

# TOWN OF LAUDERDALE-BY-THE-SEA

## TOWN COMMISSION

### REGULAR MEETING

### AGENDA

Town Commission Meeting Room

**4501 Ocean Drive**

**Tuesday, October 10, 2006**

**7:00 P.M.**

1. **CALL TO ORDER, VICE MAYOR JOHN YANNI**
2. **PLEDGE OF ALLEGIANCE TO THE FLAG**
3. **INVOCATION, TOWN CHAPLAIN**
4. **PRESENTATIONS**
  - A. Deputy of the Month, Broward Sheriff's Office, District 13 (*Chief Scott Gooding*)
5. **REPORTS**
  - A. Walk-Around Committee (*Barbara Cole, Chairperson*)
  - B. Lauderdale-By-The-Sea Performing Art Center (*Vincent Ragusa, Chairman/Executive Director*)
6. **APPROVAL OF MINUTES**
  - A. July 25, 2006, Workshop meeting (*as it pertained to fire issues*)
  - B. September 14, 2006, Agenda Conference
  - C. September 28, 2006, Agenda Conference
7. **PUBLIC COMMENTS**
8. **ORDINANCES (2nd Reading) "Public Hearings"**
  - A. **Ordinance No. 2006-12:** An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, amending Section 19-25, "Time-restricted Parking" to amend subsection (a) to eliminate two-hour parking restrictions for metered parking spaces on Commercial Boulevard west of Seagrape Drive on Saturday and Sunday; to amend subsection (f) to

permit two (2) motorcycles to be permitted to be parked in each metered or permit parking space at the same time within the Town; to create a new subsection (g) to provide that parking at metered spaces on Commercial Boulevard west of Seagrape Drive shall be without charge Monday through Friday with two-hour parking restrictions Monday through Friday, and no time-restricted parking on Saturdays and Sundays; providing for conflicts, severability, codification and an effective date

**9. COMMISSIONER COMMENTS**

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

- A. **ORDINANCE 2006-13:** An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, regarding interpretation and application of Section 7.1 of the Town Charter as amended March 2006; to provide for Town action in the event of court determination that provisions of the Bert J. Harris Property Rights Act applies to the march 2006 amendments to the Town Charter; providing for severability; providing for codification; providing for conflicts; and providing for an effective date.

**11. CONSENT AGENDA**

- A. SPECIAL EVENT PERMIT: Craft Show/Howard Allan Events for Chamber of Commerce; Saturday and Sunday, October 21 and 22, 2006; from 10:00 a.m. to 5:00 p.m.
- B. SPECIAL EVENT PERMIT: Christmas By The Sea/Chamber of Commerce; Tuesday, December 5, 2006; from 4:00 p.m. to 10:00 p.m.
- C. REVOCABLE AGREEMENT: for a sidewalk café to be issued to Aruba Beach Café, for a period of two years, with annual license fees for the use of right-of-way

**12. RESOLUTION**

**13. OLD BUSINESS**

- A. Discussion and/or action regarding the hiring of a federal lobbyist to obtain federal grant funds (*Commissioner Jerry McIntee*) (*tabled from September 28, 2006*)

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- B. Discussion and/or action regarding the order in which items are placed on the agenda for Commission consideration (*Commissioner Jerry McIntee*) (*tabled from September 28, 2006*) \*At the meeting of September 28, 2006, the Mayor indicated that this item would be tabled to October 24, 2006
- C. Discussion and/or action regarding the seeking of a Request for Proposals for fire rescue services (*Commissioner Jerry McIntee*) (*tabled from September 28, 2006*)
- D. Discussion and/or action to establish a citizen's committee to establish protocol and procedures for naming public property after citizens (*Commissioner Jim Silverstone*) (*tabled from September 28, 2006*)
- E. Discussion and/or action concerning the naming of Washingtonia Beach Park after Bill and Eva Karley (*Commissioner Jim Silverstone*) (*tabled from September 28, 2006*)
- F. Discussion and/or action regarding the designation of certain neighborhoods for residential traffic only – Avalon Avenue at Seagrape Drive and West Tradewinds Avenue (*Mayor Oliver Parker upon the request of Eva Karley*) (*tabled from September 28, 2006*)
- G. Discussion and/or action regarding procedures for allowing advertising in the Town's newsletter (*Town Manager Robert Baldwin*) (*tabled from September 28, 2006*)
- H. Request to extend the site plan development order for Luxury Dwelling Homes, Carbonell, agent/Vinci, owner; for the properties located at 4644 and 4646 Poinciana Street (*tabled from September 28, 2006*)
- I. Discussion and/or action regarding the progress of the pedestrian sidewalk to be provided for beach access along the Sea Watch Restaurant (*Commissioner Jerry McIntee*)
- J. Discussion and/or action regarding the progress of the Request for Proposal for the pavilion at Commercial Boulevard (*Commissioner Jerry McIntee*)
- K. Discussion and/or action regarding the progress of the parking lot on Bougainvillea Drive (*Manager Robert Baldwin*)

- L. Discussion and/or action regarding a construction contract with Global Coral Reef Alliance for an Artificial Reef Fish Habitat

**14. NEW BUSINESS**

- A. **PUBLIC HEARING - SITE PLAN** – White Cap of Florida, Inc./Commerce Bank, 4353 North Ocean Drive (3,472 square foot free standing financial institution with drive-thru lanes, generally located on the southwest corner of Commercial boulevard and State Road A1A) (**applicant requesting a tabling to January 23, 2007**)
- B. Discussion and/or action regarding the possibility of establishing a Town Ethics Committee (Commissioner Jerry McIntee) (tabled from September 28, 2006) \*At the meeting of September 28, 2006, the Mayor indicated that this item would be tabled to October 24, 2006
- C. Discussion and/or action regarding the televising of meetings of the Master Plan Steering Committee on the government channel (Commissioner Jerry McIntee) (continued from September 28, 2006)
- D. Discussion and/or action regarding the franchise agreement with Florida Power and Light
- E. Discussion and/or action regarding drainage on West Tradewinds Avenue (Vice Mayor John Yanni)
- F. Discussion and/or action to allow *By The Sea Times* to place fifteen (15) paper boxes in Town at the present locations (Commissioner Jerry McIntee)
- G. Discussion and/or action regarding the issuance of a special edition of Town Topics to inform the public of the four (4) ballot issues (Manager Robert Baldwin)

**15. TOWN MANAGER REPORT**

- A. Municipal Services Department Monthly Report (tabled from September 28, 2006)

**16. TOWN ATTORNEY REPORT**

**17. 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 ACCOMMODATION 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.*