

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

## **TOWN COMMISSION**

### **AGENDA CONFERENCE**

Town Commission Meeting Room

*4501 Ocean Drive*

*Tuesday, April 26, 2005*

*6:00 P.M.*

#### **1. CALL TO ORDER, MAYOR OLIVER PARKER**

The meeting was called to order by Mayor Parker at 6:08 p.m. Present were Mayor Parker, Vice Mayor Kennedy, Mayor Pro Tem Clark, Commissioner Wessels. Also present were Town Manager Baldwin, Town Attorney Cherof, and Town Clerk Medina.

Commissioner Yanni was not in attendance.

#### **2. PLEDGE OF ALLEGIANCE TO THE FLAG**

The Pledge of Allegiance was recited.

Mayor Parker announced that Commissioner Yanni's son had passed away and had requested an excused absence for this meeting. There were no objections.

#### **3. REVIEW AGENDA FOR REGULAR MEETING OF APRIL 26, 2005**

There were no objections to the presentations or the minutes as presented.

- Evaluation and Appraisal Report (EAR) of the Comprehensive Plan.

Town Planner Walter Keller briefly explained the need for the adoption of a Comprehensive Plan. He indicated that the document had been reviewed by the Planning and Zoning Board who had not had any comments concerning the Plan. Planner Keller stated that Broward County requires public comments for their input. He further explained his desire to forward the document to the State and the Regional Agency for comments regarding deficiencies or, perhaps, their approval.

Mayor Parker reminded Planner Keller and Attorney Cherof that they were to provide a presentation regarding the proposed height referendum to be included in the first meeting in May and to schedule as the first item of old business on the Workshop.

- Consent Agenda

There were no comments regarding the Consent Agenda.

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- Old Business

13A. Removal of advertisement from bus benches

Municipal Services Director William Mason advised that the surveys of the benches had been done as the Commission requested and the benches have been removed. He added that Public Works was in the process of replacing the three benches and all the advertising was gone. A report will be provided at the Commission meeting per Mayor Parker's request.

13B. Mulligan's Restaurant Application

Town Manager Baldwin stated that the applicant had not yet provided information requested.

Mayor Parker asked that the applicant be informed that if not in compliance by May 10, 2005, the application would be denied.

There was a consensus to agree to deny as stated 4-0.

13C. Streaming video/community banner program

Town Manager Baldwin advised that staff was trying to obtain additional information.

13D. Sanitary sewers on Sunset Lane

Town Engineer Kevin Hart explained a fee proposal had been presented for review to include Sunset Lane into the first phase of the sewer project.

Town Attorney Cherof affirmed it had not yet been reviewed.

Commissioner Wessels discussed utility easements on private property and questioned whether the Town would do the same for condo units.

Mayor Parker responded in agreement with Town Engineer Hart adding that a condo was a single building normally, and the line would run up to their property and they would be responsible to put in the system and connect. He further explained that the single family homeowner was now responsible to abandon their septic tanks and make their connection. The trunk line will only run up to those properties within the limits of the utility easement.

13E. Palm Club as a third phase in the sanitary sewer project

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Town Manager Baldwin stated the cost would be no more to do at this time; only the cost of the project itself would be raised.

Commissioner Wessels inquired of the cost associated with Palm Club to which Town Engineer Hart responded \$1.1 million to do 119 houses.

Commissioner Wessels asked if there were a lift station involved, and Town Engineer Hart replied affirmatively and added it will be located within a public easement.

Vice Mayor Kennedy stated we are committed to do the work and indicated that it made sense to include as many parts of the project as possible, rather than return to do them later.

Town Manager Baldwin added that the Commission had not really budgeted money for the project, but when the funds were drawn down, there was enough.

Mayor Parker added that the streets of Sunset Lane and Palm Club were private property and the good citizens of those areas were willing to repair and maintain the roads at their own expense. He further explained that per the pre-annexation agreement, the Town agreed to sewer the entire Town at no expense to the taxpayers.

Commissioner Wessels stated that in most instances, in these kinds of situations, private property was assessed for the improvement. He believed that there had been an opinion that those properties were considered as donor properties. If we were going to go on these kinds of properties then we need to do this for everyone that has private property. Mayor Parker disagreed stating that right now those residents had septic tanks which are a threat to our public water system. He explained why the federal government wants septic tanks eliminated.

Commissioner Wessels agreed that the elimination of septic tanks was a priority and reiterated his concern was regarding the costs involved.

There were no objections regarding items 13A and 13B, with Commissioner Wessels holding his decision until the final vote at the regular meeting.

- New Business

- 14A. Property Owner Association's request to televise May 2005 meeting.

There were no objections regarding May's meeting.

- 14B. Capital Improvements

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Town Manager Baldwin stated his desire to discuss the capital improvement program, and the parking fund, inviting the Commission to be aware of monies spent thus far and what was scheduled for the future.

Mayor Parker directed the Town Clerk to schedule a workshop for further discussion on May 3, 2005, at 6:00 p.m.

**13. ADJOURNMENT**

Commissioner Clark made a motion to adjourn the meeting. There being no objections and no further business to discuss, the meeting was adjourned at 6:41 p.m.

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Oliver Parker, Mayor

ATTEST:

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Alina Medina, Town Clerk

Date Accepted: \_\_\_\_\_