



Town Commission

NOTICE OF VIRTUAL TOWN COMMISSION MEETING

Pursuant to Executive Order 20-69 issued by the Governor and the Town Local Declaration of Public Emergency, a VIRTUAL Town Commission meeting will be held on Tuesday, June 9, 2020, at 6:30 p.m. and broadcast from Town Hall.

The June 9, 2020 Town Commission meeting will be held as a VIRTUAL MEETING with elected officials and Town staff participating through video conferencing. This virtual meeting will be broadcasted live for members of the public to view on the Town's website (www.lbts-fl.gov), Comcast Channel 78, and AT&T U-verse Channel 99.

Members of the public may submit comments via email to

public_comments@lbts-fl.gov Any comments received will be provided to the Commission and included in the minutes.

Public comments submitted via email are to be limited to a 400-word limit. The comment must include the person's name and address, and identify the agenda item to be addressed, if the comment is for a specific agenda item. The deadline to submit public comment will occur when the Mayor closes public comment for the virtual meeting, or for the item.

A copy of the agenda for the virtual Town Commission meeting can be accessed on the Town's website, at

<https://www.lauderdalebythesea-fl.gov/341/Agendas-Video>.

Please note that Governor DeSantis' Executive Order Number 20-69 suspended the requirements of Section 286.011, Florida Statutes, the Florida Sunshine law, that a quorum be present and that a local government body meet at a specific public place. The Executive Order also allows local government bodies to utilize communications media technology, such as telephonic and video conferencing for local government body meetings.

Should any person desire to appeal any decision of the Town Commission with respect to any matter to be considered at this meeting, that person shall ensure that a verbatim record of the proceedings is made including all testimony and evidence upon which any appeal may be based (Section 286.0105, Fla. Stat).

Virtual

Virtual Town Commission Meeting

VIRTUAL TOWN COMMISSION MEETING

Tuesday, June 09, 2020, 6:30 PM

Virtual

1. CALL TO ORDER, MAYOR CHRIS VINCENT

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION - Moment of Silence

4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS

5. PRESENTATIONS

6. PUBLIC COMMENTS

7. PUBLIC SAFETY DISCUSSION

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

[CoverPage.pdf](#)

[TM Report-May 2020.pdf](#)

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

[CoverPage.docx](#)

[May Report.pdf](#)

8. TOWN MANAGER REPORT

8.a Town Manager Report (Bill Vance, Town Manager)

[June 9 TM Report.docx](#)

8.b Code Compliance Status Report (Linda Connors, Development Services Director)

[CoverPage Code Update.docx](#)

9. TOWN ATTORNEY REPORT

10. APPROVAL OF MINUTES

10.a May 26, 2020 Town Commission Meeting Minutes (Tedra Allen, Town Clerk)

[CoverPage.docx](#)

[052620 LBTS Commission 1st draft minutes.docx](#)

11. CONSENT AGENDA

11.a 2020 Amendments to the Interlocal Agreements between Broward County and the Town of Lauderdale-By-The-Sea Providing for Division and Distribution of the Proceeds of:

- The "additional" local option gas tax agreement levied in 1994 provides for Cities to receive 51.27% of three cents of gas tax. The Cities' share of this gas tax has increased over the years due to annexations, however, there were no annexations of populated areas effective September 2019 so the Cities' share of the three cents of gas tax will remain the same as last year. As a result, this amendment adjusts each City's percentage share of the 51.27% based on updated population figures.
- The "transit gas tax" agreement levied in 2001 provides for Cities to receive 26% of the proceeds of one cent of gas tax. This amendment includes adjustments to each City's percentage share based on updated population figures. (Lucila Lang, Finance Director)

[coverpage local option gas tax.docx](#)
[Gas Tax Memo to Cities_2020_FINAL.pdf](#)
[Reso 2020-22 re 3-cent Gast tax.docx](#)
[Reso 2020-23 re 5-cent Gast tax.docx](#)
[GASTAX3_2020 Amendment.pdf](#)
[GASTAX5_2020 Amendment ex 2.pdf](#)

12.OLD BUSINESS

- 12.a El Mar Drive Project – Public Participation Meeting #3 (Linda Connors, Development Services Director)
[6-09-20 AM El Mar Drive Public Participation 3 Update.docx](#)

13.NEW BUSINESS

- 13.a Artificial Grass Discussion (Linda Connors, Development Services Director)
[CoverPageArtificial Grass Discussion.docx](#)
- 13.b LBTS Visitor Center ADA Improvements (Bill Vance, Town Manager)
[CoverPage.docx](#)
[Email from State Contracting.pdf](#)

14.COMMISSIONER COMMENTS

15.ORDINANCES 1st Reading

16.ORDINANCES 2nd Reading

17.RESOLUTIONS - PUBLIC COMMENTS

18.QUASI JUDICIAL PUBLIC HEARING

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 INSURE THAT A VERBATIM RECORDING OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.



Town Commission Agenda Item Report

Meeting Date: June 9, 2020

Submitted by: Thomas Palmer

Submitting Department: Public Safety

Item Type: Report

Agenda Section: PUBLIC SAFETY DISCUSSION

Subject Title:

BSO May 2020 Report (Captain Thomas Palmer, BSO)

Explanation:

Recommendation:

Attachments:



Date: June 2, 2020

To: William Vance
Town Manager
Lauderdale-By-The-Sea

From: Captain Thomas Palmer *TPM*
Lauderdale-By-The-Sea District

Subject: Monthly Report to Commission – May 2020

PERSONNEL CHANGES:

N/A

EMPLOYEE OF THE MONTH: Deputy Eddy Hernandez

In May, Deputy Hernandez was monitoring the Automated License Plate Reader (ALPR) and received an ALERT for a stolen vehicle entering town from A1A and Terra Mar Drive. Deputy Hernandez followed the vehicle from a distance while requesting aviation support in the event the vehicle would attempt to flee from law enforcement.

Unfettered by the heavy rain and wind this particular evening, Deputy Hernandez continued to follow the suspect vehicle at a safe distance as to not alarm the driver. The suspect vehicle continued into a residential area within the city limits of Ft. Lauderdale; Deputy Hernandez continued to notify dispatch of the vehicle's location.

Upon aviation's observation and confirmation of the location of the suspect vehicle, Deputy Hernandez, accompanied by additional Lauderdale by the Sea District deputies, initiated a felony traffic stop. The female driver, and sole occupant, was detained without incident. Deputy Hernandez began his investigation into the crime of Grand Theft Auto.

Deputy Hernandez confirmed that the suspect vehicle was stolen from Collier County and that the female arrestee had two outstanding warrants, being, Possession of Cocaine and Petit Theft. Deputy Hernandez continued to explore the arrestee's past incarcerations in Broward County. He learned that the arrestee has been arrested four times, to include, Grand Theft Auto, Grand Theft, and numerous narcotic arrests. Deputy Hernandez placed this vital information in his Probable Cause Affidavit for the Judge's initial appearance review.

Deputy Hernandez is commended for his diligence and perseverance in the apprehension of an individual who has continually committed crimes within Broward County. Based on the aforementioned, I awarded Deputy Hernandez the Employee of the Month for May 2020.

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 on the importance of shredding documents, awareness of suspicious individuals, protection of passwords and use of caution in 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 allows for additional maritime patrols throughout the Town's waterways and adjacent ocean area.
- **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 assisting in administrative duties or 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 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 mode of patrol allows the deputies to interact one-on-one with our residents and visitors. The patrol bicycles were utilized for a total of 18 hours this month.

- **All-Terrain Vehicle Patrol:** The ATV / 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 is instrumental in marine fisheries regulation enforcement and protection. Deputies used the ATV / Polaris for 1,663 miles and 341 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 are otherwise experiencing mental health crises or are homeless and in need of services. Three (3) individuals were contacted and were involuntarily Baker Acted after displaying signs of mental illness and were a threat to themselves or others. Five (5) individuals experiencing homelessness were contacted during the month. All five 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 to 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 internet website.
****PLEASE NOTE:** The e-Alert system is being phased out and will be replaced with the Sheriff's new BSO ALERTS. Users must register for the new ALERT system to receive notifications. Citizens can sign up by visiting the Sheriff's website www.sheriff.org and click on BSO ALERTS or I have provided a hyperlink below:
<https://member.everbridge.net/index/892807736729054#/login> **
- **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 allows the district to alert residents about any traffic problems and other important public safety issues impacting 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 that "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 Palmer and Lieutenant Wesolowski to provide information to the public via social media. Follow us **@BSOLBTS**.

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

ALL EVENTS WERE SUSPENDED DUE TO COVID-19

NOTABLE INCIDENTS / ARRESTS:

CASE: 13-2005-000177
DATE/TIME: May 12, 2020 @ 2132hrs
LOCATION: 1850 S. Ocean Blvd
PEDESTRIAN: Fahid S. Daoud (83YOA-Deceased)
INCIDENT: Traffic Accident (MOTORCYCLE VS PEDESTRIAN-Fatality)
SUMMARY: Driver of Vehicle 1 (Motorcyclist) was heading northbound on S. Ocean Blvd in a staggered formation (right side of the lane) with another motorcyclist when the pedestrian crossed the street while not in a crosswalk. The motorcyclist was unable to avoid impact with pedestrian. The pedestrian was transported to North Broward Medical Center where he later succumbed to his injuries a few days later. BSO Traffic Homicide Unit and Captain Palmer responded to the scene due to the serious nature of the crash. Investigation is ongoing.

CASE: 13-2005-000200
DATE/TIME: 5/14/20 @ 2145 hrs.
LOCATION: 4644 Poinciana St.
SUSPECT: Gregory Momot (3/4/61)
INCIDENT: Residential Burglary w/ Battery
SYNOPSIS: Deputy Valdes responded to 4644 Poinciana St. in reference to an assault. Deputy Valdes' investigation revealed that the victim and Momot have not had a relationship in excess of two years. Momot entered the residence without permission, gaining access with a key, and battered Carpenter by pushing her to the ground causing an unconfirmed bruising to her tailbone; she refused medical attention. Momot committed the battery due to providing the victim with his Covid-19 stimulus check for an outstanding debt. Per FL Statute, if the burglary is committed within a county that is subject to a state of emergency declared by the Governor under chapter 252 after the declaration of emergency is made and the perpetration of the burglary is facilitated by conditions arising from the emergency, the burglary is a felony of the first degree. Investigation is ongoing.

CASE: 13-2005-000013
DATE/TIME: 5/14/20 @ 2335 hrs.
LOCATION: 4411 W. Tradewinds Ave.
VICTIM: State of Florida
ARRESTEE: Amanda Jeffords (7/2/94)
INCIDENT: Warrant Arrest (Felony)
SYNOPSIS: Sgt. Blevins conducted a traffic stop for an expired tag that resulted in the confirmation of two warrants for the driver, Jeffords. She was placed under arrest for Dealing in Stolen Property and False Verification Given to Pawn Shop, total bond \$4500.

CASE: 13-2005-000221 (Deputy Hernandez)
DATE/TIME: 5/16/20 @ 1851 hrs.
LOCATION: 4600 N. Ocean Dr.
VICTIM: Naples Nissan and State of Florida
SUSPECT: Wendy Sibinski (w/f, 3/8/68)
VEHICLE: Black '19 Nissan Rogue (FL-NBLA96) valued @ \$25,000
INCIDENT: Grand Theft Auto and Warrant Arrest (Cocaine and Petit Theft)
SYNOPSIS: Deputy Hernandez received an LPR alert at Terra Mar Dr. in regard to an unconfirmed stolen vehicle, a black '19 Nissan (FL-NBLA96). Deputy Hernandez notified dispatch as he followed the vehicle south to Commercial Blvd. where the vehicle continued

west. BSO Aviation responded and, after aviation located the vehicle, deputies conducted a felony traffic stop and detained the driver without incident. The suspect had additional warrants for her arrest.

CASE: 13-2005-000231
DATE/TIME: 05-17-2020 @ 1423 hrs
LOCATION: 4319 North Ocean Drive
ARREST: Kyle Barto, wm 11-091990
INCIDENT: Retail Theft / Felony Warrant
SUMMARY: Off-duty BSO Detective John Perez (Weston) witnessed Barto steal two (2) bottles of Vodka from Walgreens and detained him until district deputies arrived. Walgreens, however, declined prosecution and signed a waiver. A teletype inquiry revealed that Barto had a No Bond warrant for Violation of Release Conditions (#1: Poss Eutylone, #2: Resisting w/out, #3: DWLS) and was taken into custody. Barto stated he had MRSA and was therefore transported to Broward Health – Imperial Point for medical clearance, but was admitted. Barto was additionally tested for COVID-19 w/negative results.

CASE: 13-2005-000272
DATE/TIME: 5/20/20 @ 2043 hrs.
LOCATION: 218 Commercial Blvd.
INCIDENT: Baker Act
SUMMARY: Victim was acting extremely erratic in public throwing his drink of water, kicking over a restaurant sign and uprooting plants from the ground. Upon contact with the victim he was yelling incoherent phrases and screaming "I need my medication." Victim admitted to being Baker Acted before and wished to go to a hospital to get back on his medication. Due to the victim's current state of mind and based on his recent behavior, Deputy Valdes felt that without proper care or treatment the victim strongly possessed a real and present threat to harm himself or others. He was transported to Imperial Point Hospital under a Baker Act.

