

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

AGENDA CONFERENCE

MINUTES

Town Commission Meeting Room

4501 Ocean Drive

Tuesday, July 26, 2005

7:00 P.M.

1. CALL TO ORDER, MAYOR OLIVER PARKER

The meeting was called to order by Mayor Parker at 6:10 p.m. Present were Mayor Parker, Vice Mayor Kennedy, Mayor Pro Tem Clark, Commissioner Wessels, and Commissioner Yanni. Also present were Town Manager Baldwin, Attorney Julie F. Klahr and Town Clerk Medina.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

The Pledge of Allegiance was recited.

3. REVIEW AGENDA FOR REGULAR MEETING OF JULY 26, 2005

There were no objections to the presentations, reports or minutes.

Consent agenda

- Item 4A, Transfer of Funds for the purchase a wireless microphone system from TM Sound and Lighting (*\$1,500 from equipment maintenance and \$648.86 from operating, miscellaneous, to machinery and equipment*)

Vice Mayor Kennedy asked if the transfer of funds would be sufficient to resolve the problems being experienced with the sound system. Manager Baldwin replied that the amount presented was strictly for the purchase of new microphones to be available for Workshop meetings.

Resolution

- Item 11A , Resolution No. 2005-09, establishing the estimated rates for fire protection services for the fiscal year beginning October 1, 2005; directing the preparation of an assessment roll for Fire Protection Assessment Area – Townwide; authorizing a public hearing.

There were no objections to holding the required public hearing on September 14, 2005, at 6:00 p.m.

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Mayor Parker reviewed the resolution and explained that the estimated Fire Protection Assessments for residential units were set at \$278, and non-residential were set according to square footage categories beginning at \$507, for less than 1,999 square footage and increasing thereafter.

There were no objections to Resolution 2005-09.

Old Business

- Item 12B, Discussion and or action regarding the portals at Washingtonia Avenue and Datura Avenue (*Commissioner Yanni*)

Commissioner Yanni reviewed complaints he had received regarding the location of the showers, the seating, and the side walls of the proposed portals. He said the people preferred pillars to allow the air to flow through.

- Item 12C, Discussion and/or action of the street blockage of Washingtonia Avenue at Seagrape Drive (*Mayor Pro Tem Clark*)

Mayor Pro Tem Clark requested this item be discussed earlier in the agenda. He also pointed out that the sidewalk issue should be included but that the items should be discussed separately. There were no objections.

New Business

- Item 13A, "PUBLIC HEARING" SITE PLAN AND VACATION OF RIGHT-OF-WAY, request from EastCoast Communities as it pertains to the project being developed on the property located at 230 Shore Court and 231 Shore Court (*continued from July 12, 2005*)(*Planning and Zoning Board requesting this item be continued to September 6, 2005*)

Planner Keller explained that only the Right-of-Way Vacation went back to the Planning and Zoning Board on July 13, 2005. He added that the applicant had not been properly notified and, therefore, had not been present at that meeting. He explained further that since the applicant had not been present; the hearing was continued to the August meeting. Planner Keller asked the Commission to approve the site plan with modifications subject to the Right-of-Way Vacation.

There were no objections to continue the Right-of-Way Vacation to the meeting of September 6, 2005.

Vice Mayor Kennedy apologized to Scott Bench, the applicant, for the errors made that caused the delays relating to this project. Manager Baldwin also apologized.

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- Item 13B, Discussion and/or action regarding a proposed review of Town Code Section 24-5.155 as it pertains to the leasing of parking areas
(*Commissioner Yanni*)

Commissioner Yanni believed the Commission should do whatever possible to help the businesses rent parking spaces. He reviewed Code Section 24-5.155, stating that it referred to public parking and not private parking.

The Commission discussed the Code section and talked about the requirements for existing business owners wishing to rent additional parking when the parking was located more than 400 feet away from their site.

Planner Keller believed the Code section allowed options and believed the Code could be modified to create a lease agreement that would need to be submitted with the site plan review. Mayor Parker suggested the businesses come before the Commission yearly to obtain permission for additional offsite parking.

The Commission agreed 4-1, with Commissioner Yanni dissenting, to change Town Code Section 24-5.155 with yearly increments.

- Item 13D, Discussion and/or action considering the addition of listings to Town Topics (*Mayor Pro Tem Clark*)

The Commission discussed the request by the Citizen's Initiative Committee to be listed in the Town Topics and agreed 3-2, with Commissioner Yanni and Mayor Pro Tem Clark dissenting, not to list the Committee.

- Item 13E, Discussion and/or action concerning fire incident (*Vice Mayor Kennedy*)

Vice Mayor Kennedy spoke about the importance of firefighter certification and referred to the condominium fire alarm pulled in error by a Volunteer firefighter responding to a call on his radio that caused the evacuation of the entire building. Chief King advised that they had agreed that non-certified personnel cannot work within the hot zone or exclusionary zone of a call and believed that the problems had been resolved. Chief MacLean agreed.

Mayor Parker removed this item from the regular agenda at Vice Mayor Kennedy's request.

- Item 13F, Discussion and/or action considering the possible increase in Stormwater Fees

Mayor Parker said the Town will be spending \$1.4 million on drainage next year with hopes that \$1.2 million will be in the form of a grant. He explained that if the

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Commission bills \$3.50 a month, there would be a \$100,000 deficit in the Town's budget. However, if the fee was increased to \$7.00 a month, there would not be a deficit.

Mayor Parker gave the order of presentation of three items to be taken out of turn and heard immediately before Public Comments, with Item C of New Business being the first; Item B of Old Business, second; and Item C of Old Business, third. There were no objections.

Commissioner Wessels made a motion, seconded by Commissioner Yanni, to amend the agenda to include the discussion of a lobbyist. The motion passed 3-2, with Mayor Parker and Commissioner Yanni dissenting.

Mayor Parker directed this item to be placed on the agenda as Item G of New Business.

4. ADJOURNMENT

Commissioner Wessels made a motion to adjourn the meeting. There being no objections and no further business to discuss, the meeting was adjourned at 7:10 p.m.

Oliver Parker, Mayor

ATTEST:

Alina Medina, Town Clerk

Date Accepted:_____