



CITY COMMISSION MEETING AGENDA

City Commission Chambers

April 9, 2024

7:00 PM

Please join the meeting via Zoom
<https://us06web.zoom.us/j/82633863317>

Please join the meeting via telephone:
1 305 224 1968 or 1 646 558 8656
Meeting ID: 826 3386 3317



Mayor Veronica Edwards Phillips - Vice-Mayor Mark Spence
Commissioner Tycie Causwell - Commissioner Karlene Maxwell-Williams - Commissioner Sharon Thomas



City of Lauderdale Lakes City Commission Meeting

Welcome to the City Commission Meeting

We are pleased that you have demonstrated an interest in the City of Lauderdale Lakes by attending a City Commission Meeting. We hope that you enjoy the meeting and will attend more of these meetings in the future.

GENERAL RULES AND PROCEDURES FOR PUBLIC PARTICIPATION AT CITY COMMISSION MEETINGS:

Please turn off or silence your cell phones. Any person requiring Auxiliary Aids and services must contact the City Clerk's Office at 954-535-2705 at least 24 hours prior to the meeting.

If you or someone you know is hearing or speech impaired, please call Florida Relay Service at 1-800-955-8770 or 8771.

- **Who May Speak** - Any individual who wishes to address the City Commission may do so providing it is accomplished in an orderly manner and in accordance with the procedures outlined in Sec. 2-54 (2) of the Code of Ordinances.
- **Petitions From the Public** - Per Section 2-54 of the Code of Ordinances, each person desiring to petition the City Commission will be allotted five minutes under the applicable order of business for the City Commission meeting. Petitions from the Public shall not exceed 30 minutes in aggregate time. The Mayor at his/her discretion may allow more time than the allotted time.
- **Speaking on items not on the Agenda** - Each person who wishes to address the City Commission must sign in with the City Clerk before 7:00 p.m. by completing the Petition from the Public form, located on the podium, outside of the City Commission Chambers.

The City Commission Meeting is a business meeting and as such, please conduct yourselves in a respectful and professional manner, both in tone of voice, as well as, choice of words.

Please direct your comments to the City Commission as a body through the presiding officer and not to the audience or individual City Commissioner.

As your City Commission, we will abide by the debate and decorum rules which provides for each City Commissioner to speak 10 minutes at a time on each subject matter. After every Commissioner has spoken, the Mayor will provide for other comments.

The above represents a summarization of the rules and procedures as adopted by Ordinance. Copies of the Code Section related to rules and procedures are available from the City Clerk's office.



City of Lauderdale Lakes

Office of the City Clerk

4300 Northwest 36 Street - Lauderdale Lakes, Florida 33319-5599

(954) 535-2705 - Fax (954) 535-0573

-
1. **CALL TO ORDER**
 2. **ROLL CALL**
 3. **INVOCATION AND PLEDGE OF ALLEGIANCE**
 - A. INVOCATION
 - B. PLEDGE OF ALLEGIANCE
 4. **PROCLAMATIONS/PRESENTATIONS**
 5. **APPROVAL OF MINUTES FROM PREVIOUS MEETING**
 - A. MARCH 18, 2024 SPECIAL CITY COMMISSION WORKSHOP MINUTES
 - B. MARCH 25, 2024 CITY COMMISSION WORKSHOP MINUTES
 - C. MARCH 26, 2024 CITY COMMISSION MEETING MINUTES
 6. **PETITIONS FROM THE PUBLIC**
 7. **CONSIDERATION OF ORDINANCES ON SECOND READING**
 8. **CONSIDERATION OF ORDINANCES ON FIRST READING**
 - A. ORDINANCE 2024-003 OF THE CITY OF LAUDERDALE LAKES, BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 2 – ADMINISTRATION, ARTICLE VI, NONSTATUTORY BOARDS, COMMITTEES AND COMMISSIONS, DIVISION 5, ECONOMIC DEVELOPMENT ADVISORY BOARD, SECTIONS 2-311 AND 2-402 OF THE LAUDERDALE LAKES CODE PROVIDING FOR NONSTATUTORY BOARDS, COMMITTEES AND COMMISSIONS

This ordinance amends Chapter 2 - Administration, Article VI, Nonstatutory Boards, Committees and Commissions, Division 5, Economic Development Advisory Board Sections 2-311 and 2-402 of the Lauderdale Lakes Code.
 9. **CONSIDERATION OF RESOLUTIONS ON CONSENT AGENDA**
 - A. RESOLUTION 2024-025 AUTHORIZING THE INSTALLMENT OF ADEN PERRY LIFE RINGS WITHIN THE CITY IN SUFFICIENT NUMBER TO ACCOMMODATE THOSE LOCATIONS WITHIN THE CITY'S CORPORATE JURISDICTION WHERE BODIES OF WATER ARE LOCATED (SPONSORED BY COMMISSIONER MAXWELL-WILLIAMS)

This resolution authorizes the installation of Aden Perry Life Rings within the City's right of way.
 10. **CONSIDERATION OF RESOLUTIONS ON REGULAR AGENDA**
 - A. RESOLUTION 2024-026 AUTHORIZING CITY MANAGER TO SUBMIT APPLICATION TO BROWARD COUNTY SEEKING ALLOCATION OF FUNDING FOR THE 50TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") FUNDING CYCLE FOR THE CITY'S MINOR HOME REPAIR PROGRAM, SENIOR TRANSPORTATION PROGRAM AND QUALITY OF LIFE ENHANCEMENT PROGRAM, SUBJECT TO REQUIRED PUBLIC NOTICE

AND PENDING HEARINGS HELD ON MARCH 25, 2024 AND APRIL 9, 2024

This is a request for approval by the City Commission through the public hearing process to approve the resolution supporting application submittal to Broward County for the 50th Program Year CDBG Funding Cycle.

- B. RESOLUTION 2024-027 SUPPORTING SENATE BILL 184 AND HOUSE BILL 75 WHICH PROHIBITS A PERSON FROM APPROACHING A FIRST RESPONDER ENGAGED IN THE LAWFUL PERFORMANCE OF LEGAL DUTY (SPONSORED BY COMMISSIONER MAXWELL-WILLIAMS)**

This resolution supports Senate Bill 184 and House Bill 75. It prohibits a person from approaching a first responder, who is engaged in the lawful performance of a legal duty, after first receiving a warning and instruction to remain within specified distance of such first responder.

- 11. CORRESPONDENCE**
- 12. REPORT OF THE MAYOR**
- 13. REPORT OF THE VICE MAYOR**
- 14. REPORTS OF THE CITY COMMISSIONERS**
- 15. REPORT OF THE CITY MANAGER**
- 16. REPORT OF THE CITY ATTORNEY**
- 17. ADJOURNMENT**

PLEASE TURN OFF ALL CELL PHONES DURING THE MEETING

If a person decides to appeal any decision made by the Board, Agency, or Commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. (FS 286.0105)

Any person requiring auxiliary aids and services at this meeting may contact the City Clerk's Office at (954) 535-2705 at least 24 hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service by using the following numbers: 1-800-955-8770 or 1-800-955-8771.

Any invocation that is offered before the official start of the commission meeting shall be the voluntary offering of a private person, to and for the benefit of the commission. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the commission or the city staff, and do not necessarily represent their individual religious beliefs, nor are the views and beliefs expressed by an invocation speaker intended to suggest the city's allegiance to or preference for any particular religion, denomination, faith, creed or belief. Persons in attendance at the city commission meeting are invited to stand during the opening invocation and Pledge of Allegiance. However, such invitation shall not be construed as a demand, order, or any other type of command. No person in attendance at the meeting shall be required to participate in any opening invocation that is offered. You may exit the city commission chambers and return upon completion of the opening invocation if you do not wish to participate in or witness the opening invocation.

Mayor Veronica Edwards Phillips - Vice-Mayor Mark Spence
Commissioner Tycie Causwell - Commissioner Karlene Maxwell-Williams - Commissioner Sharon Thomas

CITY OF LAUDERDALE LAKES

Agenda Cover Page

Fiscal Impact:

Contract Requirement:

Title
MARCH 18, 2024 SPECIAL CITY COMMISSION WORKSHOP MINUTES
Summary
Staff Recommendation

Background:

Funding Source:

Fiscal Impact:

Sponsor Name/Department:

Meeting Date: 4/9/2024

ATTACHMENTS:

Description	Type
<input type="checkbox"/> March 18, 2024 Special City Commission Workshop Minutes	Minutes



City of Lauderdale Lakes
Office of the City Clerk
4300 Northwest 36 Street - Lauderdale Lakes, Florida 33319-5599
(954) 535-2705 - Fax (954) 535-0573

CITY COMMISSION WORKSHOP MINUTES

City Commission Chambers

March 18, 2024

5:00 PM

Special City Commission Workshop

1. CALL TO ORDER

Mayor Veronica Edwards Phillips called the March 18, 2024, Special City Commission Workshop to order at 5:00 p.m.

2. ROLL CALL

PRESENT

Mayor Veronica Edwards Phillips
Vice Mayor Mark Spence
Commissioner Tycie Causwell
Commissioner Karlene Maxwell-Williams
Commissioner Sharon Thomas

ALSO PRESENT

City Manager Treasa Brown Stubbs
City Attorney Sidney Calloway
City Clerk Venice Howard
City Staff

3. DISCUSSION

4. DISCUSSION OF PROPOSED ORDINANCE(S)

A. PRESENTATION BY THE CHARTER REVIEW ADVISORY BOARD REGARDING PROPOSED CHARTER AMENDMENTS

This is a presentation from the Charter Review Advisory Board pertaining to proposed charter amendments for the consideration of the City Commission.

City Manager Brown Stubbs provided an introduction to the proposed amendments by the Charter Review Advisory Board.

City Attorney Calloway spoke about the six proposed amendments and draft ordinances and advised that the City Commission hear the report of the Board for adding to the ballot.

Chairperson Karen Black-Barron presented the amendments drafted as follows:

Section 3.07 Salary and Expenses

Section 3.09 Vice Mayor; selection; term; duties; vacancies; presiding officer; transition

Commissioner Thomas inquired as to the strike-out.

City Attorney Calloway advised that the board members felt that the wording based on the times and the dates at the end were not needed.

Chairperson Black-Barron continued with the presentation of the amendments:

Section 3.15 Independent audit
Section 7.01 Creation of board
Section 8.01 Standards of ethics
Section 3.02 Qualifications of mayor and city commissioners

Vice Mayor Spence referred to and inquired as to how the calculation increase was done.

Chairperson Black-Barron advised that the members took into consideration the time and thought the increase is warranted.

Vice Mayor Spence inquired as to the consideration of an automatic increase.

Chairperson Black-Barron advised that an automatic increase was considered as well as what was going on throughout other cities of a comparable size.

Board Member Nicole Hall advised that the Board looked at the budget and size of the city and compared it to other cities.

Commissioner Causwell inquired as to the of cost of living increase.

Chairperson Black-Barron advised that the public view was considered in relation to the amounts the board came up with for the salaries.

City Attorney Calloway advised that a salary increase will be considered every 4 years.

Vice Mayor Spence asked if there is going to be another workshop to further discuss the charter amendments.

There was consensus from the City Commission to have a special workshop to further discuss the charter amendments.

5. ADDITIONAL WORKSHOP ITEMS

6. REPORTS

7. ADJOURNMENT

Being that there was no other business to come before the City Commission, the Special City Commission Workshop adjourned at 5:47 p.m.

VERONICA EDWARDS PHILLIPS, MAYOR

ATTEST:

VENICE HOWARD, CMC, CITY CLERK

CITY OF LAUDERDALE LAKES

Agenda Cover Page

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Contract Requirement:

Title
MARCH 25, 2024 CITY COMMISSION WORKSHOP MINUTES
Summary
Staff Recommendation

Background:

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Fiscal Impact:

Sponsor Name/Department:

Meeting Date: 4/9/2024

ATTACHMENTS:

Description	Type
<input type="checkbox"/> March 25, 2024 City Commission Workshop Minutes	Minutes



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4300 Northwest 36 Street - Lauderdale Lakes, Florida 33319-5599
(954) 535-2705 - Fax (954) 535-0573

CITY COMMISSION WORKSHOP MINUTES
City Commission Chambers
March 25, 2024
5:00 PM

1. CALL TO ORDER

Mayor Veronica Edwards Phillips called the March 25, 2024, City Commission Workshop to order at 5:03 p.m.

2. ROLL CALL

PRESENT

Mayor Veronica Edwards Phillips
Vice Mayor Mark Spence
Commissioner Tycie Causwell
Commissioner Karlene Maxwell-Williams
Commissioner Sharon Thomas

ALSO PRESENT

City Manager Treasa Brown Stubbs
City Attorney Sidney Calloway
City Clerk Venice Howard
City Staff

3. DISCUSSION

REVIEW OF THE MARCH 26, 2024 CITY COMMISSION MEETING AGENDA

CONSIDERATION OF ORDINANCES ON SECOND READING

Item 7.A. ORDINANCE 2024-001

AMENDING ARTICLE VI, NONSTATUTORY BOARDS, COMMITTEES AND COMMISSIONS, DIVISION 1., SECTIONS 2-311(C), AND 2-322 AND DIVISION 7., SECTION 2-432 PROVIDING FOR RESIDENCY AND OTHER REQUIREMENTS FOR SAMUEL S. BROWN SCHOLARSHIP FUND BOARD

There was no discussion on this item.

CONSIDERATION OF ORDINANCES ON FIRST READING

Item 8.A. ORDINANCE 2024-002

PUBLIC HEARING - APPROVING APPLICATION 02-TA-23; ADOPTING TEXT AMENDMENTS TO THE CITY OF LAUDERDALE LAKES' COMPREHENSIVE PLAN; PROVIDING FOR UPDATES TO THE FUTURE LAND USE ELEMENT; PROVIDING FOR TRANSMITTAL OF THE AMENDMENTS

TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY, THE BROWARD COUNTY PLANNING COUNCIL AND SUCH OTHER AGENCIES AS SHALL BE REQUIRED TO COMPLY WITH CHAPTER 163, FLORIDA STATUTES

Planner II, Stephen Smith, provided background information on the proposed text amendments to the Comprehensive Plan brought about by the Broward County Planning Council.

Mayor Edwards Phillips inquired as to the mining activities.

Mr. Smith advised that the County wants to ensure that measures are in place. However, currently there are no mining activities in Lauderdale Lakes.

CONSIDERATION OF RESOLUTIONS ON REGULAR AGENDA

10.A. RESOLUTION 2024-019

AWARDING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST RESPECTIVELY THAT CERTAIN CONTRACT NO. ITB 24-6310-03B TO ATC ENGINEERING, INC. TO CONDUCT THE NW 49TH AVENUE ROADWAY AND DRAINAGE IMPROVEMENT PROJECT FOR AN AMOUNT NOT TO EXCEED ONE MILLION TWO HUNDRED FORTY THOUSAND ONE HUNDRED AND TWENTY TWO DOLLARS (\$1,240,122.00) AND FURTHER AUTHORIZING AN AWARD OF ONE HUNDRED AND FIFTY THOUSAND DOLLARS (\$150,000) FOR A CONTINGENCY WITH A TOTAL AMOUNT NOT TO EXCEED OF ONE MILLION THREE HUNDRED NINETY THOUSAND ONE HUNDRED TWENTY TWO DOLLARS (\$1,390,122.00)

Public Works Director, Mr. Ron Desbrunes, explained that the project consisted of the installation of 6,000 draining pipes on NW 49th Avenue. There has been issues with flooding and the rainy season is near. There have been complaints in regards to the condition of the road. This project will address all issues at once. The project was designed by RJ Behar. Nine bids were reviewed and the most responsive and lowest bid was ATC Engineering, Inc. Staff recommends awarding the project to R.J. Behar. Once approved, the start date for the project will be the first week of June.

Commissioner Causwell asked if the City of Lauderhill will continue the project once it crossed over into their territory.

Mr. Desbrunes stated that the City will coordinate with the City of Lauderhill but most of the issues are in Lauderdale Lakes.

Commissioner Thomas asked if the indentations on NW 26th Street will be repaired.

Mr. Desbrunes stated that the road will be resurfaced like new again.

10.B. RESOLUTION 2024-020

AUTHORIZING THE AMENDMENT OF TASK ORDER TO R.J. BEHAR & COMPANY TO CONTINUE PERFORMANCE OF PROFESSIONAL ENGINEERING SERVICES TO THE CITY OF LAUDERDALE LAKES IN EXECUTING THE NW 49TH AVENUE ROADWAY AND DRAINAGE IMPROVEMENT PROJECT BY MONITORING PROGRESS OF THE CONSTRUCTION AND OTHER RELATED PROFESSIONAL SERVICES FOR AN AMOUNT NOT TO EXCEED THIRTY-SEVEN THOUSAND SIX HUNDRED TWENTY EIGHT DOLLARS (\$37,628.00) AND FURTHER INCLUDING A CONTINGENCY FEE OF TWELVE THOUSAND THREE HUNDRED AND SEVENTY TWO DOLLARS ((\$12,372.00) FOR A TOTAL AMENDMENT AMOUNT NOT TO EXCEED FIFTY THOUSAND AND NO/100 DOLLARS (\$50,000.00)

Mr. Desbrunes stated that this project goes hand in hand with the NW 49th drainage roadway project. R.J Behar & Company, Inc. will continue assisting the City in executing the improvement project by monitoring progress of the construction, preparing amendments to the plans as needed, providing technical responses to RFI's, and assisting in selection of a Contractor. This additional cost is \$37,628; however,

and additional amount of \$12,372 is requested as a contingency for a total amount of \$50,000. The revised budget for the task order is in an amount not to exceed \$190,000. The construction contract for this project is scheduled to be awarded in a subsequent resolution. R.J. Behar is the Engineer of Record for this project. They are required to conduct critical inspections and oversight to ensure that the project is built in accordance with the approved plans and specifications.

