballot.

Commissioner DeNapoli reiterated that there is no legal requirement that a memorandum must be produced when a municipality seeks legal advice from an attorney.

Town Manager Rubach advised that the Town has currently received a third iteration of the petitioners' document. Town Attorney Trevarthen stated that under the direction provided tonight by the Commission, she would simply inform the petitioners that the Town has no further opinions at this time.

Commissioner Pouloupoulos requested clarification of the deadline by which the petition must be sent to the Supervisor of Elections. Town Attorney Trevarthen reiterated that this deadline is June 10, 2026, after which her understanding was that no further amendments could be made to the document. She added that a second opinion may identify a potentially fatal flaw in the document's language which could be used to prevent inclusion of the item on the ballot.

The Commissioners determined by consensus to direct the Town Attorney and Town Manager to engage in no further discussion with the petitioners other than to inform them that no further guidance would be provided.

Commissioner Pouloupoulos made a motion, seconded by Commissioner Graziano, to extend the meeting to 11:15 p.m. Motion carried 5-0.

Town Manager Rubach requested direction from the Commission regarding attendance at and/or sponsorship of the Broward League of Cities Mayors' Gala. There was Commission consensus not to attend or sponsor this event. Town Manager Rubach noted that individual tickets may still be purchased for the event if a Commissioner or Commissioners wish to attend.

The next Town Commission meeting is scheduled for Tuesday, March 24, 2026, at 6:30 p.m.

9. TOWN ATTORNEY REPORT

None.

10. APPROVAL OF MINUTES

- a. Approval of Minutes for Regular Town Commission Meeting held on January 27, 2026, and Public Safety Workshop held on February 10, 2026.

Commissioner Graziano made a motion, seconded by Commissioner DeNapoli, to approve. Motion carried 5-0.

11. CONSENT AGENDA

- a. Special Event Application: Spring Beach Baptism 05.16.26

Commissioner DeNapoli made a motion, seconded by Commissioner Pouloupoulos, to approve. Motion carried 5-0.

12. OLD BUSINESS

- a. Charter Review Board Recommendations and Commission Discussion

This Item was deferred to the March 24, 2026, Town Commission meeting.

13. NEW BUSINESS

- a. Mitigation of Fines – 230 Basin Drive (Marina)

This Item was deferred to the March 24, 2026, Town Commission meeting.

14. COMMISSIONER PRESENTATIONS

None.

15. COMMISSIONER COMMENTS

Commissioner Graziano reported that the Town is still awaiting data from Florida Power and Light (FPL) regarding the undergrounding of utilities in some Town neighborhoods. At present, the date for undergrounding utilities in the northern part of the Town is scheduled for 2032, with the remainder of the Town scheduled for 2040.

Commissioner Graziano continued that he is still pursuing funds for lighting of the Town's mural on Commercial Boulevard. The price of this lighting is estimated at roughly \$15,000. The Town may not provide funds, as the mural is located on private property.

Commissioner Graziano concluded that he and BSO Captain Sutter are working with Town residents to slow boat traffic on the Intracoastal Waterway. Data is currently being compiled in Tallahassee in relation to this request.

Vice Mayor Strauss encouraged attendance at the upcoming Taste of Lauderdale-By-The-Sea event.

Mayor Malkoon reminded all present of the Sea Shorts plays, which will be presented over the weekend.

16. ORDINANCES 1ST READING

None.

17. ORDINANCES 2ND READING

None.

18. RESOLUTIONS – PUBLIC COMMENTS

- a. Resolution 2026-03: A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA FLORIDA APPROVING THE ASSIGNMENT OF THE CONTINUING PROFESSIONAL SERVICES AGREEMENT FROM HITCHCOCK DESIGN GROUP TO RVI PLANNING + LANDSCAPE ARCHITECTURE, AND APPROVING A WORK AUTHORIZATION FOR CONSTRUCTION

DOCUMENT DESIGN SERVICES WITH RVI FOR THE HIBISCUS AND DATURA PORTALS

At this time Mayor Malkoon opened public comment, which he closed upon receiving no input.

Town Manager Rubach recalled that at the February 10, 2026, Commission meeting, the Commission provided direction to Staff to bring back cost estimates for the completion of the portals' design phase but not to move forward with the projects. The total cost for 100% completion of construction documents is \$71,550. Once the Commission budgets for the project, the documents will be ready and the Town can move directly into the permitting phase, followed by hiring of a firm.

Commissioner Graziano asked if grant funds were part of this project. Town Manager Rubach confirmed that grant funds will provide a portion of the design costs. Commissioner Graziano noted that the Town is under no obligation to implement the design.

Commissioner Graziano made a motion, seconded by Commissioner Pouloupoulos, to approve.

It was confirmed that \$50,000 in grant funds would go toward the total cost of \$71,550. Some work on the construction documents has already begun. The Town will provide approximately \$16,000 toward the documents. If the Town does not act on this Item, they would lose the grant funds.

Motion carried 5-0.

19. QUASI JUDICIAL PUBLIC HEARINGS

- a. **Application Number: 2025-CUS-01: Pursuant to Chapter 30, "Unified Land Development Regulations," Article VIII, "Sign Regulations," Section 30-502(d)(4), "Exempt Signs," of the Town's Code of Ordinances ("Town Code"), the Applicant has requested a Conditional Use Permit (2025-CUS-01) to allow installation of a new Mid-Century Modern style sign including address numbers measuring two (2) feet, eight (8) inches in height where the Code provides for a six (6) inch maximum letter height, and a sign totaling 34.98 square feet in sign area, where the code does not allow for**

**address signs to exceed two (2) square feet in sign area in the RM-25
Zoning District for the property located at 1541 S. Ocean Boulevard.**

This Item was deferred to the March 24, 2026, Town Commission meeting.

20. ADJOURNMENT

With no other business to come before the Commission at this time, the meeting was adjourned at 11:06 p.m.

Mayor Edmund Malkoon

ATTEST:

Courtney Easley, Acting Town Clerk

Date



Town Commission Agenda Item Report

Meeting Date: April 14, 2026

Submitted By: Jhanelle Campbell, Development Services Director

Submitting Department: Development Services

Item Type: Presentation

Agenda Section: OLD BUSINESS

Subject Title: Pier Update

Explanation:

The Fisherman's Pier, Inc. code enforcement case remains active and ongoing, stemming from extensive damage caused by Hurricane Irma in 2017 and the subsequent failure to maintain and repair the structure in accordance with Town Code requirements. Since 2018, the property has been subject to ongoing enforcement actions under Section 6-37(a)(1) for failure to maintain the pier in good condition and has remained out of compliance for approximately 1,600 days and counting, resulting in multiple hearings, compliance deadlines, and the accrual of daily fines. Fines totaling \$53,250 were accrued from March 26, 2019, through October 24, 2019, at a rate of \$250 per day, and were subsequently reduced at the October 2021 hearing, at which time the Special Magistrate also required submission of a signed and sealed engineer's letter verifying the structural safety of the pier or the imposition of a \$200 daily fine for continued non-compliance. As reflected in the attached Case Overview (**Exhibit 1**), the total outstanding fines have reached approximately \$373,500.00, with a continuing daily fine of \$200 for non-compliance.

In 2022, additional storm events caused significant damage to the pier, ultimately rendering the structure unsafe and non-functioning, which resulted in the closure of the bait shop, while the restaurant has continued to operate. The extent of the damage required the previously approved repair plan to be abandoned, and the project has since shifted from repair to a full redevelopment effort, with a new plan to construct a replacement pier now underway. Since that time, progress has focused on environmental coordination, geotechnical analysis, and securing the necessary federal and state approvals, which have contributed to ongoing delays.

More recently, the Pier Owner submitted a progress update dated February 23, 2026 (Exhibit 2), outlining the completion of geotechnical borings and indicating that the project is transitioning into the design and coordination phase, with an anticipated 90-day timeline to advance plans and permitting efforts. At the February 26, 2026, Special Magistrate hearing, this update was presented, and the case was continued for 90 days to allow additional progress. The matter is currently scheduled to return for a status update at the May 28, 2026,

Code Compliance hearing.

To allow the Town to maintain oversight of the project and require periodic status updates, the accrued fines have not been recorded as a lien at this time. The Special Magistrate retains the authority to require that the lien be recorded upon a finding of compliance. Thereafter, any request for mitigation of the outstanding fines would be subject to review and approval by the Town Commission. In the interim, while incremental steps toward redevelopment have been made, the pier remains out of compliance, and fines continue to accrue until the required improvements are completed.

Recommendation:

Exhibits:

1. Exhibit 1-Fishermans Pier Inc. - Caseoverview Fines as of 4-3-26
2. Exhibit 1- Fishermans Pier Case Overview 4-6-2026
3. Exhibit 2- Fishermans Pier Inc. - Progress update 2-23-26

Case Overview

Property/Incident Information

Owner	Address	Site Address
FISHERMANS PIER INC	2 E COMMERCIAL BLVD LAUDERDALE BY THE SEA, FL 33308	2 E COMMERCIAL BLVD, LAUDERDALE BY THE SEA, FL 33308

Legal Description

LAUDERDALE BY THE SEA 6-2 B LOT 6,7 BLK 5

Description

18020015 - Pier still damaged from hurricane.

Case Status	Open	Case #	18020015	Date Next Inspection	4/24/2025
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Notes Section 6-37(a)(1) - The east end of the Pier has damage that has not been repaired. The Pier is not in good condition as required by Town Ordinances.
Please obtain building permits and make all necessary repairs to the Pier to return it to good condition.

Thank you for your attention to this matter.

Bethany Banyas
Senior Inspector, Code Compliance
954-857-5563
bethanyb@lbts-fl.gov

Documents Issued

<u>Date Issue</u>	<u>Document Type</u>
2/22/2018	Complaint
2/24/2018	Notice of Violation
2/24/2018	Notice of Hearing
4/20/2018	Affidavit of Non-Compliance
5/1/2018	Notice of Hearing
5/1/2018	Notice of Continuance
5/24/2018	Affidavit of Non-Compliance
5/29/2018	Notice of Hearing
5/29/2018	2nd Notice of Continuance
6/29/2018	3rd Notice of Continuance
7/3/2018	Notice of Hearing
7/26/2018	Affidavit of Non-Compliance
7/30/2018	Notice of Hearing
9/27/2018	Affidavit of Non-Compliance
10/1/2018	Final Order
10/10/2018	Notice of Hearing
10/15/2018	Affidavit of Non-Compliance

Case Overview

10/16/2018	Notice of Hearing
1/28/2019	Notice of Hearing
3/1/2019	Revised Final Order
3/29/2019	2nd Revised Final Order
4/1/2019	Notice of Hearing
4/4/2019	Affidavit of Non-Compliance
7/2/2019	Notice of Hearing
8/22/2019	Affidavit of Non-Compliance
8/23/2019	Notice of Hearing
9/20/2019	Affidavit of Non-Compliance
10/31/2019	Special Magistrate Mitigation
11/1/2019	Notice of Hearing
1/29/2020	Notice of Hearing
1/29/2020	Special Magistrate Mitigation
4/28/2020	Notice of Hearing
6/9/2020	Notice of Hearing
7/24/2020	Notice of Hearing
9/10/2020	Notice of Hearing
9/10/2020	Special Magistrate Mitigation
1/27/2021	Affidavit of Non-Compliance
2/1/2021	Notice of Hearing
2/1/2021	Special Magistrate Mitigation
6/16/2021	Notice of Hearing
7/22/2021	Notice of Hearing
8/27/2021	Notice of Hearing
8/27/2021	Special Magistrate Mitigation
10/29/2021	Notice of Hearing
10/29/2021	3rd Revised Final Order
11/19/2021	Notice of Hearing
11/19/2021	Special Magistrate Mitigation
1/26/2022	Affidavit of Non-Compliance
1/31/2022	Notice of Hearing
2/23/2022	Affidavit of Non-Compliance
3/1/2022	Notice of Hearing
3/25/2022	Notice of Hearing
5/4/2022	Notice of Hearing
5/25/2022	Affidavit of Non-Compliance
5/31/2022	Notice of Hearing

Case Overview

6/22/2022	Affidavit of Non-Compliance
6/28/2022	Notice of Hearing
8/2/2022	Notice of Hearing
8/24/2022	Affidavit of Non-Compliance
9/1/2022	Notice of Hearing
9/23/2022	Notice of Hearing
10/28/2022	Notice of Hearing
11/18/2022	Notice of Hearing
12/9/2022	Notice of Hearing
12/20/2022	Affidavit of Non-Compliance
1/26/2023	Presentation Sheet
2/2/2023	Notice of Hearing
3/24/2023	Notice of Hearing
4/5/2023	Special Magistrate Mitigation
5/23/2023	Affidavit of Non-Compliance
5/25/2023	Presentation Sheet
6/12/2023	Notice of Hearing
8/24/2023	Presentation Sheet
8/25/2023	Affidavit of Non-Compliance
8/25/2023	Notice of Hearing
10/3/2023	Notice of Hearing
10/31/2023	Notice of Hearing
1/25/2024	Presentation Sheet
1/26/2024	Notice of Hearing
4/25/2024	Presentation Sheet
4/25/2024	Affidavit of Non-Compliance
5/2/2024	Notice of Hearing
5/23/2024	Presentation Sheet
5/24/2024	Notice of Hearing
8/22/2024	Presentation Sheet
8/27/2024	Notice of Hearing
11/21/2024	Presentation Sheet
11/25/2024	Notice of Hearing
2/25/2025	Affidavit of Non-Compliance
3/4/2025	Notice of Hearing
3/4/2025	4th Notice of Continuance
3/28/2025	Notice of Hearing
4/25/2025	Notice of Hearing

Case Overview

4/29/2025	Special Magistrate Mitigation
5/16/2025	Notice of Hearing
6/27/2025	Notice of Hearing
9/29/2025	Notice of Hearing
11/21/2025	Notice of Hearing
2/27/2026	Notice of Hearing

Violations

Ordinance/Regulation	Section	Description	Date Complied
Chapter 6 - Building and Building Regulations	Section 6-37(a)(1). Maintenance appearance standards	The exterior of all premises and every structure thereon, including all parts of the structure and appurtenance where exposed to public view, shall be maintained in good condition and shall not show evidence of deterioration, weathering, discoloration, ripping, tearing or other holes or breaks. All screened enclosures shall be properly fitted and maintained. All other surfaces shall be maintained free of broken glass, crumbling stone, brick or stucco, or other conditions reflective of deterioration or inadequate maintenance.	Not in Compliance - Reinspection Date: 4/24/2025

Fines

<u>Fine Type</u>	<u>Section</u>	<u>Fine Type</u>	<u>Date Complied</u>	<u>Total Fine</u>
Individual Violation	Section 6-37(a)(1). Maintenance appearance standards	Individual Violation		\$319,600.00
Admin Fixed		Admin Fixed		\$50.00
Admin Fixed		Admin Fixed		\$50.00
Admin Fixed		Admin Fixed		\$500.00
Admin Fixed		Admin Fixed		\$25.00
Admin Fixed		Admin Fixed		\$25.00
Admin Fixed		Admin Fixed		\$53,275.00
Admin Fixed		Admin Fixed		\$50.00
Admin Fixed		Admin Fixed		\$50.00
Admin Fixed		Admin Fixed		\$100.00
			Total Fines	\$373,725.00

Payments

<u>Date</u>	<u>Payment Type Name</u>	<u>Amount</u>
5/10/2018	Credit	\$50.00
5/17/2018	Credit	\$50.00
10/22/2021	Cash	\$100.00
11/13/2021	Cash	\$25.00
	Total Payments	\$225.00
	Fees Outstanding	\$373,500.00



Cases with Fines

Town of Lauderdale-By-The-Sea
4501 Ocean Drive
Lauderdale-By-The-Sea, Florida 33308

Folio 494318010270

Fines Due as of 4/6/2026

<u>Date</u>	<u>Case #</u>	<u>Folio</u>	<u>Owner Name</u>	<u>Owner Address</u>	<u>Status</u>
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2/22/2018	18020015	494318010270	FISHERMANS PIER INC	2 E COMMERCIAL BLVD LAUDERDALE BY THE SEA, FL	Open
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33308

<u>Land</u>	<u>Building</u>	<u>Total</u>	<u>Homestead</u>	<u>Site Address</u>
\$642,450	\$652,250	\$987,630	No	2 E COMMERCIAL BLVD, LAUDERDALE BY THE SEA, FL 33308

Inspector Phone

9546404220

Violation Type

Property Maintenance (General)

Inspector

H. Barrett

Fines/Payments



Cases with Fines

Folio	<u>Fine Type</u>	<u>Fine Starts On</u>	<u>Complied On</u>	<u>Nr Days</u>	<u>Fine</u>	<u>Total</u>
Section 6-37(a) (1). Maintenance appearance standards	Individual Violation	11/18/2021		1601	\$200.00	\$320,200.00
	Admin and Other Fixed	4/26/2018			\$100.00	\$100.00
	Admin and Other Fixed	9/27/2018			\$50.00	\$50.00
	Admin and Other Fixed	11/23/2019			\$50.00	\$50.00
	Admin and Other Fixed	9/27/2020			\$53,275.00	\$53,275.00
	Admin and Other Fixed	10/28/2021			\$25.00	\$25.00
	Admin and Other Fixed	11/18/2021			\$25.00	\$25.00
	Admin and Other Fixed	4/5/2023			\$500.00	\$500.00
	Admin and Other Fixed	3/4/2025			\$50.00	\$50.00
	Admin and Other Fixed	4/29/2025			\$50.00	\$50.00
Total						\$374,325.00

<u>Payment Type</u>	<u>Date Made</u>	<u>Amount</u>
Credit	5/10/2018	\$50.00
Credit	5/17/2018	\$50.00
Cash	10/22/2021	\$100.00
Cash	11/13/2021	\$25.00
Total		\$225.00

Balance Due **\$374,100.00**

Record Lien Info

Fishermans Pier Inc.



