

**MEETING MINUTES
TOWN OF LAUDERDALE-BY-THE-SEA
TOWN COMMISSION
VIRTUAL REGULAR MEETING MINUTES
Jarvis Hall
4505 Ocean Drive
Tuesday, October 13, 2020
6:30 PM**

1. CALL TO ORDER

Mayor Chris Vincent called the meeting to order at 6:31 p.m. Also present via teleconference were Vice Mayor Alfred “Buz” Oldaker, Commissioner Edmund Malkoon, Commissioner Elliot Sokolow, Commissioner Randy Strauss, Town Manager Bill Vance, Assistant to the Town Manager Neysa Herrera, Town Attorney Susan Trevarthen, Finance Director Lucila Lang, Assistant Finance Director Edner St. Jean, Municipal Services Director Ken Rubach, Jay Flynn Town Engineer, Linda Connors Development Services Director, Assistant Development Services Director Jhanelle Campbell, Special Projects Coordinator Debbie Hime, Public Information Officer/IT Administrator Steve d’Oliveira, Lisa Slagle, HR Manager and Town Clerk Tedra Allen.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION – MOMENT OF SILENCE

4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS

Item 13.a was removed from the Agenda at Commissioner Malkoon’s request.

5. PRESENTATIONS

5.a Canal Dredging Study Presentation (Ken Rubach, Municipal Services Director / Tyler Chappell, Chappell Group)

Tyler Chappell, representing consultant The Chappell Group, recalled that the Town Commission had requested a study of all the canal sections throughout the Town to determine their existing depths, as well as whether or not there were benthic resources that would be affected by dredging. He showed a PowerPoint presentation on the study, which covered six canals and five sections along the Intracoastal Waterway.

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Mr. Chappell advised that the consulting team used divers throughout the canals to locate any seagrass or coral in those areas. Seagrass was found in Sections 1, 4, and 5, with the majority in Section 4. Dredging calculations were based on an elevation of (-5) mean low water, which means with the average low tide there will be 5 ft. of depth in the canal, based on the center 50% of the waterway.

The estimated area to be dredged is 1300 cubic yards, with an estimated cost of \$125/yard, which totals \$162,500 to dredge the Town's canals based on the previously stated elevation. The \$125/yard cost is consistent with other dredging projects in Broward County, but could change depending upon the time frame in which the Town's project is implemented. It is also contingent upon whether or not the disposable material is contaminated, which would be determined through sediment analysis and permitting.

Before the project may begin, permits must be acquired from regulatory authorities, including the U.S. Army Corps of Engineers, Florida Department of Environmental Protection (DEP), and Broward County Environmental Protection and Growth Management Department. The estimated permitting cost is \$30,000, which brings the estimated total cost of the dredging project to \$192,500. Mr. Chappell concluded that the time frame for permitting would take a conservative estimate of 12 months.

Mayor Vincent asked if some of the pinch points identified on the map were hazards for boaters. Mr. Chappell replied that these indicated areas in need of dredging. He recommended reaching out to the community to determine which residents reported the most navigational issues. Municipal Services Director Ken Rubach advised that most of the canals were at a depth of 5 ft. or deeper, although he recommended targeting Section 3 first.

Commissioner Malkoon asked if dredging to 5 ft. depth is standard for canals. Municipal Services Director Rubach advised that some communities with larger vessels are dredging to a depth of 7 ft., although he did not know if this would be necessary in the Town. Greater depth would also increase the cost. Mr. Chappell confirmed that (-5) mean low water is the typical elevation to which dredging is performed in adjacent cities. He felt the 5 ft. depth would be sufficient until larger boats using the canals begin to report problems.

Municipal Services Director Rubach concluded that Staff would work with the Chappell Group to create a bid document for the Capital Improvement Program (CIP) in fiscal year (FY) 2022. Town Manager Bill Vance added that Staff will report back with costs associated with the permitting process.

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6. PUBLIC COMMENTS

At this time Mayor Vincent opened public comment.