Mayor Edwards Phillips asked if R.J. Behar is going to monitor the construction of the project.

Mr. Desbrunes stated that the company will have an inspector on site and they will monitor the construction of the project.

Commissioner Causwell inquired as to the total cost of the project.

Mr. Desbrunes stated that the total cost is \$140,000.

10.C. RESOLUTION 2024-021

AUTHORIZING THE CITY MANAGER TO APPROVE A PROPOSAL IN THE AMOUNT OF FORTY-NINE THOUSAND NINE HUNDRED SEVENTY-FIVE (\$49,975.00) FROM KIMLEY-HORN AND ASSOCIATES TO PROVIDE ADA ASSESSMENT, COMPLIANCE REVIEW OF CITY RIGHT-OF-WAY FOR THE AREA BOUNDED BY THE FLORIDA TURNPIKE, OAKLAND PARK BOULEVARD, STATE ROAD 7 AND THE NORTHERN CITY LIMITS AND TO PROVIDE AN ADA REMEDIATION PLAN

Mr. Desbrunes spoke about city sidewalks being ADA compliant. He explained that the City may be subjected to fines if found not to be in compliance. He advised that staff recommends approval of Kimley-Horn and Associates to provide an ADA assessment, compliance review of the sidewalks.

Vice Mayor Spence stated that he believes that it is very important that the City comes into compliance with the particular areas mentioned.

10.D. RESOLUTION 2024-022

SUPPORTING SENATE BILL 470 AND HOUSE BILL 465 REQUIRING PUBLIC POST-SECONDARY EDUCATIONAL INSTITUTIONS TO REPORT INFORMATION RELATING TO THE STATUS OF STUDENTS WITH AN F-1 STUDENT VISA TO THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY

This item is being pulled.

10.E. RESOLUTION 2024-023

APPOINTING A DIRECTOR, AN ALTERNATE AND SECOND ALTERNATE TO THE BROWARD LEAGUE OF CITIES FOR 2024-2025

Vice Mayor Spence advised that he would like to be appointed as the Director.

10.F. RESOLUTION 2024-024

RESOLVING TO OMIT TO FILL THE VACANCY IN CITY COMMISSION SEAT 1

City Attorney Calloway referred to Section 3.10. - Vacancies; forfeiture of office; filling of vacancies. He advised that the resolution seeks to determine whether or not the City Commission opts to fill the vacancy occurring October 31, 2024, in the office of a commissioner for Seat #1 by an appointment or leave the seat open until the next election.

There was discussion in regard to the timeframe of the resignation, whether or not an appointment will be

made for, and the Office of City Commissioner Seat #1 being on the ballot.

Former Commissioner Beverly Williams made a public comment asking if the seat is open and if it will be on the ballot.

City Attorney Calloway advised that the seat will be on the November 2024 ballot.

4. DISCUSSION OF PROPOSED ORDINANCE(S)

5. ADDITIONAL WORKSHOP ITEMS

A. ADVISORY BOARDS' PRESENTATION TO THE CITY COMMISSION (BEAUTIFICATION ADVISORY BOARD AND HISTORIC PRESERVATION BOARD) (5:30 P.M. TIME CERTAIN)

Paul Martin, Chairperson of the Beautification Advisory Board, spoke of ongoing projects that are incomplete as follows: wrapping of utility boxes, We Care flags along Oakland Park Blvd., sidewalk and canal bank restoration program. The board recognizes residential properties who upkeep their property; participates in cleaning up in different neighborhoods; and essay competitions. He went on to speak about a monument sign needing replacing in Oriole Estates and about code violations

Caroline Fyffe, Chairperson of the Historic Preservation Board, advised that they are working on historical markers and recognizing members of the community that are 85 years old and over.

B. DISCUSSION REGARDING LOCAL VENDOR/TARGET MARKET PROGRAM (SPONSORED BY VICE MAYOR SPENCE)

Vice Mayor Spence advised that the Local Vendor/Target Market Program targets certain services that the City needs and could be provided by locally owned businesses.

Asheley Hepburn, Financial Services Director, provided a strategic initiative that allows for cities to engage with local businesses. He advised that a small business enterprise is necessary. Currently, there are only three service areas where the "Target Market Program" would be viable and be able to provide the City with the necessary competition, to solicit market pricing when conducting a bid. The service areas include Automotive/Motor Vehicle Repair, Restaurant/Caterers, and the Printer Services. Additionally, the City of Lauderdale Lakes does not have businesses with business tax receipts that provide painting services, sprinkler/irrigation services, fence contractors or transcription services. Staff's recommendation based upon the above information is to implement the revised language solely for services that allow for the greatest competition.

City Manager Brown Stubbs stated that staff will work on updating the procurement ordinance and bring it back to the City Commission for review. The pilot program will be implemented once the ordinance has been updated.

C. DISCUSSION REGARDING SENIOR EXEMPTION (SPONSORED BY VICE MAYOR SPENCE)

Vice Mayor Spence advised that the City can provide senior residents with an additional \$25,000 exemption on their property taxes. The cost to the City would be \$38,000.

Commissioner Thomas asked to confirm the cost to the City.

Mr. Hepburn advised that the cost to the City would be a loss of revenue in the amount of \$38,059. However, the stipulations limit those that can apply to receive this benefit. Mr. Hepburn explained how he came up with the assessment to determine who would qualify.

There was consensus from the City Commission to move forward. Commissioner Maxwell-Williams advised that she would like to do more research.

D. DISCUSSION REGARDING HOSTING THE 2024 UNIFEST EVENT IN THE CITY OF

LAUDERDALE LAKES IN COLLABORATION WITH THE GREATER CARIBBEAN AMERICAN CULTURAL COALITION

Ericka Lockett, Director of Parks and Human Services, advised that the Unifest event will be held on June 2, 2024. The City of Lauderdale Lakes have supported this event in collaboration with the Greater Caribbean American Cultural Coalition (GCACC).

Mr. Glenn Joseph of the GCACC, advised that this is the 30th anniversary of Unifest and they are looking to rebrand as they are focusing on the youth. The World Cup Cricket is coming to Broward County and the focus will be on cricket and culture for the youth.

Ms. Ingrid Roberts expounded on the cricket sport and advised that it will be an exciting time. Unifest wants to showcase the city by bringing cricket to the City of Lauderdale Lakes. She spoke about incorporating cricket in the Unifest event for the youth.

E. DISCUSSION REGARDING VOUCHER DISTRIBUTION (SPONSORED BY COMMISSIONER CAUSWELL)

Commissioner Causwell spoke about the registration process of the past voucher distribution and advised that the City Commission did not approve an Event Brite only registration.

Ms. Lockett advised that staff attempted to do due diligence by providing staff to handle registration calls, setting up times for certain elderly residents to sign up and assisting with Event Brite registrations.

Mayor Edwards Phillips asked how many staff members were provided to assist with registrations.

Ms. Lockett stated that there were four staff members assigned to the registration via the phone, and the phone calls were rolled over, however, there was no voicemail option.

F. DISCUSSION REGARDING VACANCY IN CITY COMMISSION SEAT 1

This item was discussed at the March 26, 2024 Commission agenda review.

G. DISCUSSION REGARDING CONSOLIDATION OF THE COMMISSION WORKSHOP AND THE COMMISSION MEETING (SPONSORED BY COMMISSIONER MAXWELL-WILLIAMS)

Commissioner Maxwell-Williams advised that items discussed on Monday at the workshop are then repeated on Tuesdays. She suggested having both on Tuesdays and eliminate Monday workshops.

Commissioner Causwell stated that she prefers the workshops on Monday and the commission meetings on Tuesdays.

Commissioner Thomas stated that she prefers the workshops on Monday and the commission meetings on Tuesdays as well.

Mayor Edwards Phillips stated she would like to keep the meetings on the two separate nights.

H. DISCUSSION REGARDING AUTHORIZING CITY MANAGER TO SUBMIT APPLICATION TO BROWARD COUNTY SEEKING ALLOCATION OF FUNDING FOR THE 50TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") FUNDING CYCLE FOR THE CITY'S MINOR HOME REPAIR PROGRAM, SENIOR TRANSPORTATION PROGRAM AND QUALITY OF LIFE ENHANCEMENT PROGRAM, SUBJECT TO REQUIRED PUBLIC NOTICE AND PENDING HEARINGS HELD ON MARCH 25, 2024 AND APRIL 9, 2024

Ms. Tanya Davis-Hernandez, Director of Development Services, spoke about continuing the Minor Home Repair program by submitting the 50th year CDBG Program application. Staff recommends to continue the program based on the need, since there are no other programs available to the Lauderdale Lakes residents to assist with making the necessary repairs to stay in their home given the high price of housing and inflation in general. The Hurricane Loss Mitigation Program (HLMP)

is of great assistance to meet the needs to harden our homes, however; HLMP does not account for electrical, plumbing, mechanical and other needs in the home such as ADA accessibility. Furthermore, HLMP does not provide assistance to homes with a common party wall, meaning all homes in the program must be single family detached dwelling. The proposed amount of \$232,079 provided under the Agreement shall be used by City to continue the Minor Home Repair.

Ms. Lockett stated that the Parks and Human Services will be applying for the Senior Transportation Program. This program provides low/moderate income senior residents with an affordable and comprehensive means of transportation. This program provides portal-to-portal transportation for low/moderate income senior residents 62 or more years of age of the City of Lauderdale Lakes. The bus will be operated by a private contractor. The estimated funding amount is \$45,000. The other program is the Quality of Life Enhancement which is designed for low/moderate income seniors 62 or more years of age. The program is titled Life Long Learning for Seniors. The Life Long Learning for Seniors component is designed to help senior residents of the City maintain an optimum quality of life, while supporting their dignity, self-sufficiency, health and safety. The program provides for programs offered Monday through Friday. The estimated funding is \$15,000.

Vice Mayor Spence asked which homes qualify for the Minor Home Repair program.

Ms. Davis-Hernandez said all homes in the City that have not any illegal work done can qualify, as long as the applicant is income eligible.

Commissioner Causwell asked what is the maximum amount that each eligible home can qualify for.

Ms. Davis-Hernandez stated that the hope is to award \$42,500 for each eligible home and it is based on construction costs.

6. REPORTS

A. UPDATE ON ARPA FUNDING

Update on ARPA/Loss Revenue Funding - February 2024.

Grants Coordinator, Heidi Brocks, stated that the funding for the broadband infrastructure must be encumbered by December 2024 and spent by December 2026. It was determined that completing this project would not exhaust the entire \$932,180, so remaining funds could be reallocated to other projects. It estimated to cost approximately up to \$300,000 to complete this project. Approximately, a balance of \$632,180 would remain available to spend on other projects.

Ms Brocks also provided an update on the citywide drainage and canal rehabilitation projects, response to public health and economic impacts of COVID-19 and the home ownership assistance. She asked for consensus from the City Commission to prioritize the programs that they are interested in pursuing.

B. PETITIONS FROM THE PUBLIC

- a. Alcee Hastings Parkway update
- b. Ms. Hay Tench of Hawaiian Gardens - Hawaiian Gardens needs to be cleaned up
- c. Ms. Erica Holmes - badly broken sidewalks at the Diamond Building
- d. Ms. Benita Johnson of Hawaiian Gardens - vehicle burglary and suspicious person in her neighborhood

Mr. Maqsood Nasir, City Engineer, stated that there are certain requirements that must be done to combine the Alcee Hastings Parkway and 43rd Avenue signage. The first requirement is to do a structural analysis and design for the signage that must be done by a FDOT representative who is hired by the City. The associated costs is approximately \$65,000 at minimum. The report will then have to be sent to Broward County for approval, which is not guaranteed.

Mr. Desbrunes spoke of the concerns from a particular resident related to potential voting issues due to the address change. He spoke to a representative from Broward Supervisor of Elections and they confirmed there will be no issues with street name change relative to voting. The resident was

satisfied with the answer.

Vice Mayor Spence asked if the City could look at another city to see if the signage can be accommodated without hiring a consultant.

Mr. Desbrunes stated that there are signs in the city that already have the dual signage, however, a consultant is still needed to determine if the signage can handle high winds and other weather related issues.

Ms. Brown Stubbs stated that the other petitions from the public have been addressed and rectified by the Public Works department.

7. ADJOURNMENT

Being that there was no other business to come before the City Commission, the Workshop adjourned at 8:13 p.m.

VERONICA EDWARDS PHILLIPS, MAYOR

ATTEST:

VENICE HOWARD, CMC, CITY CLERK

CITY OF LAUDERDALE LAKES

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Contract Requirement:

Title
MARCH 26, 2024 CITY COMMISSION MEETING MINUTES
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Sponsor Name/Department:

Meeting Date: 4/9/2024

ATTACHMENTS:

Description	Type
<input type="checkbox"/> March 26, 2024 City Commission Meeting Minutes	Minutes



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CITY COMMISSION MEETING MINUTES
City Commission Chambers
March 26, 2024
7:00 PM

1. CALL TO ORDER

Mayor Veronica Edwards Phillips called the March 26, 2024, City Commission Meeting to order at 7:00 p.m.

2. ROLL CALL

PRESENT

Mayor Veronica Edwards Phillips
Vice Mayor Mark Spence
Commissioner Tycie Causwell
Commissioner Sharon Thomas

ABSENT

Commissioner Karlene Maxwell-Williams

ALSO PRESENT

City Manager Treasa Brown Stubbs
City Attorney Sidney Calloway
City Clerk Venice Howard
City Staff

3. INVOCATION AND PLEDGE OF ALLEGIANCE

A moment of silent reflection was observe.

The Pledge of allegiance was recited.

4. PROCLAMATIONS/PRESENTATIONS

A. RECOGNIZING THE VIKINGS FOOTBALL AND CHEER TEAM

Mayor Edwards Phillips presented certificates recognizing the Vikings Football and Cheer Team to Quynterra Wright.

B. RECOGNIZING THE SENIOR DOMINOES WINNERS

Mayor Edwards Phillips presented recognition certificates to the senior dominoes winners.

**C. RECOGNITION IN HONOR OF WOMEN'S HISTORY MONTH - ZETA RHO OMEGA CHAPTER
ALPHA KAPPA ALPHA SORORITY INCORPORATED**

Members of the AKA Sorority recognized Women's History Month and the women serving on the

Page 18 of 84

City Commission.

5. APPROVAL OF MINUTES FROM PREVIOUS MEETING

A. FEBRUARY 26, 2024 CITY COMMISSION WORKSHOP MINUTES

B. FEBRUARY 27, 2024 CITY COMMISSION MEETING MINUTES

Commissioner Causwell made a motion to approve the minutes from the February 26, 2024, City Commission Workshop and the February 27, 2024, City Commission Meeting.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

6. PETITIONS FROM THE PUBLIC

Patrick Green commented about there being more engagement at an Oakland Villas homeowners meeting because of the matter of the sale of the clubhouse in the community. He spoke about investing in the property and making it a landmark of the City of Lauderdale Lakes.

Byron Maylor commented in regard to a variance presented at the last City Commission meeting and said that he was disappointed that the variance was approved.

Former Commissioner Beverly Williams invited all to attend a pre-planning event taking place at the library on May 16, 2024 at 6 p.m. She also mentioned that there are other activities for senior citizens taking place at the library.

Janice Sterling commented about continual dog barking in the area of her home.

John Swope commented on the dog barking and advised that the barking is habitual.

Nicole Hall commented that the City needs to change in order to have a sustainable City.

7. CONSIDERATION OF ORDINANCES ON SECOND READING

A. ORDINANCE 2024-001 AMENDING ARTICLE VI, NONSTATUTORY BOARDS, COMMITTEES AND COMMISSIONS, DIVISION 1., SECTIONS 2-311(C), AND 2-322 AND DIVISION 7., SECTION 2-432 PROVIDING FOR RESIDENCY AND OTHER REQUIREMENTS FOR SAMUEL S. BROWN SCHOLARSHIP FUND BOARD

This ordinance amends Article VI, non statutory boards, committees and commissions, Division 1, Sections 2-311(C), and 2-322 and Division 7., Section 2-432 providing for residency and other requirements for the Samuel S. Brown Scholarship Fund.

City Attorney Calloway read Ordinance 2024-001 by title:

ORDINANCE 2024-001

AN ORDINANCE OF THE CITY OF LAUDERDALE LAKES, BROWARD COUNTY, FLORIDA; AMENDING ARTICLE VI, NONSTATUTORY BOARDS, COMMITTEES AND COMMISSIONS, DIVISION 1., SECTIONS 2-311(C), AND 2-322 AND DIVISION 7., SECTION 2-432 PROVIDING FOR RESIDENCY AND OTHER REQUIREMENTS FOR SAMUEL S. BROWN SCHOLARSHIP FUND BOARD; PROVIDING FOR ADOPTION OF RECITALS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE.

Vice Mayor Spence made a motion to bring Ordinance 2024-001 to the floor for discussion.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

Mayor Edwards Phillips announced a public hearing.

Byron Maylor and Nicole Hall commented in regard to the composition of the board.

