

2

VILLAGE OF LAZY LAKE
MEETING AGENDA 
2201 WILTON DRIVE, WILTON MANORS, FLORIDA
TUESDAY, SEPTEMBER 6, 2019
6:30 P.M.

Village Council

Present:

- Mayor Evan Anthony
- Council Member Ray Nyhuis
- Council Member Carlton Kirby
- Council Member Patrick Kaufman
- Via Telephone:
- Council Member John Boisseau
- Council Member Sally Boisseau

Also in Attendance

- Donald Lunny, Esquire
- Lisa Tayar/Prototype
- Richard Willard, Resident
- Joe Fodera, Resident

1. Roll Call

The meeting was called to order by Mayor Evan Anthony at 6:31 p.m. It was determined a quorum was present.

2. Approval of Meeting Minutes - July 30, 2019 Special Meeting

Motion made by Council Member Nyhuis, seconded by Council Member Kaufman, to approve the minutes of the July 30, 2019 meeting as amended. In a voice vote, the motion passed unanimously.

3. Consent Agenda - ratification of payments made for the following invoices:

- Brinkley Morgan invoice #207618 dated 7/31/19 in the amount of \$4,501.10
- Prototype invoice #19-0362 dated 8/14/19 in the amount of \$878.89
- Broward Sheriff's Office Inv #1653728 dated 7/30/19 in the amount of \$129.00

Motion made by Council Member Nyhuis, seconded by Council Member Kirby, to approve the consent agenda. In a voice vote, the motion passed unanimously.

4. Authorization to pay Solitude Lake Management Inv #PI-A00288464 in the amount of \$185.00

Motion made by Council Member Nyhuis, seconded by Council Member Kirby, to authorize payment to Solitude Lake Management. In a voice vote, the motion passed unanimously.

5. New Business

- 5.1 Report by Mr. Lunny re: Response by Office of the Attorney General of Florida concerning the Village's Request for an Opinion

Mr. Lunny reported he had sent an inquiry to the Attorney General regarding the holdover

doctrine and how it applies to the current Council, as 2018 elections had been missed due to confusion regarding the election schedule. After a review of the Village Charter and documents, Mr. Lunny concluded that the manner in which the holdovers started in 2018 and the current Council Members' subsequent appointments lent support for compliance, allowing the affected Council Members to be considered *de facto* officers. He noted, however, that the Attorney General had declined providing an opinion in this matter.

Mr. Lunny, subsequent to call to the Supervisor of Elections, confirmed a special election could not be undertaken between now and March of 2020. Again, the Attorney General declined commenting on this issue.

As previously advised, the Council may stop conducting business completely or do the bare minimum to continue to keep the Village running until the next elections. Mr. Lunny suggested quarterly meetings until that time, as well as completion of the millage and TRIM requirements. It was suggested no new contractual agreements be entered into and no authorizations for change of law be forthcoming until after the election.

Mr. Lunny additionally suggested undertaking a two to three-year reconciliation of the books and accounts.

5.2 Discussion to Clarify Prototype's Contractual Services and to authorize amendment to the Agreement for Services

There was brief discussion regarding the parameters of Prototype, Inc. continuing to oversee Village administrative assistant responsibilities specifically under the terms of the proposed contract.

Motion made by Council Member Kirby, seconded by Council Member Nyhuis, to approve the contract with Prototype. In a voice vote, the motion passed unanimously.

5.3 7/15/19 letter from Florida Elections Commission re: Municipal Election Assessments

Mayor Anthony read the letter into the record requesting that the Administrative Assistant mail out hard copies to all residents.

5.4 Modifications #Z0788-1 and #Z-0788-2 to Subgrant Agreement Between the Division of Emergency Management and the Village of Lazy Lake

Motion made by Council Member Kirby, seconded by Council Member S. Boisseau, to approve the Modification to the Subgrant Agreement. In a voice vote, the motion passed unanimously.

