

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

AGENDA

Town Commission Meeting Room

4501 Ocean Drive

Thursday, October 24, 2006

7:00 P.M.

1. **CALL TO ORDER, MAYOR OLIVER PARKER**
2. **PLEDGE OF ALLEGIANCE TO THE FLAG**
3. **INVOCATION, TOWN CHAPLAIN**
4. **RESENTATIONS**
 - A. Property Appraiser's Office (*Robert Wolfe*) (*as it pertains to tax exemptions and granny flats*)
5. **REPORTS**
 - A. Economic Development Task Force (*David Nixon*)
6. **APPROVAL OF MINUTES**
 - A. September 14, 2006, Regular Meeting
 - B. September 28, 2006, Regular Meeting
 - C. October 10, 2006, Agenda Conference
 - D. October 10, 2006, Regular Meeting
7. **PUBLIC COMMENTS**
8. **ORDINANCES (2nd Reading) "Public Hearings"**
 - 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

9. COMMISSIONER COMMENTS

10. ORDINANCES (1ST Reading)

11. CONSENT AGENDA

- A. SPECIAL EVENT PERMIT: Wedding/Chery; Sunday, December 10, 2006; from 9:30 a.m. to 12:00 p.m.

12. RESOLUTION

13. OLD BUSINESS

- A. Discussion and/or action regarding the cost per foot to bury overhead utility lines for individual properties being constructed (*Town Engineer Kevin Hart*) (*tabled from September 14, 2006*)
- B. Discussion and/or action regarding the possibility of the Town providing its own trash collection services
- C. Discussion and/or action regarding the possibility of providing for special fees to cover the cost of trash collection for residential areas within the Tax Bill (*Mayor Pro Tem Chuck Clark*)
- D. Discussion and/or action regarding the formalization of adoption of the color palette approved by the Commission (*Mayor Oliver Parker*)
- E. Discussion and/or action concerning the authorization for the use of Jarvis Hall and the government access channel according to the request by *By The Sea Times*
 - 1. Motion to reconsider (*Mayor Pro Tem Chuck Clark*)
 - 2. Motion to rescind (*Mayor Oliver Parker*)
- F. Discussion and/or action regarding the use of “granny flats” as allowed by the Broward County Property Appraiser’s Office (*Mayor Oliver Parker*) (*tabled from September 28, 2006*)

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- G. Discussion and/or action regarding the order in which items are placed on the agenda for Commission consideration (*Commissioner Jerry McIntee*) (*tabled by Mayor Parker at the meeting of September 28, 2006*)
- H. Discussion and/or action regarding who picks Fourth of July parade marshal and the possibility of opening the selection to Town residents (*Commissioner Jerry McIntee*) (*tabled by Mayor Parker at the meeting of September 28, 2006*)
- I. Discussion and/or action concerning beach safety issues (*Mayor Oliver Parker*) (*tabled from September 28, 2006*)
 - 1. Installation of call phones at all beach
 - 2. Installation of signs regarding rip currents; providing instructions on what to do if a person is caught in a rip current
- J. 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 October 10, 2006*) (**Town Manager requesting tabling to November 14, 2006**)
- K. Discussion and/or action concerning the naming of Washingtonia Beach Park after Bill and Eva Karley (*Commissioner Jim Silverstone*) (*tabled from October 10, 2006*)
- L. 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 October 10, 2006*)
- M. Discussion and/or action reviewing the details and seeking Commission policy direction for the Request for Proposal for emergency medical services and automatic aid (*Town Manager Robert Baldwin*)
- N. Discussion and/or action regarding the Town obtaining Letters of Interest for engineering services from other providers (*Commissioner Jerry McIntee*)

14. NEW BUSINESS

- A. Discussion and/or action regarding the possibility of requiring properties that remain vacant for more than one year to landscape and remove construction fencing (*properties to be included are 4444 and 4500 Ocean Drive; 4448, 4436, 4451, and 4512 El Mar Drive; 222, 226, 230, and 231 Shore Court; and 1740 East Terra Mar Drive*) (Mayor Oliver Parker) (*tabled from September 28, 2006*)
- B. Discussion and/or action regarding the possibility of establishing a Town Ethics Committee (Commissioner Jerry McIntee) (*tabled by Mayor Parker at the meeting of September 28, 2006*)
- C. Discussion and/or action regarding the removal of the overlay district (Commissioner Jim Silverstone) (*continued from October 10, 2006*)
- D. Discussion and/or action regarding speed humps on west side of Terra Mar Island (Mayor Pro Tem Chuck Clark)
- E. **PUBLIC HEARING** - SITE PLAN Villa Caprice, located at 4108 and 4110 El Mar Drive (*request for temporary sales office to be located in the Villa Caprice development*)
- F. Discussion and/or action regarding an extension to the site plan development order for Whitecap Motel Site/Robert White, Owner; located at 4608 El Mar Drive
- G. Discussion and/or action regarding an extension to the site plan development order for B&B Garden Court/Rodriguez Design Group; located at 226 and 230 Garden Court and 4149 Seagrape Drive
- H. Discussion and/or action regarding an extension to the site plan development order for Ocean Park (Villa Caprice)/Rex Nichols, Architect; located at 4108 and 4110 El Mar Drive
- I. Discussion and/or action regarding an extension to the site plan development order for B&B Duval/Rodriguez Design Group; located at 4209 and 4215 Seagrape Drive

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- J. Discussion and/or action on clarifying and correcting the Charter updates previously submitted to the State to include Section 4 of the height limit petition as approved by the voters in March in order to implement the will of the people (*Commissioner Jerry McIntee*)
- K. Discussion and/or action on correcting the injustice of letting developers use beach area and call it green space, beating the 25 percent green space rule on new development (*Commissioner Jerry McIntee*)

15. TOWN MANAGER REPORT

- A. Code Compliance Quarterly Report
- B. Municipal Services Monthly Report
- C. Update regarding the Oriana/Pier Pointe development site

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.