Town Clerk Tedra Allen read the following public comments:

- Barbara Cole, resident, expressed concern with the proposed design for the El Mar Drive and the preservation of its median; she requested regular updates on the project at each Commission meeting
- Stuart Dodd, resident, emphasized the importance of residents' input on the El Mar Drive project, and recommended against construction of a bike lane and in favor of improving drainage and lighting
- Sally Mueller, resident, spoke in favor of retaining the El Mar Drive median, repairing its sidewalks, and adding pavers
- Antonio Munoz, resident, spoke in favor of retaining the El Mar Drive median
- Lynda Robinson, resident, spoke in favor of retaining the El Mar Drive median
- Bonnie Thompson, resident of Fort Lauderdale, spoke in favor of retaining the El Mar Drive median
- Edward Nelson, resident, spoke in favor of retaining the El Mar Drive median, as well as improved sidewalks, a safety zone, and reduction of the roadway to one lane in each direction
- Pat Krumenacker, resident, felt no changes should be made to El Mar Drive except sidewalk repairs, improved lighting, and roadway paving
- Peggy and Robert McHale, residents, spoke in favor of retaining the El Mar Drive median and adding eco-friendly lighting, and were not in favor of a bike lane
- Cynthia Mattia, resident, recommended the addition of drainage and turtle-friendly lighting and sidewalk repairs to El Mar Drive, with no other conceptual changes
- Darrin Smith, resident, spoke in favor of retaining the El Mar Drive median
- Amy Wayne, resident, spoke in favor of retaining the El Mar Drive median
- Alec Franklin, resident, opposed any changes to the El Mar Drive median
- Sharlene Sposit, resident, opposed making the El Mar Drive median smaller
- Lisa Tumminello, resident, recommended a single traffic lane in each direction with pull-outs on El Mar Drive
- Tom and Michelle Kuecks, residents, opposed any changes to El Mar Drive
- Julia Sadler, resident, spoke in favor of retaining the El Mar Drive median
- Paul and Julia Muller, residents, spoke in favor of retaining the El Mar Drive median

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- Lisa Nelson, property owner, opposed changes to the El Mar Drive median
- Deborah Steele, resident, spoke in favor of retaining the El Mar Drive median
- Cristi Furth, resident, expressed concern with community outreach regarding the project and spoke in favor of retaining the El Mar Drive median

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

7. PUBLIC SAFETY DISCUSSION

7.a BSO September 2020 Report (Captain Thomas Palmer, BSO)

Captain Thomas Palmer of the Broward Sheriff's Office (BSO) addressed comments made at the September 21, 2020 meeting regarding traffic enforcement on Commercial Boulevard and A1A, stating that Staff is dedicating significant time to enforcement efforts on these corridors and has received positive feedback from the public.

Commissioner Sokolow made a motion, seconded by Vice Mayor Oldaker, to approve. Motion carried 5-0.

7.b VFD September 2020 Report (Chief Judson Hopping, VFD)

Vice Mayor Oldaker made a motion, seconded by Commissioner Strauss, to approve. Motion carried 5-0.

7.c AMR September 2020 Report (Chief Brooke Liddle, AMR)

Vice Mayor Oldaker made a motion, seconded by Commissioner Malkoon, to approve. Motion carried 5-0.

8. TOWN MANAGER REPORT

8.a Town Manager Report (Bill Vance, Town Manager / Neysa Herrera, Assistant to the Town Manager)

Assistant to the Town Manager Neysa Herrera reported that Town Hall is open by appointment. Members of the public wishing to make appointments should call (954) 640-4200.

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The Governor recently issued Executive Order 20-244, which states that no COVID-19-related Emergency Order may prohibit an individual from working or operating a business. Restaurants and bars may open under guidelines, and restaurants may not be limited to less than 50% capacity by local government unless that government explains why the limitation is necessary for public health. Executive Order 20-244 suspends collection of fines and penalties associated with the COVID-19 pandemic.

Broward County Emergency Order 20-27 prohibits the on-premises consumption of food and alcohol past 11 p.m. Establishments licensed to serve food may operate at up to 100% of indoor capacity if a distance of 6 ft. is maintained between tables and no more than six individuals are seated at a table. Businesses that serve alcohol but not food must operate at no more than 50% of indoor capacity. Total combined occupancy of indoor and outdoor areas may not exceed total maximum capacity.

Emergency Order 20-27 also permits hot tubs to be opened in homeowners' association communities, with operations subject to more stringent rules that may be imposed by these associations.

On September 25, 2020, the Town's beach consultant submitted an application to DEP's Coastal Partnership Initiative to request \$30,000 to help fund a dune restoration and creation plan. The plan will produce a dune enhancement design to protect against erosion and increase habitat and biodiversity within the beach and dune area.

The U.S. Census Bureau will continue to collect responses until October 31, 2020. The Town's current response rate is 44%, which lags behind the County and state rates. Residents may access www.my2020census.gov.

As a result of the job description study completed in FY 2020, a number of employees were promoted to new positions and assumed new responsibilities.