5.5 Public Hearings Related to Village Fiscal Year 2019-2020

Mr. Lunny provided a copy of the tentative budget prepared by the accounting firm for the Village, which had not been available prior to the meeting. He then read the resolutions into the record, noting that the date for the second budget hearing would need to be determined as well as total appropriations.

Mayor Anthony then read a statement regarding funding of the tentative budget and the specific purposes for which ad valorem tax revenues are being increased in order to remain compliant. The millage will remain the same rate; however, the adjustment is due to an increase in assessed values, as the State considers this to be an increase in taxes.

5.5.1 A RESOLUTION OF THE VILLAGE OF LAZY LAKE, BROWARD COUNTY, FLORIDA PERTAINING TO THE SUBJECT OF TAXATION; PROVIDING FINDINGS; ADOPTING THE TENTATIVE LEVYING OF AD VALOREM TAXES FOR THE VILLAGE OF LAZY LAKE, BROWARD COUNTY, FLORIDA FOR THE VILLAGE'S 2019- 2020 FISCAL YEAR (I.E. THE TENTATIVE MILLAGE RATE); ESTABLISHING THE TIME, DATE, AND PLACE AT WHICH A PUBLIC HEARING WILL BE HELD TO CONSIDER THE FINAL MILLAGE RATE AND THE VILLAGE'S FINAL BUDGET FOR THE VILLAGE'S 2019-2020 FISCAL YEAR; PROVIDING DIRECTIONS TO THE ADMINISTRATIVE ASSISTANT; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE THEREFOR.

Motion made by Council Member Kirby, seconded by Council Member Nyhuis, to approve the Resolution. In a voice vote, the motion passed unanimously.

5.5.2 A RESOLUTION OF THE VILLAGE OF LAZY LAKE, BROWARD COUNTY, FLORIDA PERTAINING TO THE SUBJECT OF PUBLIC FINANCE; PROVIDING FINDINGS; ADOPTING THE TENTATIVE BUDGET FOR THE VILLAGE OF LAZY LAKE, BROWARD COUNTY, FLORIDA FOR THE VILLAGE'S 2019-2020 FISCAL YEAR; ESTABLISHING THE TIME, DATE, AND PLACE AT WHICH A PUBLIC HEARING WILL BE HELD TO CONSIDER THE FINAL MILLAGE RATE AND THE VILLAGE'S FINAL BUDGET FOR THE VILLAGE'S 2019-2020 FISCAL YEAR; PROVIDING DIRECTIONS TO THE ADMINISTRATIVE ASSISTANT; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE THEREFOR.

Motion made by Council Member Kirby, seconded by Council Member Nyhuis, to approve the Resolution. In a voice vote, the motion passed unanimously.

Mr. Lunny noted the accountant would be present at the second budget meeting which was scheduled for September 27, 2019 at 6:30 p.m.

Mayor Anthony then opened the meeting for public hearing.

Mr. Joe Fodera commented on the following issues:

- Legality of the Council to vote on resolutions
- Voting on the budget "in the dark"
- Exceeding of authority by the Council
- Expenditures

In order to address these issues, Mr. Lunny responded that the Village is endeavoring to comply with state law, which was enacted after the Village Charter and takes precedence regarding how budgets and taxes are to be approved, adding that "ancient" provisions in the Charter have been overruled by modern fiscal practice and are likely not enforceable.

The public hearing was then closed as there was no one else wishing to speak.

5.6 Such other New Business as may be taken up at the meeting - none

6. Old Business

6.1 Payment of Broward County Environmental Protection and Growth Management (Inspections and Permitting) Invoice #EL10000596 in the amount of \$3,415.52 and concerns voiced by residents to be addressed

Mayor Anthony requested that item 6.1 be deferred.

Motion made by Council Member Kirby, seconded by Council Member Nyhuis, to defer item 6.1. In a voice vote, the motion passed unanimously.