Vice Mayor Spence made a motion to approve Ordinance 2024-001.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

8. CONSIDERATION OF ORDINANCES ON FIRST READING

- A.** ORDINANCE 2024-002 PUBLIC HEARING - APPROVING APPLICATION 02-TA-23; ADOPTING TEXT AMENDMENTS TO THE CITY OF LAUDERDALE LAKES' COMPREHENSIVE PLAN; PROVIDING FOR UPDATES TO THE FUTURE LAND USE ELEMENT; PROVIDING FOR TRANSMITTAL OF THE AMENDMENTS TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY, THE BROWARD COUNTY PLANNING COUNCIL AND SUCH OTHER AGENCIES AS SHALL BE REQUIRED TO COMPLY WITH CHAPTER 163, FLORIDA STATUTES

This ordinance is a City initiated request for adoption of proposed amendments to certain elements of the City's Comprehensive Plan to address deficiencies brought about by the Broward County Planning Council.

City Attorney Calloway read Ordinance 2024-002 by title:

ORDINANCE 2024-002

AN ORDINANCE OF THE CITY OF LAUDERDALE LAKES, BROWARD COUNTY, FLORIDA; APPROVING APPLICATION 02-TA-23; ADOPTING TEXT AMENDMENTS TO THE CITY OF LAUDERDALE LAKES' COMPREHENSIVE PLAN; PROVIDING FOR UPDATES TO THE FUTURE LAND USE ELEMENT; PROVIDING FOR TRANSMITTAL OF THE AMENDMENTS TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY, THE BROWARD COUNTY PLANNING COUNCIL AND SUCH OTHER AGENCIES AS SHALL BE REQUIRED TO COMPLY WITH CHAPTER 163, FLORIDA STATUTES; PROVIDING FOR ADOPTION OF RECITALS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE.

Vice Mayor Spence made a motion to bring Ordinance 2024-002 to the floor for discussion.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

Mayor Edwards Phillips announced a public hearing.

Commissioner Thomas made a motion to approve Ordinance 2024-002.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

9. CONSIDERATION OF RESOLUTIONS ON CONSENT AGENDA

10. CONSIDERATION OF RESOLUTIONS ON REGULAR AGENDA

- A.** RESOLUTION 2024-019 AWARDING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST RESPECTIVELY THAT CERTAIN CONTRACT NO. ITB 24-6310-03B TO ATC ENGINEERING, INC. TO CONDUCT THE NW 49TH AVENUE ROADWAY AND DRAINAGE IMPROVEMENT PROJECT FOR AN AMOUNT NOT TO EXCEED ONE MILLION TWO HUNDRED FORTY THOUSAND ONE HUNDRED AND TWENTY TWO DOLLARS (\$1,240,122.00) AND FURTHER AUTHORIZING AN AWARD OF ONE HUNDRED AND FIFTY THOUSAND DOLLARS (\$150,000) FOR A CONTINGENCY WITH A TOTAL AMOUNT NOT TO EXCEED OF ONE MILLION THREE HUNDRED NINETY THOUSAND ONE HUNDRED TWENTY TWO DOLLARS (\$1,390,122.00)

This resolution awards and authorizes the Mayor and the City Clerk to execute a contract with ATC Engineering, Inc, In the amount of \$1,390,122 to construct the NW 49th Avenue Roadway and Drainage Improvement project.

City Attorney Calloway read Resolution 2024-019 by title:

RESOLUTION 2024-019

A RESOLUTION OF THE CITY COMMISSION OF LAUDERDALE LAKES, FLORIDA, IN ACCORDANCE WITH SECTION 82-356(a)(3) OF THE LAUDERDALE LAKES PROCUREMENT CODE, AWARDING AND AUTHORIZING THE MAYOR AND THE CITY CLERK TO EXECUTE, AND ATTEST, RESPECTIVELY, THAT CERTAIN CONTRACT NO. ITB 24-6310-03B T O ATC ENGINEERING, INC., TO CONDUCT THE NW 49TH AVENUE ROADWAY AND DRAINAGE IMPROVEMENT PROJECT FOR AN AMOUNT NOT TO EXCEED ONE MILLION TWO HUNDRED FORTY THOUSAND ONE HUNDRED TWENTY-TWO AND NO/100 DOLLARS (\$1,240,122.00); FURTHER AUTHORIZING AN AWARD OF ONE HUNDRED FIFTY THOUSAND AND NO/100 DOLLARS (\$150,000.00) FOR A CONTINGENCY WITH A TOTAL AMOUNT NOT TO EXCEED ONE MILLION THREE HUNDRED NINETY THOUSAND ONE HUNDRED TWENTY-TWO AND NO/100 DOLLARS (\$1,390,122.00); A COPY SAID CONTRACT AWARD IS ATTACHED HERETO AS **EXHIBIT A**, AND A DRAFT COPY OF WHICH CAN BE INSPECTED IN THE OFFICE OF THE CITY CLERK; PROVIDING FOR THE ADOPTION OF RECITALS; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING AN EFFECTIVE DATE.

Commissioner Causwell made a motion to bring Resolution 2024-019 to the floor for discussion.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

Commissioner Thomas made a motion to approve Resolution 2024-019.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

- B. RESOLUTION 2024-020 AUTHORIZING THE AMENDMENT OF TASK ORDER TO R.J. BEHAR & COMPANY TO CONTINUE PERFORMANCE OF PROFESSIONAL ENGINEERING SERVICES TO THE CITY OF LAUDERDALE LAKES IN EXECUTING THE NW 49TH AVENUE ROADWAY AND DRAINAGE IMPROVEMENT PROJECT BY MONITORING PROGRESS OF THE CONSTRUCTION AND OTHER RELATED PROFESSIONAL SERVICES FOR AN AMOUNT NOT TO EXCEED THIRTY-SEVEN THOUSAND SIX HUNDRED TWENTY EIGHT DOLLARS (\$37,628.00) AND FURTHER INCLUDING A CONTINGENCY FEE OF TWELVE THOUSAND THREE HUNDRED AND SEVENTY TWO DOLLARS (\$12,372.00) FOR A TOTAL AMENDMENT AMOUNT NOT TO EXCEED FIFTY THOUSAND AND NO/100 DOLLARS (\$50,000.00)**

This resolution authorizes the amendment of Task Order to R.J. Behar & Company to continue performance of professional engineering services to the City of Lauderdale Lakes in executing the NW 49th Avenue Roadway and Drainage Improvement Project by monitoring progress of the construction and other related professional services for an amount not to exceed \$37,628.00 and further including a contingency fee of \$12,372.

City Attorney Calloway read Resolution 2024-020 by title:

RESOLUTION 2024-020

A RESOLUTION OF THE CITY COMMISSION OF LAUDERDALE LAKES, FLORIDA AUTHORIZING THE AMENDMENT OF TASK ORDER TO R.J. BEHAR & COMPANY, INC. TO CONTINUE PERFORMANCE OF PROFESSIONAL ENGINEERING SERVICES TO THE CITY OF LAUDERDALE LAKES IN EXECUTING THE NW 49TH AVENUE DRAINAGE IMPROVEMENT PROJECT BY MONITORING PROGRESS OF THE CONSTRUCTION AND OTHER RELATED PROFESSIONAL SERVICES FOR AN AMOUNT NOT TO EXCEED THIRTY-SEVEN THOUSAND SIX HUNDRED TWENTY EIGHT AND NO/100 DOLLARS (\$37,628.00); FURTHER INCLUDING A CONTINGENCY FEE OF TWELVE THOUSAND THREE HUNDRED SEVENTY TWO AND NO/100 DOLLARS (\$12,372.00) FOR A TOTAL AMENDMENT AMOUNT NOT TO EXCEED FIFTY THOUSAND AND NO/100 DOLLARS (\$50,000.00); A COPY OF WHICH IS ATTACHED HERETO AS **EXHIBIT A**, AND A DRAFT COPY OF WHICH CAN BE INSPECTED IN THE OFFICE OF THE CITY CLERK; PROVIDING FOR THE ADOPTION OF RECITALS; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING AN EFFECTIVE DATE.

Vice Mayor Spence made a motion to bring Resolution 2024-020 to the floor for discussion.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

Commissioner Thomas made a motion to approve Resolution 2024-020.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

- C.** RESOLUTION 2024-021 AUTHORIZING THE CITY MANAGER TO APPROVE A PROPOSAL IN THE AMOUNT OF FORTY-NINE THOUSAND NINE HUNDRED SEVENTY-FIVE (\$49,975.00) FROM KIMLEY-HORN AND ASSOCIATES TO PROVIDE ADA ASSESSMENT, COMPLIANCE REVIEW OF CITY RIGHT-OF-WAY FOR THE AREA BOUNDED BY THE FLORIDA TURNPIKE, OAKLAND PARK BOULEVARD, STATE ROAD 7 AND THE NORTHERN CITY LIMITS AND TO PROVIDE AN ADA REMEDIATION PLAN

This resolution authorizes approval of a proposal in the amount of \$49,975 from Kimley-Horn and Associates to provide ADA assessment, compliance review City right-of-way for the area bounded by the Florida Turnpike, Oakland Park Boulevard, State Road 7 and the northern City Limits and to provide an ADA remediation plan

City Attorney Calloway read Resolution 2024-021 by title:

RESOLUTION 2024-021

A RESOLUTION OF THE CITY COMMISSION OF LAUDERDALE LAKES, FLORIDA AUTHORIZING THE CITY MANAGER TO APPROVE A PROPOSAL FOR A PROFESSIONAL SERVICES AGREEMENT BETWEEN KIMLEY-HORN AND ASSOCIATES, INC AND THE CITY OF LAUDERDALE LAKES TO PROVIDE PROFESSIONAL SERVICES ASSOCIATED WITH THE 2024 AMERICANS WITH DISABILITIES ACT SPECIFIC AREA SELF-EVALUATION AND REMEDIATION PLAN PROJECT FOR AN AMOUNT NOT TO EXCEED FORTY-NINE THOUSAND NINE HUNDRED SEVENTY-FIVE AND NO/100 DOLLARS (\$49,975.00); PROVIDING FOR THE ADOPTION OF RECITALS; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING AN EFFECTIVE DATE.

Commissioner Causwell made a motion to bring Resolution 2024-021 to the floor for discussion.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

Commissioner Causwell made a motion to approve Resolution 2024-021.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

- D.** RESOLUTION 2024-022 SUPPORTING SENATE BILL 470 AND HOUSE BILL 465 REQUIRING PUBLIC POST-SECONDARY EDUCATIONAL INSTITUTIONS TO REPORT INFORMATION RELATING TO THE STATUS OF STUDENTS WITH AN F-1 STUDENT VISA TO THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY (SPONSORED BY COMMISSIONER MAXWELL-WILLIAMS)

This resolution will support Senate Bill 470 and House Bill 465 requiring Public Post-Secondary Educational Institutions to report information relating to the status of students with an F-1 student visa to the United States Department of Homeland Security.

City Attorney Calloway read Resolution 2024-022 by title:

RESOLUTION 2024-022

A RESOLUTION OF THE CITY COMMISSION OF LAUDERDALE LAKES, FLORIDA

SUPPORTING SENATE BILL 470 AND HOUSE BILL 465 REQUIRING PUBLIC POSTSECONDARY EDUCATIONAL INSTITUTIONS TO REPORT INFORMATION RELATING TO THE STATUS OF STUDENTS WITH AN F-1 STUDENT VISA TO THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY IN THE EVENT ANY SUCH STUDENT PROMOTES ANY FOREIGN TERRORIST ORGANIZATIONS, AND FURTHER REQUIRING A FLORIDA COLLEGE SYSTEM INSTITUTION TO ASSESS OUT-OF-STATE FEES FOR STUDENTS WHO PROMOTE A FOREIGN TERRORIST ORGANIZATION; PROVIDING THAT STUDENTS WHO PROMOTE A FOREIGN TERRORIST ORGANIZATION ARE INELIGIBLE FOR FEE WAIVERS; PROVIDING THAT STUDENTS WHO PROMOTE A FOREIGN TERRORIST ORGANIZATION ARE INELIGIBLE FOR ANY INSTITUTIONAL OR STATE GRANTS, FINANCIAL AID, SCHOLARSHIP, OR TUITION ASSISTANCE; A COPY OF THE STAFF ANALYSIS FOR HB 465 IS ATTACHED HERETO AS **EXHIBIT A**, AND A COPY OF WHICH CAN BE INSPECTED IN THE OFFICE OF THE CITY CLERK; PROVIDING FOR THE ADOPTION OF RECITALS; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING AN EFFECTIVE DATE.

Commissioner Thomas made a motion to pull Resolution 2024-022.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

E. RESOLUTION 2024-023 APPOINTING A DIRECTOR, AN ALTERNATE AND SECOND ALTERNATE TO THE BROWARD LEAGUE OF CITIES FOR 2024-2025

This resolution appoints a Director, Alternate and Second Alternate to the Broward League of Cities.

City Attorney Calloway read Resolution 2024-023 by title:

RESOLUTION 2024-023

A RESOLUTION OF THE CITY COMMISSION OF LAUDERDALE LAKES, FLORIDA APPOINTING A DIRECTOR, AN ALTERNATE, AND A SECOND ALTERNATE TO THE BROWARD LEAGUE OF CITIES FOR THE 2024-2025 TERM; PROVIDING FOR THE ADOPTION OF RECITALS; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING AN EFFECTIVE DATE.

Commissioner Thomas made a motion to bring Resolution 2024-023 to the floor for discussion.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

Commissioner Causwell nominated Vice Mayor Spence as the Director

Commissioner Causwell nominated herself as the Alternate Delegate

Commissioner Causwell nominated Commissioner Thomas as the Second Alternate Delegate

Commissioner Causwell made a motion to approve Resolution 2024-023 appointing Vice Mayor Spence as the Director, herself as the Alternate and Commissioner Thomas as the Second Alternate.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

F. RESOLUTION 2024-024 RESOLVING TO OMIT TO FILL THE VACANCY IN CITY COMMISSION SEAT 1

This resolution resolves to omit to fill the vacancy in the Office of Commission Seat 1, created by the resignation of Commissioner Mark Spence and to let the vacancy stand open until the November 5, 2024 general election.

City Attorney Calloway read Resolution 2024-024 by title:

RESOLUTION 2024-024

A RESOLUTION OF THE CITY COMMISSION OF LAUDERDALE LAKES, FLORIDA, IN ACCORDANCE WITH SECTION 3.10(4) OF THE CITY CHARTER RESOLVING TO OMIT TO FILL THE VACANCY IN THE OFFICE OF COMMISSION SEAT 1, CREATED BY THE RESIGNATION OF COMMISSIONER MARK SPENCE ("COMMISSIONER SPENCE") AND TO LET SUCH VACANCY STAND OPEN UNTIL THE NEXT GENERAL ELECTION, AT WHICH TIME A SUCCESSOR SHALL BE ELECTED TO FILL COMMISSIONER SPENCE'S REMAINING TERM OF OFFICE; PROVIDING FOR ADOPTION OF RECITALS; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING AN EFFECTIVE DATE.

Commissioner Thomas made a motion to bring Resolution 2024-024 to the floor for discussion.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

It was the Mayor and City Commissioners consensus to allow the seat to remain vacant from October 31-November 5.

Commissioner Thomas made a motion to approve Resolution 2024-024.

Mayor Edwards Phillips requested a roll call:

FOR: Mayor Edwards Phillips, Vice Mayor Spence, Commissioner Causwell, Commissioner Thomas

Motion passed: 4-0

11. CORRESPONDENCE

12. REPORT OF THE MAYOR

Mayor Edwards Phillips thanked Ms. Lockett for organizing the Spring Extravaganza; thanked Ms. Davis-Hernandez for her service at the City. She recognized Women's History Month.

13. REPORT OF THE VICE MAYOR

Vice Mayor Spence recognized Women's History Month. He recognized Zarline Scott for her contribution to the Black History Parade. He acknowledged the achievements of the Vikings Football and Cheer Team, as well as, the senior dominoes winners.

14. REMARKS OF THE COMMISSIONERS

Commissioner Causwell thanked Ericka Lockett and her team for the transformation of the Multi-purpose Room for the Women Celebrating Women event. She also thanked Vice Mayor Spence for the servers and Commissioner Thomas for the gift cards. She wished Tanya Davis-Hernandez, Development Services Director, good wishes in her new venture. She commented on the dress code for employees. Lastly, she announced that resident, Asenaith D'Latibeaudier, recently celebrated her 101 birthday.

Commissioner Thomas talked about the upcoming Local Government Academy and encouraged all to register and attend. She spoke about her experience when she attended. She spoke about the last clean up event and commented on the importance of recycling properly. She announced an Art and Poster Contest for recycling which will be displayed and voted on. She spoke of Pearl Pringle, 30 year resident who passed in February and provided condolences to her family.

15. REPORT OF THE CITY MANAGER

City Manager Brown Stubbs provided information on upcoming events and programs.

16. REPORT OF THE CITY ATTORNEY

City Attorney Calloway deferred his report until the April 9th City Commission meeting.

17. ADJOURNMENT

Being that there was no other business to come before the City Commission, the meeting adjourned at 9:19 p.m.

