

Town of Lauderdale-By-The-Sea

Regular Town Commission

Agenda

Tuesday June 27, 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

Regular Town Commission

Tuesday, June 27, 2023, 6:30 PM

Jarvis Hall 4505 N. Ocean Drive

1. CALL TO ORDER, MAYOR CHRIS VINCENT

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION by Pauline Brooks McGuiness representing the Baha'i Faith

4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS

5. PRESENTATIONS

- 5.a. Small Cities Proclamation
[6-27-23 AM Small Cities Proclamation.pdf](#)
[Small Cities Month.pdf](#)

6. PUBLIC COMMENTS

7. PUBLIC SAFETY DISCUSSION

- 7.a. AMR May 2023 Report
[6-27-23 AM AMR Report.pdf](#)
[Ex. 1 AMR May 2023 Report.pdf](#)
- 7.b. BSO May 2023 Report
[6-27-23 AM BSO Report.pdf](#)
[Ex. 1 BSO May 2023 Report.pdf](#)
- 7.c. VFD May 2023 Report
[6-27-23 AM VFD Monthly Report.pdf](#)
[Ex. 1 May Activity Report.pdf](#)
[Ex. 2 Town Report Overview.pdf](#)

8. TOWN MANAGER REPORT

- 8.a. Town Manager Report for June 27, 2023
[6-27-23 AM Town Manager Report.pdf](#)
- 8.b. April 2023 Finance Report
[6-27-23 AM April 2023 Report.pdf](#)
[Ex. 1 Revenue Expenditure Report.pdf](#)
[Ex. 2 Cash Investment Report April 2023.pdf](#)

9. TOWN ATTORNEY REPORT

10. APPROVAL OF MINUTES

- 10.a. Approval of Minutes
[Approval of Minutes.pdf](#)
[Ex. 1 5-23-23 Commission Workshop Minutes.pdf](#)
[Ex. 2 5-23-23 Regular Commission Meeting Minutes.pdf](#)

11. CONSENT AGENDA

12. OLD BUSINESS

- 12.a.** Resolution 2023-26 A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING THE REVISED INTERLOCAL AGREEMENT WITH BROWARD COUNTY AND OTHER MUNICIPALITIES FOR THE ESTABLISHMENT OF THE SOLID WASTE DISPOSAL AND RECYCLABLE MATERIALS PROCESSING AUTHORITY OF BROWARD COUNTY; PROVIDING FOR EXECUTION, IMPLEMENTATION, CONFLICTS, AND AN EFFECTIVE DATE.
[6-27-23 AM Memo 2023-26 ILA Solid Waste.pdf](#)
[Ex. 1 Revised Interlocal Agreement.pdf](#)
[Ex. 2 Revisions to ILA \(Amendment\).pdf](#)
[Ex. 3 Resolution 2023-26 ILA Solid Waste.pdf](#)
- 12.b.** RESOLUTION 2023-27 A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING AND AUTHORIZING THE TOWN MANAGER TO EXECUTE AN AGREEMENT WITH RAY QUALMANN MARINE CONSTRUCTION FOR EMERGENCY SEAWALL IMPROVEMENTS FOR THE BEL AIR DRIVE SEAWALL; AUTHORIZING THE TOWN MANAGER TO NEGOTIATE AND EXECUTE AGREEMENTS WITH THE PALM CLUB AND LEISURE GARDENS FOR REPAYMENT RELATED TO THE SEAWALL IMPROVEMENTS; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.
[6-27-23 AM Bel Air Seawall Project.pdf](#)
[Ex. 1 Resolution 2023-27 Approving Bel Air Seawall Construction Project.pdf](#)
[Ex. 2 Bid Tabulations.pdf](#)
[Ex. 3 Construction Agreement Bel Air Seawall.pdf](#)
- 12.c.** Resolution 2023-28 A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING THE AGREEMENT WITH THE CHAPPELL GROUP, INC. FOR ENGINEERING OVERSIGHT SERVICES FOR THE BEL AIR SEAWALL PROJECT, IN AN AMOUNT NOT TO EXCEED \$26,677.50; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.
[6-27-23 AM Bel Air Seawall Project Engineering Oversight.pdf](#)
[Ex.1 -Resolution 2023-28 Approving Engineering Oversight Services for Bel Air Seawall - Chappell Group.pdf](#)
[Ex. 2 Chappell Group Agreement - Engineering Oversight Services - Bel Air Seawall Improvements.pdf](#)
[Ex. 3 Chappell Group Proposal.pdf](#)
- 12.d.** RESOLUTION 2023-29 A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING A GUARANTEED MAXIMUM PRICE FROM STATE CONTRACTING & ENGINEERING CORPORATION FOR THE DOWNTOWN ENHANCEMENT PROJECT; AUTHORIZING THE TOWN MANAGER TO EXECUTE A WORK AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.
[6-27-23 AM Downtown Enhacement Project GMP.pdf](#)
[Ex. 1 Resolution 2023-29 Guaranteed Maximum Price Proposal State Contracting.pdf](#)
[Ex. 2 GMP.pdf](#)
- 12.e.** Resolution 2023-30 A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING A WORK AUTHORIZATION WITH FLYNN ENGINEERING SERVICES, PA FOR ENGINEERING OVERSIGHT SERVICES FOR THE DOWNTOWN ENHANCEMENT PROJECT, IN AN AMOUNT NOT TO EXCEED \$39,562; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