6.2 Lightbulb switch-out at a cost of \$13.00 each (not including labor)

Mayor Anthony stated he would purchase a box of lightbulbs suggesting it would be best to replace all three at the same time.

Motion made by Council Member S. Boisseau, seconded by Council Member Kirby, to approve the purchase of the lightbulbs. In a voice vote, the motion passed unanimously.

6.3 Determination of budget hearing dates - previously discussed

7. Village Counsel Comments

Mr. Lunny discussed a June memo he had provided to the Council Members regarding miscellaneous forms and filing requirements, pointing out that the OIG had submitted a public records request to the Village to ensure the elected officials were complying with training requirements. A review of Village records indicated additional ethics training would be needed. Mr. Lunny offered, and was authorized by the Council, to conduct interactive training for those officers who still need to complete their requirements. Prior council members not in compliance will be notified.

Proper filling out and filing of the Statement of Concurrent Employment was also reviewed.

8. Mayor comments - none

9. Council member comments - none

10. Public Comments (comments will be limited to three [3] minutes per person)

Mr. Joe Fodera spoke regarding emails which had not been addressed, Village trees, code violations and the appointed code officer, legality of Council Member Nyhuis's seat on the Council, the survey, public comment limitations, maintenance of properties, legal elections, voting laws, and request to cease and desist.

11. Adjourn

With no further business to discuss, and upon motion duly made and seconded, the meeting concluded at 8:13 p.m.

Village Administrative Assistant

Evan Anthony, Mayor

Brinkley Morgan
*Lake

Your \$2,623.90 payment has been submitted.

Memo Inv #208022

Confirmation PK4C9-BG2H9

CHECK 

DELIVER BY

SEP
27
(Estimated)

Broward County ...
*Lake

Your \$1,903.69 payment has been submitted.

Memo Inv EL 10000615/Lazy Lake

Confirmation PK4C9-BH364

CHECK 

DELIVER BY

SEP
27
(Estimated)

Broward County ...
*Lake

Your \$129.00 payment has been submitted.

Memo Inv #1653748

Confirmation PK4C9-BH7G6

CHECK 

DELIVER BY

SEP
27
(Estimated)

FIC of Ft Lauderd...
*1816

Your \$1,689.00 payment has been submitted.

Memo #2019/Lazy Lake

Confirmation PK4C9-BHD0X

CHECK 

DELIVER BY

SEP
27
(Estimated)

Prototype Inc.
*Lake

Your \$662.15 payment has been submitted.

Memo Inv #19-0424

Confirmation PK4C9-BHJMV

CHECK 

DELIVER BY

SEP
27
(Estimated)

Payment Total \$7,007.74

3.1(a)



One Financial Plaza
100 SE 3rd Avenue, 23rd Floor
Fort Lauderdale, Florida 33394
(954) 522-2200
(954) 522-9123 Facsimile

September 10, 2019

VILLAGE OF LAZY LAKE
2250 LAZY LANE
LAZY LAKE, FL 33305

Bill Number 208022
Billed through 08/31/2019

VILLAGE OF LAZY LAKE / LEGAL SERVICES
018862 018001 DJL

Balance forward as of bill dated	08/14/2019	\$4,501.10
Payments and Trust amounts applied		\$4,501.10
Net balance forward		<u>\$0.00</u>