VERONICA EDWARDS PHILLIPS, MAYOR

ATTEST:

VENICE HOWARD, CMC, CITY CLERK

CITY OF LAUDERDALE LAKES

Agenda Cover Page

Fiscal Impact: No

Contract Requirement: No

Title

ORDINANCE 2024-003 OF THE CITY OF LAUDERDALE LAKES, BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 2 – ADMINISTRATION, ARTICLE VI, NONSTATUTORY BOARDS, COMMITTEES AND COMMISSIONS, DIVISION 5, ECONOMIC DEVELOPMENT ADVISORY BOARD, SECTIONS 2-311 AND 2-402 OF THE LAUDERDALE LAKES CODE PROVIDING FOR NONSTATUTORY BOARDS, COMMITTEES AND COMMISSIONS

Summary

This ordinance amends Chapter 2 - Administration, Article VI, Nonstatutory Boards, Committees and Commissions, Division 5, Economic Development Advisory Board Sections 2-311 and 2-402 of the Lauderdale Lakes Code.

Staff Recommendation

Background:

Currently, the Board is comprised of five members appointed by Mayor and City Commission and two (2) at large members positions. Appointed members need to be residents of the City of Lauderdale Lakes and possess skills, knowledge, professional expertise or business ability.

Due to challenges with the functionality of the board surrounding the current structure, it is found to be necessary to change the structure of the Board.

Funding Source:

Fiscal Impact:

Sponsor Name/Department: Vielka Buchanan, Economic Development Manager/ CRA Department

Meeting Date: 4/9/2024

ATTACHMENTS:

Description	Type
❑ Ordinance 2024-003 Amendment to Economic Development Advisory Board	Ordinance
❑ Nonstatutory Boards Oct 2021-019 Ordinance	Backup Material

ORDINANCE 2024-003

AN ORDINANCE OF THE CITY OF LAUDERDALE LAKES, BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 2 – ADMINISTRATION, ARTICLE VI, NONSTATUTORY BOARDS, COMMITTEES AND COMMISSIONS, DIVISION 5, ECONOMIC DEVELOPMENT ADVISORY BOARD, SECTIONS 2-311 AND 2-402 OF THE LAUDERDALE LAKES CODE PROVIDING FOR NONSTATUTORY BOARDS, COMMITTEES AND COMMISSIONS; PROVIDING FOR ADOPTION OF RECITALS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 2 - Administration, Article VI of the Lauderdale Lakes Code (“Code”) provides for the establishment of nonstatutory boards, committees and commissions and sets forth the duties and responsibilities of such bodies;

WHEREAS, the Economic Development Advisory Board has determined that to protect the health, welfare, and safety of its residents, and to promote honest, efficient, and responsive government, it is appropriate to propose recommended amendments to *Article VI Sections 2-311 and 2-402* of the City Code; and

WHEREAS, the City Commission finds it to be prudent and in the best interest of the health, safety, and welfare of its residents to amend the Code as it relates to Article VI, Sections 2-311 and 2-402 as a direct means to further encourage the orderly growth and development of the City of Lauderdale Lakes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LAUDERDALE LAKES as follows:

SECTION 1. RECITALS. The foregoing recitals are true and correct and are incorporated herein by this reference.

SECTION 2. AUTHORITY: This Ordinance is enacted pursuant to the Chapter 1, Section

1-7 of the Code and other applicable provisions of law.

SECTION 3. AMENDMENT: Chapter 2 – Administration, Article VI, Division 1 of the Code of Ordinances, City of Lauderdale Lakes, Florida is hereby amended to read as follows:

DIVISION 1. GENERALLY

Sec. 2-311. Appointment of members.

(a) Except as [otherwise] provided for, all nonstatutory boards shall be comprised of five members. The mayor and each city commissioner shall have the right to appoint a member to a nonstatutory board.

(b) ~~The two largest employers~~ Two suitable businesses who shall have a primary operation within the corporate jurisdiction of the City, as demonstrated by an effective Certificate of Use and who shall otherwise be in good standing shall each nominate either an employee or principal of such business to serve as an ~~one~~ at-large member for appointment to the economic development advisory board. Such appointed members shall be confirmed by the city commission. Each board member appointed by the mayor or city commissioner shall serve at the pleasure of the mayor or city commissioner appointing such member. The at-large members shall serve at the pleasure of the city commission. All such board members shall be appointed at the next regularly scheduled city commission meeting following the commencement of the term of the mayor or commissioner making the appointment.

(c) All members of nonstatutory boards shall be residents of the city, possess a reputation for integrity, commitment, civic activism or accomplishment, in addition to the skills, knowledge, professional expertise, or business ability directly related to providing effective service to the nonstatutory board. In respect only to the economic development advisory board, appointed at-large members shall be considered residents of the city.

SECTION 4. AMENDMENT: Chapter 2 – Administration, Article VI, Division 5 of the Code of Ordinances, City of Lauderdale Lakes, Florida is hereby amended to read as follows:

DIVISION 5. ECONOMIC DEVELOPMENT ADVISORY BOARD

Sec. 2-402. Qualifications of members.

The members of the economic development advisory board shall possess outstanding reputations for civic activity interest, integrity, responsibility and business or professional ability. Wherever practicable, the mayor and commissioners shall require that the members of the board include a real estate developer, a retail center manager, a realtor, an attorney, a retail merchant, an architect, and a general contractor and two members at-large, which shall be appointments made in accordance with Sec. 2-311(b) of the Lauderdale Lakes Code of Ordinances. ~~by the city's two largest employers. Said at-large members shall be subject to confirmation by the city commission.~~

* * *

SECTION 5. CONFLICT: All ordinances or Code provisions in conflict herewith are hereby repealed.

SECTION 6. SEVERABILITY: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 7. INCLUSION IN THE CODE OF ORDINANCES: It is the intention of the City Commission of the City of Lauderdale Lakes that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances in the City of Lauderdale Lakes and that the sections of this Ordinance may be renumbered or relettered and the word "Ordinance" may be changed to "Chapter," "Section," "Article" or such other appropriate word or phrase, the use of which shall accomplish the intentions herein expressed; provided, however, that Section 1 hereof or the provisions contemplated thereby shall not be codified.

SECTION 8. EFFECTIVE DATE: This Ordinance shall become effective immediately upon passage on second reading.

PASSED BY THE CITY COMMISSION OF THE CITY OF LAUDERDALE LAKES ON FIRST READING AT ITS REGULAR COMMISSION MEETING ON THE 9TH DAY OF APRIL 2024.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF LAUDERDALE LAKES ON SECOND READING AT ITS REGULAR COMMISSION MEETING ON THE ____ DAY OF ____ 2024.

VERONICA EDWARDS PHILLIPS, MAYOR

ATTEST:

VENICE HOWARD, CMC, CITY CLERK

Approved as to form and legality
for the use of and reliance by the
City of Lauderdale Lakes only:

Sidney C. Calloway, City Attorney

Sponsored by: Vielka Buchanan, MBA, FRA-RA, Economic Development Manager, Community Development Agency

VOTE:

Mayor Veronica Edwards Phillips	____ (For)	____ (Against)	____ (Other)
Vice-Mayor Mark Spence	____ (For)	____ (Against)	____ (Other)
Commissioner Tycie Causwell	____ (For)	____ (Against)	____ (Other)
Commissioner Karlene Maxwell-Williams	____ (For)	____ (Against)	____ (Other)
Commissioner Sharon Thomas	____ (For)	____ (Against)	____ (Other)

ORDINANCE 2021-018

AN ORDINANCE OF THE CITY OF LAUDERDALE LAKES, BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 2 – ADMINISTRATION, ARTICLE VI OF THE LAUDERDALE LAKES CODE PROVIDING FOR NONSTATUTORY BOARDS, COMMITTEES AND COMMISSIONS; PROVIDING FOR ADOPTION OF RECITALS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 2 - Administration, Article VI of the Lauderdale Lakes Code ("Code") provides for the establishment of nonstatutory boards, committees and commissions and sets forth the duties and responsibilities of such bodies; and

WHEREAS, the City Commission finds it to be prudent and in the best interest of the health, safety, and welfare of its residents to amend the Code as it relates to nonstatutory boards as a direct means to further encourage the orderly growth and development of the City of Lauderdale Lakes.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LAUDERDALE LAKES as follows:

SECTION 1. RECITALS. The foregoing recitals are true and correct and are incorporated herein by this reference.

SECTION 2. AUTHORITY. This Ordinance is enacted pursuant to the Chapter 1, Section 1-7 of the Code and other applicable provisions of law.

SECTION 3. AMENDMENT: That Chapter 2 – Administration, Article VI, Division 1 of the Code of Ordinances, City of Lauderdale Lakes, Florida is hereby amended to read as follows:

DIVISION 1. GENERALLY

Sec. 2-311. Appointment of members.

(a) Except as other provided for, All nonstatutory boards, ~~including the economic development advisory board,~~ shall be comprised of five ~~seven~~ members. The mayor and each city commissioner shall each have the right to appoint a member to of the applicable a nonstatutory board. ~~With the exception of the economic development advisory board, the city commission shall appoint one at-large member, who shall be a permanent resident of the city at the time of appointment.~~

(b) ~~The economic development advisory board shall be comprised of seven members. The mayor commissioner and each city commissioner shall each have the right to appoint one member to the economical development board and the city commission, as a whole, shall appoint one at-large member, who shall be a permanent resident of the city at the time of appointment. Florida Medical Center~~ The two largest employers in the city shall each nominate one at-large ~~additional~~ member for appointment to the economic development advisory board. Such appointed members shall be confirmed by the city commission. Each board member appointed by the ~~mayor commissioner~~ or city commissioner shall serve at the pleasure of the ~~mayor commissioner~~ or city commissioner appointing such member. The at-large members ~~and the member nominated by Florida Medical Center~~ shall serve at the pleasure of the city commission. All such board members shall be appointed at the next regularly scheduled city commission meeting following the commencement of the term of the ~~mayor commissioner~~ or commissioner making the appointment.

(c) All members of nonstatutory boards shall be residents of the city, possess a reputation for integrity, commitment, civic activism or accomplishment, in addition to the skills, knowledge, professional expertise, or business ability directly related to providing effective service to the nonstatutory board. In respect only to the economic development advisory board, appointed at-large members shall be considered residents of the city.

Sec. 2-312. Term of office.

The terms of office for all nonstatutory board members shall commence upon appointment and shall coincide with the term of the mayor or commissioner making the appointment.

Sec. 2-313. Removal of members.

The mayor or city commissioner appointing a member to a nonstatutory board shall have the continuing right and responsibility to assess the performance, including attendance, of members and remove the member so appointed and to appoint another member as often as the mayor or appointing commissioner shall deem appropriate in order to facilitate the business of the board. Upon such removal or appointment, the same shall be deemed effective upon confirmation

of the removal or appointment by the city commission, which shall be deemed a purely ministerial act.

Sec. 2-314. Reimbursement of expenses.

Each member of a nonstatutory board shall serve without salary or compensation. Each board member shall receive a monthly expense reimbursement, in an amount to be determined by separate resolution, for each board on which the board member sits. No voucher or other proof of expenses shall be required. No board member shall receive more than one expense reimbursement for each board on which the board member sits in a given month, regardless of the number of meetings attended. No member shall receive an expense reimbursement for any month in which a meeting is not held or for any meeting not attended by a board member.

Sec. 2-315. Disclosures and application requirements for appointees.

Each applicant for appointment to a nonstatutory board shall, as a prerequisite to consideration, file an application on a form to be provided by the city clerk, and present a State of Florida driver's license or current State of Florida identification card. In those situations, in which an applicant must take an oath of office, the applicant shall present a voter's registration card and a Florida driver's license or current State of Florida identification card. In those situations where board appointments are made at the discretion of the mayor or a member of the city commission from the dais, such board members shall comply with the application procedures set forth in this section within 30 days of the appointment or the appointment shall be deemed null and void.

Sec. 2-316. Attendance.

Any member of a nonstatutory board who fails to attend two consecutive regular meetings of the applicable board, without being excused by the chair of the applicable board, shall be subject to dismissal by the mayor or city commissioner who appointed the member. The chair may excuse members from attendance for the following reasons: work conflict, religious holiday conflict, personal or family illness or death. The chair shall not excuse any board member for more than three meetings in any calendar year.

Sec. 2-317. Election of officers.

As soon as practicable after the first appointments of board members, and on an annual basis thereafter, members of a nonstatutory board shall meet and elect three of their members, one to serve as chair, one to serve as vice-chair, and one to serve as secretary. The vice-chair shall chair meetings in the absence of the chair.

Sec. 2-318. Rules of procedure.

Nonstatutory boards shall be governed by Robert's Rules of Order, Newly Revised, and all applicable laws.

Sec. 2-319. Meetings.

The city's nonstatutory boards, committees and commissions shall meet in accordance with the requirements of applicable law and the annual meeting schedule established by City Commission. The chair of a nonstatutory board, or in his absence the vice-chair, shall call all board meetings. Minutes and records shall be kept of all board meetings, and all meetings shall be public. ~~At the first regular meeting of each board, the board shall establish a regular meeting date, location and time, and the board shall thereafter meet on a monthly basis.~~ The city clerk shall be informed of all regular meeting dates and special meeting dates.

Sec. 2-320. Quorum.

The presence of three ~~or more~~ members of a nonstatutory board shall constitute a quorum, however the economic development advisory board shall require the presence of four members to constitute a quorum.

Sec. 2-321. Reports.

- (a) Each nonstatutory board shall advise and make recommendations to the city commission by written ~~report memoranda~~. At the meeting of the city commission where the recommendations of the board are to be discussed and/or acted upon, the board shall require ~~cause~~ one of its members to appear for the purpose of presenting the board's recommendations to the city commission.
- (b) Additionally, on the first day of January, April, July and October of each year, each board shall provide a written report to the city commission, outlining all major accomplishments and tasks of the board. Each report shall also include an attendance report for all members.

~~Secs. 2-322—2-340. Reserved.~~

Sec. 2-322. Residency requirement.

Each member of a board, committee or commission of the City of Lauderdale Lakes shall be a resident of the city. In the event an appointed member shall thereafter become a nonresident, as determined by the City, such shall be deemed a resignation by the member from the board, committee or commission and shall thereby create a vacancy on the board, committee or commission, which vacancy shall be filled by the appointing Mayor or Commissioner, not later than forty-five (45) days from the date of such vacancy.

Secs. 2-323—2-340. Reserved.

SECTION 4. AMENDMENT: That Chapter 2 – Administration, Article VI, Division 2 of the

Code of Ordinances, City of Lauderdale Lakes, Florida is hereby amended to read as follows:

DIVISION 2. PARKS AND RECREATION BOARD¹

Sec. 2-341. Creation.

There is hereby created a parks and recreation board in the city.

Sec. 2-342. Powers and duties.

The parks and recreation board shall have the power to advise the city commission, and to submit written recommendations concerning the following matters:

(1) The conduct and supervision of public parks, playfields, indoor recreation centers and other recreation areas and facilities owned and/or controlled by the city.

(2) The conduct and implementation of programs respecting any form of recreational or cultural activities that will employ the leisure time of the citizens of the city in a constructive and wholesome manner.

(3) The conduct of recreational activities on public properties with the consent of authorities thereof, and on private property with the consent of the owners of such private property.

(4) The assessment of any fees to be charged and paid by any person, partnership, corporation or other entity requesting the use of recreational buildings and/or facilities owned and/or controlled by the city.

(5) The conduct of matters pertaining to special events and art and culture programs in the city.

Sec. 2-343. Gifts and donations.

The parks and recreation board may solicit and it may receive, under the oversight of the city manager, gifts, bequests of money, personal property, or any donation for playgrounds or other recreational purposes.

Sec. 2-344. Fiscal procedures.

(a) Funds received for the purpose of recreation, by gift or otherwise, shall be deposited with the director of finance and credited to a separate escrow account, the funds of which shall be used exclusively for the purposes of enhancing the parks and recreational facilities in the city.

(b) All funds donated, appropriated or in any way acquired for the conduct and maintenance of recreational facilities and activities shall be kept, maintained and disbursed by the director of finance in the same manner as those funds required by any department of the city described in this chapter.

¹ Cross reference(s)—Parks and recreation, ch. 58.

1 Secs. 2-345—2-360. Reserved.

2 SECTION 5. AMENDMENT: That Chapter 2 – Administration, Article VI, Division 3 of the
3 Code of Ordinances, City of Lauderdale Lakes, Florida is hereby amended to read as follows:

4
5 DIVISION 3. SCHOOL ADVISORY BOARD

6 Sec. 2-361. Creation.

7 There is hereby created a school advisory board in the city.

8 Sec. 2-362. Powers and duties.

9 The school advisory board shall review the actions of the county school board in
10 matters including, but not limited to, school siting, curriculum, boundaries,
11 recreational activities, facilities management, new construction and planning for
12 future expansion of the school system. The board shall advise the city commission
13 on all issues relating to educational matters which will impact the quality of
14 education for city residents, or which will impact education facilities located
15 within the city. Upon review of any of these issues, the board may make
16 recommendations to the city commission to determine areas in which the city
17 might be helpful in assisting the school board or the members of the community
18 in improving the county public school system.

19 Secs. 2-363—2-380. Reserved.

20 SECTION 6. AMENDMENT: That Chapter 2 – Administration, Article VI, Division 5 of the
21 Code of Ordinances, City of Lauderdale Lakes, Florida is hereby amended to read as follows:

22 DIVISION 5. ECONOMIC DEVELOPMENT ADVISORY BOARD

23 Sec. 2-401. Creation.

24 There is hereby created an economic development advisory board in the city.

25 Sec. 2-402. Qualifications of members.

26 The members of the economic development advisory board shall possess
27 outstanding reputations for civic activity interest, integrity, responsibility and
28 business or professional ability. Wherever practicable ~~If possible, the Mayor and~~
29 Commissioners shall require that the members of the board ~~shall~~ include a real
30 estate developer, a retail center manager, a realtor, an attorney, a retail
31 merchant, an architect, and a general contractor and two ~~a members~~ at-large,
32 which shall be appointments made by Florida Medical Center the city's two
33 largest employers ~~shall have the right to nominate a member of its staff to serve~~

1 ~~as a board member.~~ Said at-large members shall be subject to confirmation by
2 the city commission.

