

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

AGENDA CONFERENCE MINUTES

Town Commission Meeting Room

4501 Ocean Drive

Thursday, September 14, 2006

6:00 P.M.

1. CALL TO ORDER, MAYOR OLIVER PARKER

The meeting was called to order by Mayor Parker at 6:02 p.m. Present were Mayor Parker, Vice Mayor Yanni, Mayor Pro Tem Clark, Commissioner Silverstone and Commissioner McIntee. Also present were Town Manager Robert Baldwin, Town Assistant Town Attorney Michael Cirullo, and Town Clerk Medina.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

The Pledge of Allegiance was recited.

3. REVIEW AGENDA FOR REGULAR MEETING OF SEPTEMBER 14, 2006

As public hearings were required for Items 4A, 4B, 4C, and 4D, the Commission agreed to forego discussion on the proposed resolutions at this time. Additionally, there were no objections to the presentations scheduled for the regular meeting.

- Item 6A, Budget Report for the period ending July 31, 2006

At the request of Vice Mayor Yanni, Manager Baldwin explained the funds available within each account and indicated that the Town had surpassed the amount he would have preferred to spend due to the damage caused by Hurricane Wilma. The Commission consensus was to accept the report as presented.

- Item 6B, Fourth of July Celebrations

Mayor Pro Tem Clark stated that he only wished to recognize those individuals who had unselfishly given of their time to assist with the Fourth of July. He added that awards had been provided to those individuals for their efforts.

- Item 6C, Sidewalk Installation on north side of Seagrape Drive

Mayor Parker stated that this issue would be discussed at the regular meeting.

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- Item 6D, Report by Commissioner McIntee regarding the status of the donation of emergency vehicle from Plantation Fire Department

Commissioner McIntee stated that he would provide his report during the regular meeting.

- 7, Approval of Minutes

Commissioner McIntee inquired as to why there were no minutes being considered for approval. Ms. Medina stated that as the Commission was aware, her computer had crashed and the data was currently being retrieved. She explained that any data lost would have to be recreated.

- Ordinance No. 2006-12, regarding parking meters and two motorcycles in the same parking space

Mayor Parker briefly explained the proposed ordinance. Commissioner Silverstone asked if the times could be modified so that meters would not be enforced from 7:00 a.m. to 7:00 p.m. Vice Mayor Yanni felt that if meters were not charged at 5:00 p.m., perhaps the Town should consider their removal. Mayor Parker suggested that perhaps the meters could be monitored from Friday through Sunday. Attorney Cirullo explained that the ordinance does not eliminate the time constraints and, therefore, if a two hour parking was in place, individuals were limited to two hour parking.

Mayor Parker asked how difficult it would be to update the parking meters to incorporate the new times. Municipal Services Director William Mason stated that he did not believe it would be a difficult task, but explained that the company would have to create a program before it could be installed. Lengthy discussion followed.

Bob Terrien, President of the Chamber of Commerce, expressed his belief that it would be beneficial to have no parking charges during regular business hours, from 9:00 a.m. to 5:00 p.m.

Commissioner McIntee suggested using the hours of 7:00 a.m. to 7:00 p.m., seven days a week. Mayor Parker expressed concern that unlimited parking would create a problem for business owners if the parking spaces were taken up by beach-goers. He indicated, however, that during the time the meters were enforced, a time limit might not be necessary. Mayor Parker indicated that the meters needed to be marked appropriately.

Vice Mayor Yanni suggested that a two hour limit with no meters be imposed for Monday through Friday. He indicated that on weekends the meters should be enforced, with no time limits being imposed. The Commission agreed to the proposed changes.

Attorney Cirullo agreed to make the requested changes before the regular meeting.

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- Consent Agenda

Mayor Parker advised that item 12J, under the Consent Agenda, would be pulled as the proposed contract was not yet completed. Manager Baldwin expected that the agreement would be ready for the Commission's review at the next meeting.

Manager Baldwin stated that he had spoken with Marc Furth concerning Item 12E and requested that it too be removed until further reviewed. There were no objections.

Commissioner McIntee asked that Items 12F and 12G be removed from the Consent Agenda.

- Item 14A, regarding the cost per foot to bury overhead utility lines

Mayor Parker advised that staff was requesting a tabling to October 24, 2006, in order to provide sufficient time for the straw ballot to be completed. There were no objections.

- Item 14B, regarding an amendment to the Town's regulations to extend off-site parking from 400 feet to 1,000 feet

Attorney Cirullo explained that this item dealt with a Land Development Regulation and, therefore, it needed to be brought before the Local Planning Agency for review. He explained that staff could receive direction at the regular meeting, with the Agency reviewing the proposal at its October meeting.