CASE: 13-2005-000275
DATE/TIME: 5/21/20 @ 0155 hrs.
LOCATION: 4201 N. Ocean Dr.
ARRESTEE: Andrew Solorzano (7/17/94)
INCIDENT: Possession of Methamphetamine and Probation Violation (Felony)
SUMMARY: Deputy Hernandez observed Solorzano loitering by the LBTS Chamber of Commerce. Solorzano admitted to having suspect narcotics in a bag identified as his property. Deputy Hernandez located a white rock-like substance that subsequently field-tested positive for the presumptive presence of methamphetamine. Solorzano, who is on felony probation for narcotics, was placed under arrest and charged accordingly.

CASE: 13-2005-000296
DATE/TIME: 5/22/2020 1224 hrs.
LOCATION: 4504 Bougainvillea Dr. (LBTS Code Office)
VICTIM: Eric Indowsky (4/4/1975)
INCIDENT: Baker Act
SUMMARY: Deputies responded to an emergency call at the LBTS Development Services, after personnel activated a panic alarm, due to a distraught male attempting to force his way into the building. Investigation determined Eric Indowsky is a paranoid schizophrenic who became involved in a verbal altercation with his elderly mother while driving to a nearby store. The mother exited her vehicle and sought refuge in the Code Enforcement offices. Eric was disoriented and extremely agitated. Deputy Kratz spoke to the individual at length which

resulted in his being transported to Imperial Point Medical Center for evaluation under the Baker Act without incident.

CASE: 13-2005-000355
DATE/TIME: 05-26-2020 @ 1055 hrs
LOCATION: 4 Sunset Lane, LBS
ARRESTEE: Julius Antwan Clark (08-20-1981)
INCIDENT: Domestic Violence (Batt on person over 65 and Battery 2nd or subsequent offense)
SUMMARY: Yesterday, the arrestee battered his live-in boyfriend in the house where they both reside. The victim was afraid to call police because he was afraid his boyfriend would batter him further and waited until the boyfriend left the residence. A records check revealed that the arrestee had a violent background including convictions for battery upon law enforcement officers. The arrestee returned to the residence and was placed into custody without incident.

CASE: 13-2005-000360
DATE/TIME: 05/26/20 @ 2023 hrs
LOCATION: 5400 N Ocean Drive
SUSPECT: David Dominguez 10/21/78
VEHICLE: 2017 Chevy Malibu
INCIDENT: Possession of Cocaine – Drug Paraphernalia
SUMMARY: An anonymous caller reported that the suspect was sleeping or having a health emergency in his vehicle which was parked inside a private community. Upon making contact with the suspect, Deputy Pitulan observed a clear glass pipe containing narcotics residue in the driver side door panel. Upon searching the suspect Deputy Pitulan located approximately 8.9 grams of cocaine and crack-cocaine in his front right pocket. The suspect was charged and transported to BSO Main Jail for booking. Forfeiture of the suspect's vehicle is pending.

CASE: 13-2005-000432
DATE/TIME: May 30, 2020 @ 2040 hrs
LOCATION: 4327 N Ocean Drive
SUSPECT: Joshua Jamal Edwards (1/14/91)
VICTIM: Jan's Candies
INCIDENT: Petit Theft
SUMMARY: Subject entered Jan's Chocolate and saw no one in the front of the store and grabbed a box of chocolate candy. Subject left without paying and was seen walking southbound on N. Ocean Dr. Deputy Suarez located the subject at N Ocean Dr/Datura Av. Subject was taken into custody and he voluntarily stated he stole the box of candy because he wanted to "say the truth". The owner opted not to prosecute, candy was returned and she signed a waiver of prosecution. The subject was released and he asked if we can assist in taking him to get his medication at Ft. Lauderdale Behavior Health Center (5757 N. Dixie Hwy, Fort Lauderdale). The individual was transported to Ft. Lauderdale Behavior Health Center to obtain his medication. The value of the box of candy was thirty dollars (\$30.00) and was returned..

CASE: 13-2005-000435
DATE/TIME: 5/31/2020 @ 0005 hrs
LOCATION: 4243 Bougainvillea Drive
SUSPECT: David John Morales (1/8/89)
INCIDENT: Trespass on Construction Site
SUMMARY: While on patrol, Deputy Duarte was advised of a subject jumping the fence at a construction site. Upon arrival, Deputy Figueroa assisted in entering the property. The property is surrounded by a locked fence. Upon entering, Deputy Figueroa and Duarte located the subject and he was taken into custody without incident. Subject was arrested and transported to Main Jail.

CASE: 13-2005-000438
DATE/TIME: 05/31/2020 @ 0118 hrs
LOCATION: 112 Commercial Blvd (Slide 'N)
SUSPECT: Aaron William Deutsch (10/25/87)
INCIDENT: Aggravated Battery & Arson
SUMMARY: Subject entered the establishment and requested to use the restroom. He entered and exited the restroom several times. One of the times he entered, he had a box of what appeared to be napkins and took them inside the restroom. He started a fire inside the bathroom and a patron told the bartender that an odor was coming out of the bathroom. The bartender knocked on the door and immediately the door opened and the subject ran out. The bartender noticed that the bathroom was on fire and started extinguishing it. When the subject exited the establishment, the bar-back and several other people followed the subject eastbound through the rear alleyway. The subject then took a pocket knife out and brandished it to the group and started walking back westbound through the alleyway. As soon as the subject saw the bartender, he rushed him with the knife and the bartender took him to the ground disarming him. In the struggle, the bartender received a minor cut requiring stitches. The subject was taken into custody and transported to Imperial Point Hospital by AMR. The subject appeared to be under the influence of a narcotic's. He was very agitated and talking non-sense on the scene. BSO Violent Crimes Detectives responded.

CASE: 13-2005-000441
DATE/TIME: 5/31/2020 1035 hrs.
LOCATION: 4513 N. Ocean Dr.
REPORTER: (BSO Police Academy Cadet)
INCIDENT: Information (166 dry wall screws found across the rear entry to LBS Public Safety Building)
SUMMARY: Deputy Wendt was flagged down by a BSO Police Academy Cadet who stated that a short time earlier he was walking through the BSO LBS parking lot on his way to the beach when he noticed dry wall screws spread across the driveway across the Bougainvillea Dr. entry/exit. He summoned the assistance of fellow BSO Police Academy Cadet Joseph Darroll (CCN 19378) and LBTS Firefighter Mark Kane and they picked up 166 screws and placed them in the fire station. Deputy Wendt responded to the fire station and took custody of the screws and placed them into property at the district office. BSO Cadet felt this was an intentional act based on the pattern the screws were placed in on the ground and, the fact that no box or container was found on scene. The area was checked for possible video surveillance however none was found.

CASE: 13-2005-000443
DATE/TIME: 05-31-2020 @ 1129 hrs
LOCATION: Commercial Blvd / West Tradewinds Ave
INCIDENT: Crash w/Injuries
SUMMARY: A Toyota was travelling eastbound over the ICW bridge at what witnesses described as excessive speed. The driver lost control and left the roadway, crashing into and destroying a Town owned light pole and fixture. A pedestrian was struck on the sidewalk near the pole and was transported to Broward General Hospital where he was in stable condition with a fractured pelvis and other injuries. The Toyota sustained heavy damage with airbag deployment. Driver was cited for careless driving and driving while license suspended without knowledge.

MONTHLY ARREST LOGS:

Leave Scene of Accident w/ Injuries/ Felony	249	Commercial Blvd
Warrant Arrest-Dealing in Stolen Property	4411	W Trade Winds Av
Grand Theft Automobile/Warrant-Possess Cocaine	4600	N Ocean Dr
Warrant-Possess Narcotics/Resist w/o Violence/DWLS	4400	Bougainvilla Dr
Possession of Methamphetamine/Violation of Probation	4201	N Ocean Dr
Battery on Person 65 YOA or Older	4	Sunset Ln
Possession of Cocaine & Paraphernalia/Intro Contraband to Jail	5400	N Ocean Dr
Warrant-Drive While License Suspended or Revoked	2	Commercial Blvd
Trespassing on a Construction Site -Felony	4243	Bougainvilla Dr
Aggravated Battery Deadly Weapon/Arson	212	Commercial Blvd

CRIME STATISTICS:

CRIME	CURRENT MONTH	PRIOR MONTH	2019 YTD	2020 YTD
AUTO THEFT	1	0	2	6
BURGLARY-BUSINESS	0	0	0	0
BURGLARY-CONVEYANCE	0	1	6	5
BURGLARY-RESIDENCE	1	0	2	6
BURGLARY-STRUCTURE	0	0	0	0
FORCIBLE SEX	0	0	0	1
ARSON	0	0	0	0
ASSAULT-AGGRAVATED	1	0	1	2
HOMICIDE	0	0	0	0
ROBBERY	0	0	1	0
THEFT-GRAND	1	0	10	3
THEFT-PETIT	3	2	25	12
TOTALS	7	3	48	34

CITIZEN OBSERVER PATROL STATISTICAL SUMMARY:

COP Activity	Total
Number of Volunteers	32
COP Hours Worked - Month	0
COP Patrol Miles - Month	0
COP Hours Worked - YTD	643
COP Patrol Miles - YTD	1281

COP Bike Patrol Hours - Month	0
COP Bike Patrol Hours - YTD	32

COP Beach Patrol Hours – Month	0
COP Beach Patrol Hours - YTD	112

Due to COVID-19 Captain Palmer stopped all COP patrols on March 12, 2020

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	2020 YTD
Reserve Deputy - Days Worked	5	36
Reserve Deputy - Hours Worked	37.5	305.75

MONTHLY STAFFING AND STATISTICAL REPORT:

The May 2020 Monthly Staffing and Statistical Report is attached.



Lauderdale by the Sea Monthly Activity May 2020

Reports/Calls	
Miscellaneous Service	
Event Reports	45
Accidents	9
Calls for Service	453

Traffic	
Types of Citation	
Non-Moving / Moving Citation	17
Parking	0
Warnings	16
Total Citations	33

Arrests	
Type of Arrest	
Felony	7
Misdemeanor	0
NTA	0
Capias/Warrant	3
Traffic	0
NIC (Felony)	0
NIC (DV Misdemeanor)	0
NIC (Misdemeanor)	0
DUI	0
Total Arrests	10

Time Worked	
Hours Worked	
Bike Patrol	18
Court Overtime	0
Training	24
Detached	7
Other Overtime	60
Days Worked	31

General	
FI	25
Truant	0
Truant Debriefed	0
Elder Link	0

Narrative
ATV/UTV: 1,663 Miles / 341 Hours Reserve Deputies worked 5 shifts (37.5 hrs) Deputies from other Districts manned Beach Portals enforcing Broward County Emergency Order, 336hrs. in 6 days without cost to the District.



MONTHLY STAFFING AND STATISTICAL REPORT LAUDERDALE-BY-THE-SEA DISTRICT

May 31, 2020

CURRENT STAFFING ALLOCATIONS

Position	Budgeted Positions	Actual Positions	Vacant Positions
District Chief	1	1	
Executive Lieutenant	1	1	
Sergeant	3	3	
Deputy Sheriff	19	18	1
Community Service Aide	1	1	
Administrative Specialist	1	1	
Clerical Specialist (P/T)	2	1	1
TOTAL	28	26	2

PERSONNEL ON LIGHT DUTY, PROMOTED, TRANSFERRED, ETC.

Name	CCN	Status	Circumstances

DETACHED PERSONNEL / LOCATION

Name	CCN	Detached to	Reason	Hours
Deputy Kerry Justice	9423	Human Resources	Oral Interview Board	7
			TOTAL	7



Town Commission Agenda Item Report

Meeting Date: June 9, 2020

Submitted by: Judson Hopping

Submitting Department: Public Safety

Item Type: Report

Agenda Section: PUBLIC SAFETY DISCUSSION

Subject Title:

VFD May 2020 Report (Chief Judson Hopping, VFD)

Explanation:

VFD Monthly Report - May

Recommendation:

Approve/Accept

Attachments:

1. VFD May Report



Overview

During the month of May 2020, the Volunteer Fire Department continued its focus on fire prevention for high-rise buildings and commercial properties. There were 72 fire inspections, 9 inspection attempts and 3 re-inspections. There were two complaints for the month of May that were resolved.

Responses:

The Volunteer Fire Department responded to 43 fire rescue calls within the limits of our contract.

- Of the 43 emergency fire calls dispatched, there were 16 fire alarms/3 structure fires, 1 electrical/utility fire, 1 gas odor, 3 elevator rescues, 6 accidents w/injuries, 3 possible drowning, and 10 "other" fires.
- There were 68 emergency medical 911 calls for May 2020. The department was dispatched to 11 of those calls, of which 3 were cleared or cancelled by the Chief on Duty or Med12. The department assisted Med12/212 on 8 of the medical calls.

Training:

The Volunteer Fire Department had 13 regular in-town members, and 26 associate out of town members for a total of 39 active members.

Due to the CORVID-19, there were no training drills; members continued their Target Solution on-line training assignments for the month of May.

