

**TOWN OF LAUDERDALE-BY-THE-SEA**  
**TOWN COMMISSION**

**REGULAR MEETING**

**AGENDA**

Town Commission Meeting Room

***4501 Ocean Drive***

***Tuesday, October 12, 2004***

***7:00 P.M.***

- 1. CALL TO ORDER, MAYOR OLIVER PARKER**
- 2. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 3. INVOCATION, TOWN CHAPLAIN**
- 4. PRESENTATIONS**
  - A. Employee(s) of the Month, Broward Sheriff's Office, District 13 (Chief Scott Gooding) August and September
  - B. Proclamation in Honor of Marc Furth
- 5. REPORTS**
  - A. Lauderdale-By-The-Sea Chamber of Commerce
  - B. Budget Report for Period Ending August 31, 2004
  - C. Capital Improvement Program Status Report
- 6. APPROVAL OF MINUTES**
  - A. September 13, 2004, Agenda Conference
  - B. September 13, 2004, Regular Meeting
  - C. September 21, 2004, Agenda Conference
  - D. September 21, 2004, Regular Meeting

**7. PUBLIC HEARINGS**

- A. **RESOLUTION NO. 2004-21**, a Resolution of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, authorizing and directing the appropriate Town Officials to execute an agreement with the City of Fort Lauderdale, providing for the sale of the water transmission and distribution system infrastructure to the City of Fort Lauderdale and providing for continued potable water service to the Town; providing for conflict; providing for severability; providing for an effective date

**8. ORDINANCES (2nd Reading) "Public Hearings"**

**9. PUBLIC COMMENTS**

**10. ORDINANCES (1<sup>ST</sup> Reading, Public Hearing)**

- A. **Ordinance No. 2004-15**; an Ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida; approving the franchise agreement with Comcast to utilize the Town's public ways to provide cable service over the cable system; providing for conflicts; providing for severability; providing for inclusion in the Code; and providing an effective date.
- B. **Ordinance No. 2004-16**; an Ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida; amending Chapter 8, entitled "Fire Prevention and Protection," Article II, entitled "Fire Department;" providing for Town Manager operation of a Fire Department; providing for authority to hire or contract for the services of a Fire Chief; providing for suspension of members of the Fire Department; providing for equipment funding; providing for administration of Town's water system to support fire suppression services; providing for release of Town employees to serve as Volunteer Firefighters; eliminating certain provisions as set forth hereinafter; providing for re-numbering of Chapter 8, Article II; providing for conflicts; providing for severability; providing for inclusion in the Code; and providing an effective date.

**11. CONSENT AGENDA**

- A. PROCLAMATION: National Epilepsy Awareness Month, November 2004
- B. PROCLAMATION: Supporting National School Lunch Week, October 11, through October 15, 2004
- C. GRANT EXTENSIONS: Request for one-year extensions to the Sea Enhancement and Pavilion Enhancement grant projects

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- D. DEVELOPMENT ORDER EXTENSION: Request for six-month extension from Silver Shores Corporation, 4433-4437 Poinciana Street
- E. DEVELOPMENT ORDER EXTENSION: Request for six-month extension from Seagrape Townhouses, 4332 Seagrape Drive
- F. LEGISLATIVE CONSULTING SERVICES; Request to extend existing agreement with Russ Klenet & Associates for the fiscal year ending September 30, 2005, at a monthly cost of \$2,200
- G. RESOLUTION: Proposal from Government Services Group, Inc. regarding the Fire Rescue Assessment Program for Fiscal Year 2005-06
- H. EXTENSION: Request by Florida Atlantic University to provide a no-cost extension to November 30, 2004, to allow for the completion of the redistricting project
- I. PROPOSAL: Barrier Island Disaster Recovery Center

**12. RESOLUTIONS**

**13. OLD BUSINESS**

- A. Discussion and/or action concerning the proposal made by the Historical Preservation Board (*Commissioner Yanni*) (*tabled from September 13, 2004*)

**14. NEW BUSINESS**

- A. SITE PLAN, Bougainvilla Drive Townhomes, 4337 Bougainvilla Drive; Proposed site plan submitted by Luxury Homes Developers “**PUBLIC HEARING**” (*tabled from September 13, 2004*)
- B. Discussion and/or action concerning a proposal by Mr. Ron Piersante concerning parking regulations (*Ron Piersante*)
- C. Discussion and/or action concerning the purchase of new Christmas holiday decorations (*William Mason*)
- D. Discussion and/or action concerning the design and construction of the portals (*Kevin Hart, Town Engineer*)
- E. Discussion and/or action concerning a request for financial assistance made by the Lauderdale-By-The-Sea Garden Club, in the amount of \$2,500 (*Mayor Pro Tem Clark*)

- 15. TOWN MANAGER REPORT**
- 16. TOWN ATTORNEY REPORT**
  - A. Fire Rescue Services Issues
- 17. COMMISSIONER COMMENTS**
- 18. ADJOURNMENT**

*THE TOWN OF LAUDERDALE-BY-THE-SEA WILL FURNISH APPROPRIATE AUXILIARY AIDS AND SERVICES NECESSARY TO AFFORD INDIVIDUALS AN EQUAL OPPORTUNITY TO PARTICIPATE IN MEETINGS OF THE TOWN COMMISSION. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT AND FLORIDA STATUTE 286.26, PERSONS WITH DISABILITIES NEEDING SPECIAL ACCOMODATION TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE TOWN CLERK NO LATER THAN TWO (2) DAYS PRIOR TO THE MEETING AT (954) 776-0576 FOR ASSISTANCE.*

*IF ANY PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE TOWN COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING, HE/SHE WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSES MAY NEED TO INSURE THAT A VERBATIM RECORDING OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.*