The anticipated construction date for Terra Mar drainage improvements is November 2, 2020. Staff will meet with Terra Mar residents on October 15. Construction is expected to take roughly four months.

Friedt Park courtyard improvements have been completed, with the addition of new furniture. Staff continues to work with Florida Power and Light (FPL) to relocate its power lines to the west. Staff is also investigating cleaning opportunities that could permit reopening of the playground.

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The Palm Club septic-to-sewer project plans are 100% complete and the Town is awaiting permits from Broward County. Once permits have been issued, the Town will proceed with the bid process in November. The Town is working to secure state grant funds for this project.

The Florida Department of Transportation (FDOT) is updating the lighting at intersections on A1A and Commercial Boulevard, including retrofitting of the existing system and addition of poles. The sidewalk adjacent to the Hibiscus Avenue and A1A crosswalk has been completed and includes new ramps and Americans with Disabilities Act (ADA) –compliant detectable tiles. Striping and landscape restoration are complete. Staff is working with FDOT to correct workmanship issues regarding signage.

Other Town projects include:

- Tree trimming on Pine Avenue
- Weed clearance on the bridge walkway
- Change the order of signs on Harbor Drive
- Repair loose bollards on El Prado Avenue
- Paving the Downtown walkway
- Strengthening signage in Bel Air and Blue Water Terrace
- Trimming bushes at Jarvis Hall
- Tree trimming for better view of street signage on Pine Avenue and Poinciana Street
- Treatment of weeds showing through pavers on Hibiscus Avenue

Development Services Staff continues to work with Broward County Transit (BCT) on the location and installation of new bus shelters. Next steps include completion of a survey for additional proposed locations. Other projects include updated design of the Town's recycling brochure and installation of poles for security cameras.

Community Center Manager Emilio Bien-Aime is continuing to make classes available online to members of the community. Sessions are uploaded each week and posted on the Town's website.

Commissioner Malkoon recommended that the re-opening of Town Hall by appointment be advertised on the Town's website as well as on the front door of the building. He also requested more information regarding the study for the Bel Air seawall. Municipal Services Director Rubach explained that the Town plans to seek input from a structural engineer before plans are drawn up for its repair.

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Commissioner Malkoon also asked if the Town is working to ensure that restaurants do not exceed 100% of their capacity. Town Manager Vance replied that the Town has contracted with Broward County Code Enforcement to help identify any concerns with local restaurants. Mayor Vincent emphasized the importance of using outdoor seating at restaurants in order to comply with social distancing and capacity guidelines.

Mayor Vincent requested clarification on the wait time for Town Hall appointments. Town Manager Vance explained that individuals at the Town Hall front door typically call from outside the building and are assisted by Staff at the doorway if possible. This lessens the likelihood of exposing Staff to COVID-19 and triggering a quarantine situation. Callers who reach the Town Hall answering machine are encouraged to leave a message.

Mayor Vincent reported that the U.S. Supreme Court has stopped all ongoing census activities, which will not extend through October 31, 2020 as previously indicated. There has been no official notice of this change from the County thus far.

9. TOWN ATTORNEY REPORT

None.

10. APPROVAL OF MINUTES

10.a September 14, 2020 1st Public Budget Hearing

10.b September 14, 2020 Commission Meeting Minutes

10.c September 21, 2020 2nd Public Budget Hearing Minutes

10.d September 21, 2020 Commission Meeting Minutes

10.e September 22, 2020 Special Town Commission Meeting – El Mar Design

Vice Mayor Oldaker made a motion, seconded by Commissioner Sokolow, to approve all items. Motion carried 5-0.

11. CONSENT AGENDA

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Items 11.c, 11.d, and 11.f were pulled for additional discussion.

11.a FY21 Implementation of Strategic Marketing Plan by Conceptual Communications Work Authorization #5 (Debbie Hime, Special Projects Coordinator)

11.b Hardship Parking Permits (Ken Rubach, Municipal Services Director)

11.c Resolution 2020-40 locally funded agreement with the Florida Department of Transportation for roadway enhancements on A1A from Pine Avenue to Sunset Lane in conjunction with the FDOT resurfacing project (Ken Rubach, Municipal Services Director)

Vice Mayor Oldaker requested additional information on this project. Municipal Services Director Rubach explained that FDOT plans a resurfacing project from Pine Avenue to Sunset Lane. Any enhancements requested by the Town would cost additional funding, including replacement of existing paver crosswalks, addition of streetlights consistent with the existing design, and upgrading to existing LED lighting. The project is set to begin in May 2021.

