

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

AGENDA

Town Commission Meeting Room

4501 Ocean Drive

Tuesday, January 9, 2007

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. Deputy of the Month, Broward Sheriff's Office, District 13 (*Chief Scott Gooding*)
- 5. REPORTS**
 - A. Monthly Report for the period ending November 30, 2006
 - B. Report regarding the location and use of equipment used by the Broward Sheriff's Office Department of Fire Rescue and Emergency Services (*Town Manager Robert Baldwin*) (*continued from December 12, 2006*)
 - C. Report on procedures to be followed for a recall (*Town Attorney James Cherof*)
 - D. Report on the progress of the Sister Cities relationship with Henley-On-Thames (*Kenneth Most*)
- 6. APPROVAL OF MINUTES**
 - A. June 13, 2006, Regular Meeting
 - B. September 14, 2006, Regular Meeting
 - C. September 26, 2006, Workshop Meeting (*tabled from December 12, 2006*)
 - D. September 28, 2006, Regular Meeting (*tabled from December 12, 2006*)
 - E. October 24, 2006, Regular Meeting (*tabled from December 12, 2006*)
 - F. November 28, 2006, Regular Meeting (*tabled from December 12, 2006*)
 - G. December 12, 2006, Regular Meeting
- 7. PUBLIC COMMENTS**

8. **ORDINANCES (2nd Reading) "Public Hearings"**

- A. **ORDINANCE NO. 2006-15:** An ordinance of the Town of Lauderdale-By-The-Sea, Florida, amending Article III "Maintenance of Property" of Chapter 6 of the Code of Ordinances to add a new Section 6-42 titled "Site Maintenance of Projects Under Development"; providing for minimum landscaping requirements for sites under development; providing for severability; codification; and an effective date ***(due to advertising requirements, staff is requesting that the second reading of this ordinance be tabled to January 23, 2007)***
- B. **ORDINANCE NO. 2006-16:** An ordinance of the Town of Lauderdale-By-The-Sea, Florida, amending Section 24-43(b) of Article IV "Application for Final Site Plan Approval" of Chapter 24 of the Code of Ordinances, to require the submission of a scale model of a proposed project in an overlay district as a condition of site plan submission; providing for severability; codification; and an effective date. ***(due to advertising requirements, staff is requesting that the second reading of this ordinance be tabled to January 23, 2007)***
- C. **ORDINANCE NO. 2006-17:** An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, amending Section 24-43(g) effect period of final site plan approval; providing clarification of the effective period of an approved site plan; providing for conflicts, severability, codification and an effective date. ***(due to advertising requirements, staff is requesting that the second reading of this ordinance be tabled to January 23, 2007)***

9. **COMMISSIONER COMMENTS**

10. **ORDINANCES (1ST Reading)**

- A. **ORDINANCE NO. 2006-18:** An ordinance of the Town of Lauderdale-By-The-Sea, Florida, providing interpretation of the November 2006 Charter amendment regarding qualifications for office and term limits; providing for severability; codification; and an effective date ***(tabled from December 12, 2006)***
- B. **ORDINANCE NO. 2007-01:** An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, creating an Article IV of Chapter 6, Buildings and Building Regulations of the Code of Ordinances; providing for regulations of building color; providing for permits; providing for amortization of non-conforming buildings; providing for conflicts, severability, codification and an effective date

- C. **ORDINANCE NO. 2007-02:** An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, amending Section 4-32 of the Code of Ordinances to prohibit animals in Town parks; providing for conflicts, severability, codification and an effective date.
- D. **ORDINANCE NO. 2007-03:** An ordinance of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, changing the date of municipal elections from the second Tuesday in March to the first Tuesday in November; providing for a transition period for elected officials who are serving a term of office at time of adoption of this ordinance; providing for amended qualifying periods; amending conflicting provision in Section 6.1 of the Town Charter; submitting the amendment to approval by referendum; providing for conflicts, severability, codification and an effective date

11. CONSENT AGENDA

- A. **AGREEMENT:** with Municipal Code Corporation for updating and format changes, as well as formalizing online process of Town's Code
- B. **LEASE AGREEMENT:** between the Town and AMISUB (North Ridge Hospital) for use of the Town's off-site building
- C. **SPECIAL EVENT PERMIT:** Stargazing concert/Lauderdale-By-The-Sea Performing Arts Center; Friday March 10, 2007, from 7:00 p.m. to 10:00 p.m.
- D. **PROPOSAL:** from Craven Thompson for Landscape Improvements
- E. **PROPOSAL:** from Craven Thompson for Beach Access Paths in North Beach
- F. **AGREEMENT:** with the Supervisor of Elections Office to engage, train, and assign poll workers and other necessary staffing in connection with election regulations, as needed

12. RESOLUTION

13. OLD BUSINESS

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- A. Discussion and/or action regarding the possibility of the Town providing trash collection (*tabled from October 24, 2006*)
 - 1. Discussion and/or action regarding the possibility of providing for an assessment for solid waste collection for residential customers (*tabled from November 14, 2006*)
- B. Discussion and/or action regarding the short list selection for professional engineering consulting services (*Municipal Services Director William Mason*) (*tabled from November 28, 2006*)
- C. Discussion and/or action concerning beach safety issues (*Mayor Oliver Parker*) (*tabled from November 28, 2006*)
 - 1. Installation of call phones at all beach access areas
 - 2. Installation of signs regarding rip currents; providing instructions on what to do if a person is caught in a rip current
- D. Discussion and/or action concerning the naming of El Prado after Bill and Eva Karley (*Commissioner Jim Silverstone*) (*tabled from November 28, 2006*)

14. NEW BUSINESS

- A. **PUBLIC HEARING - SITE PLAN** Coral Key Ocean Club, located at 4601 El Mar Drive (*Planning and Zoning Board recommending approval subject to conditions outlined in the planning report; staff recommending approval subject to the conditions outlined in the planning report*)
- B. Discussion and/or action regarding the current membership of the Planning and Zoning Board (*Vice Mayor John Yanni*)
- C. Discussion and/or action pertaining to procedures for public comments and Commissioner comments (*Mayor Pro Tem Chuck Clark*)
- D. Discussion and/or action regarding the forming of an individual police department (*Commissioner Jerry McIntee*)
- E. Discussion and/or action regarding accusations against Cindy Geesey by Planning and Zoning Board member Lawrence Wick (*Mayor Oliver Parker*)
- F. Discussion and/or action regarding developer lawsuits against sitting board member and alternate board member and pending resignations of additional board members (*Commissioner Jerry McIntee*)

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- G. Discussion and/or action regarding the naming of El Prado in memory of former Vice Mayor-Commissioner Ernie Fontaine *(Mayor Oliver Parker)*
- H. Discussion and/or action regarding a proposed amendment to the parking meter ordinance as it concerns businesses on Commercial Boulevard *(Mayor Pro Tem Chuck Clark)*
- I. Discussion and/or action to eliminate all Broward Sheriff's Office vehicles parked behind Town Hall to increase parking for Town residents *(Commissioner Jerry McIntee)*
- J. Discussion regarding employees parking inside Town Hall buildings with their personal cars and trucks *(Commissioner Jerry McIntee)*
- K. Discussion and/or action demanding the Broward Sheriff's Office return all Lauderdale-By-The-Sea fire equipment within Town limits as our taxpayers bought this equipment with their tax dollars *(Commissioner Jerry McIntee)*

15. TOWN MANAGER REPORT

- A. Municipal Services Department Monthly Report
- B. Development Services Department Quarterly Report

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.