

Town of Lauderdale-By-The-Sea

Regular Town Commission

Agenda

Tuesday, August 15, 2023

6:30 PM



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

LAUDERDALE-BY-THE-SEA TOWN COMMISSION

Mayor Chris Vincent
Vice Mayor Edmund Malkoon
Commissioner Buz Oldaker
Commissioner Randy Strauss
Commissioner Theo Pouloupoulos

Linda Connors, Town Manager
Susan Trevarthen, Town Attorney
Katrina Adler, Town Clerk

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1. **CALL TO ORDER, MAYOR CHRIS VINCENT**
2. **PLEDGE OF ALLEGIANCE TO THE FLAG**
3. **INVOCATION Mayor Vincent**
4. **ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS**
5. **PRESENTATIONS**
 - 5.a. Dive Into Summer Recap
 - 5.b. Proclamation for Volunteer Fire Department
 - 5.c. Proclamation for American Medical Response
6. **PUBLIC COMMENTS**
7. **PUBLIC SAFETY DISCUSSION**
 - 7.a. BSO July 2023 Report
8. **TOWN MANAGER REPORT**
 - 8.a. Town Manager Report for August 15, 2023
 - 8.b. May 2023 Finance Report
 - 8.c. June 2023 Finance Report
 - 8.d. Q2 2023 Visitor Center Quarterly Report
9. **TOWN ATTORNEY REPORT**
10. **APPROVAL OF MINUTES**
 - 10.a. Approval of Minutes for the July 11, 2023 and July 25, 2023 Special and Regular Commission Meetings
11. **CONSENT AGENDA**
 - 11.a. Resolution 2023-44 A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING A PAYMENT INCREASE FOR ADDITIONAL SERVICES IN CONNECTION WITH THE AGREEMENT WITH TASK TIME SERVICES, LLC FOR FISCAL YEAR 2023; APPROVING AN INCREASE TO THE MAXIMUM TOTAL COMPENSATION FOR EACH FISCAL YEAR DURING ANY EXTENSIONS TO THE TERM OF THE AGREEMENT WITH TASK TIME SERVICES, LLC; APPROVING THE FIRST AMENDMENT TO THE AGREEMENT WITH TASK TIME SERVICES, LLC TO EXTEND THE TERM TO SEPTEMBER 30, 2024 AND TO PROVIDE FOR TWO

OPTIONAL ONE-YEAR RENEWALS; PROVIDING FOR EXECUTION, IMPLEMENTATION, CONFLICTS, AND AN EFFECTIVE DATE.

11.b. Resolution 2023-45 A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING AN INCREASE IN PAYMENT FOR ADDITIONAL SERVICES IN CONNECTION WITH THE AGREEMENT WITH JEFFREY A. MODARELLI FOR FISCAL YEAR 2023; APPROVING AN INCREASE IN THE MAXIMUM TOTAL COMPENSATION FOR EACH FISCAL YEAR DURING THE TERM OF THE AGREEMENT WITH JEFFREY A. MODARELLI; PROVIDING FOR IMPLEMENTATION, CONFLICTS, AND AN EFFECTIVE DATE.

11.c. Resolution 2023-46 A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AUTHORIZING THE TOWN MANAGER TO EXECUTE AN AGREEMENT WITH AN INDEPENDENT CONTRACTOR FOR THE PROVISION OF PROFESSIONAL FIRE PREVENTION CONSULTING SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

11.d. Employee Insurance Benefits for FY24

12. OLD BUSINESS

12.a. Resolution 2023- 39: A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING THE TOWN'S PURCHASING MANUAL; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

12.b. Reconsideration for Code Mitigation for 1500 South Ocean Boulevard, Unit #1608

13. NEW BUSINESS

13.a. RESOLUTION 2023-43 A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, ESTABLISHING A SCHEDULE OF FEES FOR USE OF THE TOWN'S COMMUNITY CENTER; PROVIDING FOR IMPLEMENTATION, CONFLICTS, AND FOR AN EFFECTIVE DATE.

13.b. Special Event - Community Church Monthly Flea Market beginning September 2, 2023

14. COMMISSIONER COMMENTS

15. ORDINANCES 1st Reading

15.a. ORDINANCE 2023-03: ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, AMENDING CHAPTER 6, "BUILDINGS AND BUILDING REGULATIONS," ARTICLE I "IN GENERAL" OF THE CODE OF ORDINANCES TO UPDATE REGULATIONS REGARDING CONSTRUCTION FENCING REQUIREMENTS; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE

15.b. Ordinance 2023-04: AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 14.3 "PARKS AND RECREATIONAL FACILITIES," OF THE TOWN CODE OF ORDINANCES TO DEFINE AND REGULATE DESIGNATED CHILDREN'S PLAY AREAS AND TO OTHERWISE

UPDATE AND CLARIFY CHAPTER 14.3; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND FOR AN EFFECTIVE DATE.

- 15.c.** Ordinance 2023-05: AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, AMENDING CHAPTER 8, "FIRE PREVENTION AND PROTECTION," OF THE CODE OF ORDINANCES BY AMENDING ARTICLE I "IN GENERAL" AND ARTICLE II "FIRE DEPARTMENT" TO ADOPT THE CITY OF POMPANO BEACH'S FIRE PREVENTION CODE AND FEE SCHEDULE; AMENDING ARTICLE VI "FIRE PROTECTION SPECIAL ASSESSMENT" TO CLARIFY AND UPDATE PROVISIONS; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE

16. ORDINANCES 2nd Reading

17. RESOLUTIONS – PUBLIC COMMENTS

18. QUASI JUDICIAL PUBLIC HEARINGS

19. 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