

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

## **TOWN COMMISSION**

### **AGENDA CONFERENCE MINUTES**

Town Commission Meeting Room

*4501 Ocean Drive*

*Tuesday, November 8, 2005*

*6:00 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 Municipal Services Director William Mason, Attorney James Cherof, and Town Clerk Medina.

Manager Bob Baldwin was not present.

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

The Pledge of Allegiance was recited.

#### **3. REVIEW AGENDA FOR REGULAR MEETING OF NOVEMBER 8, 2005**

Clerk Medina distributed amended proclamations of appreciation to the Commission for review. There were no objections.

Chief Scott Gooding advised the Commission that the display case would be ready by the November 22, 2005 meeting. There were no objections to table Item 5B until that time.

There were no objections to the minutes of October 11, 2005, Agenda Conference or the October 11, 2005, Regular Meeting.

##### Ordinances (1st Reading)

- 9A, Ordinance No. 2005-16: An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, amending Chapter 24, Section 24-5.5 to require Commission approval as a condition allowing for designation of the front lot line of a property to be designated by the property owner; amending the definition of "Lot, Corner".
- 9B, Ordinance No. 2005-17: An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, amending Section 24-5.36 of the

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Land Development Code to require additional landscaping to buffer and screen properties which elect an alternate front yard.

Mayor Parker proposed that Ordinance 2005-16 and Ordinance 2005-17 be combined. He added that Ordinance 2005-17 should refer to Town Code rather than refer to Ordinance 2005-12 and requested the ordinance be amended as such. Attorney Cherof agreed to combine the two ordinances and reference the Code Section.

There were no objections to table Items 9A and 9B to the November 22, 2005 Commission meeting.

- 9C, Ordinance No. 2005-18: An ordinance of the Town of Lauderdale-By-The-Sea, Florida, submitting to referendum an amendment to Article XIV, Section 277 of the Town Charter, entitled "Maximum Height for Buildings Established", applying the three over one height limitation to all property in the jurisdictional limits of the Town; authorizing the Town Commission to grant height variances up to not more than fifteen stories and/or not more than one hundred fifty feet for buildings in the area north of Pine Avenue and east of Sate Road A1A; modifying restrictions on the square footage of non-conforming buildings that are rebuilt; providing for a notice of an advertisement of the referendum election to be published in accordance with the State of Florida Election Code; providing that this ordinance, when adopted, shall be submitted to the qualified electors of the Town of Lauderdale-By-The-Sea, Florida, on the March 2006 municipal election ballot and shall become effective as provided by law.

The Commission requested Planner Walter Keller to prepare an ordinance for the Attorney's review, to be presented for 1st reading in January, 2006 and 2nd reading in February, 2006. Planner Keller suggested the ordinance be done as an overlay district and Mayor Parker proposed a Workshop in December.

Commissioner Yanni talked about whether the replacement of an existing building would be allowed under this ordinance, such as in the case of fire. Mayor Parker explained that if the building were to be repaired, yes; if the building was to be torn down and redone, no.

Vice Mayor Kennedy questioned why the ground floor of 3 over 1 could not be used as living space. Mayor Parker explained that it would increase density which was a major concern to residents. Commissioner Wessels advised that the Federal Emergency Management Association (FEMA) advised against it as the 1st floor would not be insurable.

The Commission was agreeable to Ordinance 2005-18, 4-1. Commissioner Wessels was undecided.

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Consent Agenda

- 10D, Contract Renewal: with Russ Klenet for providing professional consulting services.

At Vice Mayor Kennedy's request, Mayor Parker removed item 10D from the consent agenda for discussion.

Vice Mayor Kennedy expressed disfavor with the contract renewal and felt \$25,000 should be set to pay for a consultant should the need arise.

Commissioner Wessels suggested that once specific needs have been decided, a lobbyist could be chosen to do the job. Mayor Parker agreed and suggested the Commission set goals for the lobbyist and perhaps schedule a Workshop to prioritize those goals.

Mayor Pro Tem Clark noted that the contract could be severed at will.

Commissioner Yanni preferred the renewal of Russ Klenet's contract for legislative consulting services.

There were no other objections to the consent agenda.

Resolutions

- 11B, Resolution No. 2005-20; A Resolution of the Town Commission authorizing the Town Manager to make expenditures for storm related recovery expenses or purchases exceeding \$15,000 for a period of sixty days.

Commissioner Wessels suggested the Resolution be amended to include a cap on the purchases. The Commission agreed to add a \$50,000 cap to Resolution 2005-20.

There were no objections.

Old Business

- "PUBLIC HEARING" Variance – James Pollock/Thomas Keaney (Ocean Mist Pub), 210 Commercial Boulevard.

There were no objections to table Item 12A to the December 13, 2005 Commission meeting.

**4. ADJOURNMENT**

Vice Mayor Kennedy made a motion to adjourn. Due to the lateness of the meeting, the Agenda Conference was adjourned to begin the Regular Commission meeting to commence at 7:00 p.m. The meeting was adjourned at 6:57 p.m.

\_\_\_\_\_  
Oliver Parker, Mayor

ATTEST:

\_\_\_\_\_  
Alina Medina, Town Clerk

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