

# **TOWN OF LAUDERDALE-BY-THE-SEA**

## **TOWN COMMISSION**

### **REGULAR MEETING**

### **AGENDA**

Town Commission Meeting Room

***4501 Ocean Drive***

***Tuesday, July 10, 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. Government Finance Officers Association Distinguished Budget Presentation Award (Town Manager Colon)
  - B. Presentations of Professional Architects (RFQ 06-07-01; 05-06-02)
    1. Ocampo
    2. Russell Partnership
- 5. REPORTS**
  - A. Lauderdale-By-The-Sea Employee of the Month (John Olinzock, Assistant to the Town Manager)
  - B. Deputy of the Month (Chief Gooding, Broward Sheriff's Office)
  - C. Burton and Associates (Preliminary Report regarding Fire Assessment)
- 6. APPROVAL OF MINUTES**
  - A. June 26, 2007
- 7. PUBLIC COMMENTS**
- 8. ORDINANCES (2nd Reading) "Public Hearings"**
- 9. COMMISSIONER COMMENTS**
- 10. ORDINANCES (1st Reading)**

**11. CONSENT AGENDA**

- A. Recommend award of a professional planner RLI # 06-07-01 (Town Manager Colon)
- B. Approve voting delegate for Florida League of Cities Annual Conference, August 2007 (Town Manager Colon)
- C. Special Events Application/Aruba Beach Bash-Labor Day September 3, 2007 12-8 pm (Assistant to the Town Manager John Olinzock)
- D. Special Events Application/Chamber of Commerce Green Market July 14, July 28, August 11, August 25, September 8, September 22, October 6, October 20, November 3, November 17, December 1, December 15, 2007; 8am-1 pm (Assistant to the Town Manager John Olinzock)

**12. RESOLUTION**

**13. OLD BUSINESS**

- A. Discussion and/or action regarding renewing performing arts center contract (Vice Mayor Yanni—tabled from 6/26/07 meeting)
- B. Staff has received a request for an additional time extension (unspecified duration) for the Bougainvilla Townhomes project located at 4430, 4432, and 4436 Bougainvilla Drive (See attached memorandum and applicant's justification letter) (Jim Bell Development Services—tabled from 6/26/07 meeting)
- C. Staff has received a request for an additional time extension (unspecified duration) for the Poinciana Townhomes project located at 4415, 4417, 4419, and 4421 Poinciana Street (See attached memorandum and applicant's justification letter) (Jim Bell Development Services—tabled from 6/26/07 meeting)
- D. Staff has received a request for an additional six (6) month time extension to December 14, 2007 for the Pelican Cove Townhomes project located at 235 Hibiscus Avenue (See attached memorandum and applicant's justification letter) (Jim Bell Development Services—tabled from 6/26/07 meeting)
- E. Staff is requesting the Town Commission review proposed amendments to the Code that would address provisions for the placement and durations of POD's dumpster (construction type) containers, and portable storage units in the Town (Jim Bell Development Services—tabled from 6/26/07 meeting)
- F. Discussion and/or action regarding member of sitting volunteer committee verbally abusing Town employee three (3) times publicly (Commissioner McIntee—tabled from 6/26/07 meeting)

- G. Discussion regarding response units to Fire calls in Lauderdale-By-The-Sea by Broward Fire Department and who is covering TL32 when it is out of Town (Commissioner McIntee—tabled from 6/26/07 meeting)
- H. Discussion and/or action regarding missing beach buoys (Commissioner Silverstone—tabled from 6/26/07 meeting)
- I. Further discussion regarding Garden Court Townhomes (requested at 6/26/07 meeting) (Commissioner McIntee)
- J. At the June 26, 2007 Town Commission meeting, Staff indicated that the Town Engineer had some issues with the easements that were presented to Staff to be recorded for the Garden Court roadway associated with the Garden Townhomes project. The Commission asked the applicant to return to the Commission on July 10, 2007 with documents pertaining to the cul-de-sac abandonment and new roadway configuration for Garden Court that have been approved by the Town Engineer and Town Attorney and are ready to be recorded (Jim Bell—Development Services)

#### 14. NEW BUSINESS

- A. **Public Hearing**—Variance for 4453 East Tradewinds Avenue (Jim Bell—Development Services)
- B. **Public Hearing**—Variance for 4243 Bougainvillea Drive (Jim Bell—Development Services)
- C. Discussion and/or action regarding placing pavers on El Mar Drive for the Coral Key project (Mayor Parker)
  - 1. At the June 26, 2007 Commission hearing, the applicant for the Coral Key Ocean Club project located at 4601 El Mar Drive requested that the Commission approve a change to El Mar Drive and Washingtonia Avenue to allow for paver crosswalks to his project. The Commission voted to have this item return to the Commission on July 10, 2007 for consideration (Jim Bell—Development Services)
- D. Discussion and/or action regarding giving the Performing Arts Center priority with dates at Jarvis Hall (Mayor Parker)
- E. Informing residents of projects in their area (Mayor Parker)
- F. Status of all Town projects (Mayor Parker)
- G. Discussion and/or action on purchasing SunBank (Vice Mayor Yanni)
- H. Reconsideration of changing election date from March to January (Vice Mayor Yanni)
- I. Staff has received a request for an additional time extension (unspecified duration) for the Duval Townhomes project located at 4209 and 4215 Seagrape