Municipal Services Director Rubach continued that Resolution 2020-041, which is on tonight's Agenda, allows a transfer of funds related to the agreement and improvements, which was originally in the Town's FY 2020/2021 CIP budget. These funds were intended for use in the El Mar Drive project but are no longer expected to be used in this fiscal year.

Vice Mayor Oldaker stated that his preference would have been to keep funds for El Mar Drive and A1A improvements separate, as these are two distinct projects. He felt the proposed A1A project was a candidate for the use of Parking Fund dollars. Town Manager Vance stated that a budget amendment to this effect can be brought forward at the next Commission meeting.

Commissioner Strauss asked how long the proposed project is expected to last, expressing concern that there could be overlap of traffic issues if the A1A and El Mar Drive projects are underway at the same time. Municipal Services Director Rubach advised that FDOT's estimate is for a six-month project, which will result in some traffic delays but no substantial disruption.

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Commissioner Malkoon commented that the Town should reconsider undertaking two major roadway projects at the same time.

Vice Mayor Oldaker made a motion, seconded by Commissioner Sokolow, to approve. Motion carried 5-0.

11.d Resolution Approving Piggyback Agreement for Disaster Recovery Management Services with Witt O'Brien's, LLC (Ken Rubach, Municipal Services Director)

Municipal Services Director Rubach explained that this contract is for management services that provide assistance with Federal Emergency Management Agency (FEMA) services, as well as disaster and debris monitoring.

Vice Mayor Oldaker asked if the contract could have been renewed at an earlier date during the current hurricane season. Town Manager Vance replied that no concern was expressed regarding the Town's ability to continue to work with this contractor.

Vice Mayor Oldaker made a motion, seconded by Commissioner Malkoon, to approve. Motion carried 5-0.

11.e El Mar Drive – EDSA Additional Design Services (Bill Vance, Town Manager)

Vice Mayor Oldaker made a motion, seconded by Commissioner Strauss, to approve 11.a, 11.b, and 11.e. Motion carried 5-0.

11.f Lauderdale-By-The-Sea Chamber of Commerce Financial Assistance Request (Bill Vance, Town Manager)

Town Manager Vance stated that in the past, the Chamber of Commerce has historically paid the salaries of employees associated with the Lauderdale-By-The-Sea Visitors' Center. He asked that they document their concerns, as well as any challenges going forward. It is not yet known when regular hours will resume at the Visitors' Center, or when improvements will be made to the existing facility.

Commissioner Malkoon asked for clarification of whether this Item was in recognition of receipt of the letter from the Chamber of Commerce and acknowledgement of their

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request rather than approval of a dollar amount, which would need to be determined at a later date.

Mayor Vincent emphasized the importance of the Chamber's role and the Visitors' Center in supporting the Town's businesses. He felt it would be necessary to support the Chamber's request for this reason. Commissioner Malkoon stated that he would prefer to wait and see the number the Chamber determines, not to exceed \$25,000.

Commissioner Sokolow made a motion to approve the request for an additional maximum of \$25,000, to be administered by proven request by the Town Manager. [The motion died for lack of second.]

Commissioner Malkoon explained that his concern was not with support of the Chamber or the Visitors' Center, but with approving an "up to" amount of funding. He reiterated that he wished to see an estimate of the actual expenses that would be needed once the facility has reopened before the Commission approves funding.

Eva Marissa, Chair of the Lauderdale-By-The-Sea Chamber of Commerce, noted that the Town's businesses are struggling and the Chamber's membership has decreased during the pandemic. With fewer funds available from the Broward County Convention and Visitors' Bureau (CVB) as well as from Chamber of Commerce dues, fewer dollars are available to keep the Visitors' Center staffed.

Vice Mayor Oldaker stated he shared Commissioner Malkoon's concern for the process of disbursing funds from the Town to the Chamber. He proposed that the Item be deferred until the October 27, 2020 meeting, when it could be brought back with more information on how the funds would be distributed. Mayor Vincent noted that the accounting of the requested dollars would be tracked and audited, as done in the past.

Commissioner Strauss noted that the Chamber indicated their shortfall was \$13,000, while the Town is being asked to approve up to \$25,000, and proposed that a lesser amount could be approved at tonight's meeting and any further assistance approved at a later time if needed.

Ms. Marissa suggested that \$12,000 of the request could be postponed until a later date. Town Manager Vance confirmed that he can bring information on the anticipated shortfall and how the requested funds would be used back to the next Commission meeting.