02/23/26

Fisherman's Pier, Inc.

2 Commercial Boulevard

Lauderdale-by-the-Sea, Florida 33308

Dear Town Officials,

This letter is to provide an update regarding the Anglin's Pier project.

Nutting Engineers of Florida, Inc. has completed the geotechnical exploration and subsurface boring tests at the end of January 2026. The initial delay in completing the borings was due to harsh weather conditions and strong ocean currents experienced during November, December, and January, which limited safe offshore access for drilling operations.

Nutting Engineers will be forwarding the finalized geotechnical report to Tyler Chappel for review and coordination. The next phase of the project will involve collaboration with the structural engineering team to develop a formal plan of action based on the findings and recommendations outlined in the geotechnical report.

We anticipate that this next phase of design and coordination will take approximately ninety (90) days to complete. Upon conclusion of this phase, we will be in a position to move forward with the appropriate permitting and construction planning steps.

We remain committed to full compliance with all Town requirements and will continue to coordinate closely as the project progresses. Please advise if any additional documentation or meetings are required at this time.

Respectfully,


Spiro Marchelos

Fisherman's Pier, Inc.

Fishermanspierlbts@gmail.com





Calendars for November and December 2025

November 2025

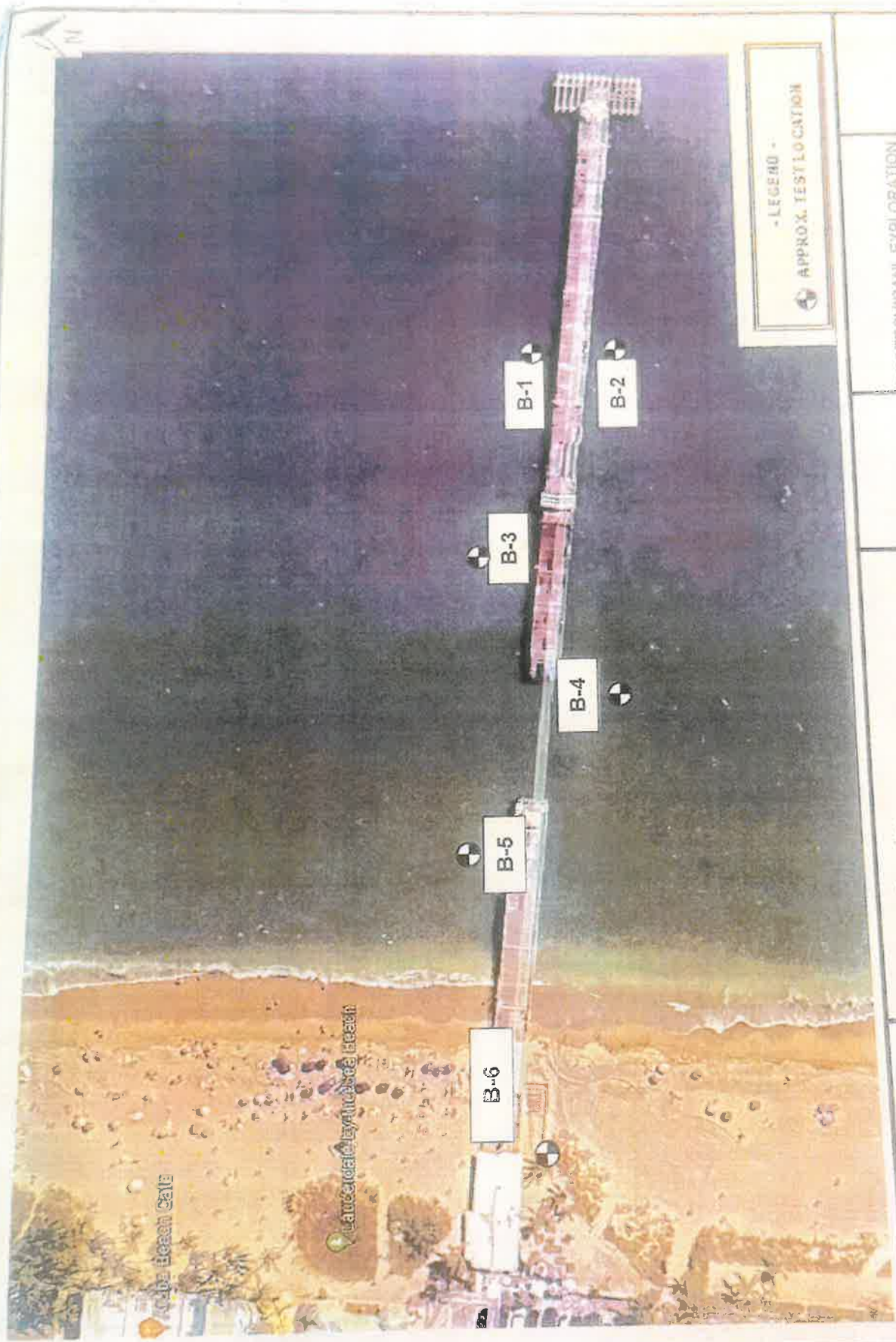
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3	4	5	6	7	8
9	10	11	12	14	14	15
16	17	18	19	20	21 Part mobilization to Pompano ramp	22 barge mobilization to the job site
23	24 Drilling Day	25 Bad Weather	26 Bad Weather	27 Finish drilling move the barge	28 Bad Weather	29 Bad Weather
30						

December 2025

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1 Bad Weather	2 Bad Weather	3 Workday	4 finish spt	5 Bad Weather	6 Barge mobilization
7	8 workday	9 Finish SPT	10 Bad Weather	11 Bad Weather	12 Bad Weather	13 Bad the weather
14	15 Bad Weather	16 Bad weather	17 Bad Weather	18 Bad Weather	19 Bad Weather	20
21		23	24	25	26	27 Bage mobilization
28	29	30	31			

 12/30/31





- LEGEND -
 APPROX. TEST LOCATION

FIG. 1

GEOTECHNICAL EXPLORATION
 --- Not to Scale ---

APPROXIMATE
 TEST LOCATION
 PLAN

Fisherman's Pier, Inc.
 Proposed Anglin's Pier
 2 Commercial Boulevard
 Lauderdale-By-The-Sea, Florida
 PROJECT NO. 21354.1

Nutting Engineers
of Florida, Inc. is a subsidiary of
 Your Project is Our Commitment



Town Commission Agenda Item Report

Meeting Date: April 14, 2026

Submitted By: Katie Anderson, Events & Marketing Manager

Submitting Department: Administration

Item Type: Presentations

Agenda Section: NEW BUSINESS

Subject Title: Special Event Application: Wellness By The Sea 05.07.26

Explanation: Tarvehale "Paz" Saunders, the "Applicant," has submitted a Special Event Application (**Exhibit 1**) to host Wellness by the Sea: Nurses Edition (the "Event") . The event is intended to take place on Thursday, May 7, 2026 in El Prado Park.

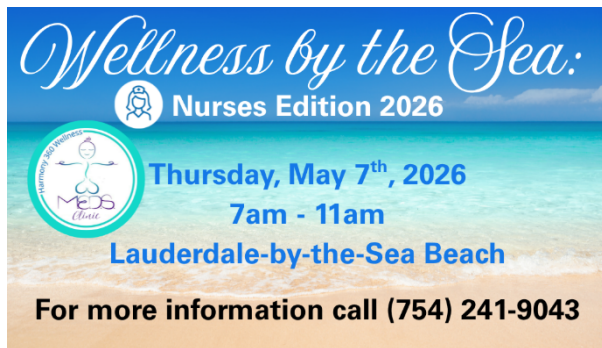
Paz Saunders has operated the Town's Yoga By The Sea program for the past five years. The programming runs every Tuesday and Thursday morning in El Prado Park.

Wellness By The Sea is inspired by Nurses Week, which runs May 6 - May 12, 2026. While the target demographic is nurses, the Event is open to all. There is no charge for attendees to join the Event. The Applicant anticipates approximately 50 attendees.

WELLNESS BY THE SEA THURSDAY, MAY 7, 2026	
Start of Setup:	6:00 AM
Event Start:	7:00 AM
Event Ends:	11:00 AM
Cleanup Completed:	12:00 PM

The event, designed for El Prado Park, will feature two distinct areas - half of the park with four (4) massage tables and half reserved for yoga activity and breathing exercises.

The application seeks approval to set yard signage within the event area to clearly designate the space.



A 10' x 10' canopy will be used for check-in at the front of the park.

For background music and announcements, a small sound system will be used by the host.

Bottled waters, t-shirts, and yoga mats will be available for purchase by attendees. All monies taken in will go towards the Applicant.

The application was submitted on April 2, 2026, which is within the 60-day window requested for special event applications in Resolution 2024-29 (**Exhibit 2**). The Applicant has paid the \$250 late fee.

Recommendation: Staff recommends approval of the special event application based on the parameters outlined in the Event Permit (**Exhibit 3**).

Exhibits:

1. Special Event Application Wellness By The Sea 05.07.26
2. Resolution 2024-29
3. LBTS Permit_WellnessByTheSea_05.07.26



SPECIAL EVENT APPLICATION

We are thrilled you are interested in hosting your event with the
Town of Lauderdale-By-The-Sea!

PRIVATE EVENT	SPECIAL EVENT
Application due at least 30 days prior to event date	Application due at least 60 days prior to event date
Event anticipates 25 guests or more	Any event being advertised to the general public.
NOT being advertised to the general public	

Late application fees will apply if submitted within the designated submission window.

Special Event Applications must go before the Commission for final approval. You will be notified when your application has been approved by staff and has been assigned to a commission meeting agenda. While not mandatory, attendance at your designated meeting is recommended.

This application can be found on our website at www.lbts-fl.gov/town/docs.htm. We ask that you please complete the application and return to events@lbts-fl.gov.

An application is considered complete when:

- All applicable sections of the application are completed.
- Detailed site map is included.
- Application fee of \$125* has been paid (*or late fee if applicable).

If the applicant is seeking sponsorship / co-sponsorship from the Town of Lauderdale-By-The-Sea, a Statement of Benefit is required by Town Code and shall be included with your application.

Please keep in mind – Turtle Nesting Season runs March 1st through October 31st. If any activities are to take place on the sand, the Event organizers shall ensure a minimum buffer of 10 feet is kept clear around any marked turtle nests, or any areas that appear to be a new nest. All activity is to stay away from active nests. No holes are to be dug in the sand west of the high tide line.

For any questions, please reach out to the Events & Marketing Manager.

We look forward to assisting you!

Katie Anderson
Events & Marketing Manager
katiea@lbts-fl.gov • 954-640-4209



SPECIAL EVENT APPLICATION

EVENT DETAILS

Name of Event: Wellness by the Sea: Nurses Edition

New Event: X **Returning Event:** _____

Day(s) + Date(s) of Event: May 7th, 2026

Proposed Location of Event: El Prado Park

How many total people do you anticipate onsite at any peak time?

Participants: 50 **Spectators:** 5 **Volunteers:** 0

ACTIVITY	DAY	TIME
Start of Setup:	Thursday, May 7, 2026	6:00 am
Start Time of Event:	Thursday, May 7, 2026	7:00 am
EVENT	Thursday, May 7, 2026	7:00 am - 11:00 am
End Time of Event:	Thursday, May 7, 2026	11 am
Cleanup Completed By:	Thursday, May 7, 2026	12 pm

HOST OR SPONSORING ORGANIZATION

Name: MEDS CLINIC (Mind's Eye Day Spa Inc's DBA)

Address: 242 A Commercial Blvd Lauderdale-by-the-Sea

Is applicant a non-profit organization (501 (c) (3)? _____ YES x _____ NO

TENTS, CANOPIES, STAGES, BLEACHERS

Tents are generally defined as temporary structures having two or more sidewalls or drops.

A canopy is a tent without sides.

All tents or canopies larger than 120 sq. feet, multiple canopies without separation, and stages require a building permit. The use of tents or larger canopies requires approval of the Fire Marshal and are required to have building permits obtained via the LBTS building department prior to the event.

Manufacturer's labels are required to be attached to tents and canopies.

Rental agencies shall provide documentation of the flame spread labeling of 25 or less submitted with the application.

Stages and bleachers shall include product approvals that are supplied by the manufacturer.

Indicate if any of the following will be assembled at the event and include locations on your site map. Please list sizes and numbers of each:

Tents: _____

Canopies: 1 (10ft x 10 ft)

Stages: _____

Bleachers: _____

Size & Load Max: _____

UTILITIES

All utilities requirements shall be approved by the Director of Development Services and the Fire Marshal prior to application submission to the Town Commission. Depending on location of the event, electric and/or water may be available from the Town for a fee.

All electrical requests shall meet the requirements of the Florida Building Code with final approval from the Town's Building Official at least 30 days prior to the event.

Will any electrical equipment be installed in conjunction with the Special Event (i.e. lighting, outlets for cooking, etc.)?

_____ YES x _____ NO

If the event requires the following on public property, list what equipment is to be installed and locations (include voltage, amperage, and phases of wiring) as well as vendor name providing the equipment.

_____ Electrical Power: _____

_____ Water: _____

_____ Gas, Propane, BBQ Grills, Generators: _____

_____ Fuel Storage: _____

SIGNAGE

All signage should be included in the application. Information about signage shall include location, colors, size, and number of signs. Indicate signs to be placed in any right of way that directs traffic to the event. Signage is subject to approval and shall not be installed without permission.

Are you requesting permission to erect signage for this event?

☒ YES ☐ NO

If yes, please describe: 18" x 24" yard sign with sign stakes. Image attached.

RESTROOMS

Permit holder is required to obtain written approval from Town establishment if said establishment is allowing participants to use their restroom facilities.

Number of additional Town restrooms being provided: _____

(Please include on site plan)

TRAFFIC CONTROL / STREET CLOSURES

Street closures may be required at the Permit Holder's expense.

Are you requesting that any public streets be closed for the event?

☐ YES ☒ NO

If yes, please indicate the streets and times the closure is being requested:

Are you requesting the reservation of any Town parking spaces for the event?

☐ YES ☒ NO

If yes, please indicate which and how many spaces are being requested:

All parking fees are to be paid at least 30 days prior to the event.

VEHICLES

Are you requesting permission to drive or park on Town grounds?

_____ YES ☒ NO

If yes, please indicate the type(s) of vehicles, locations, and times that are being requested:

Permit Holder shall be responsible for any damage to Town property.

OFF DUTY POLICE / CODE COMPLIANCE OFFICERS

Off duty police are required, at the Permit Holder's expense, for street closures, events with alcohol or large crowds, as determined by the Broward Sheriff's Office. Large events may require a Code Compliance officer to ensure compliance with Town's codes.

Do you anticipate needing off duty police officers for your event?

_____ YES ☒ NO

Do you anticipate needing code compliance officers for your event?

_____ YES ☒ NO

ALCOHOL

State license is required to be submitted to the Town at least 30 day prior to the event.

Are you planning on selling alcoholic beverages at the event?

Please note beverage stations on site map.

_____ YES ☒ NO

If yes, has a liquor permit been obtained by the State of Florida?

_____ YES _____ NO

Contact information for all license holders who will be providing alcohol:

FEES

Are there any fees or donations that will be collected on site from participants or spectators?

_____ YES ☒ _____ NO

If yes, please describe: _____

CONCESSIONS

Are you planning to have any kind of concessions? _____ YES ☒ _____ NO

If yes, has the Florida Health Department approved the food vending site plans?

_____ YES _____ NO

Is the food provided by a nonprofit organization? _____ YES _____ NO

Is the food: _____ Free of charge? _____ For sale?

Do all food vendors have a temporary food service permit? _____ YES _____ NO

Please list the type(s) of food that will be served: _____

Are you requesting any of the following types of cooking equipment to be used on site?

- | | | |
|--|--|---------------------------------------|
| ☐ Charcoal Grills | ☐ Fryers | ☐ Open Fires |
| ☐ Propane Grills | ☐ Smokers | ☐ Hoods |
| ☐ Concession Trailers | ☐ Warmers | ☐ LP Tanks |
| ☐ Sterno | ☐ Refrigerators | ☐ Other: _____ |

SALE OF MERCHANDISE

Are you requesting approval to offer other items for sale at the event?

☒ _____ YES _____ NO

If yes, please describe: water, t-shirts, yoga mats

ANIMALS

Any exhibition or similar undertaking in which animals are required to participate in performance for the amusement or entertainment of an audience is subject to Town Commission approval.

Are animals included in your event? _____ YES ☒ NO

If yes, please describe: _____

FIREWORKS

Fireworks require a separate approval process and application.

Are you requesting approval to discharge fireworks at the event?

_____ YES ☒ NO

RIDES

Rides or other amusement may require a State of Florida inspection. Copies of contracts with any providers of rides, mechanical devices, and amusements shall be submitted to the Town at least 30 days prior to the event.

