

# TOWN OF LAUDERDALE-BY-THE-SEA

## TOWN COMMISSION

### REGULAR MEETING

### AGENDA

Town Commission Meeting Room

**4501 Ocean Drive**

**Tuesday, September 6, 2005**

**7:00 P.M.**

1. **CALL TO ORDER, MAYOR OLIVER PARKER**
2. **PLEDGE OF ALLEGIANCE TO THE FLAG**
3. **INVOCATION, TOWN CHAPLAIN**
4. **PUBLIC HEARINGS**
  - A. **Resolution 2005-12:** A resolution of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, adopting a proposed millage rate for the fiscal year beginning October 1, 2005, and ending September 30, 2006; stating the percentage amount the proposed rate exceeds the rolled back rate; announcing the second and final public hearing to adopt the final millage rate; providing for severability, conflicts, and an effective date
  - B. **Resolution 2005-13:** A resolution of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, adopting a tentative budget for the fiscal year beginning October 1, 2005, and ending September 30, 2006; announcing the second and final public hearing to adopt the annual budget and final millage rate; providing for severability, conflicts, and an effective date.
5. **PRESENTATIONS**
  - A. Presentation and explanation concerning Town debt and Town Manager's recommendation to borrow additional funds (*Dane Sheldon, SunTrust*)
6. **REPORTS**
  - A. Budget Report for Period Ending July 31, 2005
  - B. Lauderdale-By-The-Sea Chamber of Commerce
  - C. Report by Russ Klenet, Legislative Consultant

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- D. Update on traffic control at the intersection of State Road A1A and Commercial Boulevard (*continued from July 26, 2005*) (*Chief Scott Gooding*)

**7. APPROVAL OF MINUTES**

- A. July 19, 2005, Special Meeting
- B. July 25, 2005, Workshop Meeting
- C. July 26, 2005, Agenda Conference
- D. July 26, 2005, Regular Meeting

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

**9. PUBLIC COMMENTS**

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

- A. **Ordinance No. 2005-12:** An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, amending Chapter 24, Section 24-5.5 to allow for designation of the front lot line of a property to be designated by the property owner; amending the definition of "Lot, Corner"; providing for severability; codification; conflicts; and providing for an effective date.
- B. **Ordinance No. 2005-13:** An ordinance of the Town of Lauderdale-By-The-Sea, Florida, amending Chapter 20, Utilities, Article IV entitled "Stormwater Management Utility," Section 20-40 entitled "Schedule of Rates," increasing the Equivalent Stormwater Unit (ESU) rate for stormwater utility services to seven dollars (\$7.00) per month; providing for the initial consumer price index rate adjustment to occur on January 1, 2007; providing for codification, conflict, severability and an effective date.

**11. CONSENT AGENDA**

- A. SPECIAL EVENT PERMIT: **Oktoberfest Celebration**/Property Owner's Association Lauderdale By The Sea, Inc. - Saturday, October 1, 2005; from 5:00 p.m. to 11:00 p.m.
- B. SPECIAL EVENT PERMIT: **Art & Craft Show**/Chamber of Commerce – Saturday, October 22, ad Sunday, October 23, 2005; from 9:00 a.m. to 5:00 p.m.

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C. AMENDMENT TO INTERLOCAL AGREEMENT: with the Metropolitan Planning Organization

D. Approval of parking lot design, 4420 Bougainvilla Drive

**12. RESOLUTION**

**13. OLD BUSINESS**

A. **“PUBLIC HEARING”** VACATION OF RIGHT-OF-WAY, request from EastCoast Communities as it pertains to the project being developed on the property located at 226 and 230 Garden Court (*continued from July 26, 2005*)

B. Review of Traffic Study within the Silver Shores area (*Town Planner Walter Keller*) (*staff requesting a tabling to October 11, 2005*)

C. Report on Code Section 24-5.155, as it pertains to the leasing of parking areas (*Town Planner Keller*) (*staff requesting a tabling to September 20, 2005*)

D. Reconsideration of Datura and Washingtonia portals (*Commissioner Yanni/Vice Mayor Kennedy*)

**14. NEW BUSINESS**

A. **“PUBLIC HEARING”** SITE PLAN, Silver Capital Investments, LLC, 4649 Bougainvilla Drive

B. **“PUBLIC HEARING”** SITE PLANS, Sandy By The Sea Townhomes, located at 4557 Poinciana Street, 4558, 4561, 4637, and 4641 Bougainvilla Drive (*applicant requesting continuance to October 11, 2005*)

C. Motion to approve borrowing \$5 million (*\$2 million for General/Capital Fund; \$2 million for Parking Revenue Improvement Fund; and, \$1 million for Stormwater Fund*) (*Town Manager Baldwin*)

D. Discussion and/or action regarding the process for the review of site plans as it pertains to dockage of boats (*Commissioner Wessels*)

E. Discussion and/or action regarding the ordinance governing insurance requirements for the use of Jarvis Hall (*Commissioner Wessels*)

F. Appointment of two (2) members to the Board of Trustees of the Lauderdale-By-The-Sea Volunteer Fire Department Pension Plan (*new term runs October 1, 2005 to September 30, 2007*)

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- G. Discussion and/or action regarding the transmittal of a letter to the United States Postal Services to obtain one zip code for the entire Town
- H. Discussion and/or action concerning the cost of placing automatic gates on Washingtonia Avenue and Seagrape Drive (*Town Manager Baldwin*)
- I. Donation of \$2,508 to the Volunteer Fire Department for serving food at the Fourth of July Celebration (*Town Manager Baldwin*)
- J. Discussion and/or action to allow sales offices in buildings on properties scheduled to be developed (*Town Manager Baldwin*)
- K. Discussion and/or action regarding decision on displaying the U.S. Flag from U.S. Representative Clay Shaw (*Mayor Parker*)

**15. TOWN MANAGER REPORT**

**16. TOWN ATTORNEY REPORT**

**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.*