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Commissioner Strauss made a motion, seconded by Vice Mayor Oldaker, based on the amount of \$13,000 at this time for the Visitors' Center, and later on the Chamber may come back with [a request for] additional monies for the Chamber because of the shortfall from the County.

Vice Mayor Oldaker asserted that Staff should work closely with the Chamber regarding any future funding requests.

Motion carried 5-0.

12. OLD BUSINESS

None.

13. NEW BUSINESS

13.a Deputy Town Manager Discussion (Commissioner Edmund Malkoon)

This Item was deleted from the Agenda.

13.b Town Commission Direction on the release of a Request for Qualifications for a Consulting Firm to conduct a Comprehensive Organizational Evaluation and Operations Audit of the LBTS Volunteer Fire Department (Bill Vance, Town Manager)

Town Manager Vance advised that the Volunteer Fire Department's (VFD's) last operational audit occurred in 2008. He recommended seeking a qualified firm and seeking proposals that consider any specific areas of concern or services the Commission may identify.

VFD Chief Judson Hopping agreed that the VFD would welcome a study reviewing its strengths and weaknesses. He recalled that the Department had undergone an ISO audit two years ago and have made adjustments in accordance with its findings.

Commissioner Malkoon stated that the VFD serves as a contractor and has received assistance from the Town regarding the use of offices and personnel. He asserted that funds for this and future audits should come out of the VFD's own budget, with its information to be provided to the Town as part of future contract renewals. He recommended that the RFQ address recent history within the past three to five years to

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ensure that the Department is fulfilling all its responsibilities, including training, repairs, maintenance, operations, and personnel.

The Commissioners agreed by consensus to direct Town Manager Vance to proceed with the RFQ, including the language they requested and taking the Commission's comments into consideration.

14. COMMISSIONER COMMENTS

Commissioner Sokolow addressed the previous discussion of funding for the Chamber of Commerce, stating that the Town Manager administers an extensive budget and should be relied upon to oversee this portion of it rather than being "micromanaged."

Vice Mayor Oldaker reminded all present that hurricane season continues through the end of October, and congratulated Staff members who received promotions. He recalled that in the past, the Town maintained a master schedule of all Town contracts, which was made available to the Commission. He requested that this be renewed and updated, and presented to the Commissioners so they are aware of when contracts come due and/or are up for renewal.

Mayor Vincent stated that he, Town Manager Vance, and Special Projects Coordinator Debbie Hime are working to print banners showing the options for the El Mar Drive project so residents and stakeholders can view the project's three options. He felt this process would help to alleviate a number of concerns about the project, and advised that upgrades to aspects such as drainage are likely to trigger a requirement for more significant Code improvements.

15. ORDINANCES 1ST READING

- 15.a Ordinance 2020-09 – AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 30, "UNIFIED LAND DEVELOPMENT REGULATIONS;" ARTICLE V, "ZONING;" SECTION 30-261 "B-1-A BUSINESS DISTRICT – BUSINESS," SECTION 30-271, "B-1 DISTRICT BUSINESS," SECTION 30-313 "GENERAL PROVISIONS" TO MODIFY REGULATIONS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE (Linda Connors, Development Services Director)**

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

Development Services Director Linda Connors recalled that when the Town incorporated Code for the annexed area into Town Code, they found that some areas required the addition of different zoning districts from the northern portion of the Town into Code as well. Section 30-313 is being modified to add RS-4 and RM-16 zoning districts to the applicable areas. The Planning and Zoning Board unanimously recommended approval of the update. Staff also recommends approval on first reading.

Commissioner Malkoon made a motion, seconded by Vice Mayor Oldaker, to approve. Motion carried 5-0.

16. ORDINANCES 2ND READING

16.a Ordinance 2020-07: AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 30, "UNIFIED LAND DEVELOPMENT REGULATIONS," ARTICLE V "ZONING," DIVISION 2 "DISTRICTS," SUBDIVISION L "B-1-A DISTRICT REGULATIONS," AND SUBDIVISION M "B-1 DISTRICT REGULATIONS" TO MODIFY REGULATIONS AND STANDARDS RELATED TO OUTSIDE SEATING FOR RESTAURANTS ON PRIVATE PROPERTY, OTHER THAN A SIDEWALK; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE (Linda Connors, Development Services Director)

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

Vice Mayor Oldaker made a motion, seconded by Commissioner Malkoon, to approve. Motion carried 5-0.