3 Sec. 2-403. Powers and duties.

4 The economic development advisory board shall have the following duties,
5 functions and responsibilities:

6 (1) Advise the city commission on the ways and means of pursuing
7 the enhancement of economic development in the city.

8 (2) Advise the city commission on programs that educate the
9 government and the citizenry to the need for economic revitalization and
10 the benefits to be derived by the community from such revitalization.

11 (3) Report to the city commission on specific steps and projects that
12 the city can undertake to enhance economic opportunities for business
13 within the city.

14 (4) Encourage the location and expansion of sound, economically
15 based business and industries within the city.

16 (5) Review, ~~and to comment,~~ and make recommendations upon,
17 including recommendations of approval or denial, proposed projects
18 within the city which shall include rezoning, site plans, variances, special
19 exceptions, conditional uses, building development plans and such other
20 matters concerning development which will or are likely to have a
21 substantial impact on the economic well-being of the city, unless
22 otherwise exempt from review by the city commission.

23 (6) Review, ~~and to comment,~~ and make recommendations upon,
24 including recommendations of approval or denial, the acquisition of lands
25 by the city or by the community redevelopment agency of the city or with
26 respect to the disposition of lands owned by the city or by the community
27 redevelopment agency of the city.

28 (7) Review, ~~and to comment,~~ and make recommendations upon,
29 including recommendations of approval or denial, any new
30 redevelopment initiatives undertaken by the community redevelopment
31 agency.

32 (8) Recommend regulations or the abolition of regulations for the
33 purpose of improving the city's regulatory schemes and economic health.

34 Sec. 2-404. Reporting methodologies.

35 The board shall establish, through the city clerk's office, a standardized form
36 which shall be used for reporting on all matters which may come before it. All
37 recommendations of the board shall set forth the nature of the item considered,
38 the action taken, any conditions set forth respecting the action taken, and the
39 specific reasons supporting such action.

40 Secs. 2-405—2-420. Reserved.

SECTION 7. AMENDMENT: That the Code of Ordinances, City of Lauderdale Lakes, Florida, is hereby amended by adding a division to be numbered as follows Chapter 2 – Administration, Article VI, Division 9, which said division shall read as follows:

DIVISION 9. BUDGET ADVISORY COMMITTEE

Sec. 2-461. Creation.

There is hereby created a budget advisory committee in the city. The committee is a nonstatutory board and is authorized to make recommendations to the City Commission. The board shall be composed of at least three but no more than five members, who shall be appointed and confirmed by the city commission. The Board is otherwise to subject to the provisions of this Article VI.

Sec. 2-462. Powers and duties.

The budget advisory committee shall:

(1) Review documents and records constituting public records, including without limitation, draft budgets, including but not limited to major proposed changes to programs, land development, and staffing expenditures.

(2) Review the city's comprehensive annual financial report, comprehensive financial policy, and all debt issues.

(3) Provide recommendations to the city manager to ensure consistency, transparency, and readability of the budget.

Sec. 2-463. Qualifications of members.

Members of the budget advisory committee shall have the requisite skill, knowledge, and expertise in local government finance and administration, or be a certified public accountant or have a bachelor's degree in accounting or similar experience in public or private finance and budgeting.

SECTION 8. CONFLICT: All ordinances or Code provisions in conflict herewith are hereby repealed.

SECTION 9. SEVERABILITY: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this

Ordinance.

SECTION 10. INCLUSION IN THE CODE OF ORDINANCES: It is the intention of the City Commission of the City of Lauderdale Lakes that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances in the City of Lauderdale Lakes and that the sections of this Ordinance may be renumbered or relettered and the word "Ordinance" may be changed to "Chapter," "Section," "Article" or such other appropriate word or phrase, the use of which shall accomplish the intentions herein expressed; provided, however, that Section 1 hereof or the provisions contemplated thereby shall not be codified.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK.]

SECTION 11. EFFECTIVE DATE: This Ordinance shall become effective immediately upon passage on second reading.

PASSED BY THE CITY COMMISSION OF THE CITY OF LAUDERDALE LAKES ON FIRST READING AT ITS REGULAR COMMISSION MEETING ON THE 14TH DAY OF DECEMBER 2021.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF LAUDERDALE LAKES ON SECOND READING AT ITS REGULAR COMMISSION MEETING ON THE 28TH DAY OF DECEMBER 2021.


HAZELLE ROGERS, MAYOR

ATTEST:


VENICE HOWARD, CMC, CITY CLERK

Approved as to form and legality
for the use of and reliance by the
City of Lauderdale Lakes only:


Sidney C. Calloway, City Attorney



Sponsored by:

VOTE:

APPROVED

Mayor Hazelle Rogers	<input checked="" type="checkbox"/> (For)	<input type="checkbox"/> (Against)	<input type="checkbox"/> (Other)
Vice-Mayor Marilyn Davis	<input checked="" type="checkbox"/> (For)	<input type="checkbox"/> (Against)	<input type="checkbox"/> (Other)
Commissioner Veronica Edwards Phillips	<input checked="" type="checkbox"/> (For)	<input type="checkbox"/> (Against)	<input type="checkbox"/> (Other)
Commissioner Karlene Maxwell-Williams	<input checked="" type="checkbox"/> (For)	<input type="checkbox"/> (Against)	<input type="checkbox"/> (Other)
Commissioner Beverly Williams	<input checked="" type="checkbox"/> (For)	<input type="checkbox"/> (Against)	<input type="checkbox"/> (Other)

CITY OF LAUDERDALE LAKES

Agenda Cover Page

Fiscal Impact:

Contract Requirement:

Title

RESOLUTION 2024-025 AUTHORIZING THE INSTALLMENT OF ADEN PERRY LIFE RINGS WITHIN THE CITY IN SUFFICIENT NUMBER TO ACCOMMODATE THOSE LOCATIONS WITHIN THE CITY'S CORPORATE JURISDICTION WHERE BODIES OF WATER ARE LOCATED (SPONSORED BY COMMISSIONER MAXWELL-WILLIAMS)
--

Summary

This resolution authorizes the installation of Aden Perry Life Rings within the City's right of way.
--

Staff Recommendation

Background:

On April 20th, 2022, Aden Perry, a Florida teen, made a selfless and heroic decision to rescue a driver who crashed into a lake in Sunrise, Florida and drowned in his heroic attempt to save a fellow citizen.

As a result, the Aden Perry Hero Life Ring Initiative was established in order to save life through installation of life rings by bodies of water to prevent another good Samaritan from entering and potentially suffering the same fate as Aden.

Staff has identified 7 locations suitable for the proposed life rings installation. The total cost for the rings, post, warning signs and polypropylene rope is estimated at \$1,100.

Staff recommend the City Commission to approve the resolution.

Funding Source:

Fiscal Impact:

Sponsor Name/Department: Commissioner Karlene Maxwell-Williams, Mayor and Commission Office

Meeting Date: 4/9/2024

ATTACHMENTS:

Description	Type
<input type="checkbox"/> Resolution 2024-025 Authorizing Aden Perry Life Rings within City	Resolution
<input type="checkbox"/> Location Map	Backup Material
<input type="checkbox"/> Backup Material	Backup Material

1 RESOLUTION 2024-025

2
3 A RESOLUTION OF THE CITY COMMISSION OF LAUDERDALE LAKES,
4 FLORIDA; AUTHORIZING THE INSTALLMENT OF ADEN PERRY LIFE RINGS
5 WITHIN THE CITY IN SUFFICIENT NUMBER TO ACCOMMODATE THOSE
6 LOCATIONS WITHIN THE CITY'S CORPORATE JURISDICTION WHERE BODIES
7 OF WATER ARE LOCATED; PROVIDING FOR THE ADOPTION OF RECITALS;
8 PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING AN
9 EFFECTIVE DATE.

10 WHEREAS, Aden Perry ("Aden"), a Florida teen, made a selfless and heroic decision to
11 rescue a driver who crashed into a lake in Sunrise, Florida;

12 WHEREAS, sadly, Aden drowned in his heroic attempt to save a fellow citizen;

13 WHEREAS, as a result of Aden's passing, the Aden Perry Hero Life Ring Initiative
14 ("Initiative") was established by Sarah Perry, Aden's mother;

15 WHEREAS, the mission of the Initiative is to save lives through the installation of life rings
16 by bodies of water to prevent another good Samaritan from entering and potentially suffering
17 the same fate as Aden;

18 WHEREAS, the City of Lauderdale Lakes ("City") desires to partner with the Initiative; and

19 WHEREAS, the City Commission finds it is in the best interest, health, safety, and welfare
20 of City residents to support the installment of Aden Perry Life Rings within the corporate
21 jurisdiction of the City in sufficient number to accommodate those locations where bodies of
22 water are located.

23 NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF
24 LAUDERDALE LAKES AS FOLLOWS:

25 SECTION 1. ADOPTION OF RECITALS: The foregoing RECITALS are hereby ratified and
26 confirmed as being true, and the same are hereby made a part of this Resolution.

SECTION 2. AUTHORITY: The City Commission hereby authorizes the installment of Aden Perry Life Rings within the City in sufficient number to accommodate those locations within the City's corporate jurisdiction where bodies of water are located.

SECTION 3. INSTRUCTIONS TO THE CITY CLERK: The City Clerk and other appropriate City Officials, through the City Manager, are hereby authorized to take any and all actions necessary to effectuate the intent of this Resolution.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

SECTION 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

ADOPTED BY THE CITY COMMISSION OF THE CITY OF LAUDERDALE LAKES AT ITS REGULAR MEETING HELD APRIL 9, 2024.

VERONICA EDWARDS PHILLIPS, MAYOR

ATTEST:

VENICE HOWARD, CMC, CITY CLERK

Approved as to form and legality
for the use of and reliance by the
City of Lauderdale Lakes only:

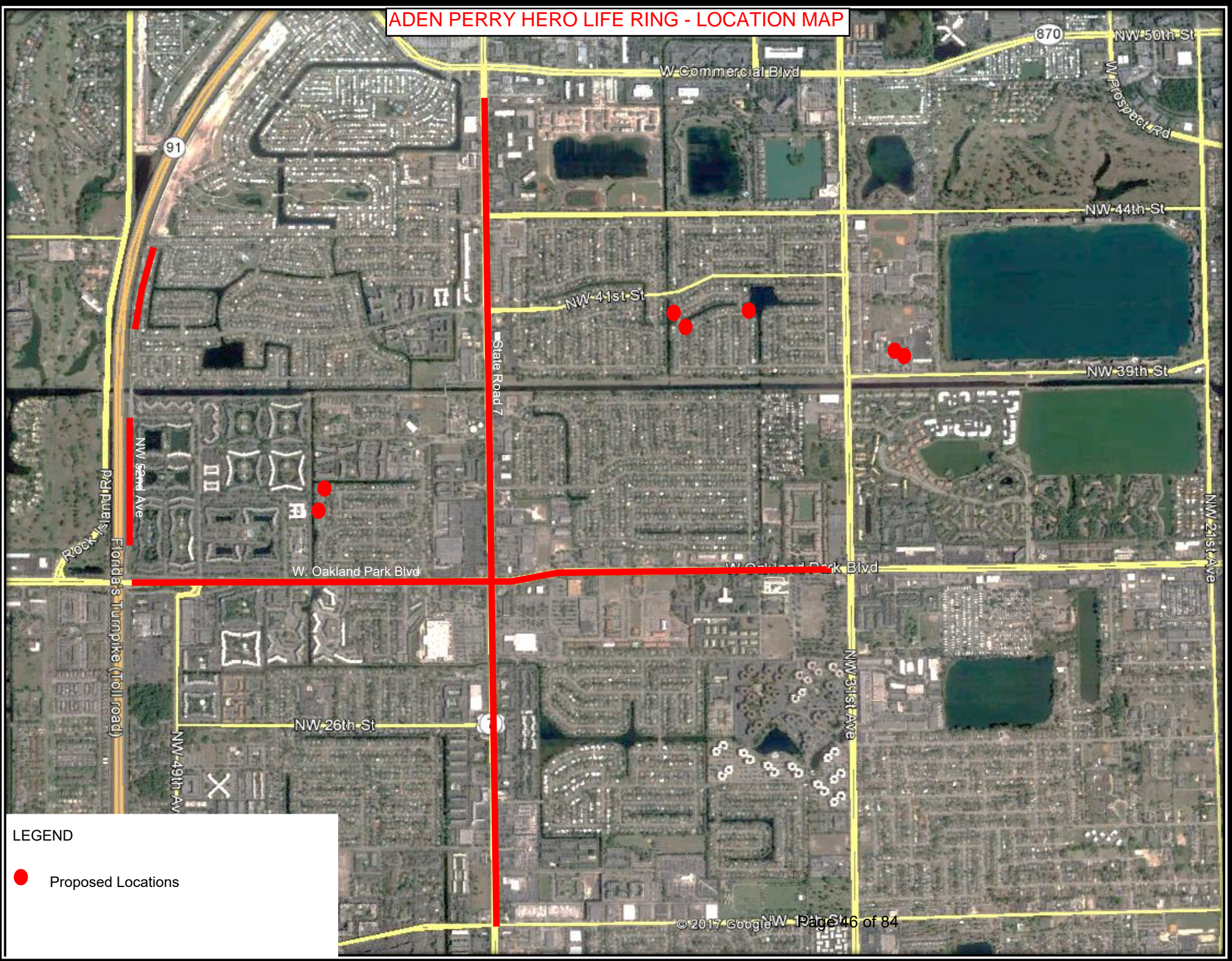
Sidney C. Calloway, City Attorney

Sponsored by: Commissioner Karlene Maxwell-Williams

VOTE:

Mayor Veronica Edwards Phillips	_____ (For)	_____ (Against)	_____ (Other)
Vice-Mayor Mark Spence	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Tycie Causwell	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Karlene Maxwell-Williams	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Sharon Thomas	_____ (For)	_____ (Against)	_____ (Other)