In closing, the Volunteer Fire Department will continue to improve and increase its members training, as required by ISO and established state training curriculums.

Respectfully,

Judson Hopping,
Fire Chief



Town of Lauderdale-By-The-Sea Fire Department Monthly Report May 2020

	Regular In-town	Associate Out of Town
Active Member	13	26
Fire 1 non-certified	3	0
Fire 1 Certified	0	0
Fire II Certified	10	26
CPR/1 st Responder	6	2
EMT-B (FL)	1	18
Paramedic (FL)	4	6

Emergency Calls

Fire/Rescue	40
Total Medical 911 calls	68
Medical calls V.F.D. Not Dispatched	57
Medical calls V.F.D. Dispatched	11
Medical calls Canceled by COD/M12	3
Medical calls V.F.D. Assisted	8

Training - Target Solutions on-line training only

0+ Total Hrs.

Firefighter Drills – canceled for month	0 Hrs
Ocean Rescue Training – canceled for month	0 Hrs

Station Watch Hours

3,035.25+ Total Hrs.

Firefighter Station Watch	2,203.25+ Hrs
Ocean Rescue Patrol – beach reopened 5/26	89.75 Hrs
Chief on Duty/Command	744 Hrs

LBTS Volunteer Fire Department - May 2020, Active Roster

Last Name	First Name	LBTS FF No.	Membership	Town Resident	Rank	Fire Cert	EMS Certification	MTD Calls	YTD Calls
Atkinson	Kevin	175765	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	18
Aubrey	Keith	163	Regular Member		Firefighter	Firefighter II	Paramedic (FL)	1	43
*Blas	Jonathan	81298	Associate Member		Firefighter	Firefighter II	Paramedic (FL)	0	4
Caldas	William	160812	Associate Member		Firefighter	Firefighter II	Paramedic (FL)	9	56
Carlton	Ryan	186384	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	27	119
*Chavez	Alexander	153544	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	31
Clinton	Ryan	177389	Associate Member		Firefighter	Firefighter II	CPR for healthcare provider	25	63
Cowles	James	186248	Regular Member	*	Trainee	Trainee	CPR for healthcare provider	30	79
Dwyer	Michael	187475	Regular Member	*	Trainee	Trainee	CPR for healthcare provider	16	244
Edouard	Myrlam	708	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	15
*Garcia	Ali	166036	Associate Member		Firefighter	Firefighter II	Paramedic (FL)	0	31
Garcia	Natasha	178781	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	11	60
*Gonzalez	Anthony	177356	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	1
*Gonzalez	Christopher	182178	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	17
Grunow	Samuel	186257	Regular Member	*	Trainee	Trainee		26	80
Hoelderlin	Logan	174642	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	43
Hopping	Judson	054	Regular Member		Fire Chief	Firefighter II - D/E	EMT-B (FL)	12	88
Johnson	Scott	33742	Regular Member	*	Firefighter	Firefighter II-D/E - Officer I	Paramedic (FL)	16	92
Justice	Heather	182138	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	17	42
Justice	Jennifer	171	Associate Member		Firefighter	Firefighter II	Paramedic (FL)	4	19
Kane	Mark	155	Associate Member		Captain	Firefighter II-D/E - Officer I	EMT-B (FL)	15	110
*Karley	Robert	101	Regular Member	*	Firefighter	Firefighter II - D/E	CPR for healthcare provider	0	89
Leon	Matthew	182330	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	19	74
Levy	Steven	163949	Associate Member		Firefighter	Firefighter II	Paramedic (FL)	6	43
Lira	Jorge	179380	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	2	31
Louvaris	John	078	Regular Member		Deputy Chief	Firefighter II-D/E - Officer I	CPR for healthcare provider	41	277
Mangin	Andrew	735	Associate Member		Firefighter	Firefighter II - D/E	Paramedic (FL)	4	33
*McFarlane	Harrison	170230	Associate Member		Firefighter	Firefighter II	CPR for healthcare provider	0	26
*Obsaint	Antoinette	165334	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	35
Paine	Kyle	173	Regular Member		Firefighter	Firefighter II	EMT-B (FL)	0	73
Paine	Riley	704	Regular Member		Battalion Chief	Firefighter II-D/E - Officer I	Paramedic (FL)	20	202
Paine	Stephen	140	Regular Member		Fire Marshal	Firefighter II	CPR for healthcare provider	10	125
*Scott, III	Kenneth	7011	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	29
Silverstone	James	25	Regular Member	*	Firefighter	Firefighter II	CPR for healthcare provider	25	193
*St.Thomas	Jeffrey	176	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	48
*Sweeting	Quintoro	180167	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	9
*Velez	Dustin	170754	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	6
*Vogel	Richard	130	Regular Member		Firefighter	Firefighter II	Paramedic (FL)	0	55
*Woods	Devon	7018	Associate Member		Firefighter	Firefighter II	EMT-B (FL)	0	31

*Firefighters at high risk to COVID-19 exposure have been out of service at this time

Monthly Activity Report - MaY 2020

Date	Fire/Rescue Calls	Event Description	Start Time	End Time	No. of FF
01-May-20	1430 South Ocean Blvd.	Fire alarm	7:31:00 AM	8:01:00 AM	10
01-May-20	1430 South Ocean Blvd.	Fire alarm	8:03:00 AM	8:09:00 AM	10
05-May-20	Comm. & E Tradewinds	Accident w/injuries	8:49:00 AM	9:30:00 AM	6
06-May-20	5100 North Ocean Blvd.	Structure fire	8:23:00 PM	9:21:00 PM	8
06-May-20	1431 South Ocean Blvd.	Other fire - forced entry	11:47:00 AM	1:08:00 PM	7
07-May-20	3900 North Ocean Drive	Vehicle accident	3:11:00 PM	4:08:00 PM	8
08-May-20	1430 South Ocean Blvd.	Fire alarm - commercial structure	10:59:00 AM	11:22:00 AM	9
09-May-20	1801 W. Terra Mar Drive	Fire alarm	8:03:00 AM	8:24:00 AM	10
09-May-20	4625 North Ocean Drive	Vehicle accident	11:41:00 AM	12:24:00 PM	5
10-May-20	4632 Bougainvillea Drive	Fire alarm	4:50:00 AM	10:54:00 AM	6
10-May-20	1460 South Ocean Blvd.	Fire alarm	8:33:00 PM	8:39:00 PM	7
11-May-20	2000 South Ocean Blvd.	Other fire - Forcible entry	1:37:00 AM	2:03:00 AM	5
11-May-20	5200 North Ocean Blvd.	Other fire - suspicious package	4:39:00 AM	4:54:00 AM	4
11-May-20	4629 Poinciana Street	Elevator rescue	4:44:00 PM	5:06:00 PM	6
12-May-20	1850 South Ocean Blvd.	Accident w/injuries	9:32:00 PM	10:40:00 PM	9
12-May-20	1850 South Ocean Blvd.	Other fire - wash down	11:44:00 PM	12:09:00 AM	7
14-May-20	1620 South Ocean Blvd.	Fire alarm	3:17:00 AM	3:36:00 AM	5
15-May-20	258 Bombay Drive	Fire alarm	12:43:00 PM	12:50:00 PM	9
20-May-20	208 Washington Ave	Fire alarm	7:16:00 PM	7:25:00 PM	9
20-May-20	4200 North Ocean Drive	Other fire - cat in tree	10:04:00 PM	10:39:00 PM	8
22-May-20	Ocean/Commercial	Other fire - bicyclist down	4:42:00 PM	5:32:00 PM	9
22-May-20	1620 South Ocean Blvd.	Fire alarm	6:25:00 PM	6:33:00 PM	9
22-May-20	1824 Bel Air Avenue	Structure fire	6:33:00 PM	6:45:00 PM	9
22-May-20	4200 North Ocean Drive	Other fire - kitten stuck on roof	11:18:00 PM	11:37:00 PM	7
23-May-20	255 Shore Court	Drowning - 1yr old child pulled from hot tub	2:50:00 PM	3:46:00 PM	6
24-May-20	1 Commercial Blvd.	Accident w/injuries	5:42:00 PM	6:46:00 PM	7
25-May-20	230 Marine Court	Gas smell	12:13:00 PM	12:30:00 PM	8
25-May-20	5000 North Ocean Blvd.	Fire alarm	1:03:00 PM	1:23:00 PM	8
25-May-20	1620 South Ocean Blvd.	Other fire - water leak	5:47:00 PM	5:58:00 PM	10
25-May-20	5000 North Ocean Blvd.	Fire alarm	5:57:00 PM	6:11:00 PM	11
25-May-20	5000 North Ocean Blvd.	Fire alarm	6:27:00 PM	6:43:00 PM	10
25-May-20	4900 North Ocean Drive	Other fire - forcible entry	9:27:00 PM	9:40:00 PM	8
25-May-20	5000 North Ocean Blvd.	Fire alarm	9:42:00 AM	9:58:00 AM	8
26-May-20	4600 El Mar Drive	Drowning - missing driver found	12:23:00 PM	12:33:00 PM	11
27-May-20	1950 South Ocean Blvd.	Fire alarm	10:13:00 AM	10:24:00 AM	10
27-May-20	5100 North Ocean Blvd.	Fire alarm	12:01:00 PM	12:17:00 PM	8
27-May-20	5000 North Ocean Drive	Elevator rescue	3:07:00 PM	3:14:00 PM	7
30-May-20	4400 El Mar Drive	Electrical utility fire	2:24:00 AM	3:07:00 AM	7
30-May-20	1800 South Ocean Blvd.	Elevator rescue	5:07:00 PM	6:00:00 PM	5
31-May-20	4387 El Mar Drive	Other fire - service call	12:57:00 AM	1:10:00 AM	4
31-May-20	1 Commercial Blvd.	Fire alarm	7:21:00 AM	7:37:00 AM	7
31-May-20	Commercial/Pier	Drowning - missing driver found	9:18:00 AM	10:14:00 AM	7
31-May-20	Commercial bridge	Accident w/injuries	11:27:00 AM	12:20:00 PM	7

Total Calls 43

Date	1st Responder Calls	Event Description	Start Time	End Time	No. of FF
01-May-20	South Ocean Blvd.	medical, E12 assisted M12	11:09:00 AM	11:33:00 AM	4
02-May-20	South Ocean Blvd.	medical, E12 assisted M12	4:38:00 PM	4:51:00 PM	5
03-May-20	East Terra Mar Drive	medical, E12 cleared by M12	9:26:00 AM	9:40:00 AM	3
04-May-20	South Ocean Blvd.	medical, E12 assisted M12	11:48:00 AM	12:05:00 PM	6
09-May-20	South Ocean Blvd.	medical, E12 assisted M12	2:50:00 PM	3:30:00 PM	5
10-May-20	North Ocean Drive	medical, E12 cleared by M12	12:32:00 PM	12:43:00 PM	4
12-May-20	North Ocean Drive	medical, E12 assisted M12	10:10:00 PM	10:27:00 PM	9
16-May-20	El Mar Drive	medical, E12 cleared by M12	1:03:00 PM	1:19:00 PM	7
22-May-20	Bougainvillea Drive	medical, walk-up	12:55:00 PM	1:07:00 PM	6
25-May-20	North Ocean Drive	medical, E12 provided care until M12 arrival	9:12:00 PM	9:26:00 PM	8
29-May-20	Commercial Blvd.	medical, OR312 provided BLS until M12 arrived	4:10:00 PM	4:25:00 PM	4

Total Calls 11

Date	Public Service	Event Description	Start Time	End Time	No. of FF
16-May-20	1881 W. Terra Mar	"Drive by Celebration" for Wedding	11:00:00 AM	11:30:00 AM	5
18-May-20	El Mar Square	Pulled 1 3/4 & 2 1/2 handlines to fill water barrels for Town	8:00:00 AM	10:00:00 AM	6
22-May-20	Thomas Way/Codrington	"Drive by Celebration" for 1st Birthday	4:30:00 AM	5:00:00 PM	7

Date	Ocean Rescue Patrol	Event Description	Start Time	End Time	No. of FF
27-May-20	Beach	Ocean rescue patrol & COVID-19 ordinance awareness	11:00:00 AM	2:00:00 PM	4
28-May-20	Beach	Ocean rescue patrol & COVID-19 ordinance awareness	10:00:00 AM	4:00:00 PM	3
29-May-20	Beach	Ocean rescue patrol & COVID-19 ordinance awareness	10:00:00 AM	1:00:00 PM	2
29-May-20	Beach	Ocean rescue patrol & COVID-19 ordinance awareness	1:30:00 PM	5:00:00 PM	2
30-May-20	Beach	Ocean rescue patrol & COVID-19 ordinance awareness	10:00:00 AM	5:30:00 PM	2
30-May-20	Beach	Ocean rescue patrol & COVID-19 ordinance awareness	2:15:00 PM	6:00:00 PM	1
31-May-20	Beach	Ocean rescue patrol & COVID-19 ordinance awareness	10:00:00 AM	5:30:00 PM	2
31-May-20	Beach	Ocean rescue patrol & COVID-19 ordinance awareness	10:00:00 AM	2:00:00 PM	2

*Ocean Rescue patrol consist of checking poles/life rings, educating public on flags, rips currents & any fire related issued near or on the beach.