16.b Ordinance 2020-08: AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 1, "GENERAL PROVISIONS," CHAPTER 9, "FLOOD PREVENTION AND CONTROL," AND CHAPTER 30, "UNIFIED LAND DEVELOPMENT REGULATIONS" TO COMBINE THE PLANNING AND ZONING BOARD, BOARD OF ADJUSTMENT, HISTORIC PRESERVATION

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BOARD, AND LOCAL PLANNING AGENCY TO SERVE AS ONE BOARD; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE (Linda Connors, Development Services Director)

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

Commissioner Sokolow asked if the title of the advisory body will change or continue as three separate names. Development Services Director Connors replied that the Planning and Zoning Board will absorb all the responsibilities of the other advisory entities and will use a single Agenda. The terms used for other boards are abolished.

Town Attorney Susan Trevarthen recalled that in recent years, the Commission has appointed the same individuals to these boards. Because this has worked for the Town, the change to a single named body is a formality. Mayor Vincent emphasized the need to ensure that all members of the amended board contribute to the discussion and points of view expressed in meetings.

Commissioner Sokolow made a motion, seconded by Vice Mayor Oldaker, to approve on second reading. Motion carried 5-0.

17. RESOLUTIONS – PUBLIC COMMENTS

17.a Resolution 2020-041: A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING THE 2020 / 2021 FISCAL YEAR BUDGET IN ACCORDANCE WITH THE ATTACHED EXHIBIT “A”; AUTHORIZING APPROPRIATIONS AND EXPENDITURES IN ACCORDANCE WITH THE 2020 / 2021 FISCAL YEAR BUDGET AS AMENDED; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND AN EFFECTIVE DATE. (Ken Rubach, Municipal Services Director)

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

Vice Mayor Oldaker requested that the Resolution be amended so the funds allocated come from the Parking Fund. Town Manager Vance recommended that the Resolution be brought back in two weeks as amended.

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Vice Mayor Oldaker made a motion, seconded by Commissioner Sokolow, to defer the Resolution until the next meeting, amending the Item so funds are allocated from the Parking Fund. Motion carried 4-1 (Commissioner Malkoon dissenting).

17.b Resolution 2020-42: A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, FINDING THAT THE COVID-19 PANDEMIC IS AN EXTRAORDINARY CIRCUMSTANCE; WAIVING THE FEES AND EXTENDING THE RENEWAL DEADLINE UNDER SECTION 17-14 “PERSONS WHO MAY USE TENNIS COURTS; ACCESS TO TENNIS COURTS; ISSUANCE OF KEYS; FEES,” PURSUANT TO TOWN CODE SECTION 2-27, “WAIVER OF CODE REQUIREMENTS” UNTIL JANUARY 15, 2021; PROVIDING FOR EXPIRATION, CONFLICTS, SEVERABILITY, AND FOR AN EFFECTIVE DATE (Ken Rubach, Municipal Services Director)

At this time Mayor Vincent opened public comment.

Town Clerk Allen read the following public comment:

- Michael Rolfs, resident, advised that the Town’s tennis community supports the Resolution and thanked Town Staff for bringing it forward

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

It was clarified that the Resolution would be in effect for approximately four months. Town Manager Vance explained that Staff’s intent is to simplify the rate structure associated with the annual tennis court membership. Fees would be amended to \$10/month (\$120/year) and the current allocation of keys will be extended due to the recent shutdown of tennis courts during the COVID-19 pandemic.

Vice Mayor Oldaker suggested that Staff review any other fees that might be included in an Ordinance so they may be reviewed as necessary.

Vice Mayor Oldaker made a motion, seconded by Commissioner Strauss, to approve. Motion carried 5-0.

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17.c Resolution 2020-44: A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT WITH BROWARD COUNTY FOR CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (“CARES”) ACT FUNDING; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE INTERLOCAL AGREEMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE (Bill Vance, Town Manager / Neysa Herrera, Assistant to the Town Manager)

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

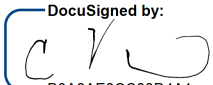
Commissioner Sokolow made a motion, seconded by Vice Mayor Oldaker, to approve. Motion carried 5-0.

18. QUASI JUDICIAL PUBLIC HEARINGS

None.

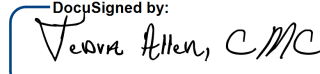
19. ADJOURNMENT

With no other business to come before the Commission at this time, the meeting was adjourned at 9:05 p.m.

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Mayor Chris Vincent

ATTEST:

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Town Clerk Tedra Allen

11/13/2020

Date