Are rides included in your event? _____ YES ☒ NO

(i.e. mechanical, electrical, inflatable, bounce houses, slides, etc.)

If yes, please describe: _____

VENDORS

A list of all vendors with the company name is required for initial approval and a final list is required at least 30 days prior to event and subject to approval (please add on a separate page).

FIRE WATCH / EMS ONSITE

If required by the Fire Marshal, the applicant shall provide a fire watch and / or an EMS Crew during the event. Large events or those using combustible materials shall require qualified stand-by personnel and the appropriate equipment, the cost of which is at the responsibility of the Permit Holder.

I understand that Fire Watch or EMS Services may be required at the Event's expense

Initial: TES _____

NO BALLOONS RELEASED

When balloons are released over the ocean, they become a major source of pollution and significantly increase the mortality rate among sea turtles, birds, and other marine life. To help reduce the threats caused by balloons, I agree that there will be no balloons at this event and that I have been informed that the release of balloons is illegal under Florida Statute 379.233. Failure to abide by this requirement will result in the cancellation of the current event and denial of future special event permits.

I agree no balloons will be released.

Initial: TES

INSURANCE

Insurance requirements differ depending on the type of event and if alcohol is served.

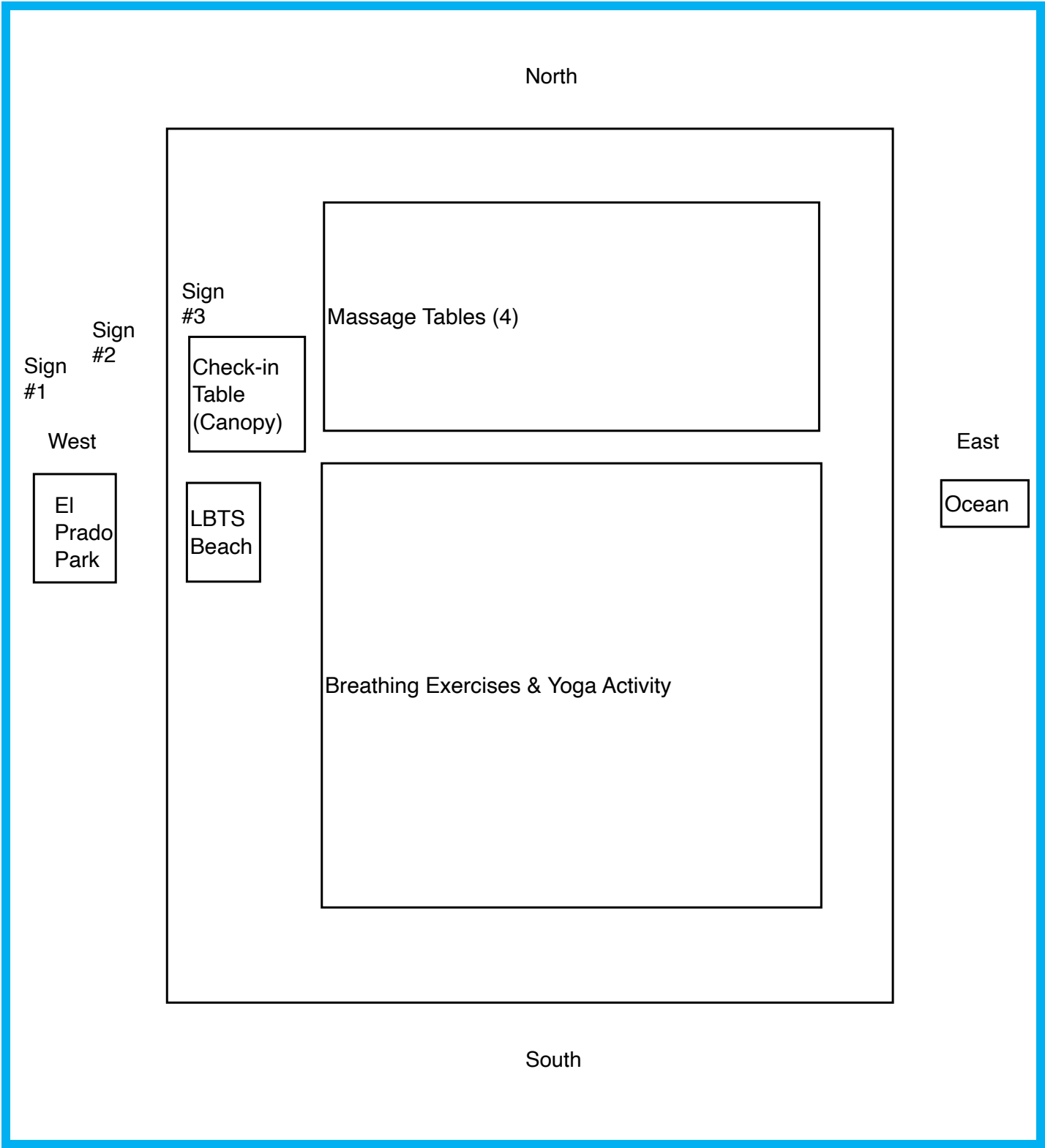
For events not serving alcohol and without fireworks, the Applicants shall provide a Certificate of Liability Insurance written in comprehensive form naming the Town as additional insured in the amount of \$1,000,000 per occurrence and \$2,000,000 general aggregate for property damage with thirty days' written notice required for cancellation.

Certificate of Liability Insurance naming the Town as additional insured is required from all Event businesses, promoters, and other related event planners.

An approved form of a Certificate of Liability Insurance may be required with your Application for approval by the Town Commission and / or shall be provided to the Town at least 30 days prior to the event date.

DETAILED SITE PLAN

A detailed map of the event site identifying locations of each of the items mentioned in the above application must be drawn or attached here with your application submission.



PERMISSION OF THE PROPERTY OWNER

Applicant's and Property Owners Certification

An event held on property that is not owned by the applicant requires the permission of the property owner, which is granted by having the property owner sign this special event application.

By signing this event application, the petitioner agrees to all terms, conditions, and indemnification in this application, and understands that this application or the approval of this event application by the Town Commission does not grant any permission to violate any laws, ordinances, or statutes.

Additions and/or revisions to this application must be submitted in writing.

<i>Applicant</i>	<i>Property Owner</i>
I understand the Town's requirements to hold a special event and the information provided in this application is complete to the best of my knowledge.	I give the applicant permission to use my/our property for the proposed special event and I understand the Town's requirements to hold a special event and the information given by the applicant is complete to the best of my knowledge.
Applicant's Signature (required):  Date: 04/2/2026	Property Owner's Signature (required): Date:
Applicant (Print information below) Name: Tarvehale Saunders Title: CWO Organization: MEDS CLINIC (dba for Mind's Eye Day Spa) Telephone: 954 - 652-1852 Email: tarvehale.saunders@gmail.com	Property Owner (Print information below) Name: Title: Organization: Telephone: Email:
STATE OF FLORIDA: COUNTY OF BROWARD:	STATE OF FLORIDA: COUNTY OF BROWARD:
SWORN TO AND SUBSCRIBED BEFORE ME, a Notary Public of the State of Florida, by _____ who is personally known to me / provided _____ as identification and who did / did not take an oath.	SWORN TO AND SUBSCRIBED BEFORE ME, a Notary Public of the State of Florida, by _____ who is personally known to me / provided _____ as identification and who did / did not take an oath.
My Commission Expires: _____ Notary Public, State of Florida	My Commission Expires: _____ Notary Public, State of Florida

APPLICANT’S CERTIFICATION

By signing this event application, the petitioner agrees to all terms, conditions, and indemnifications in this application, and understands that this application or the approval of this event application by the Town Commission does not grant any permission to violate any laws, ordinances, or statutes.

Additions and / or revisions to this application shall be submitted in writing.

I understand the Town’s requirements for park use and the information provided in this application is complete to the best of my knowledge.


Applicant’s Signature

April 2, 2026
Date

Tarvehale Saunders
Applicant’s Printed Name

954-652-1852
Telephone

A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, ADOPTING AN UPDATED FEE SCHEDULE FOR SPECIAL EVENTS, AND OTHER USE OF PUBLIC PROPERTIES, BY AMENDING THE FEES RELATED TO SPECIAL EVENTS, PARK USES, AND STREET PERFORMERS; PROVIDING FOR CONFLICT, SEVERABILITY, AND FOR AN EFFECTIVE DATE.

WHEREAS, on September 23, 2014, the Town Commission adopted Resolution 2014-30, amending the Development Review Permit and License Fee Schedule to consolidate fees and include missing fees; and

28 **WHEREAS**, on February 10, 2015, the Town Commission adopted Resolution 2015-05,
29 which included fees related to Medical Marijuana Permits, Street Performers and Vending
30 pursuant to Ordinances 2014-15, 2015-01, and 2015-02, respectively; and

31 **WHEREAS**, Resolution 2015-05 also updated the Development Review Permit and
32 License Fee Schedule to establish additional fees for permits or reviews which require Town staff
33 and resources; and

34 **WHEREAS**, Resolution 2015-19 updated Development review fee schedule; and

35 **WHEREAS**, Resolution 2016-20 further updated the Development review fee
36 schedule; and

37 **WHEREAS**, Resolution 2016-35 moved the fee schedules from Development to
38 Administration for Special Events, Park Use Permits, Vending, Street Performing, and New Racks,
39 and included in the fee schedule the plazas and pavilion, while also updating when payment of
40 fees or monies are due to the Town; and

41 **WHEREAS**, Resolution 2017-06 updated Fee Schedule related to use of Jarvis Hall, and
42 adopt limitations on the frequency of the use of Jarvis Hall; and

43 **WHEREAS**, pursuant to Section 1-13 of the Lauderdale-By-The-Sea Code of Ordinances,
44 the Town Commission desires to further amend the Fee Schedule for Special Events and Other
45 Use of Public Properties by amending the fees related to Special Events, Park Uses, Street
46 Performers; and

47 **WHEREAS**, the Town Commission finds it to be in the best interest of the Town and its
48 citizens to adopt an updated Fee Schedule for Special Events and Other Use of Public Properties
49 that amends the fees related to Special Events, Park Uses, and Street Performers, and adopts the
50 fees as set forth in this Resolution.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF
THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA:**

Section 1. **Recitals.** Each “WHEREAS” clause set forth is true and correct and incorporated herein by this reference.

Section 2. **Fees.** The Fee Schedule for Special Events and Other Use of Public Properties, which includes the fees for the use of Jarvis Hall and the Plazas, is hereby amended as follows ¹:

<u>Special Event, Park Use, and Street Performing Fee Schedule for Special Events and Other Use of Public Properties</u>		
The following is applicable to all <u>special events</u> and <u>other use of public properties</u> park use permits: 1. All applicants must abide by the conditions set forth in their permit, including but not limited to fees, deposits, insurance requirements, solid waste plan, and police, fire or EMS detail. 2. All fees, including any monies owed the Town must be paid before the event or park permit is issued. 3. All estimated fees or costs from Town or BSO shall be paid at least two weeks prior to the event date. Any additional costs incurred will be deducted from the event deposit or is due when invoiced. 4. Depending on the nature and size of the event, a deposit may be required as determined by the Town Manager.		
	Type of Activity, Permit or License	Fee
1. Chapter 14.3 – Parks A Park Permit is required for groups of 25 people plus or when a specific area is reserved. A Park Use Permit may not be approved if submitted within 14 business days of a proposed event. Private event in a park or at the beach where the public is not invited:		
1.1	Single day event, less than 25 people: No reserved area Reservation of a specific area.	No permit required <u>\$100125</u>
1.3	Single day event, 25 people + with or without reserved area.	<u>\$100125</u>
1.4	Multi-day event	<u>\$100125</u> Permit Fee plus an impact

¹ Text shown in underline reflects text or new or revised fees. Text shown in ~~strikethrough~~ reflects deleted text or fee amounts.

Special Event, Park Use, and Street Performing
Fee Schedule for Special Events and Other Use of Public
Properties

1.5	One day event (local or non-local user) that charges admission or registration or sell commercial products or services.	fee set by the Town Manager based on the activity, number of attendees, and impact on the facility
2. Chapter 14.5 - Street Performing		
2.1	Street performing annual permit fee	\$50
3. Chapter 17 - Special Events		
3.1	Special Event Application Fee See also use fees. See 3.2 For events hosted by a businesses with less than 15 employees in the Commercial District along Commercial Boulevard from A1A to West Tradewinds Application filed within 30 days of an event will not be accepted.	
	1. A volunteer event that provides direct benefits to the LBTS community. (examples: beach clean-up, Easter egg hunt, free yoga and meditation, etc.)	-0- (Town Manager may authorize an application to be accepted within 30-days of the event)
	2. Submitted at least 60 days in advance of the proposed event date	<u>\$100</u> <u>125</u>
	3. Submitted between 59 days and 30 days prior to the event PLUS any costs related to special processing of the processing of the application.	<u>\$250</u> <u>275</u> Plus costs, not to exceed \$1,500.
	4. A recurring event within a 6 month period	<u>\$500</u> <u>525</u>
	5. A recurring event within a 12 month period (for example, once a week or once a month).	\$800
	6. An event that has been advertised prior to Commission approval.	\$250 in additional to the application fee
	7. Semi-public business events that use private or public property with less than 50 people at any one time.	<u>\$50</u> <u>75</u> Event may be approved by the Town Manager
	8. Events (local and non-local user)that charges admission or registration or sell commercial products or services	Set by the Town Manager based on purpose, number of attendees, and impact on the facility
3.2	Special Event Application Fee for West Commercial Business District Commercial District events may be approved by the Town Manager if the event is consistent with the Commission's policy direction on special events and meets the following criteria:	

Special Event, Park Use, and Street Performing Fee Schedule for Special Events and Other Use of Public Properties

1. Less than 75 people at any time 2. Located along Commercial Boulevard from Seagrape to West Tradewinds The \$2550 electrical use fee will be waived for usage of one 20-amp outlet at event Application filed within 30 days of an event will not be accepted.	
1. Submitted at least 60 days in advance of the proposed event date	\$2025
2. Submitted between 59 days and 30 days prior to the event PLUS any costs related to special processing of the processing of the application.	\$5060 Plus costs, not to exceed \$1,500.
3. A recurring event within a 12 month period (for example, once a week or once a month).	\$15 per event day
4. An event that has been advertised prior to Commission approval.	\$250 in additional to the application fee
5. Events that charges admission or registration or sell commercial products or services	Set by the Town Manager based on purpose, number of attendees, and impact on the area.

60

3.3	Special Event Use Fees for Road Closures and El Mar Median Lane Parking The following use fees are in addition to the Special Event Application Fee, but may be modified or waived by the Town Commission upon a finding that the applicable event will provide a public benefit.		
	Event Conditions:	Road Closure	El Mar Median Lane Parking
	1. Private or public business events that use public property with less than 50 people at any one time.	N/A	N/A
	2. Less than 100 people	\$100 <u>125</u> per day	N/A
	3. 101 - 200 people	\$200 <u>225</u> per day	\$250 <u>275</u>
	4. More than 200 people	Set by Commission based on purpose, number of attendees, and impact	
	5. Events (local or non-local user) that charges admission or registration or sell commercial products or services	Set by Commission based on purpose, number of attendees, and impact.	

61

4. Chapter 17 - Jarvis Hall

User	Deposit	Rental Fee	Rental Policy (1) (2)
4.1. LBTS Resident (household)	\$100	\$-0-	Limit of 4 rentals in a twelve month period.
4.2. LBTS civic association, charity, community group, or non-profit organization.	\$100	\$-0-	Limit of 16 rentals in a twelve month period, which normally will be one per month plus special events.
4.3. LBTS Business	\$100	\$-0-	Limit of 3 rentals in a twelve month period.
4.4. Governmental entity or agency	\$-0-	\$-0-	As approved by the Town Manager
4.5. Out-of-Town charitable or non-profit	\$-0-	\$100 per day	Limit of 3 rentals in a twelve month period.
4.6. Non-Resident	\$300	\$200 for up to 3 hours, then \$50 per hour	Limit of 3 rentals in a twelve month period.
4.7. Out-of-Town Business	\$300	\$300 for up to 3 hours, then \$50 per hour	Limit of 3 rentals in a twelve month period.
4.8. Additional Service such as special set-ups, opening and closing services outside of business hours, or staffing at event.	Prepaid or charged to deposit	Actual cost determined by the Town Manager.	
4.9 Events (local or non-local user) that charge admission or registration or sell commercial products or services.	TBD	Set by the Town Manager based on purpose, number of attendees, and impact on the facility.	
(1) Each rental or event is limited to 3 consecutive days, which includes move in and move out. Upon the Applicant demonstrating a valid reason, or if required by the Town, the Town Manager may approve minor logistical changes, including but not limited to additional time for set-up and breakdown of events, that are consistent with the Town Code and the Town Commission’s policy direction on the use of Jarvis Hall.			
(2) A rental application denied by the Town Manager may be appealed to the Town Commission.			

62

5. Use of the Dunes Plaza, Connie Hoffmann Plaza or Beach Pavilion Plaza

General philosophy: The Dunes Plaza, Connie Hoffmann Plaza and Beach Pavilion (“**The Plazas**”) are the premier public spaces in Town and were built for the enjoyment of our residents and visitors. They are available for events that are open to the general public or are of significant benefit to the Town. The Use Fees are set so the users bear the costs related to their events, rather than the Town subsidizing those events.