Unit Response Time 3- Month Average

May-20

Apparatus	Batt. Chief 12	Engine 12	Engine 212	Squirt 12
Call Count	38	51	16	9
Response Time	0:05:15	0:04:46	0:00:00	0:00:00

Total Average Response Time : 5:13

Apr-20

Apparatus	Batt. Chief 12	Engine 12	Engine 212	Squirt 12
Call Count	33	40	0	7
Response Time	0:05:07	0:4:58	0:00:00	0:00:00

Total Average Response Time : 4:59

Mar-20

Apparatus	Batt. Chief 12	Engine 12	Engine 212	Squirt 12
Call Count	38	43	11	8
Response Time	0:04:37	0:04:54	0:00:00	0:00:00

Total Average Response Time : 4:42



Town Commission Agenda Item Report

Meeting Date: June 9, 2020

Submitted by: Bill Vance, Town Manager; Neysa Herrera, Assistant to the Town Manager

Submitting Department: Administration

Item Type: Report

Agenda Section: TOWN MANAGER REPORT

Subject Title: Town Manager Report

Explanation:

LBTS Phase 1 Opening

On Friday, May 29, Broward County Administrator Bertha Henry issued Emergency Order 20-14, which expands beach activities, clarifies the use of community rooms, allows for doubles racquet sports, expands massage establishments services beyond medically necessary and allows tattoo establishments to open. The new Order took effect on Monday, June 1.

Highlights on the new order include:

- ❖ Broward beaches are open to picnicking, sunbathing, sitting or lying on the beach. Umbrellas, canopies, chairs, loungers, and coolers are also now permitted.
- ❖ Group or organized sports, such as volleyball, are not yet allowed; nor are group gatherings of more than 10 people.
- ❖ Beachgoers must maintain social distancing, including when in the water, except between members of the same household or group.
- ❖ Facial coverings must be worn when social distancing cannot be maintained.
- ❖ Equipment offered by concessionaires or beachfront hotels (e.g. chairs, loungers, bicycles) must be sanitized between each customer rental.
- ❖ Changing rooms, picnic pavilions, playgrounds and exercise equipment are to remain closed.

Because COVID-19 remains a serious threat to public safety, the social distancing, facial covering, and sanitation requirements remain in place for all businesses that reopen, and all individuals who patronize them. Residents may report violations anonymously online at [MyBroward.Broward.org](https://www.broward.org/MyBroward/Broward.org) or by calling the Broward County Call Center at 311 or the LBTS BSO Non-Emergency line at: (954) 764-4357.

Lauderdale-By-The-Sea residents may also submit their comments on the Town's Phase 1 reopening at LBTSReopening@lauderdalebythesea-fl.gov.

Development Services

Terry-Ann Boyd-Reynolds, one of our code officers, served as a panelist on the Sea Turtle Conservancy's webinar regarding Sea Turtle lighting. Over the next several months, the Town's staff will be working with our beach front properties to ensure compliance with Sea Turtle regulations.

The Town's Building Division has implemented strategies to continue their building inspection services throughout the COVID-19 pandemic while keeping Town residents and employees safe. Over the last two months, CAP, the Town's contractor for building services, has implemented an on-line permitting process to provide a safe and efficient way for residents to continue to secure building permits. This week, CAP completed a test for the ability to provide **virtual building inspections** and we will be moving forward with this opportunity for our residents as yet another way to reduce contact so that we can keep our community healthy. This initiative makes the Town of Lauderdale-By-The-Sea the first CAP municipality that offers this safe and convenient service.

Staff has made updates to the **Development Services page on the Town website** and corresponding landing pages in an effort to make these platforms more user-friendly and easier to navigate. We also want to ensure that the information that our residents, applicants, and business owners are looking for is readily accessible.

The Governor has placed significant limitations on **Vacation Rentals** but they are still able to rent on a monthly basis to essential personnel. Code Enforcement staff, in close coordination with Development Services Director Linda Connors, are working diligently to be in accordance with County and State orders. On May 14th, Governor Ron DeSantis signed Executive Order 20-123, which went into effect May 18. Section 4 of the Order stated that "Counties may seek approval to operate vacation rentals with a written request from the County Administrator and the county's safety plan for vacation rental operations submitted to the Department of Business and Professional Regulation (DBPR) Secretary. DBPR will post and update guidance on its website".

Construction Updates

Seaside Villas, formerly known as Eastward Strands, is the hotel located at 4333 El Mar Dr. The hotel has been closed for some time and is set to undergo major renovations. The building permit application for the renovation has been submitted. At this time, structural review comments have been issued and sent to the applicant. We expect to receive a resubmittal no later than June 4, 2020. Staff will hold a preconstruction meeting with the contractor prior to commencement of the renovation work on the buildings.

Capital Improvement Projects

During this year's legislative session, the State of Florida did allocate \$250,000 for the design of the **Palm Club Septic-to-Sewer** project. However, the governor has not formally signed/confirmed this allocation. If this allocation is approved, the \$250,000 would help LBTS cover project design costs.

To date, eighty-three (83) responses have been received to the **Pedestrian and Bicycle Circulation Enhancement Plan Online Survey**. The purpose of this online public outreach is to give residents the opportunity to provide their input on the development of a feasible plan to improve the safety and connectivity of pedestrian and bicycle circulation throughout the Town. Staff is encouraging residents to participate in this public outreach opportunity. Signs have been posted in neighborhoods. Announcements have also been posted on LBTS, sites on Facebook, and NextDoor. The deadline for taking the survey is June 16, 2020.

The plans for the **Terra Mar Drainage Improvements** project are 100% complete. State Contracting proposal was received on May 26 and is currently being reviewed by the Town Engineer as well as Baxter & Woodman. The Town Manager is recommending a Fall 2020 start date for construction, upon Commission approval.

Baxter & Woodman is currently updating the **Stormwater Master Plan** which will provide guidance for future stormwater CIP. A survey was sent out electronically to residents as well as posted on social media and the Town website to receive feedback from residents, businesses, and visitors on any known areas of concern regarding flooding. As of May 31st, which was the survey deadline, the Town received 35 responses to the online survey. Between the online survey and resident feedback via email or in person, the Town received about 50 comments.

The previously planned and budgeted for **Jarvis Hall Exterior Portico Repairs** are currently taking place. Flooring should be completed by the week of the 8th. The railing has been delayed and is anticipated to arrive the week of June 19th, and it will be installed shortly thereafter.

State Contracting is continuing with the earthwork and grading portion of the **Friedt Park Courtyard Improvements** project. Density tests are being performed on the aggregate base the week of June 1st, once this has been completed, forming of the 8x8 curb as well as the east sidewalk will take place. The concrete is scheduled to be poured between the week of June 1st and the week of June 8th. Electrical conduits for lighting and outlets have been run and irrigation sleeves have been installed. Substantial completion of the project is anticipated for mid-July.

Municipal Services Director Ken Rubach has been in contact with FDOT to coordinate the installation of the **Hibiscus/A1A Crosswalk**. Staff is waiting on a final date for construction, which has been delayed due to the contractor being in quarantine because of COVID-19. FDOT is still in the process of negotiating on pay items that were not part of the initial contract. Once prices have been agreed upon, FDOT will issue a Supplemental Agreement to add the additional items. Following the execution of this agreement, FDOT will issue the work document and provide an install date. The goal is to assist FDOT initiate installation within the next 90 days.

Other Projects

The current **speed signs on Commercial Boulevard** are on loan until permanent flashing signage is approved by FDOT. Therefore, there will be no interruption of this upgraded signage capabilities.

The proposed installation of new **bus shelters** in five (5) locations in LBTS is moving forward. Permits have been submitted to the Town. Staff is awaiting final drawings from Broward County Transit that illustrate the actual location of the shelters to be added to the permit filings before staff can begin reviewing the applications. Staff is assisting in any way possible to expedite this project.

Thanks to the coordination of our Beach Consultant, Moffat & Nichol, the Florida Department of Environmental Protection has granted permission to the Town to relocate the **sea grapes by Sea Colony**. The intended new location is the Pine Avenue Portal. Staff is currently waiting on the Florida Department of Environmental Protection to approve the permit. The relocation of the sea grapes would take place after turtle season.

The new long awaited **street light fixtures** have been installed in the West Commercial Plazas. These added lighting improvements will increase visibility of the businesses on the West Commercial District, which will result in enhanced safety.

Staff began upgrading existing **lighting east of A1A on Commercial/El Mar Corridor** to new brighter turtle LED light. The existing LED lights provide very little lighting and several of these lights are non-operable. Staff expects the lights to be installed in the next 4-6 weeks.

Mixed-Paper Updates

Markets for recyclables continue to be fluid. For communities across the County, it makes finding the correct mix of acceptable recyclables a huge challenge. Recently, the Commission voted to drop mixed paper from the list of acceptable recyclables. There were two strong reasons for this decision: 1) for over a year, mixed paper has had a negative value and 2) it plays a large role in the contamination of recycling.

Large commercial printing facilities had been providing a higher quality and quantity of mixed paper to the processors of recycled paper products than the paper coming from residential programs. Because Covid-19 led to the closing of large commercial printing facilities, the loss of commercial sources of paper created a demand for residential mixed paper.

Because contamination in recycling carts remains a huge problem and because the amount of contamination can be reduced by having a short, simple list of recyclables, the Town's Waste and Recycling Coordinator Vicki Eckels recommends that we stay the current course. Unfortunately, contamination was higher in the LBTS samples measured by Waste Management for the month of May. By reducing contamination and increasing the percentage of the "good" recyclables collected in the Town, we help sustain recycling processors and protect our planet.

For now, the best thing we, as a community, can do is to focus on reducing contamination. The good news is that amount of glass in the recycling was down in May. The sandwich boards and Town Topics flyer appear to have helped get that message out. The next issue of Town Topics will have a 2-page spread devoted to recycling. We hope this improves the recycling practices of all Town residents, leading to the collection of more of the desired recycling and less of everything else.

Recommendation: N/A



Town Commission Agenda Item Report

Meeting Date: June 9, 2020

Submitted by: Linda Connors

Submitting Department: Development Services

Agenda Section: Reports

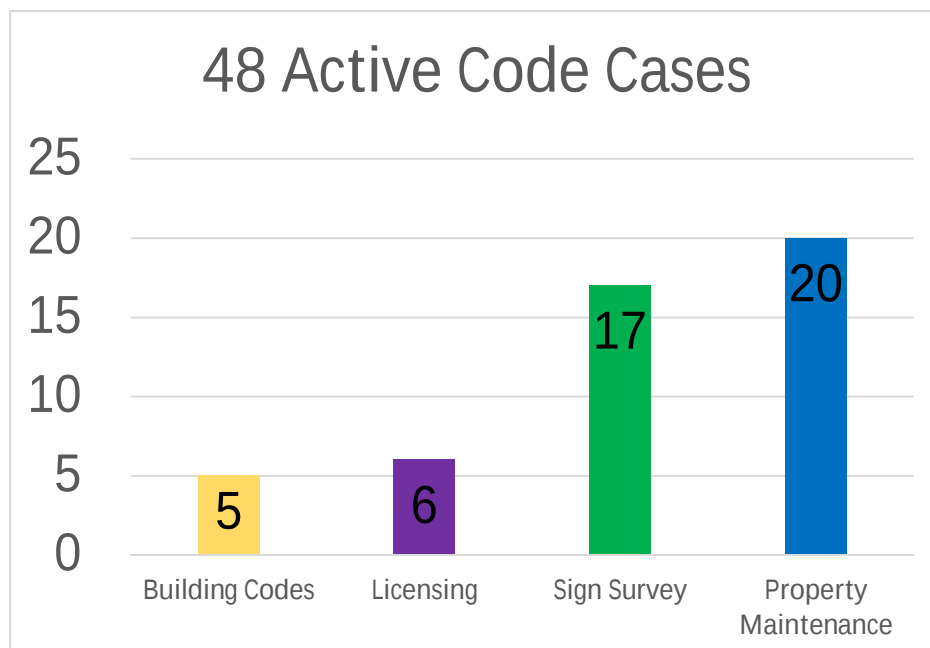
Subject Title: Code Compliance Status Report

Explanation: At the May 12th meeting, the Town Manager scheduled an update on the Town's Code activities. Following is said report.

Code Activity. As of May 4, 2020, the Town had 133 code case files with active violations. This number does not tell the full story, as 50 cases are associated with one co-op building (due to separate deeds, each owner had to be cited individually). Therefore, for the purposes of this discussion, staff is going to use the number 84 to refer to active code cases.

