

# TOWN OF LAUDERDALE-BY-THE-SEA

## TOWN COMMISSION

### REGULAR MEETING

### AGENDA

Town Commission Meeting Room

**4501 Ocean Drive**

**Tuesday, March 27, 2007**

**6:00 P.M.**

#### 1. CALL TO ORDER, MAYOR OLIVER PARKER

*Closed door session in accordance with the procedures set forth in Florida Statutes Section 286.011(8) to discuss the following pending litigation:*

*Case No. 06-1156(21), The Town vs. The Coastal Arms, Inc., James Edmonson, The Palm Yacht & Beach Club, Inc., Delrado, Inc. d/b/a El Dorado, in the Circuit Court of the 17<sup>th</sup> Judicial Circuit in and for Broward County, Florida. In attendance will be the Town Commission, Town Attorney and Town Manager.*

#### 2. PLEDGE OF ALLEGIANCE TO THE FLAG

#### 3. INVOCATION, TOWN CHAPLAIN

#### 4. PRESENTATIONS

A. Report on Economic Development Task Force - *Siemon & Larsen*

#### 5. REPORTS

A. February 2007 End Of Month Report

#### 6. APPROVAL OF MINUTES

A. January 9, 2007 Regular Meeting

#### 7. PUBLIC COMMENTS *(random selection of individuals; limited to half hour)*

#### 8. ORDINANCES *(2nd Reading)* **“Public Hearings”**

#### 9. ORDINANCES *(1st Reading)*

A. **ORDINANCE NO. 2007-06:** An ordinance of the Town of Lauderdale By The Sea, Florida amending the Town code of ordinances to replace the term “Occupational License” with “Business Tax” or “Business Tax Receipt”; providing for conflicts, severability, codification and an effective date. *(Public Hearing to be held on April 10, 2007).*

**10. CONSENT AGENDA**

- A. Ratification of Special Event Permit – Arts & Craft Show - held March 10 and March 11, 2007

**11. RESOLUTION “Public Hearings”**

- A. A resolution of necessity of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, promulgated pursuant to Section 163.355, Florida Statutes, in order to begin the formal process of creating a Community Redevelopment Agency to function within the Town of Lauderdale-By-The-Sea; approving a slum and blight study; defining the redevelopment area; determining that the redevelopment area suffers from one or more indicators of blight; determining that the redevelopment area is appropriate and critically necessary in the interest of the public health, safety, morals, and welfare of the residents of the Town; making certain other required findings and determinations; and providing effective date therefore (*Public Hearing to be held on March 27, 2007*)
- B. A resolution of the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, requiring Town Administration disclosure to the Town Commission when there is a cost overrun anticipated or required for an approved Town project; providing an effective date.

**12. OLD BUSINESS**

- A. *Open Space Requirements For Beach Properties (Development Services – Jim Bell - tabled from February 13, 2007)*
- B. *Appointment of member to the Walk Around Committee (Vice Mayor John Yanni - tabled from February 27, 2007)*
- C. *Discussion and/or action regarding a reconsideration of motion that passed on the Oriana site plan amendment application (Town Attorney Jim Cherof - tabled from March 13, 2007)*
- D. *Discussion and/or action regarding the development order for the Pier Pointe/Oriana project (Town Planner Walter Keller - tabled from March 13, 2007)*

**13. NEW BUSINESS**

- A. Installation Of Flagpoles Town Entryways (Commissioner Silverstone)
- B. Sidewalk Standards – El Mar Drive (Town Planner - Walter H. Keller)

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- C. Discussion and/or action regarding request for 1 year extension of Site Plan Approval for Villa Solemar - 4240 Bougainvillla Drive (Town Planner - Walter Keller)
- D. Discussion and/or action regarding termination of Richard Coker from Town employment (Commissioner Jerry McIntee)
- E. Speed bump on South Sea Grape as North Sea Grape (Commissioner Jim Silverstone)
- F. Picnic for all Town employees and board members (Commissioner Jim Silverstone)
- G. Discussion and/or action of three (3) signs proposed by the Benihana restaurant currently under permit review previously approved by the Commission on 3/28/06 (Development Services – Jim Bell).
- H. Discussion and/or action reference Garden Court project approved by Commissioner on July 26, 2005 (Development Services – Jim Bell).
- I. Discussion and/or action regarding authorizing Code Enforcement officers to enforce dog leash and poopie scooper laws (Mayor Oliver Parker).

**14. TOWN MANAGER REPORT**

**15. TOWN ATTORNEY REPORT**

- A. *Report On Beach Easements as Public Beach Access in the northern sections of town (Town Attorney Jim Cherof–tabled from April 11, 2006)*

**16. COMMISSIONER COMMENTS**

**17. PUBLIC COMMENTS** *(remaining members of the public to speak at this time)*

**18. FUTURE AGENDA ITEMS**

**April 10, 2007**

- A. Discussion and/or action regarding Chen & Associates agreement (from 3/13/07)
- B. Posting of pictures (Ordinance 2007-05) – Government Access Channel (Town Attorney-tabled from 3/13/07)

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- C. Presentation/awards for the LBTS Volunteer Fire Explorer Competition (Commissioner Silverstone – requested 3/20/07)

**April 24, 2007**

- A. Building Department Permit Income and Building Department Studies (Development Services-tabled from 3/13/07)
- B. Discussion and/or action regarding the Town’s water system to Fort Lauderdale (Town Manager-Town Attorney-tabled from 3/13/07)
- C. Elected Official Pay Raise (Town Attorney-tabled from 3/13/07)

**June 12, 2007**

- A. Discussion and/or action regarding the selection of a professional architect for the Commercial Blvd. Beach Pavilion (Walter Keller - tabled from 3/13/07)
- B. Presentation of a professional planner consultant (Town Manager - tabled from 3/13/07)

**July 17, 2007**

- A. Discussion and/or action regarding the possibility of establishing a Town Ethics Committee (Commissioner McIntee - tabled from 3/13/07)

**March 27, 2008**

- A. Discussion and/or action regarding request for 1 year extension of Site Plan Approval for Villa Solemar - 4240 Bougainvillia Drive (Walter Keller – tabled from 3/27/07)

**18. ADJOURNMENT**

*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.*