ADEN PERRY HERO LIFE RING - LOCATION MAP

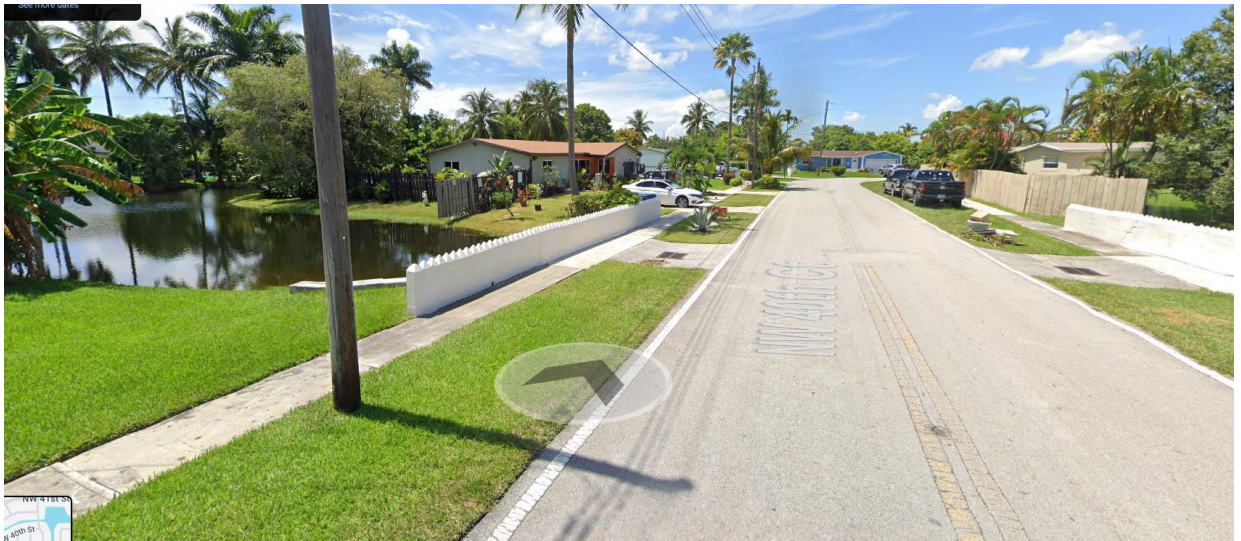


LEGEND

-
- Proposed Locations

ADEN PERRY HERO LIFE RING - PROPOSED LOCATIONS

4021 NW 34th Way



3300 NW 40 CT



3421 NW 46 Avenue

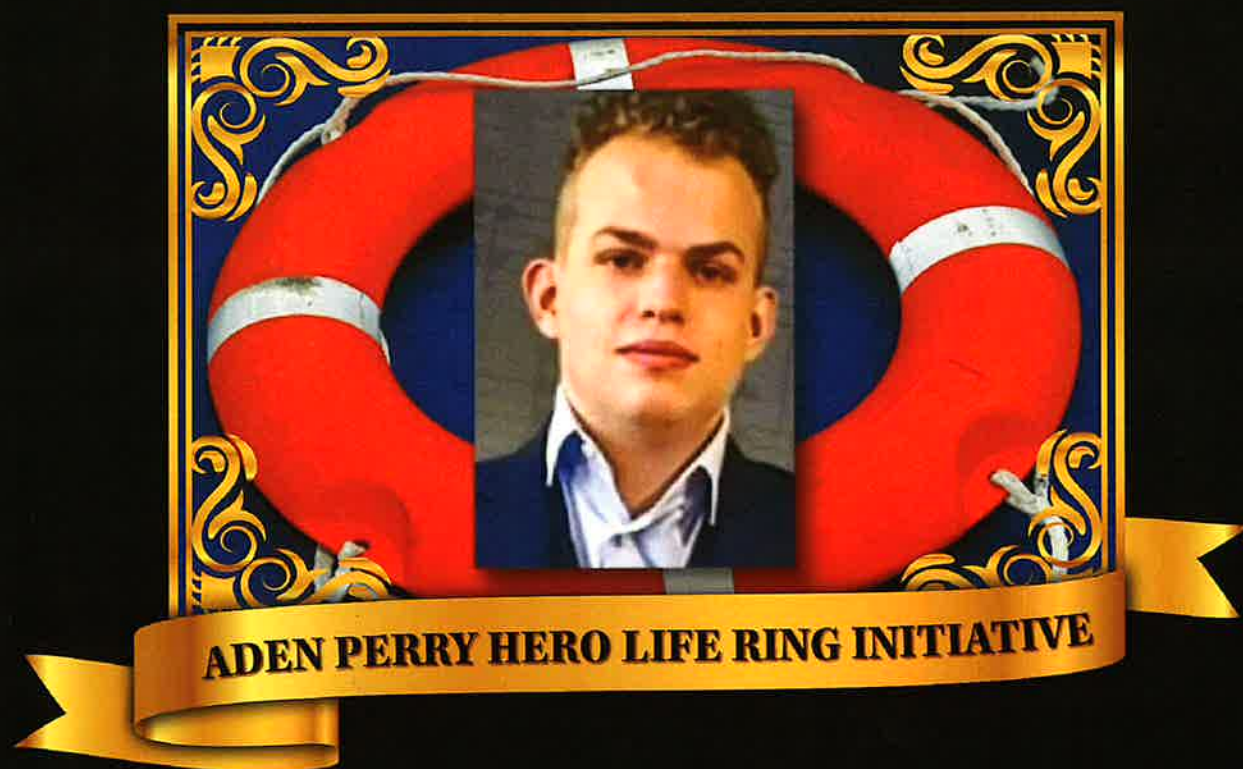


3391 NW 46th Avenue

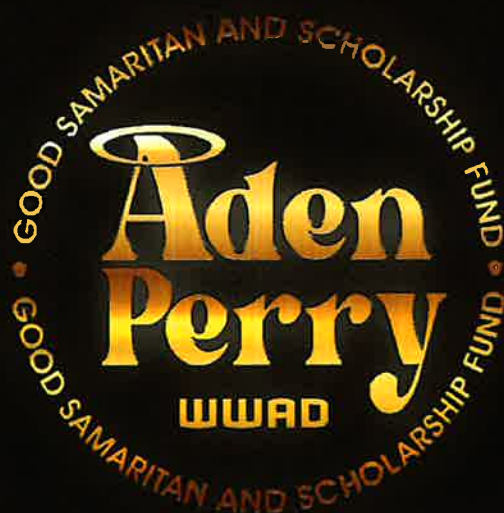


Lauderdale Lakes Pool Complex





On a mission to save lives
by installing Aden's Hero Life Rings
in every city and by every body of water.



Helping students on their academic journeys
in honor of Aden....our Hero and now Angel

ADEN PERRY HERO LIFE RING INITIATIVE

After recently losing my son tragically when he jumped into a lake to try to save the life of a driver who's car went into the lake, I am determined to do anything I can to try and prevent another good samaritan from suffering the same fate.

On a mission to make waterways safer so that when someone is in distress in the water, whether by a car going into a bed of water or if someone falls in and is not able to get out, my goal is to get a life ring in every city and by ever bed of water possible.

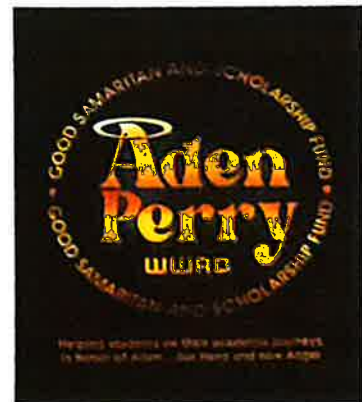
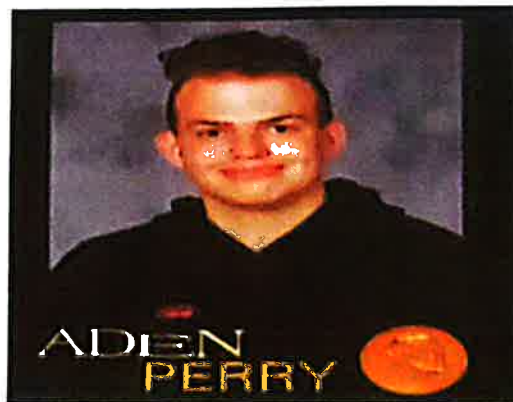
For many years, life rings have proven to save lives, they just have to be availalbe to be used to be effective! The benefit of having a life ring by beds of water is that a would be rescuer does not have to go into the water and put their own life at risk trying to save the life of someone else. It is a known fact that when someone is in the water and panicking, they can in their struggle to survive, drown even the best swimmer. This is why when a life guard does a rescue, they present their flotation device to the victim to hold onto first while rescuing them.

Through a generous donation made to the Aden Perry Good Samaritan and Scholarship Fund and a commitment with Datrex, the Manufacturer of the life rings, we are using life rings with my son's image and hero message on them as a way to help prevent future drownings.

Living in South Florida, we are surrounded with water; in our parks, communities, HOA's and along many roadways. Accidents WILL continue to happen...it's just a matter of when and where the next one will be. There HAS to be something available and ready to be used so that lives can saved.

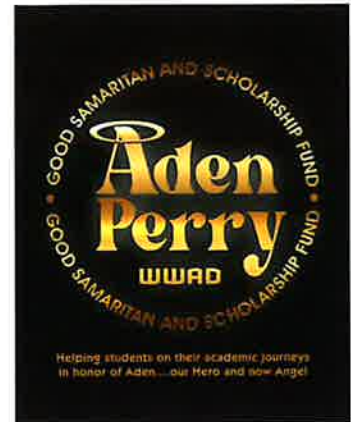
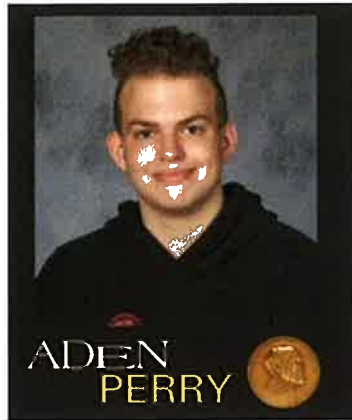
LIFE RINGS are the answer!!! They are easy to install, easy to implement, easy to use and inexpensive!!!

My son died a hero and recently received medal of valors for his actions and most recently Aden was named as a recipient of the Carnegie Hero Award. This is the greatest award a civilian in Northern America can receive. My son was my hero everyday but now is a Hero for everyone to follow his example of selflessness. By other municipalities joining my on my mission, and have our life rings installed by their waterways, together we can save lives in his name and also be Heros!



Aden Perry Good Samaritan and Scholarship Fund

Life Ring Hero Project



Water is everywhere in South Florida!

What can we do to help those who may unintentionally or intentionally end up in a lake or canal? What if they can't swim?

The Life Ring is a proven tool that can turn anyone into a hero!

It's easy to use, easy to access, easy to install for use and inexpensive to implement!

Suggested items needed to install a life ring:

- Life Ring
- Polypropylene rope, minimum of 50' each
- 4 X 6 pressure treated fence post (Placed 2' into the ground)
- 50lb bag of "fast setting" concrete
- Three (3) eye screws
- Two (2) "cooler hooks"
- Three (3) Velcro straps

Our Foundation has an agreement with DATREX, the manufacturing company of the Life Ring to supply the high-quality Coast Guard approved hard plastic life ring with Aden's Hero message on them. They come with a lifetime warranty, and DATREX will extend their drastically reduced price of \$60 to every municipality that joins us in this life saving mission. My goal is to have Life Rings available everywhere and anywhere there is a body of water.... accidents can't be predicted so we must be prepared!

BY INSTALLING LIFE RINGS... WE WILL SAVE LIVES in Honor of Aden Perry, Carnegie Award Recipient

To set up a meeting contact

Sarah Perry, Aden's Mum and President

Aden Perry Good Samaritan and Scholarship Fund

(954) 348-2064

adensmum@comcast.net

In memory of a hero - Aden Spencer Perry

DX024RD 24" RING BUOY IN ORANGE

TYPE Type IV U.S.C.G. / Canada 24" Ring Buoy

USES

24" Orange lifering buoy with SOLAS retro-reflective tape for installation on commercial fishing vessels, yachts and other boats that are not required to carry the 30" buoys*. USCG and Canadian Coast Guard approvals. * From the CFR 46, Small Passenger Vessels (under 100 gross tons) " A vessel of more than 7.9 meters (26 feet) in length, but not more than 19.8 meters (65 feet), must carry a minimum of one life buoy of not less than 610 millimeters (24 inches) in diameter". " A vessel of more than 19.8 meters (65 feet) in length must carry a minimum of three life buoys of not less than 610 millimeters diameter (24 inches) in diameter.

FEATURES

All Datrex rings are molded from high impact linear low-density polyethylene for superior life expectancy in the most severe environments. The encircling black, floating rope is replaceable.

SPECIFICATIONS

ITEM NO.	DX024RD
USE	Marine safety
SIZE	24" (61 cm)
WEIGHT	6 lbs (2.72 kg)
CLOSED CELL FOAM	Yes
MOLD RESISTANT	Yes
RETRO-REFLECTIVE	Yes
COLOR	Orange
QUANTITY PER CASE	3 per case



Made in the USA

Minimum quantity, 3 rings, price \$60 per ring plus shipping.
Please place orders with Brigitte Goll at (305) 638-8220
or brigitte@datrex.com at Datrex Miami



Aden Spencer Perry
12/11/2004 - 4/19/2022

A Hero

is a person of distinguished courage and ability,

ADMIRER *for their brave deeds*

and Noble qualities

in spite of overwhelming obstacles.

gofundme Aden Perry Good Samaritan and Scholarship Fund

DATREX
Life Saving Products



Page 54 of 84



954.320.9903

\$34.50 each

CITY OF LAUDERDALE LAKES

Agenda Cover Page

Fiscal Impact: Yes

Contract Requirement: Yes

Title

RESOLUTION 2024-026 AUTHORIZING CITY MANAGER TO SUBMIT APPLICATION TO BROWARD COUNTY SEEKING ALLOCATION OF FUNDING FOR THE 50TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (“CDBG”) FUNDING CYCLE FOR THE CITY’S MINOR HOME REPAIR PROGRAM, SENIOR TRANSPORTATION PROGRAM AND QUALITY OF LIFE ENHANCEMENT PROGRAM, SUBJECT TO REQUIRED PUBLIC NOTICE AND PENDING HEARINGS HELD ON MARCH 25, 2024 AND APRIL 9, 2024

Summary

This is a request for approval by the City Commission through the public hearing process to approve the resolution supporting application submittal to Broward County for the 50th Program Year CDBG Funding Cycle.

Staff Recommendation

Background:

On March 25th, 2024, at the first public hearing at the City Commission workshop, the City Commission heard the item request by staff to consider the Minor Home Repair program by submitting the 50th year CDBG Program application. The City Commission collective agreed to continue the program based on the recommendation that there are no other programs available to the Lauderdale Lakes residents to assist with making the necessary repairs to stay in their home given the high price of housing and inflation in general. The Hurricane Loss Mitigation Program (HLMP) is of great assistance to meet the needs to harden our homes, however; HLMP does not account for electrical, plumbing, mechanical and other needs in the home such as ADA accessibility. Furthermore, HLMP does not provide assistance to homes with a common party wall, meaning all homes in the program must be single family detached.

Broward County has opened the invitation for eligible CDBG Programs for the new 50th Year CDBG Funding Cycle and the funds will become available at the beginning of Fiscal Year 2024-2025. The City recommends the submission of an application for the 50th Year CDBG Funding Cycle for three (3) programs to include Minor Home Repair, Senior Transportation Program and Quality of Life Enhancement Program. Per Broward County requirements, the CDBG applications must support the objectives of the U.S. Department of Housing and Urban Development (HUD) entitlement programs and must be integral to the goals of the Broward County Consolidated Plan.

Proposal applications must fulfill the following HUD National Objectives:

1. Activities benefiting low-and moderate-income persons
2. Activities which aid in the prevention or elimination of slums or blight
3. Activities design to meet community needs having a particular urgency
4. Public Service Program Activities cannot exceed 15% of the total CDBG allocation.

The following are the proposed program funding levels and descriptions for your consideration. All the proposed CDBG applications meet the HUD National Objectives.

1. Minor Home Repair Program - This program provides assistance to current homeowners to in the form of a 10 year forgivable home loan. The proposed amount of (\$232,079) provided under the Agreement shall be used by City to continue the Minor Home Repair. The goal is to assist a minimum of 5 residents with up to \$42,500.00 per residence, this increase is based on the high construction cost.

Currently there are six approved projects in the 48th year and the 49th year agreement was recently signed

and submitted to Broward County for execution.

2. Senior Transportation Program This program provides low/moderate income senior residents with an affordable and comprehensive means of transportation. This program provides portal-to-portal transportation for low/moderate income senior residents 62 or more years of age of the City of Lauderdale Lakes. The bus will be operated by a private contractor. The estimated funding amount is \$45,000. This program will be managed by Parks and Human Services Department.

3. Quality of Life Enhancement Program - This program is designed for low/moderate seniors who are 62 or more years of age. The program is titled Life Long Learning for Seniors. The Life Long Learning for Seniors component is designed to help senior residents of the City maintain optimum quality of life, while supporting their dignity, self-sufficiency, health and safety. The program provides for programs offered Monday through Friday. The estimate funding is \$15,000. The program will be managed by the Parks and Human Services Department.

Staff looks for direction from the City Commission and comments from the public.

Funding Source:

CDBG grant

Fiscal Impact:

Grant

Sponsor Name/Department: Julie Dominique Grant & Administrative Coordinator and
Ericka Locket Parks & Human Services Director

Meeting Date: 4/9/2024

ATTACHMENTS:

Description		Type
□	Resolution 2024-026 CDBG 50th Year Program	Resolution
□	Community Development Block Grant 50th Year Application	Backup Material

RESOLUTION 2024-026

A RESOLUTION OF THE CITY COMMISSION OF LAUDERDALE LAKES, FLORIDA AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO BROWARD COUNTY GOVERNMENT SEEKING ALLOCATION OF FUNDING FOR THE 50TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (“CDBG”) FUNDING CYCLE FOR THE CITY’S MINOR HOME REPAIR PROGRAM, SENIOR TRANSPORTATION PROGRAM AND QUALITY OF LIFE ENHANCEMENT PROGRAM; PROVIDING FOR AND SUBJECT TO REQUIRED PUBLIC NOTICES AND PUBLIC HEARINGS SCHEDULED FOR MARCH 25, 2024 AND APRIL 09, 2024; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY FUNDING APPLICATIONS AND AGREEMENTS RELATED TO THE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING PROGRAM; PROVIDING FOR THE ADOPTION OF RECITALS; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Division 2, Section 2-276 of the City of Lauderdale Lakes’ (“City”) Code of Ordinances, the City Commission shall approve the acceptance of grants;

WHEREAS, it is established that the City is classified as a “Non-Entitlement City” by the U.S. Department of Housing and Urban Development (“HUD”);

WHEREAS, HUD provides Community Development Block Grants to qualified cities;

WHEREAS, though the City is a Non-Entitlement City and therefore not eligible to directly receive Community Development Block Grant (“CDBG”) funding from HUD, the City nevertheless is able to provide CDBG funding assistance to eligible City residents through the City’s participation as a “sub-grantee” in Broward County’s Urban County Program (the “Urban County Program”);

WHEREAS, Broward County has opened the invitation for eligible CDBG Programs for the 50th Year CDBG Funding Cycle, and funds will become available at the beginning of Fiscal Year 2024-2025;

1 WHEREAS, City staff recommends the submission of an application for the 50th Year CDBG
2 Funding Cycle for three (3) programs, including the Minor Home Repair Program, Senior
3 Transportation Program, and Quality of Life Enhancement Program;

4 WHEREAS, in accordance with the requirements of Broward County, CDBG applications
5 must support the objectives of HUD entitlement programs and must also be integral to the goals
6 of the Broward County Consolidated Plan;

7 WHEREAS, the proposal applications must fulfill the following HUD National Objectives:

- 8 1. Activities benefiting low-and moderate-income persons
- 9 2. Activities which aid in the prevention or elimination of slums or blight
- 10 3. Activities designed to meet community needs having a particular
11 urgency
- 12 4. Public Service Program Activities cannot exceed 15% of the total
13 CDBG allocation

14 WHEREAS, the 2024/2025 Program Year HUD grant from Broward County to the City is
15 projected to allocate approximately Two Hundred Ninety-Two Thousand Seventy-Nine and
16 No/100 Dollars (\$292,079.00) in CDBG funding to the City;

17 WHEREAS, as a condition of receiving CDBG funding, the City is required to provide a
18 Program Design for funding that specifically identifies the City's proposed program deemed
19 eligible for funding through the CDBG Program Design and the quality and substance of the
20 submission of the Program Design is further contingent upon public hearing and comment;

21 WHEREAS, the *Minor Home Repair Program* aids current homeowners in the form of a
22 10-year forgivable home loan. The proposed amount of Two Hundred Thirty-Two Thousand

Seventy-Nine and No/100 Dollars (\$232,079.00) provided under the Agreement shall be used by the City to continue the Minor Home Repair. The goal is to assist a minimum of five (5) residents with up to Forty-Two Thousand Five Hundred and No/100 Dollars (\$42,500.00) per residence. This increase is based on the high construction cost;

WHEREAS, the *Senior Transportation Program* provides low/moderate income senior residents 62 years old or older with an affordable, portal-to-portal means of transportation, which will be operated by a private contractor. The estimated funding amount is Forty-Five Thousand and No/100 Dollars (\$45,000.00);

WHEREAS, The *Quality of Life Enhancement Program* is designed for low/moderate income seniors 62 or more years of age to help senior residents of the City maintain an optimum quality of life while supporting their dignity, self-sufficiency, health and safety. The estimated funding is Fifteen Thousand and No/100 Dollars (\$15,000.00);

WHEREAS, the City Commission solicited public comments through the virtual process on each of the three (3) proposed Programs proposed for the 50th Year CDBG Funding Cycle at the first Public Hearing held on March 25, 2024, at 5:00 PM at the City of Lauderdale Lakes City Hall, Commission Chambers (2nd Floor), 4300 Northwest 36 Street, Lauderdale Lakes, Florida 33319;

WHEREAS, final recommendations for funding will be considered by the City Commission at the second Public Hearing on April 09, 2024, at 7:00 PM at the City of Lauderdale Lakes City Hall, Commission Chambers (2nd Floor), 4300 Northwest 36 Street, Lauderdale Lakes, Florida 33319; and

WHEREAS, public input for the proposed CDBG Program will be incorporated into the 50th Year CDBG Program Design process before it is submitted.