FOR PROFESSIONAL SERVICES RENDERED

08/01/19	DJL	Review e-mail re: training certificates.	0.20 hrs
08/02/19	DJL	Status Telephone Conference with Mayor.	0.10 hrs
08/06/19	DJL	receipt and review of e-mail from Ms. Tayar re: Correspondence from Board of rules and Appeals re: Permit requirement Opinion issued by Board Counsel and advise Ms. Tayar and Mayor that no further action is needed.	0.20 hrs
08/08/19	DJL	Receipt and review of e-mail from Village Administrative Assistant re: Supervisor of Elections Election Schedule.	0.10 hrs
08/12/19	DJL	Initial review of Correspondence from Florida Attorney General's Office indicating that it declined to issue requested Opinion.	0.25 hrs
08/14/19	DJL	Telephone conference with Mayor Anthony re: status of various matters.	0.50 hrs
08/21/19	DJL	Conference with Ms. Tayar re: Village Matters.	0.25 hrs
08/21/19	DJL	Conduct review of legal authority cited in Assistant Attorney General advice correspondence of July 25, 2019; follow up telephone conference with Broward Supervisor of Election's Office to confirm again that such Office can not accommodate a Special Election for Lazy Lake before next scheduled regular Municipal Election.	1.35 hrs
08/21/19	DJL	prep e-mail to Broward Supervisor of Elections Office confirming Lazy Lake election Schedule as requested.	0.10 hrs
08/21/19	DJL	Receipt of e-mail from Mr. Kamm advising that records request of 8-16-19 was still outstanding; review file and prep response to his public records request so as to provide the records he requested, many of which were not in the Village's possession.	0.60 hrs
08/21/19	DJL	prep e-mail to Mayor and Council re: Mr. Kamm's public records request.	0.10 hrs
08/27/19	DJL	Prep informal e- status report to Broward OIG General Counsel re: Election issues.	0.40 hrs
08/27/19	DJL	Follow- up telephone conference with Mayor on status of response to Broward OIG records request re: Training Compliance; work on matter.	0.40 hrs
08/27/19	DJL	Continue Work in preparation for September 6, 2019 Budget Hearing.	0.40 hrs

08/28/19	DJL	Office Conference with Council Member Nyhuis re: Miscellaneous Matters.	0.60 hrs
08/28/19	DJL	Office Conference with Mayor Anthony at Lazy Lake Office and review Village records regarding Training for transmittal to the Broward OIG as requested for such Office's follow-up with all municipalities; prep. e-mail to the OIG transmitting the documents.	1.35 hrs
08/29/19	DJL	Receipt and review Mr. Kamm's lengthy e-mails regarding not receiving the records her requested; respond as appropriate; resend the records electronically; exchange additional e-mail to confirm he can receive my e-mail.	0.25 hrs
08/29/19	DJL	Complete prep of draft Resolution approving Tentative Millage Rate; Complete draft of Resolution approving Tentative Budget; legal research as needed and review Department of Revenue Guidelines as needed.	2.35 hrs
08/29/19	DJL	Status Conference with Mayor re: Response to Records Request concerning Training for persons serving as Elected Officials.	0.20 hrs
08/29/19	DJL	Prepare agenda package for September 6, 2019 Meeting (with Budget Resolutions) and send them to County with a request that the County upload same on its website tomorrow given that Hurricane Dorian is approaching and the Village may not be able to get the County to upload agenda documents next week as was previously planned; coordination conference with Ms. Tayar. Prep. E-mail to Mr. Barrick for this purpose.	0.50 hrs
08/29/19	DJL	Prep e-mail to Mr. Benson as appropriate to prepare for September 6, 2019 Budget hearing.	0.10 hrs
08/30/19	DJL	Prep e-mail to Mayor Anthony and Mr. Benson re: information for advertisements to be published.	0.40 hrs
08/30/19	DJL	Receipt and review of e-mail from OIG General Counsel; t/c with OIG General Counsel re: training for persons serving the Village.	0.10 hrs
08/30/19	DJL	Receipt and review of e-mail from Mr. Kamm re: not receiving records sent electronically; direct printing and mailing of records; prep e-mail to Mr. Kamm advising that records will be mailed and file closed.	0.20 hrs