Generally, The Plazas will not be rented for events that are not open to the general public, although it is understood that there may be uses that require an admission fee or cost to the public.

The Town Commission may authorize the private use of one or more plaza by a user for an event that is deemed to be of significant benefit to the Town. (Example: a party hosted by the Town and the Convention & Visitors’ Bureau whose purpose is to showcase the Town to visiting travel agents or dignitaries).

Potential use on holidays.

- a. The Town Commission will decide in advance if they will make a plaza available for use by a Town commercial businesses or Town-based non-profit organizations on specific holidays.
- b. On those holidays the Commission designates, the Town will accept proposals for use six months in advance of the holiday and determine which proposals best fit the image and goals of the Town. After the Commission ranks the proposals in preferred order, staff will negotiate rental fees with the first ranked proposer and bring them back to the Commission for approval.
- c. The same business or non-profit organization may not rent the same space on a specific holiday two years in a row if another business or non-profit wants the opportunity. The Town Manager will determine whether others are interested in the opportunity, based on whether she or he has received written notice of such interest from an eligible business or organization no later than seven months prior to the holiday.

Use on the same day as a special event. Rentals will not be considered on days or evenings of Special Events if the Town Manager determines that a conflict would occur.

Sales. There will be no sales during an event except for 1) food products provided to the attendees, 2) items sold at a charity event, or, 3) hand-made artisan products.

Cancellation: The Town Commission reserves the right to cancel the rental up to 90 days in advance.

The following use fees apply, but may be modified or waived by the Town Commission upon a finding that the applicable event will provide a public benefit.

5.1	Advanced Advertising. An event that was advertised prior to receiving Commission approval	\$500 plus the application fee and use fee(s).
5.2	Plaza Event Application Fee (does not include Use Fee(s))	\$100 if filed at least 60 days in advance of the proposed event date. \$250 if submitted between 59 days and 30 days prior to the event AND any cost recovery fees for the costs for Town staff (including police and fire services) and any consultant time attributable to the processing of the application, not to exceed \$1,500.

Plaza Use Fees Are in addition to the Event Application Fees listed above. The use fee is per plaza. If an organization wants to utilize more than one plaza for their event, they must pay for each space. Use of the plazas as part of a larger special event are subject to the plaza use fees, in addition to the any other Special Event Use Fee, but may be waived or modified by the Town Commission upon a finding that the applicable event will provide a public benefit. Application filed within 30 days of an event date will not be accepted. A Deposit may be required and will be set by the Town Manager based on purpose, number of attendees, and impact on the facility.		
5.3	LBTS businesses (limited to 4 rentals per year per business)	\$850 per day per plaza
5.4	LBTS-based charity or non-profit organization (limited to 2 rentals per year per organization)	\$215 per day per plaza
5.5	Out-of-Town 501C Registered Non-Profit or Tax Exempt Organization (limited to 1 rental per organization per year)	\$425 per day per plaza

Section 3. Conflict. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. Severability. If any clause, section or other part of this Resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and shall in no way affect the validity of the other provisions of this Resolution.

Section 5. Effective Date. This Resolution shall become effective immediately upon its passage. The increased fees set forth herein related to Special Events, Park Uses, and Street Performers shall apply to all new requests submitted after the passage and adoption of this Resolution.

PASSED AND ADOPTED this 27th day of August 2024.



Mayor Edmund Malkoon

Attest:

APPROVED AS TO FORM:

83 *Katrina Adler*
84 Town Clerk, Katrina Adler
85
86
87 (CORPORATE SEAL)

Susan L. Trevarthen
Susan L. Trevarthen, Town Attorney





TOWN OF LAUDERDALE-BY-THE-SEA SPECIAL EVENT PERMIT

PERMIT HOLDER INFORMATION

NAME / ORGANIZATION:	MEDS Clinic	REPRESENTATIVE:	Tarvehale Saunders
STREET ADDRESS:	4855 NW 57 th Court	CITY, STATE, ZIP:	Tamarac, FL 33319
PHONE NUMBER (S):	954-240-9047	EMAIL:	Tarvehale.saunders@gmail.com

DATE AND LOCATION OF EVENT

TYPE OF EVENT:	Wellness Event	DATE(S) OF EVENT:	Thursday, May 7, 2026
HOUR(S) OF EVENT:	7:00 AM – 11:00 AM	ADDRESS / LOCATION OF EVENT:	El Prado Park

DESCRIPTION OF EVENT:

Health + Wellness Event

WELLNESS BY THE SEA THURSDAY, MAY 7, 2026	
Start of Setup:	6:00 AM
Event Start:	7:00 AM
Event Ends:	11:00 AM
Cleanup Completed:	12:00 PM

SPECIAL CONDITIONS

The EVENT was approved by Town Commission on April 14, 2026 with the following conditions:

1. All applicable fees pertaining to this event have been paid– \$250.00 late application fee.
2. Marine Turtle Protection: If any of the activities take place on the beach sand, the Event organizers shall ensure a minimum buffer of 10 feet is kept clear around any marked sea turtle nests, or any areas that appear to be a new nest. All proposed event activities will stay clear of all active nests. No activities adjacent to a nest that might directly or indirectly disturb the area within the staked circle. No holes are to be dug in the sand west of the high tide line.
3. Road Closures, Lane Closures, and Parking Spaces:
 - a. Parking will operate according to normal parking regulations.



TOWN OF LAUDERDALE-BY-THE-SEA SPECIAL EVENT PERMIT

4. Setup:
 - a. Tables, chairs, stage, equipment, etc. shall not interfere with pedestrian walkways, ingress or egress.
 - b. Sidewalks next to the Event site and within the Event shall remain open and clear for pedestrian traffic.
 - c. The Event shall be organized in a safe manner to protect attendees. All electric cords and similar material shall be covered to not pose a hazard to the public or event staff.
 - d. A 10' x 10' canopy can be set for event check-in.
5. Broward Sheriff Office (BSO):
 - a. BSO shall specify the number of detail officers needed for traffic and crowd control. The Permit Holder shall contract with BSO directly for the necessary BSO personnel within ten (10) days of receiving event approval.
 - b. BSO shall approve the Event's traffic plan, if one is required.
6. Signage
 - a. Yard signs designating the event location are permitted within the park.
7. The Event and its approved sound systems will be operated so as not to violate the Town's code, including section 13-6, Noise Limitation.
8. A clean up deposit may be imposed, based on the final Site Plan, and due two weeks prior to the Event. Clean up fee starting at \$150 will be charged if the area is not cleaned to the Town's standards by 9:00 a.m. the day of the Event.
9. Final Site Plan must be presented to Town Staff for approval at least 48 hours in advance of the Event. The Permit Holder shall arrange for an inspection of the event site to occur two hours before the start of the event. This inspection shall include Town's Event Manager or designee, and the Event's dedicated on-site representative for the purpose of ensuring the event is organized in a safe manner.
10. The cost of any inspections or work required by Town Staff after normal working hours will be billed to the Event and must be paid within two weeks of invoice date.
11. Insurance:
 - a. At least thirty (30) days prior to the Event, the Permit Holder shall provide a Certificate of Liability written in comprehensive form naming the Town as additional insured in the amount of:
 - \$1,000,000 per occurrence and \$2,000,000 general aggregate for bodily injury; and
 - \$1,000,000 per occurrence and \$2,000,000 general aggregate for property damage with thirty (30) days written notice for cancellation
 - b. No required policy shall have a deductible or self-insurance retention greater than \$15,000
 - c. All policies must be issued by companies authorized to do business in the State of Florida and rated A- or better per Best's Key Rating Guide, latest edition. The



TOWN OF LAUDERDALE-BY-THE-SEA SPECIAL EVENT PERMIT

certification of insurance will provide for the Town to receive 30 days' written notice prior to any cancellation, non-renewal or material change in the coverage provided, unless the insurance company refuses to provide such notice, as evidenced by affidavit of the policy holder or written documentation from the insurance company. In any event, the EVENT will be held responsible for providing the Town notice of any change in insurance coverage. The Town shall be named as an additional insured on all required insurance policies, and an endorsement reflecting this requirement will be issued as part of any required policies. Failure to comply with these requirements will justify a denial, suspension or revocation of the requested approval by the Interim Town Manager or designee.

12. In the event that control of any applicable event or activity, by contract or other arrangement, becomes the responsibility of a party other than the Event (the "Subcontractor"), the Subcontractor shall be required to meet the insurance and indemnification requirements of set forth in the Permit and this Approval, under which the EVENT is applying, as if they were the Event and will be held responsible for compliance with the Town Code as if the Subcontractor for the Event.
13. In the event that insurance certificates, licenses and other material requirements are not provided by the required dates, the approval for the Event shall expire unless the Town Manager finds there are extenuating circumstances that the Event sponsors have cured or can immediately cure without compromising the health, welfare and safety of the citizens of the Town of Lauderdale-By-The-Sea and those attending the Event, without increasing the administration costs of the Town.
14. The Event shall owe no monies to the Town at the time of the event or have any code citations or violations. There shall be no code violations or monies due such as fines, fees, taxes or other charges, permits or licenses outstanding or owed to the Town by the current or past property owners or operators of the Event unless all monies due are paid, permits/paperwork received, and code issues resolved 14 days prior to the Event.
15. The Town Manager may suspend permission for this event or require changes in the site plan due to conflicting activities, failure of the Event to comply with the terms and conditions of the Town's event permit, for health or safety issues, or for the best interests of the Town.
16. The Town Manager may approve minor logistical changes that are consistent with the Commission's policy direction on special events if deemed necessary by the Town or upon the EVENT proposing a valid reason.
17. Permission for the Event may be suspended or modified by the Commission, Town Manager, or designated Staff.
18. The Town Manager or onsite Town representative may terminate the Event or Event's participation due to the Event not complying with the terms and conditions of the Town's event permit, for health or other safety reasons.



TOWN OF LAUDERDALE-BY-THE-SEA SPECIAL EVENT PERMIT

19. If any Condition is not met by the EVENT, the Town may charge a \$500 fee for each occurrence of a violation of these Conditions.

DOCUMENTS AND PERMITS REQUIRED

Insurance Needed

SIGNATURES REQUIRED

PERMIT HOLDER: I agree to comply with all conditions of this permit	
SIGNATURE OF PERMIT HOLDER:	DATE:
 TARVEHALE SAUNDERS PRINTED NAME	

TOWN REPRESENTATIVE:	
SIGNATURE:	DATE:
 KATIE ANDERSON, EVENTS & MARKETING MANAGER PRINTED NAME & AFFILIATION TO EVENT	

TOWN REPRESENTATIVE:	
SIGNATURE:	DATE:
 COURTNEY EASLEY, ASSISTANT TO TOWN MANAGER PRINTED NAME & AFFILIATION TO EVENT	



Town Commission Agenda Item Report

Meeting Date: April 14, 2026

Submitted By: Chris Lips, Public Works Director

Submitting Department: Public Works

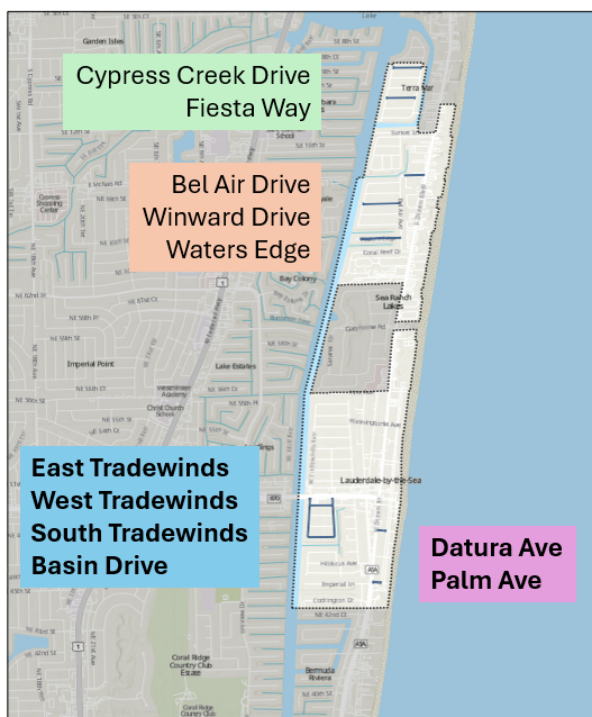
Item Type: Resolution

Agenda Section: RESOLUTIONS – PUBLIC COMMENTS

Subject Title: RESOLUTION 2026-12: A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING A PIGGYBACK AGREEMENT WITH JANICE M. RILEY, INC., D/B/A THE PAVING LADY, FOR PAVEMENT RESURFACING AND DRAINAGE REPLACEMENT SERVICES, UTILIZING THE TERMS AND CONDITIONS OF THE CITY OF HOLLYWOOD CONTRACT AWARDED PURSUANT TO INVITATION TO BID NO. IFB-116-23-OT; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Explanation: As part of the FY26 Capital Improvement Plan, the Commission authorized staff to initiate a paving program. Based on the pavement rating study and visual inspections, staff recommends repaving the following roadways this year:

- Cypress Creek Drive
- Fiesta Way
- Bel Air Drive (from A1A west to the gate)
- Winward Drive
- Waters Edge
- East Tradewinds (South of Commercial Blvd)
- West Tradewinds (South of Commercial Blvd)
- South Tradewinds
- Basin Drive (Between East and West Tradewinds)
- Datura Avenue (from A1A east to El Mar)
- Palm Avenue
- Pipe Repairs and Pavement Restoration on Tropic Isles



The project includes the removal and replacement of existing pavement, as well as re-striping. It also includes the replacement of a damaged storm drainage pipe on Tropic Isles.

Section IV.E of the Town Purchasing Manual authorizes the Town to utilize the competitive bid process of another government entity as an exception to the formal bidding requirements, a practice commonly referred to as “piggybacking.” On January 17, 2024, the City of Hollywood entered into a contract with The Paving Lady pursuant to Bid No. IFB-116-23-OT (the “Hollywood Contract”) for repairs and maintenance for city facilities, roadways, and streets.

The Hollywood Contract has a three (3) year term, effective January 17, 2024, through January 17, 2027, with the option to renew for two (2) additional one (1) year terms. The total project cost is \$363,680.67. A total of \$400,000 is budgeted in the Capital Improvement Fund under account (300-576138-500630), “Roadway Paving and Refurbishment.” The remaining balance of approximately \$36,300 will be used to repair dips in the asphalt roads around the Town.

Recommendation: Approve Resolution 2026-12 authorizing a piggyback agreement with The Paving Lady for pavement resurfacing services, utilizing the City of Hollywood’s Bid No. IFB-116-23-OT for the repair and maintenance of city facilities, roadways, and streets.

Exhibits:

1. Resolution 2026-12 - Approving A Piggyback Agreement With The Paving Lady (2026)
2. Piggyback Agreement - Paving Lady
3. FY26 Paving Lady Quote
4. City of Hollywood Resolution No. R-2024-028

RESOLUTION NO. 2026-12

A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING A PIGGYBACK AGREEMENT WITH JANICE M. RILEY INC. DBA THE PAVING LADY FOR PAVEMENT RESURFACING AND DRAINAGE REPLACEMENT SERVICES, UTILIZING THE TERMS AND CONDITIONS OF THE CITY OF HOLLYWOOD CONTRACT AWARDED PURSUANT TO INVITATION TO BID NO. IFB-116-23-OT; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE PIGGYBACK AGREEMENT; PROVIDING FOR IMPLEMENTATION AND FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lauderdale-By-The-Sea (the “Town”) desires to obtain pavement resurfacing and drainage replacement services to enhance infrastructure within the Town (the “Services”); and

WHEREAS, the City of Hollywood (the “City”) entered into an agreement with Janice M. Riley Inc. d/b/a The Paving Lady (the “Contractor”), pursuant to the City’s Invitation to Bid No. IFB-116-23-OT for the Services; and

WHEREAS, consistent with the terms and pricing of the City of Hollywood Contract, The Paving Lady has provided the Town with a quote to perform the Services (the “Project”), in an amount not to exceed \$400,000.00 (the “Quote”); and

WHEREAS, the Town desires to enter into an agreement, in substantially the form attached hereto as Exhibit “A,” with the Contractor utilizing the same or better terms and conditions as the Hollywood Agreement (the “Piggyback Agreement”); and

WHEREAS, Section IV.E. “Cooperative Purchasing (Piggybacking)” of the Town’s Purchasing Manual provides that purchases made under the provisions of another government’s

purchasing contracts shall be exempt from the competitive bidding requirements provided that certain criteria set forth are all satisfied; and

WHEREAS, Town Staff recommends that the Town Commission approve and authorize the Piggyback Agreement with the Contractor for the Services; and

WHEREAS, in accordance with Section IV.E. of the Town's Purchasing Manual, the Town Commission desires to approve the Piggyback Agreement with the Contractor, in substantially the form attached hereto as Exhibit "A," and authorize the Town Manager to execute the Piggyback Agreement; and

WHEREAS, the Town Commission deems it to be in the best interests of the Town to approve and authorize the Piggyback Agreement with the Contractor, utilizing the Hollywood Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA:

Section 1. Recitals. Each "WHEREAS" clause set forth is true and correct and herein incorporated by this reference.

