



**Town of Lake Park Town Commission**

**Agenda Request Form**

**Meeting Date: March 6, 2024**

**Agenda Item No.**

**Agenda Title: Discussion Regarding the Termination of the Contract for Professional Consulting Services between Strategic Development Initiatives, Inc. and the Town of Lake Park**

- SPECIAL PRESENTATION/REPORTS
  - BOARD APPOINTMENT
  - PUBLIC HEARING ORDINANCE ON FIRST READING
  - NEW BUSINESS**
  - OTHER: \_\_\_\_\_
- CONSENT AGENDA
  - OLD BUSINESS

Approved by Town Manager John D'Agostino Digitally signed by John D'Agostino  
DN: cn=John D'Agostino, o=Town of Lake Park,  
ou=Town Manager,  
email=j.dagostino@lakeparkflorida.gov, c=US  
Date: 2024.02.28 16:53:05 -05'00' **Date:** \_\_\_\_\_

Name/Title:

<b>Originating Department:</b>  <p style="text-align: center;"><b>Town Manager</b></p>	<b>Costs: \$ 0.00</b>  Funding Source:  Acct. #  <input type="checkbox"/> Finance _____	<b><u>Attachments:</u></b> <ul style="list-style-type: none"> <li><b>SDI Contract and Amendments</b></li> <li><b>Attachment of Second Amendment (Focus of the Agenda Request Form)</b></li> </ul>
<b>Advertised:</b> Date: _____ Paper: _____ <input checked="" type="checkbox"/> <b>Not Required</b>	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ OR Not applicable in this case ____  <b>Please initial one.</b>

**Summary Explanation/Background:**

On October 7, 2020, the Town Commission approved by Resolution 52-10-20 the execution of the Contract for Professional Consulting Services between Strategic Development Initiatives, Incorporated (SDI) and the Town of Lake Park for the provision of professional consulting services to assist the Town in the development of the Lake Park Harbor Marina project as defined in Section

255.065(l) (i) Florida Statutes with respect to the implementation of a public-private partnership. The contract was amended on February 17, 2021, and again on June 2, 2021. Copies of the original contract document and the two amendments are attached for ease of reference.

At the February 21, 2024, meeting, the Town Commission consented to the Town Manager's recommendation to pause all work activity associated with the SDI contract with the Town until the next Commission meeting. The purpose of this agenda item is to render a decision regarding any future work that SDI will perform on behalf of the Town.

The Town Manager, the Town Attorney, Peter Baytarian, and Larry Zabik met to discuss the Second Amendment of the SDI Contract. Section 7 of the Second Amendment outlines Mr. Delaney's duties and responsibilities. The scope of work mirrors the duties and responsibilities of the staff relating to any development project undertaken by the Town, especially the Lake Park Harbor Marina expansion. As the Town Manager who manages the day-to-day operations of employees, there is nothing in the scope of services that cannot be performed by Town staff. Further, CAP will inspect the building, wiring, and plumbing during construction. Architects, Engineers, and Landscape traditionally perform plan review experts retained for such tasks through the CCNA process. The process is competitively bid, and at least two or three firms for each discipline are selected. The Community Development Department has sufficient resources to complete task 7 of Phase 3 (III). Therefore, the town manager, Peter Baytarian, and Larry Zabik have no objection to the recommendation of Terminating SDI's contract with the town.

Furthermore, Termination without cause under Section 4 Termination and 4.1 allows the Town to terminate the contract with SDI. SDI is under a pause of duties and responsibilities and would recommend continuing the pause.

Those portions of the original contract and the second have been highlighted.

**Recommended Motion: Move to terminate SDI's contract with the Town of Lake Park according to Section 4 of the original contract.**