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Drive (See attached memorandum and applicant's justification letter) (Jim Bell—Development Services)

- J. Discussion and/or action regarding: ordinance preventing inappropriate displays in store fronts windows (Vice Mayor Yanni)
- K. Discussion regarding Commercial Boulevard Pavilion (Commissioner Silverstone)
- L. Discussion and/or action regarding Town hiring a fire inspector (Commissioner Silverstone)
- M. Discussion on why we did not receive the donated fire ambulance from Plantation, who called Plantation and stopped the transfer to our citizens of this life saving piece of equipment (Commissioner McIntee)
- N. Discussion regarding hiring part time life guards on our beach (Commissioner McIntee)
- O. Discussion and/or action regarding salacious statements on inventory in tee shirt stores (Commissioner McIntee)
- P. Discussion on Broward Sheriff office potentially bankrupting Pembroke Park by increasing costs even though they had a contract, can it happen to us? (Commissioner McIntee)
- Q. Discussion regarding resort area street signs installed in our Town (Commissioner McIntee)
- R. Discussion regarding preparing a proclamation for Hyatt Aldahwi, eight-year old resident of Lauderdale-By-The-Sea winning a first place at 2007 Sunshine State Games Figure Skating Championships, May 18-20, 2007 (Commissioner Silverstone)

**15. TOWN MANAGER REPORT**

- A. Tax Reform Update
- B. CRA Update
- C. Internal Building Department/ Reduction of Fees

**16. TOWN ATTORNEY REPORT**

- A. Sea Colony

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

**18. FUTURE AGENDA ITEMS**

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**July 24, 2007**

- A. Recommend award of a professional architect for the Commercial Boulevard Beach Pavilion (RFQ 06-07-01;05-06-02) (Walter Keller)
- B. Discussion and/or action regarding the possibility of establishing a Town Ethics Committee (Commissioner McIntee - tabled from 3/13/07)
- C. Burton and Associates (Final Report regarding Fire Assessment)
- D. Redlined version of the ULDR to be held at 6 p.m. (Jim Bell, Development Services)
- E. The Planning and Zoning Board tabled the proposed Wings site plan (fka: Mack's Groves) located at 4405 N. Ocean Drive to the meeting of June 20, 2007 to allow the applicant time to address parking issues. The project will need Board of Adjustment approval of a proposed parking study to address their parking needs. At public hearing, Staff recommended the item to be tabled. (Jim Bell, Development Services—tabled from 6/12/07 meeting)
- F. Discussion and/or action on creating an ordinance to prohibit rentals in residential areas for a period of less than 30 days (Commissioner Clark—tabled from 6/26/07 meeting)
- G. Ordinance 2007-10 Off-Site Parking (Town Attorney Cherof)
- H. Ordinance 2007-11 50-year Lease Agreement (Town Attorney Cherof)
- I. Ordinance 2007-12 Drive-thru Regulations (Town Attorney Cherof)
- J. Ordinance 2007-13 Placing on the November 2008 Ballot Moving election from March to November 2012 (Town Attorney Cherof)
- K. Ordinance 2007-14 Prohibiting Rentals in Residential Areas (Town Attorney Cherof)

**September 11, 2007**

- A. Discussion and/or action regarding change to El Mar Drive from present configuration to one lane (Commissioner Silverstone—tabled from 6/12/07 meeting)
- B. Commission approval to further study of Town of Lauderdale-By-The-Sea Internal Building Department and negotiable agreements as recommended by Chen & Associates (John Olinzock, Assistant to the Town Manager—tabled from 6/12/07 meeting)
- 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)—tabled from 4/24/07 and 6/26/07 meetings

**October 9, 2007**

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- A. 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)—tabled from 4/24/07,5/8/07,5/22/07, and 6/26/07 meetings

**Items Tabled until Uncertain Date**

- A. Discussion and/or action regarding BSO letter of complaint dated 4/11/07 and event report dated 4/7/07 (Mayor Parker) (Pending IA report)
- B. Report on public records request regarding tape referred to in 4/27/07 Commission Meeting (Mayor Parker) (Pending IA report)

**19. 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.*