

# TOWN OF LAUDERDALE-BY-THE-SEA

## TOWN COMMISSION

### REGULAR MEETING

### AGENDA

Town Commission Meeting Room

**4501 Ocean Drive**

**Tuesday, April 24, 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. Broward County Commissioner Keechl (Commissioner Silverstone)
  - B. Proclamation: Robert Baldwin Day (Mayor Parker)
5. **REPORTS**
  - A. Quarterly Report of Minor Site Plan Amendments as required by Ordinance 2004-007. In the 1<sup>st</sup> quarter of 2007, two (2) projects had Minor Site Plan Amendments, Seagrape Townhomes, and Benihana.
  - B. Budget Report – March 2007
6. **APPROVAL OF MINUTES**
  - A. March 27, 2007 Regular Meeting
  - B. April 10, 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. 2007-07:** AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE BY THE SEA, FLORIDA AMENDING CHAPTER 20, “UTILITIES,” OF THE TOWN’S CODE OF ORDINANCES CREATING A NEW ARTICLE V TITLED “WATER CONSERVATION REGULATIONS” CREATING SECTIONS 20-46 THROUGH 20-40, PROVIDING FOR WATER CONSERVATION REGULATIONS DURING PERIODS OF WATER SHORTAGES; PROVIDING FOR DEFINITIONS, ENFORCEMENT PROCEDURES AND PENALTIES; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND EFFECTIVE DATE. (Public Hearing May 8<sup>th</sup>)

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**10. CONSENT AGENDA**

- A. Town Entry Ways Vision Project – Approval to proceed with project construction documents. (Commissioner Clark – John Olinzock – Municipal Services – tabled from 4/10/07 meeting)
- B. Commission Approval of Special Event Permit for Chamber of Commerce Green Market (John Olinzock – Municipal Services)

**11. RESOLUTION**

**12. OLD BUSINESS**

- A. Discussion and/or action regarding Commission approval of Professional Engineering Consultant Agreement with Chen & Associates (John Olinzock – Municipal Services – tabled from 3/13/07)
- B. Discussion and/or action regarding the Town’s water system to Fort Lauderdale (John Olinzock and Town Attorney-tabled from 3/13/07)
- C. Report on options for the Town to save money on building permit services and fees (per Commission directive at 3/13/07 meeting) (Jim Bell – Development Services)
- D. Report on the allocation of parking lots to serve the various restaurants in the Town’s core area. (per Commission directive at 3/27/07 meeting) (Jim Bell – Development Services) (requested to be tabled by staff)
- E. Sidewalk/ Pavers Standards (Walter Keller and John Olinzock – tabled from 3/27/07)
- F. Discussion and/or action reference standard procedures and penalties regarding major infractions of approved site plan (Commissioner Silverstone – tabled from 4/10/07 meeting).
- G. Discussion and/or action regarding how to proceed further on the issue of Town Manager Baldwin’s resignation (Mayor Parker -- tabled from 4/10/07)

**13. NEW BUSINESS**

- A. **PUBLIC HEARING – SITE PLAN AMENDMENT** Marina Village Townhomes, located at 227-237 Garden Court, north side of Garden Court and the Silver Shores Waterway
- B. Discussion and/or action for removal of Michael Arker from the Master Steering Committee (Commissioner Silverstone).
- C. Clarification Reference: Public comments pertaining to current agenda items or future agenda items (Mayor Parker)

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- D. Discussion and/or action regarding letter received from BSO Fire dated 4/11/2007 (Mayor Parker)
- E. Discussion and/or action regarding allowing drive-thru businesses in the Town and whether Staff should begin code amendments to allow drive-thru businesses (Jim Bell – Development Services)
- F. Discussion and action regarding ten story hotel project Pompano on A1A – Pompano P&Z # 6-1200054 Commissioner Clark to propose resolution in opposition thereof.
- G. Review of special events permit application process (John Olinzock – Municipal Services)
- H. Offsite Public Works Facility, Notice of Building Safety Inspection Program (John Olinzock – Municipal Services)
- I. Discussion and/or action regarding public comments on town related matters (Commissioner McIntee)
- J. Discussion and/or action on inappropriate influences of architecture students by Mayor Parker regarding the pavilion foot of Commercial (Commissioner McIntee)
- K. Discussion and/or action on internal affairs complaint to Broward Sheriff's Office and a request for a polygraph of Chief Gooding Broward Sheriff's Office (Commissioner McIntee)
- L. Discussion and/or action regarding the cost of the Fourth of July celebrations and bids for any cost over \$15,000 (Commissioner McIntee)
- M. Discussion and/or action on Commissioner's comments at meetings (Commissioner McIntee)
- N. Discussion and/or action regarding inviting all faith based denominations to Lauderdale-By-The-Sea to deliver the invocation (Commissioner Silverstone)

**14. TOWN MANAGER REPORT**

- A. Payment of legal bill (Coker)
- B. Legislation Update

**15. TOWN ATTORNEY REPORT**

- A. Discussion and/or action regarding resolution for Elected Official Pay Raise (Town Attorney- tabled from 3/13/07)

**16. COMMISSIONER COMMENTS**

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

**18. FUTURE AGENDA ITEMS**

**May 8, 2007**

- A. Sidewalk/Pavers Standards (Walter Keller and John Olinzock – tabled from 3/27/07)
- B. Discussion and/or action scheduling of future Commission workshops pertaining to the proposed Unified Land Development Code (Jim Bell, Development Services – tabled from 4/10/07 meeting staff to provide time frame for redlining report).
- C. Discussion and/or action regarding the Elected Official Pay Raise Resolution discussed on 4/24/07.
- D. Discussion and/or action reference the Armada Project resolution discussed on 4/24/07

**May 22, 2007**

- A. Discussion and/or action reference nomination to fill vacancy (1) Board of Adjustment (Jim Bell, Development Services – tabled from 4/10/07 meeting).
- B. Discussion and/or action reference the abandonment of Garden Court. Consideration to retract cul-de-sac vacation of Garden Court and rescind site plan approval for Garden Court Townhouses (Jim Bell, Development Services – per 4/10/07 meeting – move to direct staff to negotiate impasse and bring back to the 5/22/07 meeting and prepare an amended development order and report back to commission).

**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 (Pending RFQ's - tabled from 3/13/07)
- C. Discussion and/or action regarding Site Plan review and approval to remodel the building to allow both retail and restaurant uses.

**July 17, 2007**

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

**June 23, 2009**

Discussion and/or action regarding Ordinance No. 2007-03.

**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.*