- Item 14C, regarding a consideration for a proposed contract to rid neighborhood of iguanas

Manager Baldwin stated that Commissioner McIntee had an item on the agenda that required staff to obtain three quotes and, although not yet in place, it had been placed under old business for discussion.

Mayor Parker stated that one of the residents had indicated during initial discussions that the cost would not exceed \$5 per trap. Commissioner McIntee agreed and stated that although it was necessary to be rid of the iguanas, a more cost effective method was needed. Mr. Mason explained that he had spoken with every pest control company and licensed trapper he could find to no avail. He stated that most individuals would not even attempt to take the contract.

Mayor Parker stated that there were iguanas all over town and asked why the search had been limited to only Belle Air. He suggested that a quote was needed for the entire Town.

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Mr. Mason stated that he had been advised that trapping the iguanas would be only a temporary fix. He indicated, too, that a review of the Town's liability was needed to determine if the Town could enter private property to set traps.

- Item 14D, 14E regarding Waste Management Franchise Agreement

Mayor Parker stated that Waste Management had agreed to allow duplex properties to be treated as either two single-family homes, with two 96 gallon toters or as a single-family residence with only one 96 gallon toter. Tony Spadacia, of Waste Management, confirmed the agreement to the amendment and offered to prepare a Letter of Understanding to effectuate the change.

Mr. Mason stated that there were also two items, 15T and 15U, that pertained to Waste Management and asked if they could be combined. There were no objections.

Commissioner Silverstone asked if there were any way to reduce the charges to commercial properties. Mr. Spadacia explained that he had checked to see if there was any way to make some adjustments across the board to reduce commercial rates; however, the only way to proceed with this issue was to increase residential rates to make up the difference. This, of course, would increase residential rates by approximately 25 percent. He stated that commercial properties could opt for the dumpster service which, in reality, would provide a better alternative. Commissioner Silverstone indicated that he still wanted to keep this issue open for review to see if perhaps the residential rates could be increased by \$1 or \$2 in order to lower commercial rates.

- Items 15T and 15U, regarding concessions with Waste Management for the purpose of providing alternatives for lawn and yard debris

Commissioner McIntee stated that he had received several complaints concerning the fact that Waste Management was no longer taking palm fronds. He indicated that he understood now that Waste Management had been providing this service as a courtesy, but questioned if there were any alternatives to correct this issue. Commissioner McIntee asked if there was any way for Waste Management to provide a dumpster for residents to use for their lawn debris. He emphasized that the dumpster would be for residents' use only, eliminating the use by landscape companies. Commissioner McIntee stated that no trash refuse would be permitted. He also asked if it were possible for the Town's Public Work employees to go around and collect yard debris. Mr. Mason stated that it would be very difficult to provide that service with the current staffing. Commissioner McIntee asked Mr. Spadacia if he would be willing to provide the dumpster until this issue could be further addressed. Mr. Spadacia replied affirmatively.

Manager Baldwin asked Mr. Mason if sufficient space was available. Mr. Mason replied negatively, but indicated that if the Commission so indicated, a dumpster could be

temporarily located at the old bocci court. He indicated that a dumpster was required to be enclosed.

Mayor Parker stated that although it was not part of the written contract, Waste Management had always taken yard clippings and palm fronds if placed in bags to the side of the toter. He indicated that the Commission had been assured that no changes had been made to the current contract, but this benefit had been removed. Mr. Spadacia stated that there were several different ways to proceed, including a user fee program where individuals could pay for the additional trash bags. He briefly explained the program, indicating that this program allowed residents to have additional services without having all residents paying the additional cost for services they would not be using. Mr. Spadacia indicated that the only other alternative was for residents to pay for the pick-up on additional toters, as needed.

Mayor Parker stated that many residents had been frustrated when they contacted Waste Management only to be told that the Commission had been the one to change the contract. Mr. Spadacia apologized for this error and advised that he would contact the necessary individuals to ensure this did not occur again.

Stuart Dodd, who had contacted the Mayor concerning this issue, stated that although he appreciated the thought for alternatives, a dumpster would not assist him. Mr. Spadacia indicated that he would review the possible costs for the sticker use program. Mayor Parker asked that Mr. Spadacia provide a report at the second meeting in October.

Commissioner McIntee asked that an article be placed in the *Town Topics* when the dumpster was available. There were no objections.

4. ADJOURNMENT

Commissioner Silverstone made a motion to adjourn the meeting. As there were no objections and no other business to discuss, the meeting was adjourned at 7:03 p.m.

Oliver Parker, Mayor

ATTEST:

Alina Medina, Town Clerk

Date Accepted: _____