

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

AGENDA

Town Commission Meeting Room

4501 Ocean Drive

Tuesday, July 24, 2007

7:00 P.M.

AMENDED July 23, 2007

- 1. CALL TO ORDER, MAYOR OLIVER PARKER**
- 2. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 3. INVOCATION, TOWN CHAPLAIN**
- 4. PRESENTATIONS**
- 5. REPORTS**
 - A. Finance Department Monthly Report June 2007 (Kathy O'Brien, Interim Finance Director)
 - B. Municipal Services Monthly Report June 2007 (John Olinzock, Assistant to the Town Manager)
 - C. Monthly Activity Report June 2007 (Jim Bell, Development Services)
 - D. BSO Police Monthly Report June 2007 (Lt. Caren Pollaccia, Broward Sheriff's Office)
 - E. Monthly report from BSO Fire Rescue June 2007 (Chief Sievers, Broward Sheriff's Office)
 - F. Burton and Associates (Preliminary Report regarding Fire Assessment)
 - G. Report by Edwin Forbes—Pavilion (Commissioner McIntee)
 - H. Quarterly Report, 2nd Quarter 2007, of Minor Site Plan Amendments as required by Ordinance 2004-07. In the 2nd Quarter of 2007, two (2) projects had Minor Site Plan Amendments: Oriana and Villas by the Sea (Jim Bell, Development Services)
- 6. APPROVAL OF MINUTES**
- 7. PUBLIC COMMENTS**
- 8. ORDINANCES (2nd Reading) "Public Hearings"**

9. COMMISSIONER COMMENTS

10. ORDINANCES *(1st Reading)*

- A. 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 FOLLOWING THE FIRST MONDAY IN NOVEMBER IN EVEN NUMBER YEARS COMMENCING IN 2012; PROVIDING FOR EXTENSION OF THE TERMS OF OFFICE FOR ELECTED OFFICIALS AT TIME OF TRANSITION FROM MARCH TO NOVEMBER ELECTIONS; 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. (Town Attorney Cherof)

- B. ORDINANCE 2007-10**—AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING SECTION 24-5-155 "PARKING OTHER THAN ON-SITE LOCATION" TO SET FORTH CONDITIONS FOR WHEN OFF-SITE PARKING IS ALLOWED; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE. (Town Attorney Cherof)

11. CONSENT AGENDA

- A.** Approval of Palm Club Sanitary Sewer Project Design Budget and Preliminary Construction Budget (John Olinzock, Assistant to the Town Manager)

- B.** Approval of Agreement with Chen and Associates to Prepare and Submit NPDES MS-4 Year 4 Annual Report (John Olinzock, Assistant to the Town Manager)

- C.** Approval of Annual Electrical Maintenance Services Agreement (John Olinzock, Assistant to the Town Manager)

- D.** Approval of Study for Traffic Signal Warrant Analysis—SR A1A and SE 15th Street (John Olinzock, Assistant to the Town Manager)

- E.** Approval of Budget for Design and Construction of Permanent Monument Signage—2 Town Parking Lots (John Olinzock, Assistant to the Town Manager)

- F.** Approval of Granicus (Tina Angelone, Town Clerk)

- G.** Approval of Town Network/Systems and Service (Town Manager Colon)

- H.** Re-clarification of Position Numbers (Town Manager Colon)

12. RESOLUTION

13. OLD BUSINESS

- A. Discussion and/or action regarding the selection of a professional architect for the Commercial Boulevard Beach Pavilion (RFQ 06-07-01;05-06-02) (Town Manager Colon)
 - 1. Ocampo: Conceptual Drawings Quote
 - 2. Russell Partnership:
- B. Discussion and/or action regarding the possibility of establishing a Town Ethics Committee (Commissioner McIntee - tabled from 3/13/07)
- C. 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)

14. NEW BUSINESS

- A. **Public Hearing**—The Planning and Zoning Board tabled the proposed Wings site plan (fka: Mack's Groves) located at 4405 N. Ocean Drive to their meeting of July 18, 2007 based on their concerns with the architecture of the proposed building (Jim Bell, Development Services) (Tabled from 6/12/07 meeting)
- B. **Public Hearing**—The Board of Adjustment is scheduled to review a proposed parking variance for the Wings Beachware project located at 4405 N. Ocean Drive at their July 17, 2007 meeting. There is an accompanying zoning petition request that was originally scheduled for the Planning and Zoning Board on June 20, 2007 in which the Board tabled the accompanying zoning petition to their meeting of July 18, 2007 (Jim Bell, Development Services)
- C. **Public Hearing**—Variance for Windjammer Resort and Beachclub located at 4244 El Mar Drive (Jim Bell, Development Services)
- D. Discussion and/or action regarding applications for use of Jarvis Hall and approval for televising (Town Manager Colon)
- E. Discussions regarding canceling BSO Fire contract for clear violations of same (Commissioner McIntee)
- F. Discussion regarding unauthorized advertisements on Channel 78 "infomercials" at recent group meeting (Commissioner McIntee)
- G. Discussion regarding Commissioner Yanni calling Christie Furth a liar and claiming she displayed a sign in 4th of July Parade that said "BSO Fire Must Go" (Commissioner McIntee)
- H. Discussion and/or action regarding reconsideration of fire assessment methodology (Commissioner Silverstone)

Town Commission Regular Meeting Agenda
July 24, 2007

- I. Discussion and/or action regarding comments made by Shoal Levy referencing a variance for property to the Town (Commissioner McIntee)
- J. Discussion and/or action regarding Florida League of Cities' 2007-08 FLC Legislative Policy Council Application (Town Manager Colon)
- K. Discussion and/or action regarding selection of members for the Master Plan Steering Committee and extending current terms until September 2007 (Tina Angelone, Town Clerk)
- L. **Public Hearing**—Variance for 4243 Bougainvilla Drive (Jim Bell—Development Services)

15. TOWN MANAGER REPORT

16. TOWN ATTORNEY REPORT

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

18. FUTURE AGENDA ITEMS

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
- D. Ordinance 2007-11 Conditions for Drive-Thru Services
- E. Ordinance 2007-12 Prohibiting Rentals in Residential Areas (Town Attorney Cherof)

October 9, 2007

- 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

Town Commission Regular Meeting Agenda
July 24, 2007

- 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.