Total fees for this matter \$2,530.00

DISBURSEMENTS

08/31/19 WESTLAW RESEARCH \$18.00

Total disbursements for this matter \$18.00

BILLING SUMMARY

LUNNY, DONALD 11.00 hrs 230.00 /hr \$2,530.00

TOTAL FEES	11.00 hrs	\$2,530.00
TOTAL DISBURSEMENTS		\$18.00
TOTAL ADMIN COSTS		\$75.90
TOTAL CHARGES FOR THIS BILL		\$2,623.90
NET BALANCE FORWARD		\$0.00
TOTAL BALANCE NOW DUE		\$2,623.90

TRUST BALANCE \$0.00



3.1.(6)

Invoice

Prototype, Inc.
Tax ID 02-0644688
6339 Bay Club Drive, #4
Ft. Lauderdale, FL 33308
(954) 249-2177

Date: 09/11/2019
Invoice No.: 19-0424
Due Date: 10/11/2019

Bill To:
Lazy Lake

Billable Units	Description	Rate	
1	Village Administrative Assistant Duties - September 2019	\$625.00	\$625.00
1	Postage	\$30.65	\$30.65
1	Labels	\$6.50	\$6.50
		Total Amt Due	\$662.15
		Balance Due	\$662.15

Thank you!

Employee CCN 18712

Print Name Hughes

District Central Broward

Broward County Sheriff's Office

Finance-Special Revenue Division

P.O. Box 9507

Ft. Lauderdale, Florida 33310

INVOICE - VOUCHER
ADDITIONAL POLICE SERVICE

3.1.(c)

Invoice Number 1653748

Permit Number 62733

FILL IN ALL SPACES

FILL IN ALL SPACES

Permittee Village of Lazy Lake Address 2200 Wilton Dr Phone No. _____

Period of Employment: Beginning Date 9/6/19 Ending Date 9/6/19

Duty Hours: Arrived 1800 M. Departed 2030 M. Service Performed security

Exact Location _____ Destination _____

Vehicle # 4116 Vehicle Required For Patrol Purposes Yes _____ No Ø

Beginning Mileage _____ Ending Mileage Ø

Minimum Period (3 Hours) 3 Hrs. 00 Min. @ 43.00 \$ 129.00

Vehicle Fee \$ _____

Total Amount Due \$ 129.00

Signature Of Deputy _____ CCN 18712

Signature of Permittee _____

PAYMENT DUE UPON RECEIPT OF THIS INVOICE.
STATEMENTS WILL BE ISSUED MONTHLY TO ACCOUNTS THAT ARE SET-UP FOR PAYMENT ON A MONTHLY BASIS.
PLEASE MAKE ALL CHECKS OR MONEY ORDERS PAYABLE TO: BROWARD COUNTY SHERIFF'S OFFICE: Finance-Special Revenue Division.
RETURN A PHOTOCOPY OF INVOICE WITH REMITTANCE OR LIST THE INVOICE NUMBER(S) ON THE CHECK OR MONEY ORDERS.

DO NOT WRITE BELOW THIS LINE

BSORP #44 (Revised 12/01)

- PRESS DOWN HARD, YOU ARE MAKING 4 COPIES -

PERMITTEE'S COPY

3.1.(d)

INVOICE | 2019

9/4/2019



Village of Lazy Lake
2249 Lazy Lane
Lazy Lake, FL 33305

POLICY NUMBER	COMPANY	EFFECTIVE DATE	PREMIUM CHARGE	CREDIT
0250784089 & 0250872883	CNA	10/01/2019		
Crime & Fidelity			\$402.00	
Directors & Officers			\$1,287.00	
Contact our office for all your insurance needs. Home, Auto, Life, health or Business. We are a full service agency.				
			Amount Due	
			\$1,689.00	

Please make check payable to **TRAVELERS**
25% Minimum earned premium at inception. Taxes and fees are non-refundable.

Thank you.

3.1.(e)



INVOICE

Invoice No. EL10000615

Environmental Protection and Growth Management Department
Building Code Services Division
1 North University Drive, Box 302, Plantation, FL 33324
954.765-5081 • FAX 954-765-4998

Your account is now 7 months Past Due.
Please make arrangements to remit
payment at once. Thank you.