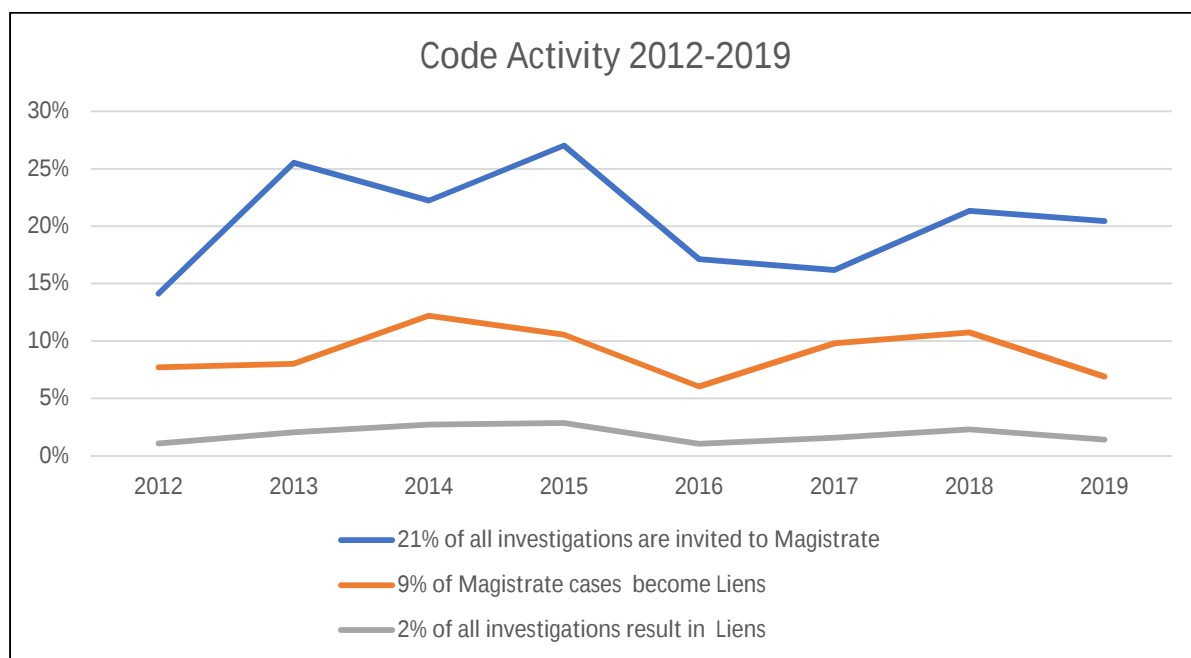
Active code cases can be divided into three categories:

1. Recorded liens where the property is still in violation (16)
2. Cases that have been brought to the Special Magistrate and are still working through the system and moving towards compliance (20)
3. Cases that are pre-Special Magistrate. Staff is working with the property owner to gain compliance before elevating the issue (48). Below is a chart showing these cases.



Current Code Toolbox. The Code Compliance toolbox contains various ways to encourage compliance. Either alone or in combination, each tool must be accompanied by an understanding of the code, the context, and the end goal.

1. **Proactive Outreach.** The Town's code team works to prevent violations through effective outreach and education. This includes meeting with property owners, attending neighborhood association meetings, writing articles for Town Topics, and providing information on the Town website. Providing this kind of outreach helps prevent violations at the outset and provides opportunities for Code to be of public service.
2. **Communication.** The most important tool of any code compliance department is effective communication. Unless the violation at hand is a life safety issue, the first approach to a property owner is a telephone call, email, and/or handwritten courtesy card. Every effort is made to communicate effectively with the property owner or agent to resolve the violation. If we can't connect with the owner after repeated efforts, or if ongoing communication does not lead to compliance, then we move to...
3. **Notice of Violation.** The notice of violation is a formal acknowledgement that the Town considers the property to be in violation of Town codes. It sets an initial deadline for compliance and urges the property owner to contact the Town for assistance. The notice of violation typically includes an invitation to appear before the Special Magistrate. If the property owner responds positively and begins to work with the Town, staff supports their efforts by providing guidance and additional time to comply.
4. **Special Magistrate.** Approximately 21% of the incidents investigated annually by Code are invited to appear before the Special Magistrate. These are typically cases in which the property owner is unwilling or unable to meet the timeframe set by the Code staff. The Special Magistrate acts as an impartial judge. Sometimes, the seriousness of going before the Magistrate is sufficient impetus to gain compliance quickly. Other times, the Magistrate will set a deadline for compliance and require status updates. The Magistrate sets a fine amount that will begin to run daily if he finds that his deadline is not adequately met. He also is able to mitigate these accrued fines if a lien has not yet been recorded. Approximately 9% of code cases invited to appear before the Special Magistrate persist in violation and go on to be recorded as a lien.



5. **Other Tools Town has Utilized.** Sometimes the Special Magistrate process is not the tool that ultimately compels an owner to bring the property into compliance. For these unusual circumstances, the Town has

utilized additional measures to encourage compliance. These can be expensive, and costs are not always paid by the property owner, so staff is judicious in employing these techniques.

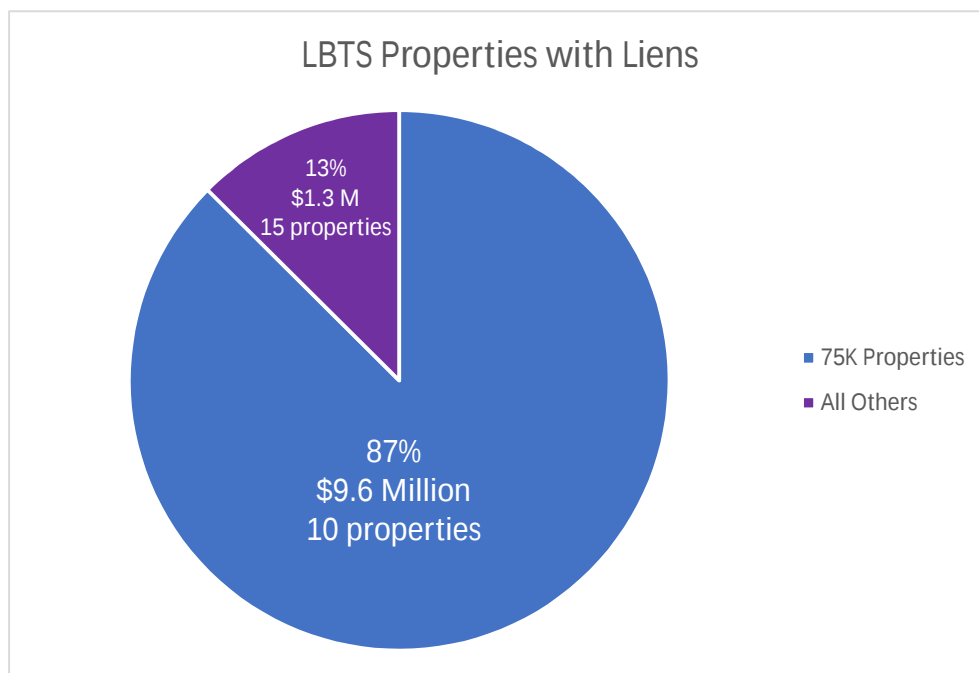
- a. Foreclosure
- b. Receivership
- c. Unsafe Structure Board
- d. Nuisance Abatement
- e. Civil Action

6. New Tools. Town staff, under the direction of the Town Manager, is working to implement the following additional tools.

- a. Communication. The Code office is building upon past success with proactive communication by enhancing existing communication practices and diversifying our tools. This includes contributing more regularly to Town Topics, updating our standard code documents, and increasing electronic outreach (such as the Town website).
- b. Nuisance Contractor. The Town is working to establish a nuisance contractor abatement program. Staff is communicating with neighboring communities to determine the best practices for sourcing a contractor and creating a standard process to address nuisances on a more immediate basis.
- c. Code Ticketing. Recent developments with COVID-19 have sparked some creative thinking about enforcement options for otherwise challenging types of violations. In partnership with the Town Attorney's Office, staff has launched a code ticketing project. A procedural proposal has been submitted to the Town Attorney for their review and direction. We are finalizing the process and anticipate ordering ticket books this week so that we can implement this additional tool.

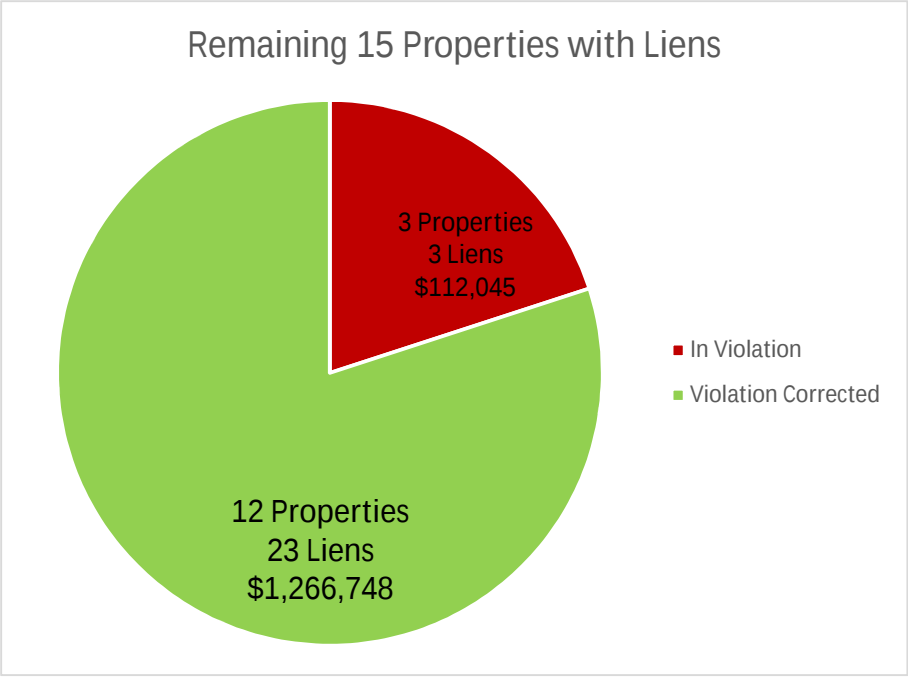
Liens. A conversation on the Town's Code Compliance program is not complete without discussing liens. A lien on a property is not the end goal; it is a tool used judiciously to encourage the owner to reach the goal of compliance. The Town has established a mitigation process to allow the Commission to reduce the liens paid to the Town once a property is in compliance. So, it is important to remember that the amount of liens accumulated on a property at any given time does not necessarily represent the amount that the property owner will be required to pay after the violation(s) is complied.

As of May 4, 2020, 25 properties carry a total of 63 liens, in the cumulative amount of \$10.9 million. This is a significant amount; however, it warrants further explanation.



Ten particular properties account for 9.6 million, or 87%, of the total code compliance liens in the Town. These sites have been highlighted on the \$75K list, which is provided to the Town Commission on a monthly basis. On 6 of these sites, the property owners have failed to correct the violations, and daily fines still accrue. On the remaining 4 properties, the code violation has been corrected; the lien(s) remains unpaid. Over the past 2 years, staff has worked diligently to lower the amount of these liens from \$14.5 million to \$9.6 million, reducing the total owed on the \$75K list by 34%, and bringing down the number of problem properties from 18 to 10. We are confident in our goal to further reduce this list, as staff is actively working with several key property owners to gain resolution through foreclosure, mitigation of liens, and other legal options.

The remaining \$1.3 million in code compliance liens are spread across 15 other properties.



Before COVID, staff had initiated the following measures to address these 15 properties.

1. Lien Amnesty Program– Proposal forthcoming later this summer.
2. Alternative Options – for larger and nonresponsive liens, staff will continue to utilize the Toolbox (listed above) with the close guidance of the Town Attorney.
3. Development Services Director and Town Manager will be resolving administrative fees on 19 properties that are otherwise in compliance for a collective total of \$2,000 in Hearing Costs.

Attachments: None



Town Commission Agenda Item Report

Meeting Date: June 9, 2020

Submitted by: Tedra Allen

Submitting Department: Administration

Item Type: Minutes

Agenda Section: APPROVAL OF MINUTES

Subject Title:

May 26, 2020 Town Commission Meeting Minutes (Tedra Allen, Town Clerk)

Explanation:

May 26, 2020 Town Commission Meeting Minutes

Recommendation:

Approve/Accept

Attachments:

1. May 26, 2020 Town Commission Meeting Minutes

**MEETING MINUTES
TOWN OF LAUDERDALE-BY-THE-SEA
TOWN COMMISSION
VIRTUAL REGULAR MEETING MINUTES
Jarvis Hall
4505 Ocean Drive
Tuesday, May 26, 2020
6:30 PM**

1. CALL TO ORDER

Mayor Chris Vincent called the meeting to order at 6:30 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, Town Attorney Susan L. Trevarthen, Assistant to the Town Manager Neysa Herrera, Finance Director Lucila Lang, Municipal Services Director Ken Rubach, Town Engineer Jay Flynn, Development Services Director Linda Connors, Public Information Officer Steve d’Oliveira, and Town Clerk Tedra Allen.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION – Moment of Silence

All in attendance observed a moment of silence.

4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS

None.

5. PRESENTATIONS

5.a Dennis Royes Proclamation (Debbie Hime, Special Projects Coordinator)

Mayor Vincent read a Proclamation in honor of longtime Pelican Hopper driver Dennis Royes on the occasion of his retirement, recognizing May 26, 2020 as Dennis Royes Day in Lauderdale-By-The-Sea.

6. PUBLIC COMMENTS

Town Clerk Tedra Allen read the following public comment:

- Barbara Cole, resident, thanked the Mayor, Commission, and Town Staff for their handling of the Town's recent Phase 1 reopening of businesses

With no other individuals submitting comments at this time, Mayor Vincent closed public comment.