Section 2. Approval of Agreement. The Town Commission hereby approves the Piggyback Agreement with the Contractor for the Services.

Section 3. Authorization to Execute Agreement. The Town Manager is hereby authorized to execute the Piggyback Agreement with the Contractor for the provision of the Services, attached hereto as Exhibit "A," together with such non-substantial changes as are deemed necessary by the Town Manager and approved as to form and legal sufficiency by the Town Attorney.

Section 4. Authorization to Implement. The appropriate Town officials are authorized to execute all necessary documents and to take any necessary action to effectuate the intent of this Resolution.

Section 5. Effective Date. This Resolution shall become effective immediately upon its passage.

PASSED AND ADOPTED this _____ day of _____, 2026.

Mayor Edmund Malkoon

Attest:

Melissa Vasami, Town Clerk

APPROVED AS TO FORM:

Susan L. Trevarthen, Town Attorney

**TOWN OF LAUDERDALE-BY-THE-SEA AGREEMENT WITH JANICE M. RILEY INC.
DBA THE PAVING LADY
(Piggyback Competitive Award)**

This Agreement is made this ____ day of _____, 2026 (the "Effective Date") between the Town of Lauderdale-By-The-Sea, a municipal corporation organized and existing under the laws of the State of Florida and whose address 4501 North Ocean Drive, Lauderdale-By-The-Sea, FL 33308 (the "Town"), and Janice M. Riley Inc. dba The Paving Lady (the "The Paving Lady"), whose address is 1000 W Industrial Ave, Boynton Beach FL 33426.

WITNESSETH

WHEREAS, the Town wishes to enter into an agreement with Contractor (this "Agreement") to obtain pavement resurfacing and drainage replacement services to enhance infrastructure within the Town (the "Services"); and

WHEREAS, the parties wish to incorporate the terms and conditions of the solicitation and contractual arrangement between the City of Hollywood (the "City") and the Contractor as set forth in the City's Invitation to Bid No. IFB-116-23-OT, attached hereto and incorporated herein as Exhibit "1" (the "Hollywood Agreement"); and

WHEREAS, the parties wish to incorporate the terms and conditions of the solicitation and Hollywood Agreement, except as otherwise modified herein; and

WHEREAS, the Town Procurement Manual authorizes the Town to select and contract through the use of the competitive bid process of another government entity as an exception to the otherwise required formal bidding process; and

NOW THEREFORE, in consideration of the mutual covenants set forth in this Agreement, the receipt and sufficiency of which is acknowledged, the parties agree as follows:

Section 1. Contract Terms. The terms and conditions of the Hollywood Agreement, attached hereto as Exhibit "1," is incorporated as though fully set forth herein. In the event of conflict between or among this Agreement and the terms and conditions of the Hollywood Agreement, the order of priority shall be: this Agreement, and the Hollywood Agreement.

The following additional provisions are included:

- A. The "Town of Lauderdale-By-The-Sea" and "the Town" shall be deemed substituted for "the City of Hollywood" with regard to any and all provisions of the Hollywood Agreement, including by example, and not limitation, with regard to bond requirements, insurance, indemnification, licensing, termination, default and ownership of documents, which is incorporated herein by this reference. All recitals, representations, and warranties of Contractor made in the Hollywood Agreement, including Contractor's proposal, are restated as if set forth fully herein, made for the benefit of the Town, and incorporated herein.
- B. The Town shall compensate the Contractor pursuant to the rates set forth in the Contractor's quote, attached hereto as Exhibit "2," in an amount not to exceed \$400,000.00
- C. This Agreement shall be construed in accordance with and governed by the laws of the State of Florida. Venue for any litigation arising out of this Agreement shall be proper exclusively in Broward County, Florida.
- D. Public Records
 - 1. Contractor shall comply with Chapter 119, Florida Statutes, as applicable, and shall comply with the following:
 - 2. Contractor agrees to keep and maintain public records in Contractor's possession or control in connection with Contractor's performance under this Agreement. Contractor additionally agrees to comply specifically with the provisions of Section 119.0701, Florida Statutes. Contractor shall ensure that public records that are exempt or confidential and exempt from public records disclosure requirements are not disclosed, except as authorized by law, for the duration of the Agreement, and following completion of the Agreement until the records are transferred to the Town.
 - 3. Upon request from the Town's custodian of public records, Contractor shall provide the Town with a copy of the requested records or allow the records to be inspected or copied within a reasonable time at a cost that does not exceed the cost provided by Chapter 119, Florida Statutes, or as otherwise provided by law.
 - 4. Unless otherwise provided by law, any and all records, including but not limited to reports, surveys, and other data and documents provided or created in connection with this Agreement are and shall remain the property of the Town.
 - 5. Upon completion of this Agreement or in the event of termination by either party, any and all public records relating to the Agreement in the possession

of the Contractor shall be delivered by the Contractor to the Town Manager, at no cost to the Town, within seven (7) days. All such records stored electronically by Contractor shall be delivered to the Town in a format that is compatible with the Town's information technology systems. Once the public records have been delivered upon completion or termination of this Agreement, the Contractor shall destroy any and all duplicate public records that are exempt or confidential and exempt from public records disclosure requirements.

6. Any compensation due to Contractor shall be withheld until all records are received as provided herein. **IF THE CONTRACTOR HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLORIDA STATUTES, TO THE CONTRACTOR'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS AGREEMENT, CONTACT THE CUSTODIAN OF PUBLIC RECORDS AT townclerk@lauderdalebytheseafl.gov, OR BY MAIL: Town Clerk, Town of Lauderdale-By-The-Sea, 4501 Ocean Drive, Lauderdale-By-The Sea, Florida 33308.**

Refusal of the Contractor to comply with the provisions of this Section shall be grounds for immediate termination for cause by the Town of this Agreement.

E. Scrutinized Companies

1. Contractor certifies that it and its subcontractors are not on the Scrutinized Companies that Boycott Israel List. Pursuant to Section 287.135, F.S., the Town may immediately terminate this Agreement at its sole option if the Contractor or its subcontractors are found to have submitted a false certification; or if the Contractor, or its subcontractors are placed on the Scrutinized Companies that Boycott Israel List or is engaged in the boycott of Israel during the term of this Agreement.
2. If this Agreement is for more than one million dollars, the Contractor certifies that it and its subcontractors are also not on the Scrutinized Companies with Activities in Sudan, Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List, or engaged with business operations in Cuba or Syria as identified in Section 287.135, F.S. Pursuant to Section 287.135, F.S., the Town may immediately terminate this Agreement at its sole option if the Contractor, its affiliates, or its subcontractors are found to have submitted a false certification; or if the Contractor, its affiliates, or its subcontractors are placed on the Scrutinized Companies with Activities in Sudan List, or Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List, or engaged with business operations in Cuba or Syria during the term of this Agreement.

3. The Contractor agrees to observe the above requirements for applicable subcontracts entered into for the performance of work under this Agreement.
4. As provided in Subsection 287.135(8), F.S., if federal law ceases to authorize the above-stated contracting prohibitions, then they shall become inoperative.

F. ETHICS

1. Contractor warrants and represents that its employees shall abide by the Code of Ethics for Public Officers and Employees, Chapter 112, Florida Statutes.
2. No officer or employee of the Town, during his or her term of employment or for one year thereafter, shall have any interest, direct or indirect, in this Agreement or the proceeds thereof. Any subcontractors hired by the firm must also adhere to this policy and it must be included in their contracts as well.
3. No vendor shall give, solicit for, deliver or provide a campaign contribution directly or indirectly to a candidate, or to the campaign committee of a candidate, for the offices of Mayor or Commissioner.
4. Compliance with Applicable Law: Contractor covenants to promptly comply with all applicable federal, state, county, and municipal laws, ordinances, regulations, and rules relating to the Services to be performed hereunder and in effect at the time of performance. Contractor covenants that it will conduct no activity or provide any service that is unlawful or offensive.

G. INSURANCE

Contractor shall submit certificate(s) of insurance evidencing the required coverage and specifically providing that the Town are named as additional insureds with respect to the required coverage. In the event the insurance certificate provided indicates that the insurance shall terminate and lapse during the term of this Agreement, then Contractor shall furnish, at least thirty (30) calendar days prior to expiration of the date of the insurance, a renewed certificate of insurance as proof that equal and like coverage and extension is in effect.

All insurance policies required of the Contractor shall be written by a company with a Best's rating of B+ or better and duly authorized and licensed to do business in the State of Florida and be executed by duly licensed managers upon whom service of process may be made in Broward County, Florida. The Town may accept coverage

carriers having lower Best's ratings upon review of financial information concerning Contractor and the insurance carrier.

Contractor shall maintain in full force and effect throughout the contract the following types and limitations of insurance coverage:

- 1. Comprehensive General Liability Insurance** - \$1,000,000 combined single limit of insurance per occurrence and \$2,000,000 in the general aggregate for Bodily Injury and Property Damage and \$2,000,000 general aggregate for Products/Completed Operations, Comprehensive General Liability insurance shall include endorsements for property damage; personal injury; contractual liability; completed operations; products liability and independent contractors coverage.
- 2. Workers' Compensation Insurance** – Statutory.
- 3. Comprehensive Automobile Liability Insurance** - \$1,000,000 combined single limit of insurance per occurrence for Bodily Injury and Property Damage; \$1,000,000 Hired & Non Owned Auto Liability.

H. INDEMNIFICATION

Contractor shall defend, indemnify, and hold harmless the Town, its officers, agents and employees, from and against any and all demands, claims, losses, suits, liabilities, causes of action, judgment or damages, arising out of, related to, whether directly or indirectly, or any way connected with Contractor's performance or non-performance of any provision of this Agreement, including, but not limited to, liabilities arising from contracts between the Contractor and third parties for work or materials required under or related to this Agreement. Contractor shall reimburse the Town for all its expenses including reasonable attorneys' fees and costs incurred in and about the defense of any such claim or investigation and for any judgment or damages arising out of, related to, whether directly or indirectly, or in any way connected with Contractor's performance or non-performance of this Agreement. The provisions of this section shall survive termination of this Agreement. Nothing in this Agreement shall be deemed or treated as a waiver by the Town of any immunity to which it is entitled by law, including but not limited to the Town's sovereign immunity as set forth in Section 768.28, Florida Statutes.

I. NONCOERCIVE CONDUCT AFFIDAVIT.

Pursuant to Section 787.06, Florida Statutes, a nongovernmental entity executing, renewing, or extending a contract with a governmental entity is required to provide an affidavit, signed by an officer or a representative of the nongovernmental entity under penalty of perjury, attesting that the nongovernmental entity does not use coercion for labor or services as defined in Section 787.06(2)(a), Florida Statutes. By entering into this Agreement, the Contractor acknowledges that it has read Section 787.06, Florida

Statutes, and will comply with the requirements therein, and has executed the required affidavit attached hereto and incorporated herein.

J. PROHIBITION ON CONTRACTING WITH ENTITIES OF FOREIGN COUNTRIES OF CONCERN.

If this contract contemplates the Town giving access to an individual's personal identifying information, then the following applies:

1. Pursuant to Section 287.138, Florida Statutes, a governmental entity may not accept a bid on, a proposal for, or a reply to, or enter into, a contract with an entity which would grant the entity access to an individual's personal identifying information unless the entity provides the governmental entity with an affidavit signed by an officer or representative of the entity under penalty of perjury attesting that the entity does not meet any of the criteria of Section 287.1838, Florida Statutes. By entering into this Agreement, the Contractor acknowledges that it has read Section 287.138, Florida Statutes, and will comply with the requirements therein, and has executed the required affidavit attached hereto and incorporated herein.

Section 2. Notice. Notice hereunder shall be provided in writing by certified mail, return receipt requested, or customarily used overnight transmission with proof of delivery, to the following parties, with mandatory copies as provided below:

For Town: Town Manager
Town of Lauderdale-By-The-Sea
4501 North Ocean Drive
Lauderdale-By-The-Sea, FL 33308

Copy to: Town Attorney
Town of Lauderdale-By-The-Sea
4501 North Ocean Drive
Lauderdale-By-The-Sea, FL 33308

For Contractor: Mauro Comuzzi, President
Janice M. Riley Inc. dba The Paving Lady
1000 W. Industrial Ave
Boynton Beach, FL 33426

Section 3. Severability. This Agreement sets forth the entire agreement between Contractor and the Town with respect to the subject matter of this Agreement. This Agreement supersedes all prior and contemporaneous negotiations, understandings

and agreements, written or oral, between the parties. This Agreement may not be modified except by the parties' mutual agreement set forth in writing and signed by the parties.

Section 4. Waiver of Jury Trial. The Town and Contractor knowingly, irrevocably, voluntarily and intentionally waive any right either may have to a trial by jury in state and or federal court proceedings in respect to any action, proceeding, lawsuit or counterclaim based upon this Agreement or arising out of, under, or in connection with the services performed hereunder, or any course of conduct, course of dealing, statements or actions or inactions of any party hereto.

IN WITNESS WHEREOF, the parties hereto have accepted, made and executed this Agreement upon the terms and conditions above stated on the day and year first above written.

TOWN:

TOWN OF LAUDERDALE-BY-THE-SEA

Ken Rubach, Town Manager

Date:_____

CONTRACTOR:

JANICE M. RILEY INC. DBA
THE PAVING LADY

Date:_____

Attest: _____
Melissa Vasami, Town Clerk

APPROVED AS TO FORM:

Susan L. Trevarthen, Town Attorney

**AFFIDAVIT ATTESTING TO
NONCOERCIVE CONDUCT FOR LABOR OR SERVICES**

Effective July 1, 2024, Section 787.06, Florida Statutes, a nongovernmental entity executing, renewing, or extending a contract with the Town is required to provide an affidavit, signed by an officer or a representative of the nongovernmental entity under penalty of perjury, attesting that the nongovernmental entity does not use coercion for labor or services as defined in Section 787.06(2)(a), Florida Statutes.

By signing below, **I hereby affirm under penalty of perjury that:**

1. I have read Section 787.06, Florida Statutes, and understand that this affidavit is provided in compliance with the requirement that, upon execution, renewal, or extension of a contract between a nongovernmental entity and the Town, the nongovernmental entity must attest to the absence of coercion in labor or services.
2. I am an officer or representative of _____, a nongovernmental entity.
3. _____ does not use coercion for labor or services as defined in the relevant section of the law.

OATH OR AFFIRMATION

State of Florida
County of _____

Sworn to (or affirmed) and subscribed before me by means of ☐ physical presence or ☐ online notarization, this ____ day of _____, 20____, by _____
(name of person) as _____ (type of authority) for
_____ (name of party on behalf of whom instrument is executed).

Notary Public (Print, Stamp, or Type as
Commissioned)

Personally known to me; or

Produced identification (Type of Identification: _____)

Did take an oath; or

Did not take an oath

**AFFIDAVIT REGARDING PROHIBITION ON CONTRACTING WITH
ENTITIES OF FOREIGN COUNTRIES OF CONCERN**

Pursuant to Section 287.138, Florida Statutes (which is expressly incorporated herein by reference), the Town may not knowingly enter into a contract with an entity which would give access to an individual's personal identifying information if (a) the entity is owned by the government of a foreign country of concern; (b) the government of a foreign country of concern has a controlling interest in the entity; or (c) the entity is organized under the laws of or has its principal place of business in a foreign country of concern.

This affidavit must be completed by an officer or representative of an entity submitting a bid, proposal, or reply to, or entering into, renewing, or extending, a contract with the Town which would grant the entity access to an individual's personal identifying information.

1. _____ ("entity") does not meet any of the criteria in paragraphs (2)(a)-(c) of Section 287.138, F.S.

OATH OR AFFIRMATION

State of Florida

County of _____

Sworn to (or affirmed) and subscribed before me by means of ☐ physical presence or ☐ online notarization, this ____ day of _____, 20____, by _____ (name of person) as _____ (type of authority) for _____ (name of party on behalf of whom instrument is executed).

Notary Public (Print, Stamp, or Type as
Commissioned)

____ Personally known to me; or
____ Produced identification (Type of Identification: _____)
____ Did take an oath; or
____ Did not take an oath



The Paving Lady

ASPHALT SERVICES PROPOSAL

Prepared for:

Lauderdale by the Sea - 2026 Paving and Drainage

SOUTH FLORIDA'S TOP PAVING COMPANY SINCE 1985

ROAD SOLUTIONS
CUSTOM MADE
FOR YOU





PROJECT SCOPE & PRICING TABLE

TO: TOWN OF LAUDERDALE BY THE SEA ADDRESS: 4501 N OCEAN DR LAUDERDALE BY THE SEA, FL 33308	Contact: Leroy Chasmer Email: leroyc@lauderdalebythesea-fl.gov Phone: (954) 275-0908
PROJECT NAME: Lauderdale by the Sea - 2026 Paving and Drainage PROJECT LOCATION: 4501 North Ocean Drive Lauderdale-by-the-Sea, FL 33308	ACCOUNT MANAGER: Steve Cherry BID NUMBER: [Bid_Number__c] BID DATE: 3/17/2026

Mill and pave the following roadways at 1". Fiesta Way, Cypress Creek, Water's Edge, Windward, Datura (A1A to El Mar), Palm, Bel Air (A1A to Gate), East Tradewinds Ave South of Commercial Blvd only, West Tradewinds Ave South of Commercial Blvd only, South Tradewinds Ave, and the section of Basin Dr between East and West Tradewinds.