Customer:

Village of Lazy Lake
Attn: Lisa Tayer
2250 Lazy Lake
Lazy Lake Village, FL 33305

clerk@lazylakefl.us

Table with 12 columns: Invoice #, Inv Date, Month, Charges, Adjustments, Amount Due, Paid, Check #, Paid Date, Adjustments, Balance, Run Bal. It lists multiple invoices from Jan-19 to Sep-19.

Total DUE \$ 4,927.48

PLEASE MAKE CHECK PAYABLE TO: Broward County Board of County Commissioners.

Mail all payments and correspondence to the address as shown above, Attn: Matthew Coyne.

PAY (MARCH)
APRIL
MAY
June

Pat on Sept 26, 14 Agendz
\$ 1,393.10
344.25
166.34

TOTAL 1903.69

3.1.(f)



4

Payment



Ending with 4602

+ Add payment

or



Billing Information

Edit

Village of Lazy Lake
2250 Lazy Lane, LAZY LAKE, Florida 33065, United States
THE VILLAGE OF LAZY LAKE FL

Matching Domains Available

LAZYLAKKEFL.com	\$17.99 \$11.99	Add
LAZYLAKKEFL.net	\$19.99 \$9.99	Add
LAZYLAKKEFL.co	\$34.99 \$4.99	Add

Add Domain

Find your perfect domain



Your Items

Office 365 Email Essentials

\$59.88

12 Months



**GoCentral Business Renewal
Bundle**

\$119.88

12 Months



Renewal Usage

**Office 365 Business Premium Renewal
Bundle**

\$239.76

12 Months



Email - Archiving - Renewal

Office 365 Email Essentials Renewal

\$119.76

Bundle

12 Months



Email - Archiving - Renewal

**Office 365 Email Essentials Renewal
Bundle**

\$119.76

12 Months



Email - Archiving - Renewal

Office 365 Email Essentials Renewal
Bundle

\$119.76

12 Months



Email - Archiving - Renewal

Office 365 Email Essentials Renewal
Bundle

\$119.76

12 Months



Email - Archiving - Renewal

Office 365 Email Essentials Renewal
Bundle

\$119.76

12 Months



Email - Archiving - Renewal

Office 365 Email Essentials Renewal
Bundle

\$119.76

12 Months



Email - Archiving - Renewal

.US Domain Renewal
LAZYLAKKEFL.US

\$39.98

2 Years



[View offer disclaimers](#)

Subtotal

\$1,178.06

Taxes & Fees

\$0.00

[Have a promo code?](#)

Total

\$1,178.06

Complete Purchase

By clicking, you agree to our [Terms & Conditions](#) and [Privacy Policy](#), and consent to enroll your product(s) in our automatic renewal service, which can be cancelled at any time via the Renewals and Billing page in your account. Automatic renewals are billed to the payment method selected for this order or your backup payment method(s), until canceled.

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3.2



INVOICE

Invoice Number: PI-A00297696
Invoice Date: 09/01/19
PROPERTY: Lazy Lake Hoa

Voice: (888) 480-5253 Fax: (888) 358-0088

SOLD TO: Lazy Lake Hoa
2250 Lazy Lane
Fort Lauderdale, FL 33305

CUSTOMER ID L2091	CUSTOMER PO	Payment Terms Due upon receipt	
Sales Rep ID Bill Kurth	Shipment Method	Ship Date	Due Date 09/01/19

Qty	Item / Description	UOM	Unit Price	Extension
1	Lake & Pond Management Services SVR06022 09/01/19 - 09/30/19 Lake & Pond Management Services		185.00	185.00

PLEASE REMIT PAYMENT TO:

1320 Brookwood Drive, Suite H
Little Rock, AR 72202

Subtotal	185.00
Sales Tax	0.00
Total Invoice	185.00
Payment Received	0.00
TOTAL	185.00