7. PUBLIC SAFETY DISCUSSION

None.

8. TOWN MANAGER REPORT

8.a Town Manager Report (Bill Vance, Town Manager)

Town Manager Bill Vance advised that the Town's Employee Safety Committee will initiate discussions regarding how and when to begin more active coordination with the public in Town facilities. This is anticipated toward the end of June or early July 2020.

Assistant to the Town Manager Neysa Herrera reported that on Friday, May 22, 2020, Broward County issued Emergency Order 20-13, which allows all County beaches to open with certain restrictions:

- Beaches are open from sunrise to sunset
- Swimming, surfing, kayaking, paddleboarding, body surfing, walking, running, and biking are permitted
- Picnicking, sunbathing, sitting/lying on the beach is prohibited
- Umbrellas, canopies, chairs, loungers, and coolers are prohibited
- Group gatherings and events and organized sports for more than 10 individuals are prohibited
- Individuals must maintain 6 ft. of physical distance at all times if they are not members of the same household

Other businesses allowed to reopen as part of Phase 1 include restaurants, salons, hotels/motels, retail businesses, and professional and personal services. Town parking is open on a limited basis, and restaurants must follow all recommended guidelines as stated in Emergency Order 2010, including:

- Limiting indoor capacity to 50%
- Outdoor seating preferred, with tables 6 ft. apart
- Restaurants must provide disposable or digital menus
- Businesses must make hand sanitizer available to patrons

- Personal services businesses must operate by appointment
- Gyms, fitness centers, and community rooms are permitted to reopen at 50% capacity
- Broward County Emergency Order 20-07 requires all individuals to wear facial coverings
- Hotels/motels and other lodgings are subject to safety guidelines and cleaning protocols set forth by the Centers for Disease Control (CDC)

To reduce the spread of the COVID-19 virus, Town Staff has developed initiatives to increase social distancing at outdoor dining opportunities. In coordination with the Chamber of Commerce and the Lodging Association, the Town has created pedestrian-friendly signs to support newly reopened businesses while reminding residents and visitors of the guidelines that must be followed.

The Town has invested an amount not to exceed \$14,000 over 30 days to lease existing water barriers, which are now in place Downtown. The cancellation of the Town's 4th of July event left sufficient funds in the current budget to cover these costs.

In continued support of Town businesses, the Development Services Department will waive permit fees during the months of May and June 2020, provided the Commission does not object.

On March 31, 2020, the Broward County Board of County Commissioners approved a policy on County-wide tidal flood barrier standards. Municipalities must come into compliance with this policy, which includes new regulations and height requirements for seawalls, berms, and other barriers, over a 24-month period. The Development Services Department will ensure the Town complies with these standards.

In December 2019, the Town Commission selected the Corradino Group to prepare a circulation enhancement plan to increase connectivity of pedestrian and bicycle infrastructure within the Town. Residents are encouraged to fill out the public outreach survey on the Town's website, which will be available beginning May 27, 2020. Residents will also be notified of the survey's availability through the NextDoor app and the Town's public access channel.

Improvements on Terra Mar Island are 100% complete and the guaranteed maximum price (GMP) has been submitted to Staff for review. This item will come before the Commission for further discussion at their June 9, 2020 meeting.

The Town has received 235 responses thus far regarding the El Mar Drive improvement project. The deadline for responses is May 27, 2020. The survey is available on the project website, www.LBTSElMar.com . Responses to a survey for the Stormwater Master Plan update, which is available on the Town's website, are due May 31.

The Friedt Park courtyard improvements are ongoing, with drainage recently installed and grading underway. The Jarvis Hall exterior portico improvements have also begun, starting with tile replacement. Other projects underway or anticipated include:

- Update to the 2015 parking study
- The Florida Department of Environmental Protection (DEP) has granted permission for the relocation of sea grapes

Some of the classes held at the Town's Community Center are being recorded and broadcast on the public access channel. Community Center Manager Armilio Bien-Aime will send an email to individuals who have expressed interest in participating in these activities. He can be reached at ArmiлиоB@yahoo.com .

Sea turtle nesting season officially began on March 1, 2020. The Broward County Sea Turtle Conservation Program continues to monitor turtle activity: as of May 15, there were 353 nests in Broward County, of which roughly 6% were in Lauderdale-By-The-Sea. Individuals are reminded to use turtle-appropriate lighting on beachfront properties and can reach out to Broward County for information or assistance at (954) 519-1255.

Mayor Vincent requested an update on the status of vacation rental properties, noting that Broward County is preparing to submit plans to the Governor to facilitate these properties' reopening. Development Services Director Linda Connors advised that the Town will follow up with the County for more information.

Commissioner Malkoon requested additional information regarding the resumption of services at Town Hall. Town Manager Vance explained that the Town is looking into prices on Plexiglas fixtures for the front office and Building Department.

Mayor Vincent emphasized that it is not within his or the Town's purview to relax the restrictions placed on beaches by Broward County. The Town may opt to be more restrictive than the County, but may not be less restrictive.

Vice Mayor Oldaker asked how turtle nest monitoring is being carried out under current social distancing guidelines. Assistant to the Town Manager Herrera replied that she would look into this and bring back more information. Town Manager Vance pointed out

that turtle monitoring groups are typically present before sunrise, when there is no crowding on the beaches.

Municipal Services Director Ken Rubach reported that drainage improvements have been made to Friedt Park and contractors are now working on grading. Although work has been briefly delayed due to rain, the project remains on schedule.

Town Manager Vance noted that Staff has received both positive and negative feedback from Downtown businesses regarding the water barriers. He pointed out that the barriers were installed in the interest of public safety and provide an opportunity for Town restaurants to increase outdoor dining, which would also have a positive effect on supporting businesses. The Town intends to keep the barriers in place for another three weeks, at which time they will be reevaluated.

8.b March 2020 Finance Report (Lucila Lang, Finance Manager)

Finance Director Lucila Lang advised that the Town has reopened 100% of its parking facilities, with the exception of Commercial Boulevard east of A1A, which remains closed to provide greater flexibility to restaurants for outdoor seating. All parking meters on Commercial Boulevard west of A1A are operational, while the meters at El Prado are 50% operational. Spaces located near the public restrooms south of Commercial Boulevard are not yet in operation.

There were no parking revenues during the month of April and only a minimal amount is expected in May. 2019 parking revenues were roughly \$301,000 in April and \$228,000 in May.

Finance Director Lang continued that the Town has made approximately \$52,000 in expenditures related to COVID-19. Additional expenses for personal protective equipment (PPE) are expected over the coming months, as well as sanitation products and equipment. Public safety expenses are anticipated in relation to Phase 1 reopening as well as subsequent phases through Labor Day 2020.

Commissioner Sokolow asked if the state of Florida has provided any information regarding the anticipated decrease in shared revenues from sales and gas taxes. Finance Director Lang and Town Manager Vance confirmed that they have received no feedback of this nature.

Vice Mayor Oldaker commented that the parking spaces on El Mar Drive south of Commercial Boulevard should be opened, as they are close to the Downtown area. Town Manager Vance explained that the Town wishes to promote the opportunity for convenient Downtown parking while also prioritizing space on the beach for local residents and guests. He emphasized that parking policies can be revisited to determine if a better solution is possible.

Municipal Services Director Rubach advised that while there have been few visitors to the Town in recent weeks, metering equipment still requires service. Staff also works to maintain traffic circulation and parking regulations. One Town employee has been furloughed and another has opted to take reduced hours.

9. TOWN ATTORNEY REPORT

Town Attorney Susan Trevarthen stated that she would seek to schedule an Executive Session to discuss settlement negotiations and strategy related to the case of *Lauderdale-By-The-Sea vs. FDG*, as permitted by Florida Statute 286.0118. She also requested that one Commission member be designated as a liaison for this case. It was determined by consensus that Commissioner Strauss would serve as liaison.

10. APPROVAL OF MINUTES

10.a April 28, 2020 Town Commission Meeting Minutes

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

10.b May 12, 2020 Town Commission Meeting Minutes

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

11. CONSENT AGENDA

None.

12. OLD BUSINESS

**12.a Pedestrian Plan – Public Participation Meeting (Linda Connors,
Development Services Director)**

Development Services Director Connors recalled that at the December 10, 2019 meeting, the Commission approved a contract with Corradino and Associates to proceed with a pedestrian plan study. As the Town was unable to hold a public participation meeting due to the COVID-19 pandemic, they have asked Corradino to develop a survey for this plan. It will be available on the Town's website to gather input from residents and other stakeholders.

Katherine Lang, representing Corradino and Associates, provided a brief presentation on the Pedestrian and Bicycle Circulation Study, which will be a supportive document to the transportation element of the Town's Comprehensive Plan. Goals of the study are as follows:

- Study existing conditions in order to enhance connectivity between various modes of travel
- Meet the goals of the Town Action Plan
- Ensure the community's pedestrian experience is enjoyable and safe
- Improve connectivity and provide access for all individuals, regardless of their mode of travel

The survey is intended to allow residents to share their experiences from walking and/or biking in the Town.

Ms. Lang continued that Lauderdale-By-The-Sea's adoption of Complete Streets guidelines ensure active transportation and promote healthy living. The Town would like to identify other bicycle and pedestrian improvements that can be implemented in the area, along with comfort-related improvements such as updated street furniture, landscaping, and transit shelters.

Next steps include incorporating the results of the public survey into a project list, which will ultimately be sent to the Commission for approval. Ms. Lang encouraged the public to provide feedback on what is lacking in their neighborhoods as well as the enhancements they would like to see.

Development Services Director Connors added that the survey will also assist the Town in determining projects that would be submitted for future Broward County surtax funding.

13. NEW BUSINESS

None.

14. COMMISSIONER COMMENTS

Commissioner Malkoon thanked Town Staff for their work with local businesses and the Chamber of Commerce during Phase 1 reopening. He also noted that hurricane season begins on June 1, 2020, and encouraged residents to think in advance of items they would need in the event of a storm.

Commissioner Strauss emphasized the need to support local businesses and restaurants.

Vice Mayor Oldaker also complimented the recent Downtown reopening.

Mayor Vincent encouraged individuals to abide by social distancing and health guidelines and wear masks or face coverings for protective purposes wherever possible.

15. ORDINANCES 1ST READING

None.

16. ORDINANCES 2ND READING

None.

17. RESOLUTIONS – PUBLIC COMMENTS

17.a Resolution 2020-21 – A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, RATIFYING AND APPROVING ALL EMERGENCY ORDERS AND ACTIONS TAKEN BY THE MAYOR CONCERNING OR RELATED TO THE COVID-19 EMERGENCY; AUTHORIZING THE MAYOR TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; PROVIDING FOR REPEAL OF ANY CONFLICTING RESOLUTION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

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

Town Attorney Trevarthen clarified that this Resolution has been reissued to accompany any new orders from the County or state.

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

18. QUASI JUDICIAL PUBLIC HEARING

None.

19. ADJOURNMENT

With no other business to come before the Commission at this time, the meeting was adjourned at 7:39 p.m.

Mayor Chris Vincent

ATTEST:

Town Clerk Tedra Allen

Date



Town Commission Agenda Item Report

Meeting Date: June 9, 2020

Submitted by: Lucila Lang

Submitting Department: Finance

Item Type: Resolution

Agenda Section: Consent

Subject Title: Approving the 2020 Amendments to the Interlocal Agreements between Broward County and the Town of Lauderdale-By-The-Sea Providing for Division and Distribution of the Proceeds of the three-cent local option gas tax and the fifth-cent local option gas tax on motor fuel for transit.

The "additional" local option gas tax agreement levied in 1994 provides for municipalities to receive 51.27% of three cents of gas tax. The municipalities' share of this gas tax has increased over the years due to annexations, however, there were no annexations of populated areas effective September 2019 so the municipalities' share of the three cents of gas tax will remain the same as last year. As a result, the 2020 amendment to the Interlocal Agreement for the Three-Cent Local Option Gas Tax on motor fuel (the "2020 Three-Cent Amendment") adjusts each municipality's percentage share of the 51.27% based on updated population figures.

The "transit gas tax" agreement levied in 2001 provides for municipalities to receive 26% of the proceeds of one cent of gas tax. The 2020 amendment to the Interlocal Agreement for the Additional Fifth-Cent Local Option Gas Tax on motor fuel for transit (the "2020 Fifth-Cent Amendment") includes adjustments to each municipality's percentage share based on updated population figures.

Explanation: As explained in the attached letter dated April 8, 2020 (**Exhibit 1**), annual amendments to the Broward County interlocal gas tax agreements are required in order to adjust each municipality's percentage share based on updated population figures until the interlocal agreements expire in 2024 and 2031.

The proposed gas tax agreements are attached (**Exhibits 2 and 3**).

Recommendation: Adopt Resolution 2020-22 approving the 2020 Three-Cent Amendment and Resolution 2020-23 approving the 2020 Fifth-Cent Amendment.