Pipe repair on Tropic Isles.

Pricing is based on City of Hollywood Blanket Purchase Agreement PA600836 unit pricing.

Name	Price	Qty	Unit	Subtotal
Pay Item 3 - Type I Barricade - 14 Days	\$24.00	152	EA	\$3,648.00
Pipe repair - 40 LF of 12" HDPE, including plugging, dewatering, connections, backfill and compaction, and sod restoration.	\$42,486.86	1	LS	\$42,486.86
Pay Item 36 - Pot Hole Repair 251+ SF - For Pipe Repair	\$14.00	400	SF	\$5,600.00
Pay Item 16 - Mill asphalt 1" Avg - 10,000 SY+	\$3.00	21045	SY	\$63,135.00
Pay Item 7 - 1" Asphalt Type SP 9.5 - 250 TN+	\$160.00	1158	TN	\$185,280.00
Pay Item 10 - 6" Solid Striping (Paint)	\$1.05	3116	LF	\$3,271.80
Pay Item 12 - 12" Solid Striping (Paint)	\$2.00	230	LF	\$460.00
Pay Item 14 - 24" Solid Striping (Paint)	\$2.50	362	LF	\$905.00
Pay Item 17 - Arrow (Paint)	\$70.00	3	EA	\$210.00



Pay Item 3 - 6" Solid Striping (Thermoplastic)	\$1.90	3116	LF	\$5,920.40
Pay Item 5 - 12" Solid Striping (Thermoplastic)	\$6.40	230	LF	\$1,472.00
Pay Item 14 - 24" Solid Striping (Thermoplastic)	\$7.50	362	LF	\$2,715.00
Pay Item 17 - Arrow (Thermoplastic)	\$120.00	3	EA	\$360.00
Pay Item 18 - Lettering per letter	\$195.00	4	EA	\$780.00
GENERAL CONDITIONS - 15%	\$47,436.61	1	LS	\$47,436.61

Total \$363,680.67

Payment Terms
Net 30

Initials _____



TERMS & CONDITIONS

1. **THE CONTRACT.** The Proposal/Contract represents the entire and integrated agreement between the parties and supersedes prior negotiations, representations or agreements, either written or oral. The Contract may be amended or modified only by a written modification. **No work will be scheduled without a signed proposal and a deposit.**
2. **MATERIAL PRICING:** Due to the volatility of the market, material price increases are subject to change up to and including the day of commencement of work on your project. This proposal reflects material pricing as of the date noted on this proposal.
3. **OWNER'S RIGHT TO PERFORM CONSTRUCTION AND TO AWARD SEPARATE CONTRACTS.** The Owner shall ensure that its own forces shall coordinate and cooperate with the Contractor and its subcontractors. Costs caused by delays or by improperly timed activities or defective construction relating to the Owner's own forces shall be borne by the Owner.
4. **WARRANTY.** The materials and labor which make up the Work are warranted by Contractor from workmanship and materials defect for a period of one (1) year from the date of completion. The Contractor's warranty excludes remedy for damage or defect caused by abuse, alterations to the Work not executed by the Contractor, improper or insufficient maintenance, improper operation, or normal wear and tear and normal usage. Without limiting the generality of the foregoing, the warranty set forth herein shall not in any way apply to any damage or defect caused by fire or damages caused by acts of God, nor shall it apply to improper building and/or maintenance of the subject Property's signs, or any other structures/components, unless installed as part of this Contract. Any work done or attempted to be done upon the subject site by anyone other than Contractor or by Contractor's subcontractor or by anyone directly or indirectly employed by any of them shall void the warranty provided for herein and Contractor shall be released from any of its obligations hereunder. The warranty provided hereunder is made expressly for the benefit of the Owner and is thus not transferable to any other individual or entity. The warranty obligation hereunder shall not exist or apply until Owner has paid Contractor in full for every invoice submitted to Owner, including the final invoice, and the Contract sum is thus paid in full.
5. **NO INTERFERENCE.** Owner agrees not to interfere with any of Contractor's workmen on the job site and further agrees that all matters pertaining to Work will be taken up by Owner directly with Contractor. It is mutually agreed that no verbal request will be honored or accepted by Contractor and further agreed that oral representation cannot be relied upon as completely stating the representation of Contractor.
6. **CONTRACTORS'S RIGHT TO PHOTOGRAPH WORK.** Owner shall permit Contractor or person(s) employed or engaged by Contractor, without compensation or consideration to Owner, to take photographs at the project site of both completed work and work in progress, for purposes including, but not limited to, publication in newspapers, magazines, and other print media, use in broadcast media, publication via the Internet, and use in marketing materials used by Contractor. Such photographs and any accompanying descriptions shall not identify Owner or the property address of the project without the express written consent of Owner.
7. **CHANGES IN THE WORK.** All change orders and adjustments or modifications to the Contract shall be in writing, signed by both Owner and Contractor and subject to the terms and conditions of this Contract. Any written, signed change order shall be a modification of this Contract and thus become incorporated into this Contract as if originally attached hereto. Otherwise, no changes (except emergency work necessary to protect life or property) shall be made without a written change order which shall include Owner's agreement to any extra charges and extensions of time. In the event that Contractor makes any change to protect life or property, and no written change order has been executed, Owner shall compensate Contractor for all expenses in connection with said change at cost plus 20% overhead and profit. All approved change orders will be paid at the completion of said change order and shall not delay the payment of the original contract sum.
8. **TIME.** If the Contractor is delayed at any time in progress of the Work by changes ordered in the Work, or by labor disputes, fire, unusual delay in deliveries, unavoidable casualties or other causes beyond the Contractor's control, the Contract Time shall be subject to equitable adjustment.
9. **PROGRESS PAYMENTS.** Within ____ days after the Contractor has submitted its invoice or Application for Payment, the Owner shall make payment in the manner provided in the Contract Documents. A Certificate for Payment, a progress payment, or partial or entire use or occupancy of the Project by the Owner shall constitute acceptance of Work in accordance with the requirements of the Contract Documents.
10. **SUBSTANTIAL COMPLETION.** Substantial Completion is the stage in the progress of the Work when the Work or designated portion thereof is sufficiently complete in accordance with the Contract Documents so the Owner can occupy or utilize the Work for its intended use. When the Contractor determines that the Work is substantially complete, in its sole discretion, the Contractor shall so notify the Owner. Warranties required by the Contract Documents shall commence on the date of Substantial Completion of the Work. Within 5 days of Contractor's achieving substantial completion of the Work, the Owner or its architect shall prepare and submit to Contractor a single "punch list" of corrective and completion work for Contractor to complete. In the event that Owner fails to list an item in the punch list, Owner waives its right to demand Contractor perform any repair or correction as to such omitted item. Owner shall not be entitled to withhold final payment due to incomplete punch list work.
11. **FINAL COMPLETION AND FINAL PAYMENT.** Within ____days of receipt of Contractor's notice of substantial completion, Owner shall deliver final payment to Contractor.

Initials _____



TERMS & CONDITIONS

12. **DISPUTES.** The Contract shall be governed by the laws of the State of Florida. The venue of any litigation arising out of this Agreement shall be the county in which the project site is located. In the event of any dispute in connection with this Agreement, the prevailing party shall be entitled to recover reasonable attorneys' fees and costs, whether suit be instituted or not, including "fees for fee," incurred in connection with proving the amount of fees to which the prevailing party is entitled.
13. **TERMINATION OF THE CONTRACT** If the Owner fails to make payment as provided herein or otherwise violates or breaches the terms of this Contract, the Contractor may terminate the Contract and recover all resulting damages from the Owner, including, but not limited to payment for Work executed including reasonable overhead and profit, and costs incurred by reason of such termination.
14. This proposal is based on work being completed during the hours of 7:00 am and 5:00 pm, Monday through Friday (excluding holiday and weekends) unless otherwise stated in contract.
15. Any punch list items must be submitted in writing. No repairs or changes, including those requested by the city or municipality will be made until 90% of the contract amount has been paid.
16. Any changes to this proposal without prior approval from The Paving Lady will void this proposal. All changes must be initialed by both parties. If The Paving Lady does not initial changes, original prices will be stated in proposal.
17. When this form is signed by Customer and an officer of The Paving Lady it becomes a contract and customer agrees to pay for work completed, at the contract terms. Should a dispute arise between contractor and client, it will be negotiated in arbitration and mediation. Customer agrees to pay interest at a rate of 1.5% per month from date of completion on the unpaid balance. In addition, client shall pay all legal costs and expenses including reasonable attorney's fees, if not resolved in mediation.
18. All deposits are non-refundable upon cancellation of contract by client for any reason.
19. If customer cancels the project for any reason, any permit/procurement fees incurred will be paid by owner.
20. Any vehicles not removed from designated work areas will be towed at owner's expense. Contractor is not responsible for any damage to vehicles or personal property left in designated work areas.
21. Permit fees are not included in this proposal. All permit fees will be billed at actual cost. Permit fees to be invoiced immediately upon accrual. Project will not be scheduled until all permit fees are paid in full.
22. Permit procurement fees will be billed as follows. Dade County \$750.00, Broward, Palm Beach and Martin Counties \$500.00.

ASPHALT PAVING AND PATCHING CONDITIONS

1. Contract contingent upon property representative meeting with sales representative to agree on scope of work.
2. Contractor not responsible for the existing conditions of car stops and adhesion of new paint. We suggest you scrape and/or pressure clean them prior to start of asphalt work.
3. **Patching-** Price is based on the specified thickness in the scope section of the proposal. If existing asphalt is thicker than proposed thickness additional material and labor cost will be incurred. Owner agrees to pay patching over-runs at \$350.00 per ton. TPL will provide photo documentation and asphalt plant tickets as verification.
4. **Paving** - Owner agrees to pay asphalt over-runs at \$165.00 per ton.
5. **Leveling** - Prior to overlay and/or after milling, leveling may be required and is not included in this proposal. Owner agrees to pay leveling at \$190.00 per ton.
6. Contractor not responsible for pre-existing water problems. Milling, overlay or patching will not guarantee the elimination of pre-existing standing water or drainage problems.
7. Contractor not responsible for pre-existing sub-surface conditions.
8. Due to the condition of existing asphalt, we cannot warranty against reflective cracking.
9. New asphalt pavement is subject to scuffing and marking until cured.
10. Contractor not responsible for damage to landscaping, irrigation, utilities, or the condition of trees, after the saw cutting and patching process when repairing root damage. TPL is responsible only for the removal of roots within the asphalt area. Owner is responsible for root removal and continuous pruning outside the asphalt area.
11. Surveying, testing, as-builts, layout, landscaping, irrigation, electrical, de mucking, demolition, clearing, grubbing and tree removal are not included.
12. Additional paving mobilization charge of \$7,500.00 will be billed to the owner for the following:
 - a. Parked Vehicles in the designated work area.
 - b. Changes to approved schedule without written consent of contractor
 - c. Excess water due to irrigation not being turned off prior to our arrival
 - d. Delays caused by other contractors hired by owner or other residents.
13. Hourly costs for delays caused by the customer will be incurred at a rate of \$300/hour for Patching services. Delays include, but are not limited to, vehicles obstructing the work area, active sprinklers, other subcontractors hired by the customer, and changes to the schedule that are not communicated prior to The Paving Lady being on site.
14. Hourly costs for delays caused by the customer will be incurred at a minimum rate of \$700/hour for Paving services, with final rates based on materials and trucking contracted per job. Delays include, but are not limited to, vehicles obstructing the work area, active sprinklers, other subcontractors hired by the customer, and changes to the schedule that are not communicated prior to The Paving Lady being on site.

Initials _____



TERMS & CONDITIONS

SEALCOATING & STRIPING CONDITIONS

1. Contract contingent upon property representative meeting with sales representative to agree on scope of work.
2. Contractor not responsible for the existing conditions of car stops and adhesion of new paint. We suggest you scrape and/or pressure clean them prior to start of asphalt work.
3. Handicap stalls are being re-striped per existing format, liability will not be assumed, and we make no claim that they are in current compliance with local, county, state or federal ADA codes.
4. Contractor is not responsible for premature wearing of sealer in areas that hold water. Water from irrigation may cause staining of sealer but this will fade with time.
5. Contractor cannot warranty sealer in areas of heavy oil damaged asphalt.
6. Sealcoating will not eliminate cracking in the asphalt. Existing cracks will be visible after sealcoating is completed.
7. During the initial curing period, sealcoat is susceptible to power steering and traffic scuff marks. These will fade with time.
8. Owner agrees to have sod or other landscaping on the edge of pavement trimmed prior to our arrival. Contractor cannot be held responsible for sealer on sod or other landscaping directly adjacent to our work. Due care will be given.
9. Owner agrees to have irrigation turned off 24hrs prior to our arrival. Irrigation should be turned off during the entire duration of the project and a minimum of 48 hrs. after completion.
10. Additional sealcoating or striping mobilizations will result in a charge of \$1,750 that will be billed to the owner for the following:
 - a. Parked vehicles in the designated work area.
 - b. Changes to approved schedule without written consent of contractor.
 - c. Excess water due to irrigation not being turned off prior to our arrival.
 - d. Delays caused by other contractors hired by owner or other residents.
11. Hourly costs for delays caused by the customer will be incurred at a rate of \$250/hour for Sealcoat services. Delays include, but are not limited to, vehicles obstructing the work area, active sprinklers, other subcontractors hired by the customer, and changes to the schedule that are not communicated prior to The Paving Lady being on site.

ACCEPTED: The above prices, specifications and conditions are satisfactory and hereby accepted.	CONFIRMED:
Buyer: Leroy Chasmer Signature: Date of Acceptance:	The Paving Lady Authorized Signature: President: <i>Mauro Comuzzi</i>

Site Contact Name & Phone #:

Site Contact Email:

Billing Contact Name & Phone #:

Billing Contact Email:

RESOLUTION NO. R-2024-028

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE BLANKET PURCHASE AGREEMENTS WITH BASILE USA, LLC, JANICE M. RILEY, INC., D/B/A THE PAVING LADY, AND THE STOUT GROUP, LLC FOR REPAIRS AND MAINTENANCE FOR CITY FACILITIES, ROADWAYS AND STREETS IN AN ANNUAL AMOUNT UP TO \$3,500,000.00.

WHEREAS, the Departments of Public Works, Public Utilities, and Development Services (Engineering) are responsible for properly maintaining and repairing City facilities, buildings, garages, roadways, City infrastructure, and streets; and

WHEREAS, the City has over 85 buildings, structures, and underground water/sewer lines that are aging and require ongoing repair and maintenance; and

WHEREAS, the City is responsible for over 400 miles of roadways and streets that are heavily traveled by residents, commuters, and tourists that require constant repair and maintenance; and

WHEREAS, due to the continued need for repairs and maintenance for City facilities, roadways, streets and infrastructure, Invitation for Bids Number IFB-116-23-OT was advertised online via OpenGov.com on August 22, 2023; and

WHEREAS, on September 21, 2023, IFB-116-23-OT was closed, and three bids were received from the following firms:

1. Basile USA, LLC
2. Janice M. Riley, Inc., d/b/a The Paving Lady
3. The Stout Group, LLC ; and

WHEREAS, Department of Public Works and the Office of Procurement and Contract Compliance staff thoroughly evaluated the submitted bids in accordance with Section 38.43(F) of the City's Procurement Code, and Basile USA, LLC, Janice M. Riley, Inc., d/b/a The Paving Lady, and The Stout Group, LLC were all determined to be responsive and responsible bidders; and

WHEREAS, upon review of the proposals, Public Works Department staff evaluated the scope and fee of the proposals and determined that the negotiated fees are fair and reasonable and in accordance with industry standards; and

WHEREAS, The Director of Public Works determined that a per unit price, as opposed to a total price for the overall project, would be more cost effective and in the best interest of the City; and

WHEREAS, Basile USA, LLC, Janice M. Riley, Inc., d/b/a The Paving Lady, and The Stout Group, LLC will be used on an as-needed basis for Citywide plumbing, electrical, roadway, street, and infrastructure repairs; and

WHEREAS, on November 6, 2023, a Notice of Intent to Award was posted on the City's website and on OpenGov.com, and resulted in no bid protests; and

WHEREAS, the Director of Public Works, Director of Public Utilities, and Deputy Director of Development Services (Engineering) recommend that the City Commission approve and authorize the appropriate City officials to execute multiple Blanket Purchase Agreements with the three qualified firms, Basile USA, LLC, Janice M. Riley, Inc., d/b/a The Paving Lady, and The Stout Group, LLC to provide repairs and maintenance for City facilities, roadways, streets and infrastructure; and

WHEREAS, the period of performance during for the desired services will be for an initial term of three years with two, one-year options to renew with the three qualified firms for an annual amount up to \$3,500,000.00; and

WHEREAS, award is subject to the City receiving all insurance required along with endorsements to be approved by the City's Risk Manager or designee, along with signed statements of Hold Harmless and Indemnity to the City; and

WHEREAS, a portion of the funding for this service is available in the FY 2024 Operating Budget and FY 2024 Capital Improvement Plan in account numbers:

001.500302.54100.531170.000000.000.000;
001.500303.51900.546350.000000.000.000;
001.500304.51900.546350.000000.000.000;
334.149901.54100.563010.001240.000.000;
336.149901.54100.563010.001240.000.000;
334.149901.51900.563010.001292.000.000;
336.149901.51900.563010.001603.000.000;
442.400201.53600.546350.000000.000.000;
443.410101.53800.552240.000000.000.000;
442.400601.53600.546350.000000.000.000;
442.400602.53600.546350.000000.000.000;
442.400603.53600.546350.000000.000.000 and
442.400604.53600.531170.000000.000.000, and will be budgeted in subsequent fiscal years' operating budgets subject to approval and adoption by the City Commission.