[6-27-23 AM Downtown Engineering Oversight.pdf](#)
[Ex. 1 Resolution 2023-30 Approving Engineering Oversight for Downtown Enhancement Project.pdf](#)
[Ex. 2 Work Authorization.pdf](#)

13. NEW BUSINESS

- 13.a. Resolution 2023-31 A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE FLORIDA DIVISION OF ARTS AND CULTURE, CULTURAL FACILITIES PROGRAM FOR \$100,000 FOR THE COMMUNITY CENTER ENHANCEMENT PROJECT; AUTHORIZING EXECUTION OF A GRANT AGREEMENT, IF AWARDED; APPROVING MATCHING FUNDS FOR \$200,000, IF AWARDED; PROVIDING FOR IMPLEMENTATION AND AN EFFECTIVE DATE.

[6-27-23 Cultural Facilities Grant Authorization.pdf](#)

[Ex. 1 Resolution 2023-31 Cultural Facilities.pdf](#)

[Ex. 2 Grant Contract Form.pdf](#)

[Ex. 3 Cultural Facilities Grant Guidelines.pdf](#)

- 13.b. Resolution 2023-32 A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, ADOPTING AND APPROVING THE PROPOSED PAY PLAN AND PAY RANGES; PROVIDING FOR IMPLEMENTATION, CONFLICTS, AND AN EFFECTIVE DATE.

[6-27-23 AM HRCC Agenda Memo.pdf](#)

[Ex. 1 Resolution 2023-32 Approval Of Pay Study.pdf](#)

- 13.c. Fiscal Year 2023-2024 BSO Proposed Budget

[6-27-23 AM FY24 BSO Budget.pdf](#)

[Ex. 1 BSO FY24 Proposed Budget.pdf](#)

[Ex. 2 BSO FY24 Line Item Budget.pdf](#)

14. COMMISSIONER COMMENTS

15. ORDINANCES 1st Reading

16. ORDINANCES 2nd Reading

17. RESOLUTIONS – PUBLIC COMMENTS

- 17.a. Resolution 2023-33 A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPOINTING AN ALTERNATE MEMBER TO THE PLANNING AND ZONING BOARD; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

[6-27-23 AM - P and Z Board Appointments.pdf](#)

[Ex. 1 Resolution 2023-33 Appoint Second Alternate PZ Board.pdf](#)

[Ex. 2-Sec-30-23 Board Procedures Expenses and Staffing.pdf](#)

[Ex. 3- Karen Blake Application for Town Boards \(P&Z\). pdf.pdf](#)

- 17.b. Resolution 2023-34 A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEAS, FLORIDA, APPROVING THE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT WITH BROWARD COUNTY FOR REPRESENTATION AT HEARINGS BY THE BROWARD COUNTY MINIMUM HOUSING/UNSAFE STRUCTURES BOARD; PROVIDING FOR EXECUTION, IMPLEMENTATION, CONFLICTS, AND AN EFFECTIVE DATE.

[6-27-23 AM Unsafe Structure.pdf](#)

[Ex. 1 Resolution 2018-28 - ILA w BC Unsafe Structure Board.pdf](#)

[Ex. 2 Resolution 2023-34 ILA Unsafe Structures Amendment.pdf](#)

18. QUASI JUDICIAL PUBLIC HEARINGS

- 18.a.** Case Number 2023-L2-AA-01: Pursuant to Section 30-128, "Administrative Adjustments," of the Town Code of Ordinances (the "Town Code"), the Applicant is requesting a Level 2 Administrative Adjustment to permit two (2) encroachments into the required side setbacks as part of constructing two (2) new additions to the existing dwelling located at 234 Avalon Avenue (the "Property").

[**6-27-23 AM Administrative Adjustment L2 234 Avalon Avenue.pdf**](#)

[**Ex. 1 Application and Plans.pdf**](#)

[**Ex. 2 Planning and Zoning Board Staff Report.pdf**](#)

[**Ex. 3 Unapproved June Minutes.pdf**](#)

[**Ex. 4 2023-L2-AA-01 234 Avalon Ave Development Order.pdf**](#)

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.