Attachments:

1. Letter from Broward County dated April 8, 2020
2. 2020 Amendment for additional three-cent local option gas tax on motor fuel
3. 2020 Amendment for additional fifth-cent local option gas tax on motor fuel for transit
4. Resolution 2020-22
5. Resolution 2020-23



Office of Management and Budget

115 S. Andrews Avenue, Room 404 • Fort Lauderdale, Florida 33301 • 954-357-6345 • FAX 954-357-6364

April 8, 2020

Dear Municipality:

Attached are the amendments to two interlocal gas tax agreements requiring approval by your municipal governing board no later than June 1, 2020. The two attached amendments for those gas tax agreements are required to adjust each City's percentage share based on updated population figures until they expire in 2024 and 2031. As a reminder, the "Original" Six Cents Local Option Gas Tax was renewed in 2018 for a period of 30 years from FY19-FY48. The updated BEBR population figures and the share of proceeds for FY21 are attached for your information.

Summary of Amendments

The two interlocal agreements and amendments are described below:

- The "additional" local option gas tax agreement levied in 1994 provides for Cities to receive 51.27% of three cents of gas tax. The Cities' share of this gas tax has increased over the years due to annexations, however, there were no annexations of populated areas effective September 2019 so the Cities' share of the three cents of gas tax will remain the same as last year. As a result, this amendment adjusts each City's percentage share of the 51.27% based on updated population figures.
- The "transit gas tax" agreement levied in 2001 provides for Cities to receive 26% of the proceeds of one cent of gas tax. This amendment includes adjustments to each City's percentage share based on updated population figures.

Revisions to Population Figures

The two interlocal agreements provide for the distribution of gas taxes among the Cities based on population figures published annually by the University of Florida Bureau of Economics and Business Research. The interlocal agreements also provide for the population numbers to be revised annually using the most current published figures.

Please place the two amendments on the agenda for approval by the municipal governing board as soon as possible and **return the signed agreement and a copy of your municipal resolution** to the County no later than June 1, 2020. This year we are accepting verifiable digital signatures, available through programs like DocuSign and Adobe. **Once we receive a majority of signed agreements from the cities, our County Attorney's office will execute the agreements and return an executed complete document which includes the agreement, county signature page and city signature pages for your records.** If you have any questions about the amendments, please contact Elise Cooper from the County's Office of Management and Budget at 954-357-6360.

Attached are copies of the above discussed amendments. **Please return three executed originals of each amendment which includes the agreement, city signature page, and a copy of your municipal resolution** to:

Steve Hammond, Acting Director
Broward County Public Works Department
Attention: Highway and Bridge Maintenance Division
1600 N.W. 30th Ave. (Blount Road)
Pompano Beach, FL 33069
Ph. (954) 357-6040

Sincerely, 
Norman Foster, Director
Office of Management and Budget

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RESOLUTION 2020-22

A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING THE 2020 AMENDMENT TO THE INTERLOCAL AGREEMENT WITH BROWARD COUNTY FOR DISTRIBUTION OF THE PROCEEDS OF THE THREE CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL; AUTHORIZING EXECUTION OF THE 2020 AMENDMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

12 **WHEREAS**, Section 336.025(1)(b), Florida Statutes, authorizes Broward County (the
13 “County”) to extend the levy of the additional local option gas tax upon every gallon of motor
14 fuel sold in the County for a period not to exceed thirty (30) years on a majority vote of the
15 governing body of the County; and

16 **WHEREAS**, pursuant to Section 336.025(1)(b), Florida Statutes, the Board of County
17 Commissioners enacted Section 31½-38, Broward County Code of Ordinances, (the “Ordinance”) effective January 1, 1994, through December 31, 2024, imposing the levy of a three-cent local
18 option gas tax (the “Gas Tax”) for thirty years and providing for a method of distribution of the
19 proceeds of the Gas Tax; and

20
21 **WHEREAS**, in accordance with the Ordinance, the County entered into an Interlocal
22 Agreement with the Broward municipalities that establishes a distribution formula for dividing
23 the proceeds from the Gas Tax among the County and all eligible municipalities within the County
24 based on population (the “Interlocal Agreement”); and

25 **WHEREAS**, paragraph 3 of the Interlocal Agreement requires annual adjustment of the
26 population of the individual municipalities and unincorporated Broward County in accordance
27 with the population figures set forth in the most current edition of “Florida Estimates of
28 Population,” published by the Bureau of Economics and Business Research, Population Division,
29 University of Florida (“BEBR”); and

30 **WHEREAS**, the County has prepared the proposed 2020 Amendment to the Interlocal
31 Agreement, attached as Exhibit “2,” which amends the Gas Tax distribution figures and
32 incorporates the latest population figures from BEBR (the “2020 Amendment”); and

WHEREAS, the 2020 Amendment provides for the County to receive 48.73% of the total Gas Tax proceeds and for the municipalities in Broward County, including the Town, to receive the remaining 51.27% of the total Gas Tax proceeds; and

WHEREAS, Town staff recommends that the Town Commission approve the 2020 Amendment, attached as Exhibit “2.”

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE
TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA:**

Section 1. Each “WHEREAS” clause set forth is true and correct and herein incorporated by this reference.

Section 2. The Town Commission hereby approves the 2020 Amendment, attached as Exhibit “2,” and authorizes the appropriate Town officials to execute the 2020 Amendment, together with such non-substantial changes as are acceptable to the Town Manager and approved as to form and legal sufficiency by the Town Attorney.

Section 3. 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 in no way affecting the validity of the other provisions of this Resolution.

Section 4. This Resolution shall become effective immediately upon its passage.

PASSED AND ADOPTED this 9th day of June, 2020.

Mayor Chris Vincent

Attest:

APPROVED AS TO FORM:

Tedra Allen, Town Clerk, CMC

Susan Trevarthen, Town Attorney

(CORPORATE SEAL)

A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING THE 2020 AMENDMENT TO THE INTERLOCAL AGREEMENT WITH BROWARD COUNTY FOR DISTRIBUTION OF THE PROCEEDS OF THE FIFTH CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL; AUTHORIZING EXECUTION OF THE 2020 AMENDMENT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 336.025(1)(b), Florida Statutes, on June 13, 2000, the Board of County Commissioners enacted Ordinance No. 2000-25 (the “Ordinance”), effective January 1, 2001 through December 31, 2031, extending the levy of the additional fifth-cent local option gas tax (the “Gas Tax”) for thirty years and providing for a method of distribution of the proceeds of the Gas Tax; and

WHEREAS, paragraph 4 of the Interlocal Agreement requires annual adjustment of the population of the individual municipalities and unincorporated Broward County in accordance with the population figures set forth in the most current edition of "Florida Estimates of Population," published by the Bureau of Economics and Business Research, Population Division, University of Florida ("BEBR"); and

46

WHEREAS, the 2020 Amendment provides for the County to receive 74% of the Gas Tax proceeds and for the municipalities in Broward County, including the Town, to receive the remaining 26% of the total Gas Tax proceeds; and

WHEREAS, Town staff recommends that the Town Commission approve the 2020 Amendment, attached as Exhibit “3.”

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE
TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA:**

Section 1. Each “WHEREAS” clause set forth is true and correct and herein incorporated by this reference.

Section 2. The Town Commission hereby approves the 2020 Amendment, attached as Exhibit “3,” and authorizes the appropriate Town officials to execute the 2020 Amendment, together with such non-substantial changes as are acceptable to the Town Manager and approved as to form and legal sufficiency by the Town Attorney.

Section 3. 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 in no way affecting the validity of the other provisions of this Resolution.

Section 4. This Resolution shall become effective immediately upon its passage.

PASSED AND ADOPTED this 9th day of June, 2020.

Mayor Chris Vincent

Attest:

APPROVED AS TO FORM:

Tedra Allen, Town Clerk, CMC

Susan Trevarthen, Town Attorney

(CORPORATE SEAL)

**2020 AMENDMENT TO INTERLOCAL AGREEMENT PROVIDING FOR DIVISION AND
DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL
THREE-CENT LOCAL OPTION GAS TAX ON MOTOR FUEL**

This 2020 Amendment to Interlocal Agreement (the "2020 Amendment") is entered into by and between Broward County, a political subdivision of the State of Florida (the "County"), and the municipalities executing a signature page bearing the above legend, each of which is a municipal corporation existing under the laws of the State of Florida (collectively the "Municipalities") (the County and Municipalities are collectively referred to as the "Parties").

RECITALS

A. Section 336.025(1)(b), Florida Statutes, authorizes the County to extend the levy of the additional three-cent local option gas tax upon every gallon of motor fuel sold in Broward County for a period not to exceed thirty (30) years on a majority vote of the governing body of the County.

B. The Broward County Board of County Commissioners enacted Section 31½-38, Broward County Code of Ordinances, effective January 1, 1994, through December 31, 2024, pursuant to Section 336.025(1)(b), Florida Statutes, imposing the levy of the three-cent (\$.03) local option fuel tax for thirty (30) years and providing for a method of distribution of the proceeds of the tax.

C. The method for distribution of the proceeds is established by an Interlocal Agreement with Municipalities representing a majority of the population of the incorporated area within the County.

D. Paragraph 3 of the Interlocal Agreement requires annual adjustment of the division and distribution of the proceeds based upon the population of the individual Municipalities and unincorporated Broward County in accordance with the population figures set forth in the most current edition of "Florida Estimates of Population," published by the Bureau of Economics and Business Research, Population Division, University of Florida.

NOW, THEREFORE, for good and valuable consideration, and pursuant to the authorization of Section 336.025(1)(b)2., Florida Statutes, the County and Municipalities agree as follows:

1. Paragraph 2 of the Interlocal Agreement, as previously amended, is hereby amended to read:
2. Forty-eight and Seventy-three One-hundredths percent (48.73%) of the total proceeds from the additional three-cent local option fuel tax shall be divided and distributed to the County, and the remaining Fifty-one and Twenty-seven One-hundredths percent (51.27%) of the total proceeds from the additional three-cent local option fuel tax shall be divided among and distributed to the

Municipalities within the County as follows:

$$\frac{\text{Population of Individual Municipality}}{\text{Total Incorporated Area Population}} \times 51.27\% =$$

Recipient	FY21 Percent Share of Proceeds
Coconut Creek	1.581494%
Cooper City	0.915130%
Coral Springs	3.474834%
Dania Beach	0.855281%
Davie	2.806666%
Deerfield Beach	2.140275%
Fort Lauderdale	5.013548%
Hallandale Beach	1.072439%
Hillsboro Beach	0.052203%
Hollywood	4.062045%
Lauderdale-by-the-Sea	0.167890%
Lauderdale Lakes	0.988440%
Lauderhill	1.949474%
Lazy Lake	0.000699%
Lighthouse Point	0.285031%
Margate	1.591563%
Miramar	3.737869%
North Lauderdale	1.217095%
Oakland Park	1.227030%
Parkland	0.918307%
Pembroke Park	0.172521%
Pembroke Pines	4.523635%
Plantation	2.432575%
Pompano Beach	3.016905%
Sea Ranch Lakes	0.018523%
Southwest Ranches	0.207413%
Sunrise	2.513639%
Tamarac	1.760126%
Weston	1.812276%
West Park	0.409144%
Wilton Manors	0.345930%
Total Incorporated	51.270000%

2. Paragraph 3 of the Interlocal Agreement, as previously amended, is hereby

amended to read:

3. The population figures set out herein are based on the figures contained in the document referred to as the "Florida Estimates of Population," published on an annual basis by the Bureau of Economics and Business Research, Population Division, University of Florida. The population figures to be utilized in the formula described in Paragraph 2 of this Interlocal Agreement for the division and distribution of the proceeds from the additional three-cent local option fuel tax shall be adjusted annually based on the then-current "Florida Estimates of Population."

For the purpose of this Agreement, the population figures are as follows:

Recipient	BEBR Population 4/1/19
Coconut Creek	58,742
Cooper City	33,991
Coral Springs	129,067
Dania Beach	31,768
Davie	104,249
Deerfield Beach	79,497
Fort Lauderdale	186,220
Hallandale Beach	39,834
Hillsboro Beach	1,939
Hollywood	150,878
Lauderdale-by-the-Sea	6,236
Lauderdale Lakes	36,714
Lauderhill	72,410
Lazy Lake	26
Lighthouse Point	10,587
Margate	59,116
Miramar	138,837
North Lauderdale	45,207
Oakland Park	45,576
Parkland	34,109
Pembroke Park	6,408
Pembroke Pines	168,023
Plantation	90,354
Pompano Beach	112,058
Sea Ranch Lakes	688
Southwest Ranches	7,704
Sunrise	93,365

Recipient	BEBR Population 4/1/19
Tamarac	65,377
Weston	67,314
West Park	15,197
Wilton Manors	12,849
Total Incorporated	1,904,340
Unincorporated Area	15,304
Total County	1,919,644

3. This 2020 Amendment shall be effective as of the date it is executed by the County after having previously been executed by Municipalities cumulatively representing a majority of the incorporated area population of the County; the amended population figures and share of proceeds shall take effect as provided by applicable law.

4. In the event any provision within this 2020 Amendment is found by a court of competent jurisdiction to be invalid, the remaining provisions shall continue to be effective unless the County or any executing Municipality necessary to maintain the cumulative majority referenced in the preceding paragraph elects to terminate the Interlocal Agreement. The election to terminate pursuant to this provision must be made within seven (7) days after such court ruling; provided, however, that if a timely notice appealing the court ruling is filed, the election shall be held in abeyance until the appeal is determined or dismissed.