1 NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF
2 LAUDERDALE LAKES, as follows:

3 SECTION 1. ADOPTION OF RECITALS: The foregoing RECITALS are hereby ratified and
4 confirmed as being true, and the same are hereby incorporated by reference and made part of
5 this Resolution.

6 SECTION 2. AUTHORITY: The City Commission hereby authorizes the City Manager to
7 submit the Program Design Application for the 50th Year Community Development Block Grant
8 (CDBG) Funding Cycle, for three (3) programs with recommended funding amounts (described
9 herein) to include the (a) Minor Home Repair Program, (b) Senior Transportation Program, and
10 (c) Quality of Life Enhancement Program subject to compliance with required public notice and
11 hearings on March 25, 2024 at 5:00 pm and April 09, 2024 at 7:00 pm.

12 SECTION 3. INSTRUCTIONS TO THE CITY CLERK: The City Manager and the City Clerk
13 are hereby authorized to take any and all actions necessary to effectuate the intent of this
14 Resolution.

15 [REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

SECTION 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

ADOPTED BY THE CITY COMMISSION OF THE CITY OF LAUDERDALE LAKES AT ITS REGULAR MEETING HELD APRIL 09, 2024.

VERONICA EDWARDS PHILLIPS, MAYOR

ATTEST:

VENICE HOWARD, CMC, CITY CLERK

Approved as to form and legality
for the use of and reliance by the
City of Lauderdale Lakes only:

Sidney C. Calloway, City Attorney

Sponsored by: Tanya Davis-Hernandez, Development Services Director

VOTE:

Mayor Veronica Edwards Phillips	_____ (For)	_____ (Against)	_____ (Other)
Vice-Mayor Mark Spence	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Tycie Causwell	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Karlene Maxwell-Williams	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Sharon Thomas	_____ (For)	_____ (Against)	_____ (Other)



BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS URBAN COUNTY MUNICIPALITIES CDBG APPLICATION

Complete the following sections. **Submit one form for each project.** Attach additional pages as needed.

Applications must be single sided; double sided applications will be returned
A complete submission shall include an original signature application, two hard copies and a digital copy on a flash drive

DEADLINE: ON OR BEFORE NOON, MONDAY, April 22, 2024

<u>COMMUNITY DEVELOPMENT GRANT PROJECT SUMMARY</u>			
<u>Category</u>	<u>Budget</u>		
Cash			
In-Kind			
Other Grants			
CDBG			
TOTAL			
PROGRAM ACTIVITIES:		NATIONAL OBJECTIVE	
Select only one category per application		Select only one category per application	
Public Service (15% Cap)	()	Limited Clientele	()
Capital Improvement	()	Limited Clientele	()
Capital Improvement	()	Area Benefit	()
Housing	()	Low/Mod Housing (LMH)	()
Capital Improvement	()	Area Benefit	()
Economic Development	()	Low/Mod Jobs (LMJ)	()
Continuing Project:	Yes ()		
New Project:	Yes ()		
UNIQUE ENTITY IDENTIFIER: (The Unique Entity ID is the official identifier for doing business with the U.S. Government as of April 4, 2022. Entities registering in SAM.gov are assigned a Unique Entity ID as a part of the registration process. Entity uniqueness continues to be validated by an entity validation service)			
Applicant completes the following items.			
1. Applicant Organization Name:			
Address:			
Telephone #:		FAX #:	
2. Contact Person:			
Title:			
Street Address:			
E-MAIL Address:			
Telephone #:		FAX #:	
3. Project Name:			
4. CDBG Funds Requested (\$15,000 Minimum Request): \$			



Application Certification

5. General Provisions:

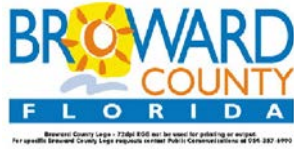
- Broward County reserves the right to reallocate funds from Municipalities with unexpended funds from multiple fiscal years.
- Current municipalities with a substantial amount of unobligated* funds remaining (30% of annual award, subject to change at the discretion of the director), as of March 2024, without adequate justification, may not be considered for funding, or may receive a reduced award amount in FY 2024.
- Once a project is submitted it cannot be substantially changed without documentation and approval by Broward County Housing Finance Division. The submission of documentation alone does not guarantee approval.
- Projects must be feasible and comply with one of the HUD required National Objectives, please refer to 24 CFR 208. Unless previously discussed with staff, all projects should be designed to primarily benefit low to moderate income residents.
- Projects should be near shovel ready or bid process status at time of application submittal, design and/or specifications should be completed by agreement execution (approximately 6 months after application submittal).
- Applications requesting funding for designs/studies, as per 24 CFR 570.201, do not meet a National Objective. They qualify only if done in conjunction with a(n) infrastructure/capital project. Subsequently, once design is complete, the infrastructure/capital project must be completed within 12 to 24 months.
- Multi-funded projects must have non-CDBG funding secured before application submittal. **All** funding sources must be reflected in the Budget.
- Projects requiring maps, Census data (must include Year), construction plans, etc. must be included with the application. The most recent Census data can be found at <https://bcgis.maps.arcgis.com/apps/webappviewer/index.html?id=3e0d01ef6a76421bbee7ab43d150997d>
- If the project involves Housing Rehabilitation or Purchase Assistance, the City must follow the County's housing policies and lender guidelines.
- The Citizen Participation section is not optional, all cities must abide by the County's Citizen Participation plan which requires advertising to notify the public of a required Public Hearing to include discussion of the application. All backup, including proof of advertisement and any minutes from the public hearing must be attached to this application. A link to the County's Four-Factor Analysis for Limited English Proficiency can be found at: <https://www.broward.org/Housing/Documents/Four%20Factor%20Analysis%20and%20LAP-ADA.pdf>
- Public Service projects should include but not be limited to recreation programs, education programs, public safety services, etc. Please keep in mind, entertainment is **not** eligible. For questions, please contact HFD.
- The County has the right to refuse or reject any/all projects.
- City shall disclose to County any and all third-party funding, whether public or private, for the Project. No CDBG Funds shall be used to supplant existing third-party funding
- All information included above **must be submitted on or before noon (12 p.m.), Monday, April 22, 2024**, Broward County Housing Finance Division will not ensure approval of non or late submittals.

Signature: _____

Date: _____

By signing, you are stating that you have read and understood these provisions and agree to the County's authority to enforce them.

*Unobligated meaning not under agreement/contract (For example must be under contract and construction commenced in a capital/infrastructure project, or homeowner agreement executed with contractor for rehabilitation, etc.).



6. Project Goals: Provide specific project goals and quantifiable objectives. Quantifiable objectives should specifically state who, what, where and how many. The scope of services must include activities involved in implementing the project. Project continuation and maintenance relates to the whether or not this will be an ongoing activity after funding ends.

a. Project Goals and Quantifiable Objectives:

Please note that HUD requires CDBG funds must benefit low/moderate income persons. Only pick one of the four objectives listed below. Describe how goals and objectives will either:

- 1). benefit low-income persons
- 2). provide an area benefit:
- 3). eliminate or prevent slums and blighted conditions, or
- 4). impact a problem or need of particular urgency.

b. Detailed Scope of Services: The scope of services should explain exactly what will be accomplished with the funds requested. (for example: square feet, linear feet, unduplicated persons, etc.)

c. Project Continuation and Maintenance: Indicate what organization is responsible for maintenance of the project after completion. (Attach letters or verification).

d. Program Design: How do you plan to achieve the goals identified above? Please be clear and specific. Please attach separately, if necessary. Required for housing or public service activities.

For housing activities/projects, please provide details to include the types of assistance provided, affordability period, recapture terms etc. These terms and provisions must be consistent with Broward County's Consolidated/Action Plan and Broward County Housing Finance Division (HFD) Policies and Procedures.



7. Applicant's Management Capability: Briefly describe the capacity of your municipality to undertake the proposed project. Discuss prior experience in the administration of Federal funds and list existing funding agreements.

a. Experience - Discuss experience in the administration of Federal funds and general management capacity, include other Broward County funded programs and provide a list of CDBG Projects below

b. Does the municipality intend to utilize an outside vendor/contractor to provide the direct service delivery for any of the activities listed?

If yes, please provide a detailed method of the procurement method used.
Attach Procurement Policy

c. Monitoring – How does the municipality ensure compliance with regulatory and statutory requirements? And third-party vendors/contractors?

1. Please provide municipalities' monitoring process/monitoring policy and procedures (Attachment A)

d. Non – housing activities – How does the municipality ensure compliance with scope of work, budgetary items, procurement, programmatic compliance etc.?

e. Housing activities: How does the municipality track the properties, beneficiary data, HQS/Property Standards (if applicable) and ensure compliance with affordability restrictions?

- f. Provide a list of current CDBG projects, including the most recent 3 years, funding amount, current status, extensions needed, etc. **If you have CDBG funds available prior to 2021, you must add the additional years and status as an additional attachment.**

2023 Project

Project Name		Initial Funding Amount	
Contract Period		Number of Extensions Needed and Dates	
Current Status of Program Including Completion Date		Current Balance of Program Funds	

2022 Project

Project Name		Initial Funding Amount	
Contract Period		Number of Extensions Needed and Dates	
Current Status of Program Including Completion Date		Current Balance of Program Funds	

2021 Project

Project Name		Initial Funding Amount	
Contract Period		Number of Extensions Needed and Dates	
Current Status of Program Including Completion Date		Current Balance of Program Funds	

* Due to CDBG timeliness requirements, municipalities with large balances and/or funds prior to FY 2022 may not be funded.

8. Description: Describe the outcome(s) of the project. Description is to include timeframe for start-up and completion, street location of the service and census tract(s)(Including Year). Describe the service area.
 - a. Project Description: Capital improvements should state anticipated linear feet of project or number and description of public facilities. **Projects should be near shovel ready or bid process status at time of application submittal, design and/or specifications should be completed by agreement execution (approximately 6 months after application submittal). All design plans should be completed by Agreement execution.** Public service projects should specifically state number of clients per year. Housing development or rehabilitation should state number of housing units. Economic development projects should state number of businesses to be assisted, jobs created and describe loans available. Both Rehabilitation and New Housing Construction should comply with Energy Star Requirements.
 - b. Time Frame: What is the time frame for start-up and completion after notification of funding award? Indicate what funding commitment is required to provide for timely project start-up. **Timeline should be a detailed process with measurable outcomes.**
 - c. *Street address / Location: Attach legible map identifying both census tracts (including year of data) project location and boundaries. Also provide a street address or a description of the location when site acquisition is involved. Provide current **Phase 1 – Environmental Site Assessment and NEPA Environmental Assessment Checklist** for Capital, New Construction and Economic Development activities that were done within 6 months of application for funding.
 - d. **Census Tract(s) and Block Groups: Consult census maps for the census tract location of this project. **Area benefit projects must serve 51% low-to very low-income persons.**

*Applications without the above referenced attachments **will not be accepted.**

**Provide backup material used to determine eligibility, including year of census data.



9. Proposed activities located in a Community Redevelopment Area (CRA), must provide a current copy of the area's Redevelopment Plan and map in order to be considered eligible under a HUD Slum/Blight designation. The following information must be provided at the time of application:
 - a. Percentage of Deteriorated buildings
 - b. Year area designated Slum/Blight
 - c. Description of Slum/Blight area
10. Budget Table Instructions: Complete the following Budget Table and provide the requested information on the matching share of resources committed to the project. Please include program funding and in-kind matches from **all** sources.
 - a. Budget Table: For each expenditure category, (Personnel, Benefits, Travel, Equipment, Supplies, etc) enter the proposed amount necessary for that category. Please list these amounts according to the appropriate funding source as shown in the shaded area.

*** Please keep in mind that HUD regulations, 2 CFR 225, Appendix B, (8)(h), state that percentages should not be used to determine salaries for direct service delivery.**

**** Projects where direct service delivery costs apply detailed timesheets must be provided**

Existing funds for program activities may not replace, also known as supplanting, nonfederal funds that have been appropriated for the same purpose. Supplanting occurs when a state, or local government reduces state or local funds for an activity specifically because federal funds are available (or expected to be available) to fund that same activity. In addition, federal funding may not replace state or local funding that is required by law.

Category	(1) CDBG	(2) Non CDBG	(3) Non CDBG	
*Personnel				
Benefits				
Travel				
Training				
Equipment				
Supplies				
*Contractual with outside Agencies or Vendors				
Construction (contractors, subcontractors, etc.)				
**Other				
Totals				

* Only available for direct service delivery. (detailed timesheets **must** be provided)

** Category must be explained with detail in the budget narrative.

11. Budget Narrative Instructions: The budget narrative statement should provide a detailed explanation and justification for each cost category shown in the Budget Table on page 8 of the **original blank application**. The budget narrative should identify non-CDBG resources (leveraging) to be utilized in financing the project, including mortgages or construction financing for the project. Also, specify the costs for which CDBG funding is being requested and the costs to be covered by non-CDBG resources. Additional pages can be added, if necessary.
12. Describe and calculate Leveraging: Describe and attach supporting documentation including letter(s) of commitment, resolutions, minutes of meetings, etc., showing specific resources the applicant will commit to the project as identified in columns 2 and 3 of the Budget Table on page 8 **original blank application**. Include and identify in-kind contributions, sweat equity and other resources.

a. Provide documentation as an attachment and summarize below.

1. For economic development projects, the value of the jobs produced in the previous year can be used as leverage. Documentation must be provided showing name of business, job title and salary.
2. For housing development projects, anticipated mortgage financing will be considered as in-kind contribution.

b. Instructions on calculating leveraging

Leveraging will be computed by taking into account the total dollar cost of the entire project including in-kind contribution.

$$\text{Percent Leveraging} = \frac{\text{Total Non-CDBG Funds \$}}{\text{Total CDBG \$}} \times 100$$

In computing Total Cost of the project, funding from all sources for the project must be added. This includes Federal funds, State funds, contributions, private sector financing, in-kind contributions, etc.

In-Kind Contributions are non-cash items. Non-cash items are contributions



to the project, e.g., labor, office space, use of equipment, etc that do not involve cash payments by the entity. However, a dollar value must be provided for in-kind contributions and that value must be added to the cost of the project. In-kind contributions must be accounted for and included in the financial audit of the funded entity.

Calculations:

13. The project generally reflects adopted plans, goals, objectives and policies.

- a. Project consistent with Broward County Consolidated Plan: Please indicate which one of the County's three primary priorities your project addresses

☐ Housing

☐ Capital

☐ Public Service

13. b Only applicable to Capital and Housing Projects

- b. Please provide floodplain map with target location designated.

13. c & d Only applicable to development/redevelopment and economic development

- c. Project Consistent with Local Government Plans and Zoning: Project letters from municipality or County government in which the project will occur, stating consistency with county or municipal adopted comprehensive plans.

- d. Plat Approval: Does your project require platting, or a plat note amendment? If the project requires platting, projects will only be considered only if the platting hearing has occurred and it is in the plat recording process.

Yes ☐ Attach platting documentation, include the timeline for recording of the platting process



No ☐ Provide Plat Name, Plat Book Number and Plat Page Number

State and Regional Policy Plans: **The Florida State Comprehensive Plan** provides long-range policy guidance for the orderly social, economic, and physical growth of the state. **The Strategic Regional Policy Plan for South Florida** specifically addresses housing and economic development.