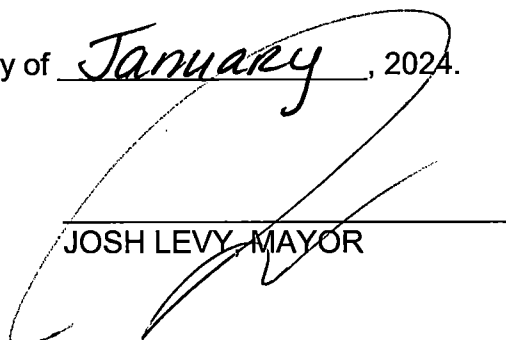
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the execution, by the appropriate City officials, of the attached Blanket Purchase Agreements with Basile USA, LLC, Janice M. Riley, Inc., d/b/a The Paving Lady, and The Stout Group, LLC, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this 17 day of January, 2024.



JOSH LEVY, MAYOR

ATTEST:



PATRICIA A. CERNY MMC
CITY CLERK

APPROVED AS TO FORM:



DOUGLAS R. GONZALES
CITY ATTORNEY



Blanket Purchase Agreement PA600837

Supplier Details:

Company The Stout Group
Contact Joey Sanchez
Address 10850 NW 138th - Unit 3
Hialeah Gardens, FL 33018

Submit your response to:

Company City of Hollywood, FL - Public Works Administration
Contact Kroll, Joseph
Address 1600 South Park Road
Hollywood FL 33020
Phone
Fax
E-mail jk99529@gmail.com

Dear Vendor:

This is to inform you that the City of Hollywood, Florida is entering a Blanket Purchase Agreement with your Company based on the following:

Formal Bid IFB-116-23-OT

DRAFT



Blanket Purchase Agreement PA600837

Agreement	PA600837
Creation Date	04-JAN-2024
Revision	0
Agreement Amount	1,166,666.66 USD

VENDORS MUST INCLUDE THE CITY'S PURCHASE ORDER NUMBER ON ALL INVOICES. PLEASE SUBMIT ALL INVOICES TO ACCOUNTSPAYABLE@HOLLYWOODFL.ORG.

OR
Mail To

City of Hollywood
Accounts Payable, Room 119
P.O. Box 229045
Hollywood, FL 33022-9045

Supplier **The Stout Group**
10850 NW 138th - Unit 3
Hialeah Gardens, FL 33018

Notes

Customer Account Number	Supplier Number	Payment Terms	Freight Terms	FOB
	101506	Net 30	None	Destination
Start Date	End Date	Shipping Method		

Initial Award Term	01/17/2024	01/16/2027
First Renewal Period	01/17/2027	01/16/2028
Second Renewal Period	01/17/2028	01/16/2029
Third Renewal Period		
Fourth Renewal Period		

Attachments			
Type	File Name or URL	Title	Description

Line	Item	UOM	Price	Expiration Date
1	Per the pricing and services on IFB-116-23-OT for Repairs and Maintenance for City Facilities, Roadways and Streets		0.00	

Attachments			
Type	File Name or URL	Title	Description



Blanket Purchase Agreement PA600837

TERMS AND CONDITIONS

The following Terms and Conditions are applicable to this order entered into by and between the City of Hollywood (referred to as Buyer) and Vendor (referred to as Seller).

MODIFICATIONS

This purchase order form and any other document pertaining to this transaction which has been acknowledged in writing by the Director is a complete and exclusive statement of this order. Accordingly no modification or amendment shall be binding upon the Buyer unless signed by the Director. The City Attorney has approved these standard terms and conditions as to form and legality. Accordingly no modification of these terms and conditions shall be binding upon buyer unless they are endorsed and approved by the City Attorney. In the event of a conflict between these terms and conditions and any other document pertaining to the transaction covered by this order, these terms and conditions shall prevail.

ASSIGNMENT

Any assignment of this order or the performance of work hereunder, in whole or in part, is prohibited.

EXCUSABLE DELAYS

The Buyer may grant additional time for any delay or failure to perform hereunder if the delay will not adversely impact the best interests of the Buyer and is due to causes beyond the control of to Seller. Such grant must be in writing and made part of the order.

DEFAULT

In the event of default by the Seller, Buyer may procure the articles or services covered by this order from other sources and hold to Seller responsible for any excess costs occasioned thereby, in addition to all other available remedies at law or equity.

TERMINATION

Buyer, acting through its City Manager or his/her designee, reserves the right to terminate this order in whole or in part for default (a) if Seller fails to perform in accordance with any of the requirements of this order or (b) If Seller becomes insolvent or suspends any of its operations or if any petition is filed or proceeding commenced by or against Seller under any State or Federal Law relating to bankruptcy, reorganization, receivership or assignment for the benefit of creditors. Any such termination will be without liability to Buyer except for completed items delivered and accepted by the Buyer. Seller, will be liable for excess costs of reprocurement.

F.O.B.

In those cases where F O.B. point is not Destination, Seller is required to prepay freight charges and list separately on invoice. Collect shipments will not be accepted.

TERMS

By accepting this order, the Seller agrees that payment terms shall be Net 30 unless otherwise stated.

INVOICING

Seller must render original invoice to the City of Hollywood, Department of Financial Services, P.O. Box 229045, Hollywood, Florida 33022-9045.

TAX

The City of Hollywood is exempt from Federal and State taxes for tangible personal property. Sellers doing business with the City, which are not otherwise exempt, shall not be exempt from paying sales tax to their suppliers for materials to fulfill contractual obligations with the City, nor shall any Seller be authorized to use the City Tax Exemption Number in securing such materials.

RESPONSIBILITY

Responsibility will not be accepted for any goods delivered or services performed unless covered by a duly signed and authorized City of Hollywood order, issued by the Procurement Services Division.

ACCEPTANCE

Seller's acceptance of this order will be presumed unless Seller acknowledges exception, in writing, to Buyer within ten (10) calendar days after date of order.

DELIVERIES

Deliveries are to be made during the hours of 7:30 a.m. to 4:00 p.m. Monday through Friday, excluding holidays, unless otherwise stipulated. Seller shall notify the Buyer of deliveries that require special handling and/or assistance for off-loading. Failure to notify the Buyer concerning this type of delivery will result in the billing to Seller of any add-on redelivery, storage or handling charges.

INSPECTION

All Commodities delivered on this order are subject to inspection upon receipt by a representative of the Buyer. All rejected



Blanket Purchase Agreement PA600837

commodities shall remain the property of the Seller and will be returned at the Seller's expense.

QUANTITIES

Quantities specified in the order cannot be changed without Buyer approval. Goods shipped in excess of quantity designated may be returned at the Seller's expense.

PAYMENT CHANGES

Payments will be made only to the company and address as set forth on order unless the Seller has requested a change thereto on official company letterhead, signed by an authorized officer of the company.

ANTI-DISCRIMINATION

Sellers doing business with the Buyer are prohibited from discriminating against any employee, applicant or client because of race, creed, color, national origin, sex or age with regard to but not limited to the following: employment practices, rates of pay or other compensations, methods and training selection.

UNIFORM COMMERCIAL CODE

Florida law, including without limitation the Uniform Commercial Code (Chapter 670 – 680, Florida Statutes), shall apply to and supplement the terms and conditions of this order. Venue shall lie in a court of competent jurisdiction in Broward County, Florida.

LEGAL RESPONSIBILITY

By accepting this order, Seller understands and agrees that the items covered herein, or services to be rendered, shall be manufactured, sold or performed in compliance with applicable Federal, State, County and Local laws, ordinances, rules and regulations. Lack of knowledge by the Seller shall in no way be a cause for relief from responsibility.

LIABILITY - COPYRIGHT/PATENT/TRADEMARK

Seller shall save and hold harmless Buyer, its officers, employees and agents from liability for infringement of any United States patent, trademark or copyright for or on account of the use of any product sold to Buyer or used in the performance of this order.

INDEMNIFICATION

Seller shall indemnify, hold harmless and defend Buyer, its officers, employees and agents from and against any and all claims, damages, liability, judgments or causes of action, including costs, expenses and attorney fees, incurred as a result of any error, omission or negligent act by the Seller, its officers, employees, agents, subcontractors or assignees arising out of this order.

OCCUPATIONAL SAFETY AND HEALTH

Seller must comply with requirements under Chapter 442, Florida Statutes, that any toxic substance delivered as a part of this order must be accompanied by a Materials Safety Data Sheet (M.S.D.S.).

REPRESENTATIVE

All parties to this order agree that the representatives named herein are, in fact, bonafide and possess full and complete authority to bind said parties.

PUBLICITY

No endorsement by the City of the product and/or service will be used by Seller in any way, manner or form in product literature or advertising.

INSURANCE

The Seller of services must have secured and maintained the required amount of \$1,000,000 general and \$500,000 automobile liability limits and must list the City as an additional insured of this coverage. The Seller must have worker's compensation coverage as required by law. Any exception to the above stated limits or other requirements must be endorsed and approved by the City of Hollywood Risk Manager.

WARRANTY

For purposes of this order, Seller warrants: (a) the goods shall strictly conform to all specifications, drawings, instructions, advertisements, statements on containers or labels, descriptions and samples; (b) the goods shall be free from defects in workmanship and material and shall be new and of the highest quality; (c) Buyer shall receive title to the goods that is free and clear of any liens, encumbrances and any actual or claimed patent, copyright or trademark infringement; (d) the goods shall be merchantable, safe and fit for the Buyer's intended purposes, which purposes have been communicated to Seller; (e) the goods shall be adequately contained, packaged, marked and labeled; and (f) the goods shall be manufactured in compliance with all applicable federal, state and local laws, regulations or orders, and agency or association standards or other standards applicable to the manufacture, labeling, transporting, licensing, approval or certification, including by way of illustration and not by way of limitation, the Occupational Health and Safety Act, the Fair Labor Standards Act, and any law or order pertaining to discrimination.

Blanket Purchase Agreement PA600837

In the event that services are provided in connection with the supply of goods, Seller expressly warrants that the services will be performed: (a) with due professional care; (b) in a workmanlike, professional, timely and diligent manner; (c) in accordance with all applicable industry standards and industry best practices; (d) by qualified workers experienced in performing the work specified; (e) in strict conformance with applicable specifications and industry accepted performance criteria; and (f) in strict conformance with this order, including but limited to any statement(s) of work issued, or quote(s) received, by Buyer.

The warranty period shall be 12 months from the date of first use of the goods by Buyer or 12 months from the date of acceptance by Buyer, whichever occurs later, unless otherwise mutually agreed to by the Buyer and Seller.

Notwithstanding the foregoing, Seller agrees to waive the expiration of the warranty period in the event there are failures or defects discovered after the warranty period of a material nature or in a significant portion of the goods, or a defect is discovered which, in Buyer's opinion, constitutes a threat of damage to property or to the health and safety of any person.

Signature: Steve Stewart
Director, Procurement and Contract Compliance

DRAFT



Blanket Purchase Agreement PA600836

Supplier Details:

Company Janice M. Riley, Inc d.b.a. The Paving Lady
dba The Paving Lady
Contact Kayla Barnette
Address 1000 W INDUSTRIAL AVE
Boynton Beach, FL 33426

Submit your response to:

Company City of Hollywood, FL - Public Works Administration
Contact Kroll, Joseph
Address 1600 South Park Road
Hollywood FL 33020
Phone
Fax
E-mail jk99529@gmail.com

Dear Vendor:

This is to inform you that the City of Hollywood, Florida is entering a Blanket Purchase Agreement with your Company based on the following:

Formal Bid IFB-116-23-OT

DRAFT



Blanket Purchase Agreement PA600836

Agreement	PA600836
Creation Date	04-JAN-2024
Revision	0
Agreement Amount	1,166,666.66 USD

VENDORS MUST INCLUDE THE CITY'S PURCHASE ORDER NUMBER ON ALL INVOICES. PLEASE SUBMIT ALL INVOICES TO ACCOUNTSPAYABLE@HOLLYWOODFL.ORG.

OR
Mail To

City of Hollywood
Accounts Payable, Room 119
P.O. Box 229045
Hollywood, FL 33022-9045

Supplier Janice M. Riley, Inc d.b.a. The Paving Lady
dba The Paving Lady
1000 W INDUSTRIAL AVE
Boynton Beach, FL 33426

Notes

Customer Account Number	Supplier Number	Payment Terms	Freight Terms	FOB
	101216	Net 30	None	Destination
	Start Date	End Date	Shipping Method	
	01/17/2024	01/16/2027		
Initial Award Term	01/17/2024	01/16/2027		
First Renewal Period	01/17/2027	01/16/2028		
Second Renewal Period	01/17/2028	01/16/2029		
Third Renewal Period				
Fourth Renewal Period				

Attachments			
Type	File Name or URL	Title	Description

Line	Item	UOM	Price	Expiration Date
1	Per the pricing and services on IFB-116-23-OT for Repairs and Maintenance for City Facilities, Roadways and Streets		0.00	
Attachments				
Type	File Name or URL	Title	Description	



Blanket Purchase Agreement PA600836

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ASSIGNMENT

Any assignment of this order or the performance of work hereunder, in whole or in part, is prohibited.

EXCUSABLE DELAYS

The Buyer may grant additional time for any delay or failure to perform hereunder if the delay will not adversely impact the best interests of the Buyer and is due to causes beyond the control of to Seller. Such grant must be in writing and made part of the order.

DEFAULT

In the event of default by the Seller, Buyer may procure the articles or services covered by this order from other sources and hold to Seller responsible for any excess costs occasioned thereby, in addition to all other available remedies at law or equity.

TERMINATION

Buyer, acting through its City Manager or his/her designee, reserves the right to terminate this order in whole or in part for default (a) if Seller fails to perform in accordance with any of the requirements of this order or (b) if Seller becomes insolvent or suspends any of its operations or if any petition is filed or proceeding commenced by or against Seller under any State or Federal Law relating to bankruptcy, reorganization, receivership or assignment for the benefit of creditors. Any such termination will be without liability to Buyer except for completed items delivered and accepted by the Buyer. Seller, will be liable for excess costs of reprocurement.

F.O.B.

In those cases where F.O.B. point is not Destination, Seller is required to prepay freight charges and list separately on invoice. Collect shipments will not be accepted.

TERMS

By accepting this order, the Seller agrees that payment terms shall be Net 30 unless otherwise stated.

INVOICING

Seller must render original invoice to the City of Hollywood, Department of Financial Services, P.O. Box 229045, Hollywood, Florida 33022-9045.

TAX

The City of Hollywood is exempt from Federal and State taxes for tangible personal property. Sellers doing business with the City, which are not otherwise exempt, shall not be exempt from paying sales tax to their suppliers for materials to fulfill contractual obligations with the City, nor shall any Seller be authorized to use the City Tax Exemption Number in securing such materials.

RESPONSIBILITY

Responsibility will not be accepted for any goods delivered or services performed unless covered by a duly signed and authorized City of Hollywood order, issued by the Procurement Services Division.

ACCEPTANCE

Seller's acceptance of this order will be presumed unless Seller acknowledges exception, in writing, to Buyer within ten (10) calendar days after date of order.

DELIVERIES

Deliveries are to be made during the hours of 7:30 a.m. to 4:00 p.m. Monday through Friday, excluding holidays, unless otherwise stipulated. Seller shall notify the Buyer of deliveries that require special handling and/or assistance for off-loading. Failure to notify the Buyer concerning this type of delivery will result in the billing to Seller of any add-on redelivery, storage or handling charges.

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Blanket Purchase Agreement PA600836

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Sellers doing business with the Buyer are prohibited from discriminating against any employee, applicant or client because of race, creed, color, national origin, sex or age with regard to but not limited to the following: employment practices, rates of pay or other compensations, methods and training selection.

UNIFORM COMMERCIAL CODE

Florida law, including without limitation the Uniform Commercial Code (Chapter 670 – 680, Florida Statutes), shall apply to and supplement the terms and conditions of this order. Venue shall lie in a court of competent jurisdiction in Broward County, Florida.

LEGAL RESPONSIBILITY

By accepting this order, Seller understands and agrees that the items covered herein, or services to be rendered, shall be manufactured, sold or performed in compliance with applicable Federal, State, County and Local laws, ordinances, rules and regulations. Lack of knowledge by the Seller shall in no way be a cause for relief from responsibility.

LIABILITY - COPYRIGHT/PATENT/TRADEMARK

Seller shall save and hold harmless Buyer, its officers, employees and agents from liability for infringement of any United States patent, trademark or copyright for or on account of the use of any product sold to Buyer or used in the performance of this order.

INDEMNIFICATION

Seller shall indemnify, hold harmless and defend Buyer, its officers, employees and agents from and against any and all claims, damages, liability, judgments or causes of action, including costs, expenses and attorney fees, incurred as a result of any error, omission or negligent act by the Seller, its officers, employees, agents, subcontractors or assignees arising out of this order.

