

Amended 06/09/06

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

AGENDA

Town Commission Meeting Room

4501 Ocean Drive

Tuesday, June 13, 2006

7:00 P.M.

1. **CALL TO ORDER, MAYOR OLIVER PARKER**
2. **PLEDGE OF ALLEGIANCE TO THE FLAG**
3. **INVOCATION, TOWN CHAPLAIN**
4. **PRESENTATIONS**
 - A. Proclamation – Hyaat Aldahwi
5. **REPORTS**
 - A. Report from Florida Department of Transportation regarding the conditions of street lights on State Road A1A
 - B. Report concerning background information on citations to unlicensed contractors (*Acting Development Services Director Bradford Townsend*)
 - C. Report on the progress of the sidewalk installation on North Sea Grape Drive (*Commissioner Jerry McIntee*)
 - D. Report for discussion and/or action of the Commission regarding the claims filed against the Town under the Burt J. Harris Act (*Town Attorney James Cherof*)
6. **APPROVAL OF MINUTES**
7. **PUBLIC COMMENTS**
8. **ORDINANCES (2nd Reading) “Public Hearings”**
 - A. **ORDINANCE NO. 2006-06:** An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, amending the Code of Ordinances, Chapter 17, “Streets, Sidewalks and other Public Places”, Article III, “Official Map of Town”, to add a new subsection 17-48, “Property Identification Signs”; providing for conflicts, providing for severability, providing for codification; and providing for an effective date.

- B. **ORDINANCE NO. 2006-07:** An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, amending Chapter 20, entitled "Utilities", Article IV, entitled "Stormwater Management Utility" by deleting Section 20-41, entitled "Billing," Section 20-43, entitled "Appeals", and Section 20-45, entitled "Delinquent Charges", amending Section 20-44, entitled "Cost Avoidance Credits and Adjustment of Fees" to add a new Subsection (J) concerning timing for requests, and adding Sections 20-50 through 20-65 to authorize the levy, collection and enforcement of the Town's Stormwater Management Utility Fee pursuant to Sections 197.3632 and 197.3635, Florida Statutes; providing for definitions; providing for notice and hearing requirements for Stormwater Management Utility Fees; providing for procedures for the collection of the Stormwater Management Utility Fee; providing for enforcement, conflict, severability, codification, and an effective date

9. COMMISSIONER COMMENTS

10. ORDINANCES (1ST Reading)

11. CONSENT AGENDA

- A. SPECIAL EVENT PERMIT: **Wedding**/Eldridge, Saturday, August 12, 2006; from 9:00 a.m. to 11:00 a.m.
- B. AGREEMENT: with Walter H. Keller for Planning consultant services
- C. EXTENSION: of the Development Order for LaDouceur/Silver Capital Investment, 4649 Bougainvillea Drive, for a period of six months
- D. CONTRACT: with Grade Marine Construction, Inc. for tugboat and barge usage for the Fourth of July Celebrations (*in an amount not to exceed \$23,786.75*)
- E. CONTRACT: with Firepower Displays Unlimited, Inc. for fireworks display for the Fourth of July Celebrations (*in an amount not to exceed \$30,000*)
- F. Creation of a new job classification, Maintenance Worker III, at pay range 114 (*with a pay schedule range of \$31,215 - \$46,823*)

12. RESOLUTION

13. OLD BUSINESS

- A. **“PUBLIC HEARING”** – VARIANCE REQUEST; Lowe/1808 West Terra Mar Drive (*Planning and Zoning Board recommended approval of the pool and deck variances, but denial of the house variances*) (*staff recommended approval of the pool and deck variances, but denial of the house variances*) (*tabled from May 23, 2006*)
- B. **“PUBLIC HEARING”** – VARIANCE REQUEST; Steven and Barbara Cole/221 Washingtonia Avenue (*Planning and Zoning Board recommended approval*) (*staff recommended approval*) (*tabled from May 23, 2006*)
- C. Discussion and/or action regarding the traffic circle proposal for South Seagrape Drive (*continued from May 23, 2006*)
- D. Discussion and/or action regarding Fish Habitat Pilot Program (*Marc Furth*) (*continued May 23, 2006*)
- E. Discussion and/or action concerning the farming out of building inspections from Broward County to a private company (*Mayor Oliver Parker*) (*tabled from April 11, 2006*) (***staff requesting this item be removed from the agenda until an analysis can be completed***)

14. NEW BUSINESS

- A. **“PUBLIC HEARING”** – SITE PLAN; Commerce Bank/4353 North Ocean Drive (***applicant requesting tabling to July 25, 2006***)
- B. **“PUBLIC HEARING”** – VARIANCE REQUEST; Commerce Bank/4353 North Ocean Drive (***applicant requesting tabling to July 25, 2006***)
- C. **“PUBLIC HEARING”** – SITE PLAN; White Cap Motel (repair and renovation)/4608 El Mar Drive (*Planning and Zoning Board recommended approval subject to conditions*) (*staff recommended approval subject to conditions noted in the planning report*)
- D. Selection of members for the Master Plan Steering Committee (*new term to run through July 2007*) (*seven members, as discussed and agreed to by the Commission during the meeting of April 25, 2006*)
- E. Discussion and/or action regarding the Capital Improvements Program (*Town Manager Robert Baldwin*)

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- F. Discussion and/or action regarding Terra Mar drainage improvements
(Town Engineer Kevin Hart)
- G. Discussion and/or action regarding setting term limits for Commissioners and Mayor utilizing the City of Deerfield Beach's plan
(Mayor Oliver Parker)
- H. Discussion and/or action regarding why the Mayor is now following precedence in making motions and seconding motions made
(Commissioner Jerry McIntee)
- I. Discussion and/or action regarding lowering taxes three percent and setting the final millage at 4.55 mills
(Mayor Oliver Parker)
- J. Discussion and/or action regarding parking meters located west of State Road A1A, on Commercial Boulevard
(Commissioner Jerry McIntee)
- K. Discussion and/or action to ensure that the fire assessment rate is not increased
(Mayor Oliver Parker)

15. TOWN MANAGER REPORT

- A. Municipal Services Department Monthly Report
- B. Landscape Contractors and Maintenance

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.