- d. Is project a permitted use in the zoning text regulations for the zoning district designated for the project site?
- Yes ☐ Attach municipal or County verification of zoning and adopted future land use plan designation for the site.
- No ☐ plan of action to achieve zoning district change.
14. **Real Property and Relocation Policy:** Complete this section when displacement of families or businesses is required.
- a. Real property: Does the proposed project require the acquisition, subordination or leasing of real property?
- Yes ☐ Provide a legal description, street address and the property owner's name. ***Consult with Broward County Housing Finance Division staff before acquiring real property in order to follow Uniform Relocation Act (URA) Procedures.***
- No ☐ No property is to be acquired

* If the proposed project is subject to subordination, the County's subordination policy must be followed.

- b. Relocation: Does the proposed project necessitate the relocation of homeowners, tenants, or commercial establishments.

Yes ☐

No ☐

If you answered "yes" above, please outline the proposed relocation plan and show source of funds on Pages 8 and 9 **original blank application** for the budget table and budget narrative (Must conform to the URA).



15. Citizen Participation: Complete this section for citizen participation documentation. How did the citizens in your jurisdiction participate in the selection of this project?

Per Broward County's HUD approved Limited English Proficiency (LEP) all public notices and published citizen participation advertisements will include a statement in Spanish that services and program materials are available in Spanish upon request. A link to the County's Four-Factor Analysis for Limited English Proficiency can be found at: <https://www.broward.org/Housing/Documents/Four%20Factor%20Analysis%20and%20LAP-ADA.pdf>

- a. A copy of the resolution from the governing body giving authorization to submit proposal(s) with name and title of official designated to sign application.
- b. Copies of meeting or hearing notices which verify efforts to invite citizen input (to include points of distribution) and pertinent information from the municipality reflecting inclusion of citizen input in final decisions. Documentation includes a copy of the certified proof of advertising of the public hearing held by the governing body.
- c. Verification of other efforts which provide information to citizens, i.e., workshop notices, attendance records, sunshine ads, civic association meetings.



16. Certification: Please complete the certification below:

If this application is approved for funding, the organization agrees to comply with all required Federal, state and local laws and regulations. The organization confirms that it is fully capable of fulfilling the obligations as stated in this proposal and in any attachments or documents included with this application. Current municipalities with a substantial amount of *unobligated funds remaining (30% of annual award, subject to change at the discretion of the director), as of March 2024, without adequate justification, may not be considered for funding, or may receive a reduced award amount in FY 2024

Conflict of Interest (24 CFR 570.611; 24 CFR 85.36; and 24 CFR 84.42)

The following conflict of interest provisions are applicable to activities carried out with CDBG funding. They are located at 24 CFR 84.42 – Codes of Conduct, 85.36 – Procurement, 24 CFR 570.611(a)(1) – Conflict of Interest – Applicability and 24 CFR 570.611(a)(2) – Conflict of Interest – Conflicts prohibited. These provisions cover situations not covered by parts 84 and 85.

As a duly authorized representative of this organization, I submit this application to the Broward County Housing Finance Division and verify that the information herein is true, accurate and complete.

PENALTY FOR FALSE OR FRAUDULENT STATEMENT: U.S. Code Title 18, Section 1001, provides that a fine or imprisonment for a period not to exceed 5 years, or both, shall be the penalty for falsifying, concealing, or covering up by any trick, scheme, or device a material fact; making any materially false, fictitious, or fraudulent statement or representation; or making or using any false writing or document knowing the same to contain any materially false, fictitious, or fraudulent statement or entry .

Name of Organization: _____

Type of Organization: _____ [] Municipal

(Signature)

(Title)

(Date)

STATE OF _____
COUNTY OF _____

PERSONALLY APPEARED BEFORE ME, the undersigned authority, _____ (Name of individual signing) who, after first being sworn by me, affixed his/her signature in the space provided above on the _____ day of _____, 20____.

Personally Known _____ OR Produced Identification _____

Type of Identification Produced _____

NOTARY PUBLIC, State of Florida

My commission expires _____.

*Unobligated meaning not under agreement/contract (For example must be under contract and construction commenced in a capital/infrastructure project, or homeowner agreement executed with contractor for rehabilitation, etc.).

CITY OF LAUDERDALE LAKES

Agenda Cover Page

Fiscal Impact: No

Contract Requirement: No

Title

RESOLUTION 2024-027 SUPPORTING SENATE BILL 184 AND HOUSE BILL 75 WHICH PROHIBITS A PERSON FROM APPROACHING A FIRST RESPONDER ENGAGED IN THE LAWFUL PERFORMANCE OF LEGAL DUTY (SPONSORED BY COMMISSIONER MAXWELL-WILLIAMS)

Summary

This resolution supports Senate Bill 184 and House Bill 75. It prohibits a person from approaching a first responder, who is engaged in the lawful performance of a legal duty, after first receiving a warning and instruction to remain within specified distance of such first responder.

Staff Recommendation

Background:

SB 184 and HB 75 provides that it is unlawful and a second-degree misdemeanor for a person, after receiving a verbal warning not to approach a first responder.

Funding Source:

Fiscal Impact:

Sponsor Name/Department: Commissioner Karlene Maxwell-Williams, Mayor and Commission

Meeting Date: 4/9/2024

ATTACHMENTS:

Description	Type
❑ Resolution 2024-027 Supporting SB 184 HB 75	Resolution
❑ Exhibit-Bill Analysis and Fiscal Impact Statement	Exhibit

1 RESOLUTION 2024-027

2
3 A RESOLUTION OF THE CITY COMMISSION OF LAUDERDALE LAKES,
4 FLORIDA SUPPORTING SENATE BILL 184 AND HOUSE BILL 75 PROHIBITING
5 A PERSON FROM APPROACHING A FIRST RESPONDER ENGAGED IN THE
6 LAWFUL PERFORMANCE OF A LEGAL DUTY AFTER FIRST RECEIVING A
7 WARNING AND INSTRUCTION TO REMAIN WITHIN A SPECIFIED DISTANCE
8 OF SUCH FIRST RESPONDER; FURTHER ESTABLISHING SUCH VIOLATION AS
9 A CRIMINAL MISDEMEANOR OF THE SECOND DEGREE; A COPY OF THE
10 LEGISLATIVE STAFF ANALYSIS FOR SENATE BILL 184 IS ATTACHED HERETO
11 AS **EXHIBIT A**, AND A COPY OF WHICH CAN BE INSPECTED IN THE OFFICE
12 OF THE CITY CLERK; PROVIDING FOR THE ADOPTION OF RECITALS;
13 PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING AN
14 EFFECTIVE DATE.
15

16 WHEREAS, on October 11, 2023, Florida State Senators Bryan Avila, Ed Hooper and Florida
17 House Representatives Daniel Antonio Alvarez, Christopher Benjamin, Tom Fabricio, Alina Garcia,
18 Randall Scott “Randy” Maggard, Juan Carlos Porras, Keith L. Truenow, and Taylor Michael
19 Yarkosky filed Senate Bill 184 (“SB 184”) and House Bill 75 (“HB 75”), respectively;

20 WHEREAS, SB 184 and HB 75 (collectively “Bills”) provide that it is unlawful and a second-
21 degree misdemeanor for a person, after receiving a verbal warning not to approach from a first
22 responder, who is engaged in the lawful performance of a legal duty, to knowingly and willfully
23 violate such a warning and approach or remain within 25 feet of the first responder with the
24 intent to:

- 25 1. Impede or interfere with the first responder’s ability to perform such a
26 duty;
27 2. Threaten the first responder with physical harm; or
28 3. Harass the first responder;

1 WHEREAS, the Bills define a “first responder” as including a law enforcement officer, a
2 correctional probation officer, a firefighter, and an emergency medical care provider as
3 respectively defined by various Florida Statutes;

4 WHEREAS, the Bills further define “harass” as willfully engaging in a course of conduct
5 directed at a first responder that intentionally causes substantial emotional distress in that first
6 responder and serves no legitimate purpose;

7 WHEREAS, the City Commission, having reviewed SB 184, HB 75, and the Staff Analysis for
8 SB 184, therefore deems it in the best interest, health, and safety of City residents to support the
9 efforts of SB 184 and HB 75; and

10 WHEREAS, the City Commission of the City Lauderdale Lakes deems it in the best interest
11 in the health, safety and welfare of the City to convey its support of SB 184 and HB 75.

12 NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF
13 LAUDERDALE LAKES AS FOLLOWS:

14 SECTION 1. ADOPTION OF RECITALS: The foregoing RECITALS are hereby ratified and
15 confirmed as being true, and the same are hereby made a part of this Resolution.

16 SECTION 2. ENDORSEMENT: The City Commission of the City of Lauderdale Lakes
17 hereby endorses and conveys its support of Senate Bill 184 and House Bill 75.

18 SECTION 3. INSTRUCTIONS TO THE CITY CLERK: The City Clerk is hereby authorized to
19 forward a copy of this Resolution to the Florida Legislature, the Broward League of Cities, the
20 Florida League of Cities, the Broward County Legislative Delegation, the Governor of Florida, the
21 Honorable Ronald DeSantis, appropriate media outlets, and any other interested persons.

22

EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

ADOPTED BY THE CITY COMMISSION OF THE CITY OF LAUDERDALE LAKES AT ITS REGULAR
MEETING HELD APRIL 9, 2024.

VERONICA EDWARDS PHILLIPS, MAYOR

ATTEST:

VENICE HOWARD, CMC, CITY CLERK

Approved as to form and legality
for the use of and reliance by the
City of Lauderdale Lakes only:

Sidney C. Calloway, City Attorney

Sponsored by: Commissioner Karlene Maxwell-Williams

VOTE:

Mayor Veronica Edwards Phillips	_____ (For)	_____ (Against)	_____ (Other)
Vice-Mayor Mark Spence	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Tycie Causwell	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Karlene Maxwell-Williams	_____ (For)	_____ (Against)	_____ (Other)
Commissioner Sharon Thomas	_____ (For)	_____ (Against)	_____ (Other)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Rules

BILL: SB 184

INTRODUCER: Senators Avila and Hooper

SUBJECT: Impeding, Threatening, or Harassing First Responders

DATE: January 23, 2024

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Wyant	Stokes	CJ	Favorable
2.	Hackett	Ryon	CA	Favorable
3.	Wyant	Twogood	RC	Favorable

I. Summary:

SB 184 provides that it is a first degree misdemeanor for any person, after receiving a warning not to approach from a first responder who is engaged in the lawful performance of a legal duty, to violate the warning and approach or remain within 14 feet of the first responder, with the intent to:

- Interrupt, disrupt, hinder, impede, or interfere with the first responder's ability to perform such duty;
- Threaten the first responder with physical harm; or
- Harass the first responder by interfering with the first responder performing such duty.

A "first responder" includes a law enforcement officer, correctional probation officer, firefighter, or an emergency medical care provider. "Harass" means to engage in a course of conduct directed at a first responder which causes substantial emotional distress in that first responder.

The bill does not have an impact on the state prison system but may have an indeterminate impact on county jails. See Section V. Fiscal Impact Statement.

The bill takes effect October 1, 2024.

II. Present Situation:

Currently, depending upon the facts of the case, interference with a law enforcement officer in the performance of his or her official duties can be punished as resisting an officer without violence¹ or resisting an officer with violence.²

¹ Section 943.02, F.S.

² Section 843.01, F.S.

Section 843.02, F.S., provides that it is a first degree misdemeanor³ to resist, obstruct, or oppose any of the following persons in the execution of legal process or in the lawful execution of any legal duty, without offering or doing violence to that person:

- A law enforcement officer;
- A correctional officer;
- A correctional probation officer;
- A part-time law enforcement officer;
- A part-time correctional officer;
- An auxiliary law enforcement officer;
- An auxiliary correctional officer;
- A member of the Florida Commission on Offender Review or any administrative aide or supervisor employed by the commission;
- A parole and probation supervisor;
- A county probation officer;
- Personnel or representative of the Department of Law Enforcement; or
- Other person legally authorized to execute process in the execution of legal process or in the lawful execution of any legal duty.

The Florida Supreme Court has found that to support a conviction of s. 843.02, F.S., the state must prove:

- The officer was engaged in the lawful execution of a legal duty; and
- The defendant's action, by his or her words, conduct, or combination thereof, constituted obstruction or resistance of that lawful duty.⁴

Additionally, in the context of obstruction of an officer without violence, it has been held that “a person’s exercise of free speech, without more, in an open public place while an officer is engaged in the execution of a legal duty must do more than merely irritate, annoy, or distract the officer to constitute a crime.”⁵ Reviewing Florida cases on obstruction of an officer, one court opined that these cases seem to support the following general proposition: If a police officer is not engaged in executing process on a person, is not legally detaining that person, or has not asked the person for assistance with an ongoing emergency that presents a serious threat of imminent harm to person or property, the person’s words alone can rarely, if ever, rise to the level of an obstruction. This obstructive conduct rather than offensive words are normally required to support a conviction under this statute.⁶

Section 843.01, F.S., provides that it is a third degree felony⁷ to knowingly and willfully resist, obstruct, or oppose any of the persons previously described in the lawful execution of any legal duty, by offering or doing violence to that person.

³ A first degree misdemeanor is punishable by not more than 1 year in county jail and a fine not exceeding \$1,000. Sections 775.082 and 775.083, F.S.

⁴ *C.E.L. v. State*, 24 So. 3d 1181 (Fla. 2009) (citations omitted).

⁵ *D.A.W. v. State*, 945 So. 2d 624, 627 (Fla. 2d DCA 2006).

⁶ *D.G. v. State*, 661 So.2d 75, 76 (Fla. 2d DCA 1995).

⁷ A third degree felony is generally punishable by not more than 5 years in state prison and a fine not exceeding \$5,000. Sections 775.082 and 775.083, F.S.

III. Effect of Proposed Changes:

The bill creates s. 843.31, F.S., which provides that it is a first degree misdemeanor for any person, after receiving a warning not to approach from a first responder who is engaged in the lawful performance of a legal duty, to violate the warning and approach or remain within 14 feet of the first responder, with the intent to:

- Interrupt, disrupt, hinder, impede, or interfere with the first responder’s ability to perform such duty;
- Threaten the first responder with physical harm; or
- Harass the first responder by interfering with the first responder performing such duty.

A “first responder” includes a law enforcement officer,⁸ a correctional probation officer,⁹ a firefighter,¹⁰ and an emergency medical care provider.¹¹

The criminal offense does not appear to be violated if the person to whom the warning is issued is within the 14-foot zone but the person does not have the required intent (e.g. impeding the first responder’s ability to perform his or her legal duty).

The bill provides an effective date of October 1, 2024.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

⁸ “Law enforcement officer” means any person who is elected, appointed, or employed full time by any municipality or the state or any political subdivision thereof; who is vested with authority to bear arms and make arrests; and whose primary responsibility is the prevention and detection of crime or the enforcement of the penal, criminal, traffic, or highway laws of the state. The term includes all certified supervisory and command personnel whose duties include, in whole or in part, the supervision, training, guidance, and management responsibilities of full-time law enforcement officers, part-time law enforcement officers, or auxiliary law enforcement officers but does not include support personnel employed by the employing agency. The term also includes a special officer employed by a Class I, Class II, or Class III railroad pursuant to s. 354.01, F.S. Section 943.10(1), F.S.

⁹ “Correctional probation officer” means a person who is employed full time by the state whose primary responsibility is the supervised custody, surveillance, and control of assigned inmates, probationers, parolees, or community controllees within institutions of the Department of Corrections or within the community. The term includes supervisory personnel whose duties include, in whole or in part, the supervision, training, and guidance of correctional probation officers, but excludes management and administrative personnel above, but not including, the probation and parole regional administrator level. Section 943.10(3), F.S.

¹⁰ “Firefighter” means any person employed by any public employer of this state whose duty it is to extinguish fires; to protect life or property; or to enforce municipal, county, and state fire prevention codes, as well as any law pertaining to the prevention and control of fires. Section 784.07(1)(b), F.S.

¹¹ “Emergency medical care provider” means an ambulance driver, emergency medical technician, paramedic, registered nurse, physician as defined in s. 401.23, F.S., medical director as defined in s. 401.23, F.S., or any person authorized by an emergency medical service licensed under ch. 401, F.S., who is engaged in the performance of his or her duties. The term “emergency medical care provider” also includes physicians, employees, agents, or volunteers of hospitals as defined in ch. 395, F.S., who are employed, under contract, or otherwise authorized by a hospital to perform duties directly associated with the care and treatment rendered by the hospital’s emergency department or the security thereof. Section 784.07(1)(a), F.S.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:**Due Process**

Due process requires that a penal statute use “language sufficiently definite to apprise those to whom it applies what conduct on their part is prohibited. It is constitutionally impermissible for the Legislature to use such vague and broad language that a person of common intelligence must speculate about its meaning and be subjected to arrest and punishment if the guess is wrong.”¹²

A vague statute, “because of its imprecision, may also invite arbitrary and discriminatory enforcement.”¹³

Questions may arise when determining how the warning requirement and 14-foot requirement are to be applied, including, but not limited to, whether the distance is to be measured from the first responders position when he or she issued the warning, or whether such radius around the officer moves with the officer who issued the warning.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill creates a first degree misdemeanor. The bill does not have impact on the state prison system but may have an indeterminate impact on county jails due to a potential increase in jail beds. However, some behavior that is captured under the new crime created in the bill may currently be captured under s. 843.02, F.S.

¹² *State v. Wershow*, 343 So.2d 605, 608 (Fla. 1977).

¹³ *Southeastern Fisheries Ass’n, Inc. v. Department of Natural Resources*, 453 So.2d 1351, 1353 (Fla. 1984).

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill creates section 843.31 of the Florida Statutes.

IX. Additional Information:**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.