5. Except to the extent amended, the Interlocal Agreement shall remain in full force and effect. In the event of any conflict between the terms of this 2020 Amendment and the Interlocal Agreement, as previously amended, the Parties acknowledge that this 2020 Amendment shall control.

6. This 2020 Amendment may be executed in several counterparts, each of which so executed shall be deemed to be an original, and such counterparts together shall constitute one and the same instrument.

[THE REMAINDER OF PAGE INTENTIONALLY LEFT BLANK.]

IN WITNESS WHEREOF, the Parties have made and executed this 2020 Amendment to the Interlocal Agreement on the respective dates under each signature: Broward County through its Board of County Commissioners, signing by and through its County Administrator, authorized to execute same by Board action on April 7th, 2020, and each Municipality, signing by and through the official indicated on each signature page, duly authorized to execute same.

COUNTY

WITNESSES:

Broward County, by and through
its County Administrator

Print Name: _____

By _____
Bertha Henry
County Administrator

Print Name: _____

_____ day of _____, 20____

Approved as to form by
Andrew J. Meyers
Broward County Attorney
Governmental Center, Suite 423
115 South Andrews Avenue
Fort Lauderdale, Florida 33301
Telephone: (954) 357-7600
Telecopier: (954) 357-7641

By _____
Scott Andron (Date)
Assistant County Attorney

**2020 AMENDMENT TO INTERLOCAL AGREEMENT PROVIDING FOR DIVISION AND
DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL
THREE-CENT LOCAL OPTION GAS TAX ON MOTOR FUEL**

MUNICIPALITY

WITNESSES:

Municipality: LAUDERDALE-BY-THE-SEA

By _____
Mayor-Commissioner

____ day of _____, 20__

ATTEST:

By _____
Municipal Clerk

Municipal Manager

____ day of _____, 20__

(CORPORATE SEAL)

APPROVED AS TO FORM:

By _____
Municipal Attorney

**2020 AMENDMENT TO INTERLOCAL AGREEMENT PROVIDING FOR DIVISION
AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY
ADDITIONAL FIFTH-CENT LOCAL OPTION GAS TAX ON MOTOR FUEL FOR
TRANSIT**

This 2020 Amendment to Interlocal Agreement (the "2020 Amendment") is entered into by and between Broward County, a political subdivision of the State of Florida (the "County"), and the municipalities executing a signature page bearing the above legend, each of which is a municipal corporation existing under the laws of the State of Florida (the "Municipalities") (the County and Municipalities are collectively referred to as the "Parties").

RECITALS

A. Section 336.025(1)(b), Florida Statutes, authorizes the counties to extend the levy of the additional fifth-cent local option gas tax upon every gallon of motor fuel sold in Broward County for a period not to exceed thirty (30) years on a majority vote of the governing body of the County.

B. On June 13, 2000, the Broward County Board of County Commissioners enacted Ordinance No. 2000-25, effective January 1, 2001, through December 31, 2031, pursuant to Section 336.025(1)(b), Florida Statutes, extending the levy of the additional fifth-cent local option gas tax for thirty (30) years and providing for a method of distribution of the proceeds of the tax.

C. The method for distribution of the proceeds is established by an Interlocal Agreement with Municipalities representing a majority of the population of the incorporated area within the County.

D. Paragraph 4 of the Interlocal Agreement requires annual adjustment of the division and distribution of the proceeds based upon the population of the individual Municipalities and unincorporated Broward County utilizing the population figures set forth in the most current edition of "Florida Estimates of Population," published by the Bureau of Economics and Business Research, Population Division, University of Florida.

NOW, THEREFORE, for good and valuable consideration, and pursuant to Section 336.025(1)(b), Florida Statutes, the County and Municipalities agree as follows:

1. Section 2.1 of the Interlocal Agreement, as previously amended, is hereby amended to read as follows:

2.1 Seventy-four percent (74%) of the total proceeds from the additional fifth-cent local option gas tax shall be distributed to the County. The remaining twenty-six percent (26%) shall be distributed to the Municipalities as follows:

$$\frac{\text{Population of Individual Municipality}}{\text{Total Incorporated Area Population}} \times 26.0000\%$$

Recipient	BEBR Population 4/1/19	FY21 Percent Share of Proceeds
Coconut Creek	58,742	0.802006%
Cooper City	33,991	0.464080%
Coral Springs	129,067	1.762155%
Dania Beach	31,768	0.433729%
Davie	104,249	1.423314%
Deerfield Beach	79,497	1.085374%
Fort Lauderdale	186,220	2.542466%
Hallandale Beach	39,834	0.543855%
Hillsboro Beach	1,939	0.026473%
Hollywood	150,878	2.059941%
Lauderdale-by-the-Sea	6,236	0.085140%
Lauderdale Lakes	36,714	0.501257%
Lauderhill	72,410	0.988615%
Lazy Lake	26	0.000355%
Lighthouse Point	10,587	0.144545%
Margate	59,116	0.807112%
Miramar	138,837	1.895545%
North Lauderdale	45,207	0.617212%
Oakland Park	45,576	0.622250%
Parkland	34,109	0.465691%
Pembroke Park	6,408	0.087489%
Pembroke Pines	168,023	2.294022%
Plantation	90,354	1.233605%
Pompano Beach	112,058	1.529931%
Sea Ranch Lakes	688	0.009393%
Southwest Ranches	7,704	0.105183%
Sunrise	93,365	1.274715%
Tamarac	65,377	0.892594%
Weston	67,314	0.919040%
West Park	15,197	0.207485%
Wilton Manors	12,849	0.175428%
Total Incorporated	1,904,340	26.000000%
Unincorporated Area	15,304	

Recipient	BEBR Population 4/1/19	FY21 Percent Share of Proceeds
Total County	1,919,644	

The population figures set forth above are based on the figures contained in the document referred to as the "Florida Estimates of Population," published on an annual basis by the Bureau of Economic and Business Research, Population Division, of the University of Florida. The population figures to be utilized in the formula described in this section for the distribution of the additional fifth-cent local option gas tax shall be adjusted annually based on the current Florida Estimates of Population.

2. This 2020 Amendment shall be effective as of the date it is executed by the County after having previously been executed by the Municipalities cumulatively representing a majority of the incorporated area population of the County; the amended population figures and share of proceeds shall take effect as provided by applicable law.

3. In the event any provision within this 2020 Amendment is found by a court of competent jurisdiction to be invalid, the remaining provisions shall continue to be effective unless the County or any executing Municipality necessary to maintain the cumulative majority referenced in the preceding paragraph elects to terminate the Interlocal Agreement. The election to terminate pursuant to this provision must be made within seven (7) days after such court ruling; provided, however, that if a timely notice appealing the court ruling is filed, the election shall be held in abeyance until the appeal is determined or dismissed.

4. Except to the extent amended, the Interlocal Agreement shall remain in full force and effect. In the event of any conflict between the terms of this 2020 Amendment and the Interlocal Agreement, as previously amended, the Parties acknowledge that this 2020 Amendment shall control.

5. This 2020 Amendment may be executed in several counterparts, each of which so executed shall be deemed to be an original, and such counterparts together shall constitute one and the same instrument.

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COUNTY

WITNESSES:

Broward County, by and through
its County Administrator

Print Name: _____

By _____
Bertha Henry
County Administrator

Print Name: _____

_____ day of _____, 20____

Approved as to form by
Andrew J. Meyers
Broward County Attorney
Governmental Center, Suite 423
115 South Andrews Avenue
Fort Lauderdale, Florida 33301
Telephone: (954) 357-7600
Telecopier: (954) 357-7641

By _____
Scott Andron (Date)
Assistant County Attorney

**2020 AMENDMENT TO INTERLOCAL AGREEMENT PROVIDING FOR DIVISION
AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY
ADDITIONAL FIFTH-CENT LOCAL OPTION GAS TAX ON MOTOR FUEL FOR
TRANSIT**

MUNICIPALITY

WITNESSES:

Municipality: LAUDERDALE-BY-THE-SEA

By _____
Mayor-Commissioner

____ day of _____, 20__

ATTEST:

Municipal Clerk

By _____
Municipal Manager

____ day of _____, 20__

(CORPORATE SEAL)

APPROVED AS TO FORM:

By _____
Municipal Attorney



Town Commission Agenda Item Report

Meeting Date: June 9, 2020

Submitted by: Linda Connors

Submitting Department: Development Services

Item Type: Discussion Item

Agenda Section: Old Business

Subject Title: El Mar Drive Project – Public Participation Meeting #3

Explanation: The second survey for the El Mar Drive project was posted on May 13th and concluded on May 27th. Two hundred and forty-eight people responded to the second survey. While this is lower than the initial survey, it still represents significant participation from the community and numbers much higher than we were anticipating. The design team has analyzed the information and will present the results of the survey to the Commission at tonight's meeting. The results will also be posted on the project website, www.lbtseamar.com. The team will also give a brief update regarding the field survey and geotechnical work that is also a part of the project.

The next step for the project is to move forward with design options. The consulting team will take the information gathered from the two surveys and field conditions to provide several design options. As this is a more labor-intensive aspect of the project, we anticipate returning to the Commission at the July 28th meeting with options for discussion.

Recommendation: None

Attachments: None



Town Commission Agenda Item Report

Meeting Date: June 9, 2020

Submitted by: Linda Connors

Submitting Department: Development Services

Agenda Section: New Business

Subject Title: Front Yard Artificial Grass Discussion

Explanation: The Development Services Department has received requests from residents to install artificial turf on their properties. Artificial turf has become a more acceptable material for landscaping purposes. However, there are still issues that would need to be addressed such as quality, maintenance, permeability and use in the Town swale. The Code does not have standards or guidelines for the use of this type of material in the Town.

Scot Sasser has offered to use his yard as a test case for the use of artificial turf. Development Services staff would work with the landscape professional to be a resource when developing language regarding the material standards and location issues. After consultation and review of the final installed product, we would propose draft language

Recommendation: Authorize staff to allow a test case for artificial turf and draft a code amendment.

Attachments: None



Town Commission Agenda Item Report

Meeting Date: June 9, 2020

Submitted by: Bill Vance

Submitting Department: Administration

Item Type: Discussion Item

Agenda Section: NEW BUSINESS

Subject Title:

LBTS Visitor Center ADA Improvements (Bill Vance, Town Manager)

Explanation:

Replace the storefront entrance and remodel the current restroom (keeping/relocating existing fixtures) at the Lauderdale-By-The-Sea's Visitor Center for ADA compliance, not to exceed 15k.

Recommendation:

Approval to proceed with ADA Improvements

Attachments:

1. Email from State Contracting

From: Adrian Viera <aviera@statecontracting.com>
Sent: Wednesday, June 3, 2020 10:55 AM
To: Leo Hansen <lchaia9093@gmail.com>; Ann Marchetti <awmarchetti@gmail.com>
Cc: Ken Rubach <kenr@lauderdalebythesea-fl.gov>; Bill Vance <billv@lauderdalebythesea-fl.gov>; Lazaro Villar <lvillar@statecontracting.com>; Eva Marissa <manager@seacliffmotel.net>; Paul Carty <pcarty@statecontracting.com>; Eileen See <esee@statecontracting.com>
Subject: RE: LBTS Visitor Ctr - Permit Revised Plan

[CAUTION] This external e-mail originated outside the Town. Do not open links or attachments unless you are certain they are safe.

Leo,

Plans align with the scope of work that can be completed for the project budget of \$15 K.

Please proceed with the permit process. Let us know how we can assist in the process.

As for the TP cabinet, SCEC will buy today one (1) of these cabinet <https://www.wayfair.com/storage-organization/pdx/alcott-hill-eben-12-w-x-36-h-recessed-cabinet-alt12571.html>.

As for the construction schedule, once we have a permit we'll need +/-3 weeks to complete the bathroom renovation which is better executed without the VC staff present. The new storefront replacement can be completed in 2-3 days but is a long lead item that will take 6-8 weeks to arrive from submittal approval. We'll work to get a submittal into Leo for approval ASAP and try to expedite the delivery time but this puts the storefront completion approx. late July/early August 2020.

Let us know if there are any questions or a follow-up meeting is desired.

Thank you,

Adrian Viera - Preconstruction Manager, LEED AP BD+C
State Contracting & Engineering Corp.
5391 N. Nob Hill Road, Sunrise, FL 33351
O: 954.923.4747 C: 786.423.1981
w: www.statecontracting.com

From: Leo Hansen <lchaia9093@gmail.com>
Sent: Tuesday, June 2, 2020 4:19 PM
To: Adrian Viera <aviera@statecontracting.com>; 'Ann Marchetti' <awmarchetti@gmail.com>
Cc: 'Ken Rubach' <kenr@lauderdalebythesea-fl.gov>; 'Bill Vance' <billv@lauderdalebythesea-fl.gov>; Lazaro Villar <lvillar@statecontracting.com>; 'Eva Marissa' <manager@seacliffmotel.net>
Subject: Permit Revised Plan

Here is the plan for permitting. Let me know if it is okay and I will start the process in the morning.
Leo.

PS there were only 3 of those TP cabinets on wayfair if someone want to order.