OCCUPATIONAL SAFETY AND HEALTH

Seller must comply with requirements under Chapter 442, Florida Statutes, that any toxic substance delivered as a part of this order must be accompanied by a Materials Safety Data Sheet (M.S.D.S.).

REPRESENTATIVE

All parties to this order agree that the representatives named herein are, in fact, bonafide and possess full and complete authority to bind said parties.

PUBLICITY

No endorsement by the City of the product and/or service will be used by Seller in any way, manner or form in product literature or advertising.

INSURANCE

The Seller of services must have secured and maintained the required amount of \$1,000,000 general and \$500,000 automobile liability limits and must list the City as an additional insured of this coverage. The Seller must have worker's compensation coverage as required by law. Any exception to the above stated limits or other requirements must be endorsed and approved by the City of Hollywood Risk Manager.

WARRANTY

For purposes of this order, Seller warrants: (a) the goods shall strictly conform to all specifications, drawings, instructions, advertisements, statements on containers or labels, descriptions and samples; (b) the goods shall be free from defects in workmanship and material and shall be new and of the highest quality; (c) Buyer shall receive title to the goods that is free and clear of any liens, encumbrances and any actual or claimed patent, copyright or trademark infringement; (d) the goods shall be merchantable, safe and fit for the Buyer's intended purposes, which purposes have been communicated to Seller; (e) the goods shall be adequately contained, packaged, marked and labeled; and (f) the goods shall be manufactured in compliance with all applicable federal, state and local laws, regulations or orders, and agency or association standards or other standards applicable to the manufacture, labeling, transporting, licensing, approval or certification, including by way of illustration and not by way of limitation, the Occupational Health and Safety Act, the Fair Labor Standards Act, and any law or order pertaining to discrimination.

Blanket Purchase Agreement PA600836

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Signature: Steve Stewart
Director, Procurement and Contract Compliance

DRAFT



Blanket Purchase Agreement PA600835

Supplier Details:

Company BASILE USA LLC
Contact
Address 3830 SW
30th Avenue
Davie, FL 33312

Submit your response to:

Company City of Hollywood, FL - Public Works Administration
Contact Kroll, Joseph
Address 1600 South Park Road
Hollywood FL 33020
Phone
Fax
E-mail jk99529@gmail.com

Dear Vendor:

This is to inform you that the City of Hollywood, Florida is entering a Blanket Purchase Agreement with your Company based on the following:

Formal Bid IFB-116-23-OT

DRAFT



Blanket Purchase Agreement PA600835

Agreement	PA600835
Creation Date	04-JAN-2024
Revision	0
Agreement Amount	1,166,666.66 USD

VENDORS MUST INCLUDE THE CITY'S PURCHASE ORDER NUMBER ON ALL INVOICES. PLEASE SUBMIT ALL INVOICES TO ACCOUNTSPAYABLE@HOLLYWOODFL.ORG.

OR
Mail To

City of Hollywood
Accounts Payable, Room 119
P.O. Box 229045
Hollywood, FL 33022-9045

Supplier BASILE USA LLC
3830 SW
30th Avenue
Davie, FL 33312

Notes

Customer Account Number	Supplier Number	Payment Terms	Freight Terms	FOB
	104108	Net 30	None	Destination
	Start Date	End Date	Shipping Method	
	01/17/2024	01/16/2027		
Initial Award Term	01/17/2024	01/16/2027		
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Third Renewal Period				
Fourth Renewal Period				

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Type	File Name or URL	Title	Description

Line	Item	UOM	Price	Expiration Date
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Attachments				
Type	File Name or URL	Title	Description	



TERMS AND CONDITIONS

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MODIFICATIONS

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Any assignment of this order or the performance of work hereunder, in whole or in part, is prohibited.

EXCUSABLE DELAYS

The Buyer may grant additional time for any delay or failure to perform hereunder if the delay will not adversely impact the best interests of the Buyer and is due to causes beyond the control of to Seller. Such grant must be in writing and made part of the order.

DEFAULT

In the event of default by the Seller, Buyer may procure the articles or services covered by this order from other sources and hold to Seller responsible for any excess costs occasioned thereby, in addition to all other available remedies at law or equity.

TERMINATION

Buyer, acting through its City Manager or his/her designee, reserves the right to terminate this order in whole or in part for default (a) if Seller fails to perform in accordance with any of the requirements of this order or (b) If Seller becomes insolvent or suspends any of its operations or if any petition is filed or proceeding commenced by or against Seller under any State or Federal Law relating to bankruptcy, reorganization, receivership or assignment for the benefit of creditors. Any such termination will be without liability to Buyer except for completed items delivered and accepted by the Buyer. Seller, will be liable for excess costs of reprocurement.

F.O.B.

In those cases where F O.B. point is not Destination, Seller is required to prepay freight charges and list separately on invoice. Collect shipments will not be accepted.

TERMS

By accepting this order, the Seller agrees that payment terms shall be Net 30 unless otherwise stated.

INVOICING

Seller must render original invoice to the City of Hollywood, Department of Financial Services, P.O. Box 229045, Hollywood, Florida 33022-9045.

TAX

The City of Hollywood is exempt from Federal and State taxes for tangible personal property. Sellers doing business with the City, which are not otherwise exempt, shall not be exempt from paying sales tax to their suppliers for materials to fulfill contractual obligations with the City, nor shall any Seller be authorized to use the City Tax Exemption Number in securing such materials.

RESPONSIBILITY

Responsibility will not be accepted for any goods delivered or services performed unless covered by a duly signed and authorized City of Hollywood order, issued by the Procurement Services Division.

ACCEPTANCE

Seller's acceptance of this order will be presumed unless Seller acknowledges exception, in writing, to Buyer within ten (10) calendar days after date of order.

DELIVERIES

Deliveries are to be made during the hours of 7:30 a.m. to 4:00 p.m. Monday through Friday, excluding holidays, unless otherwise stipulated. Seller shall notify the Buyer of deliveries that require special handling and/or assistance for off-loading. Failure to notify the Buyer concerning this type of delivery will result in the billing to Seller of any add-on redelivery, storage or handling charges.

INSPECTION

All Commodities delivered on this order are subject to inspection upon receipt by a representative of the Buyer. All rejected



Blanket Purchase Agreement PA600835

commodities shall remain the property of the Seller and will be returned at the Seller's expense.

QUANTITIES

Quantities specified in the order cannot be changed without Buyer approval. Goods shipped in excess of quantity designated may be returned at the Seller's expense.

PAYMENT CHANGES

Payments will be made only to the company and address as set forth on order unless the Seller has requested a change thereto on official company letterhead, signed by an authorized officer of the company.

ANTI-DISCRIMINATION

Sellers doing business with the Buyer are prohibited from discriminating against any employee, applicant or client because of race, creed, color, national origin, sex or age with regard to but not limited to the following: employment practices, rates of pay or other compensations, methods and training selection.

UNIFORM COMMERCIAL CODE

Florida law, including without limitation the Uniform Commercial Code (Chapter 670 – 680, Florida Statutes), shall apply to and supplement the terms and conditions of this order. Venue shall lie in a court of competent jurisdiction in Broward County, Florida.

LEGAL RESPONSIBILITY

By accepting this order, Seller understands and agrees that the items covered herein, or services to be rendered, shall be manufactured, sold or performed in compliance with applicable Federal, State, County and Local laws, ordinances, rules and regulations. Lack of knowledge by the Seller shall in no way be a cause for relief from responsibility.

LIABILITY - COPYRIGHT/PATENT/TRADEMARK

Seller shall save and hold harmless Buyer, its officers, employees and agents from liability for infringement of any United States patent, trademark or copyright for or on account of the use of any product sold to Buyer or used in the performance of this order.

INDEMNIFICATION

Seller shall indemnify, hold harmless and defend Buyer, its officers, employees and agents from and against any and all claims, damages, liability, judgments or causes of action, including costs, expenses and attorney fees, incurred as a result of any error, omission or negligent act by the Seller, its officers, employees, agents, subcontractors or assignees arising out of this order.

OCCUPATIONAL SAFETY AND HEALTH

Seller must comply with requirements under Chapter 442, Florida Statutes, that any toxic substance delivered as a part of this order must be accompanied by a Materials Safety Data Sheet (M.S.D.S.).

REPRESENTATIVE

All parties to this order agree that the representatives named herein are, in fact, bonafide and possess full and complete authority to bind said parties.

PUBLICITY

No endorsement by the City of the product and/or service will be used by Seller in any way, manner or form in product literature or advertising.

INSURANCE

The Seller of services must have secured and maintained the required amount of \$1,000,000 general and \$500,000 automobile liability limits and must list the City as an additional insured of this coverage. The Seller must have worker's compensation coverage as required by law. Any exception to the above stated limits or other requirements must be endorsed and approved by the City of Hollywood Risk Manager.

WARRANTY

For purposes of this order, Seller warrants: (a) the goods shall strictly conform to all specifications, drawings, instructions, advertisements, statements on containers or labels, descriptions and samples; (b) the goods shall be free from defects in workmanship and material and shall be new and of the highest quality; (c) Buyer shall receive title to the goods that is free and clear of any liens, encumbrances and any actual or claimed patent, copyright or trademark infringement; (d) the goods shall be merchantable, safe and fit for the Buyer's intended purposes, which purposes have been communicated to Seller; (e) the goods shall be adequately contained, packaged, marked and labeled; and (f) the goods shall be manufactured in compliance with all applicable federal, state and local laws, regulations or orders, and agency or association standards or other standards applicable to the manufacture, labeling, transporting, licensing, approval or certification, including by way of illustration and not by way of limitation, the Occupational Health and Safety Act, the Fair Labor Standards Act, and any law or order pertaining to discrimination.



Blanket Purchase Agreement PA600835

In the event that services are provided in connection with the supply of goods, Seller expressly warrants that the services will be performed: (a) with due professional care; (b) in a workmanlike, professional, timely and diligent manner; (c) in accordance with all applicable industry standards and industry best practices; (d) by qualified workers experienced in performing the work specified; (e) in strict conformance with applicable specifications and industry accepted performance criteria; and (f) in strict conformance with this order, including but limited to any statement(s) of work issued, or quote(s) received, by Buyer.

The warranty period shall be 12 months from the date of first use of the goods by Buyer or 12 months from the date of acceptance by Buyer, whichever occurs later, unless otherwise mutually agreed to by the Buyer and Seller.

Notwithstanding the foregoing, Seller agrees to waive the expiration of the warranty period in the event there are failures or defects discovered after the warranty period of a material nature or in a significant portion of the goods, or a defect is discovered which, in Buyer's opinion, constitutes a threat of damage to property or to the health and safety of any person.

Signature: Steve Stewart
Director, Procurement and Contract Compliance

DRAFT



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

09/20/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Excellence Insurance, a Div of Afore Insurance Services, LLC 5201 Blue Lagoon Drive # 982 Miami FL 33126		CONTACT NAME: Adriana Clavijo PHONE (A/C, No, Ext): (305) 226-3900 FAX (A/C, No): (305) 226-3997 E-MAIL ADDRESS: clavijo@afore.insure															
INSURED Basile USA, LLC 8281 NW 64 street Miami FL 33166		INSURER(S) AFFORDING COVERAGE <table border="1"><thead><tr><th>INSURER</th><th>NAIC #</th></tr></thead><tbody><tr><td>INSURER A: ATEGRITY SPECIALTY INSURANCE COMPANY</td><td>16427</td></tr><tr><td>INSURER B: MESA UNDERWRITERS SPECIALTY INSURANCE</td><td>36838</td></tr><tr><td>INSURER C: SCOTTSDALE INSURANCE COMPANY</td><td>41297</td></tr><tr><td>INSURER D: EVANSTON INSURANCE COMPANY</td><td>35398</td></tr><tr><td>INSURER E:</td><td></td></tr><tr><td>INSURER F:</td><td></td></tr></tbody></table>		INSURER	NAIC #	INSURER A: ATEGRITY SPECIALTY INSURANCE COMPANY	16427	INSURER B: MESA UNDERWRITERS SPECIALTY INSURANCE	36838	INSURER C: SCOTTSDALE INSURANCE COMPANY	41297	INSURER D: EVANSTON INSURANCE COMPANY	35398	INSURER E:		INSURER F:	
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COVERAGES**CERTIFICATE NUMBER:****REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	☒ COMMERCIAL GENERAL LIABILITY		01-C-PK-P20072079-0	01/26/2023	01/26/2024	EACH OCCURRENCE	\$ 1,000,000
	☐ CLAIMS-MADE ☒ OCCUR	DAMAGE TO RENTED PREMISES (Ea occurrence)				\$ 100,000	
	☒ Blanket Additional Insured	MED EXP (Any one person)				\$ 5,000	
	☒ Blanket Waiver of Subrogation	PERSONAL & ADV INJURY				\$ 1,000,000	
	GEN'L AGGREGATE LIMIT APPLIES PER:	GENERAL AGGREGATE				\$ 2,000,000	
	☒ POLICY ☐ PRO-JECT ☐ LOC					PRODUCTS - COMP/OP AGG	\$ 2,000,000
	☒ OTHER: Primay and Non-Contrib.						\$
	AUTOMOBILE LIABILITY					COMBINED SINGLE LIMIT (Ea accident)	\$
	☐ ANY AUTO					BODILY INJURY (Per person)	\$
	☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS					BODILY INJURY (Per accident)	\$
	☐ HIRED AUTOS ONLY ☐ NON-OWNED AUTOS ONLY					PROPERTY DAMAGE (Per accident)	\$
	☐						\$
B	☒ UMBRELLA LIAB ☒ OCCUR		MX0083001000159	01/26/2023	01/26/2024	EACH OCCURRENCE	\$ 2,000,000
	☒ EXCESS LIAB ☐ CLAIMS-MADE	AGGREGATE				\$ 2,000,000	
	DED RETENTION \$					\$	
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY					PER STATUTE	OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	☐ Y ☐ N				E.L. EACH ACCIDENT	\$
	If yes, describe under DESCRIPTION OF OPERATIONS below	N/A				E.L. DISEASE - EA EMPLOYEE	\$
						E.L. DISEASE - POLICY LIMIT	\$
C	COMMERCIAL PROPERTY CAUSE OF LOSS SPECIAL		CPS7720206	01/20/2023	01/20/2024	Contents Limits	10,000
		Deductible				1,000	
		Replacement Cost				Wind/Hail Exc	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

D) Contractor Pollution Liability Policy CPLMOL117442 Effective 06-02-2023 to 06-02-2024 Per Occurrence \$ 1,000,000 Aggregate \$ 1,000,000, Deductible \$ 10,000.00

CERTIFICATE HOLDER**CANCELLATION**

City of Hollywood 2600 Hollywood Blvd, #303 Hollywood, FL 33020	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 

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CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
09/14/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Brown & Brown of Florida, Inc. 1201 W Cypress Creek Rd Suite 130 Fort Lauderdale FL 33309		CONTACT NAME: PHONE (A/C, No, Ext): (954) 776-2222 FAX (A/C, No): (954) 776-4446 E-MAIL ADDRESS: 053.certs@bbrown.com	
INSURED Janice M. Riley, Inc dba The Paving Lady Asfalto, Inc. 1000 West Industrial Avenue Boynton Beach FL 33426		INSURER(S) AFFORDING COVERAGE INSURER A: Brierfield Insurance Company INSURER B: FCCI Insurance Company INSURER C: National Trust Insurance Company INSURER D: Federal Insurance Company INSURER E: INSURER F:	
		NAIC # 10993 10178 20141 20281	

COVERAGES

CERTIFICATE NUMBER: 23/24

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR	Y		GL10005588804	03/28/2023	03/28/2024	EACH OCCURRENCE \$ 1,000,000
	DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000						
	MED EXP (Any one person) \$ 5,000						
	PERSONAL & ADV INJURY \$ 1,000,000						
GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☒ PRO-JECT ☐ LOC OTHER:							GENERAL AGGREGATE \$ 2,000,000
							PRODUCTS - COMP/OP AGG \$ 2,000,000
B	☒ AUTOMOBILE LIABILITY ☒ ANY AUTO ☐ OWNED AUTOS ONLY ☒ HIRED AUTOS ONLY ☐ SCHEDULED AUTOS ☒ NON-OWNED AUTOS ONLY	Y		CA10005588903	03/28/2023	03/28/2024	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	BODILY INJURY (Per person) \$						
	BODILY INJURY (Per accident) \$						
	PROPERTY DAMAGE (Per accident) \$						
							PIP \$ 10,000
C	☒ UMBRELLA LIAB ☒ OCCUR ☐ EXCESS LIAB ☐ CLAIMS-MADE			UMB10005588703	03/28/2023	03/28/2024	EACH OCCURRENCE \$ 2,000,000
	DED ☒ RETENTION \$ 10,000						AGGREGATE \$ 2,000,000
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N	N/A	WC010006805603	03/28/2023	03/28/2024	☒ PER STATUTE ☐ OTH-ER
	E.L. EACH ACCIDENT \$ 1,000,000						
	E.L. DISEASE - EA EMPLOYEE \$ 1,000,000						
	E.L. DISEASE - POLICY LIMIT \$ 1,000,000						
D	Equipment Floater			45469868	03/28/2023	03/28/2024	Leased & Rented 200,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

City of Hollywood is named Additional on General and Auto liability policies.

CERTIFICATE HOLDER

CANCELLATION

City of Hollywood 2600 Hollywood Blvd Hollywood FL 33020	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 

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