

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

AGENDA

Town Commission Meeting Room

4501 Ocean Drive

Tuesday, November 27, 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. Certificate of Achievement for Excellence in Financial Reporting Government Finance Officers Association of the United States and Canada for the fiscal year ending September 30, 2006 (Allan Owens – GFOA Representative)
 - b. Supervisor of Elections update regarding the upcoming 2008 elections (Mary Cooney)
- 5. REPORTS**
 - a. Finance Budget Report – October 2007 – Preliminary Close (Martin Sherwood – Director of Finance and Budget)
 - b. Development Services End of Month Report – October 2007 – (Frank Rabinowitz – Director of Development Services)
 - c. Municipal Services Monthly Report – October 2007 (Rick Mesiano - Director of Municipal Services)
 - d. Broward Sheriff's Office Fire Rescue Monthly Report – October 2007 (Chief Sievers)
 - e. Verbal report from BSO Fire Rescue on the current agreement with Sea Ranch Lakes (Chief Sievers or Chief Lello)
 - f. Discussion and/or action regarding placement of video surveillance sign at Town Entryways (Commissioner Silverstone) Pending report from Chief Gooding and cost of camera from Manager Colon)

6. APPROVAL OF MINUTES

7. PUBLIC COMMENTS

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

9. COMMISSIONER COMMENTS

10. ORDINANCES (1st Reading) - Amending Ordinance 2005-05 returning El Mar Drive to two (2) lanes:

a. Ordinance 2007-17: AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 24, LAND DEVELOPMENT CODE AMENDING ARTICLE VIII “EL MAR DRIVE STREETScape PLAN”; ADOPTING REVISIONS TO THE STREETScape PLAN FOR EL MAR DRIVE FROM PINE AVENUE TO PALM AVENUE; REQUIRING CONFORMITY TO THE STREETScape PLAN AS A CONDITION OF SITE PLAN APPROVAL FOR PROPERTIES FRONTING ON EL MAR DRIVE; THE PROVIDING FOR CONFLICT, SEVERABILITY AND AN EFFECTIVE DATE. (Attorney Cherof)

11. CONSENT AGENDA

a. Renewal of Hardship Parking Permit – Sea Cliff Apts (June White, Town Clerk)

b. Award of Architect Agreement with the Russell Partnership, Inc., for the Design and the contract administration of the Commercial Boulevard Pavilion (John Olinzock - Assistant to the Town Manager)

c. Approval of the use of Jarvis Hall for Town Meeting with Congressman Ron Klein on Wednesday, January 9, 2008 at 5:30 p.m. (John Olinzock - Assistant to the Town Manager)

d. Purchase of street sweeper (Esther Colon – Town Manager)

e. Special Events Application for Sister Cities – Christmas Caroling 12/1/07-12/15/07 (John Olinzock - Assistant to the Town Manager)

f. Special Events Application for Village Grill’s New Years Eve Party (John Olinzock - Assistant to the Town Manager)

12. RESOLUTION

a. Resolution 2007-21: A Resolution of the Town of Lauderdale-By-The-Sea of Florida to pursue measures to become a “Green Local Government” through improved environmental performance, using criteria and standards developed

by the Florida Green Building Coalition, and encouraging the Legislature and Governor to support the Green Local Government Program (Attorney Cherof)

13. OLD BUSINESS

- a. Discussion and/or action regarding a Special Assessment for Palm Club or, in the alternative, deed the road to the Town (Mayor Parker) (Tabled from the October 9, 2007 meeting)
- b. Discussion and/or action regarding placing pavers on road work in Bel Air after sewer job (Commissioner McIntee)
- c. Paying \$1,800 to Corniche for Beach Access (Vice Mayor Yanni) (Tabled from November 13, 2007)
- d. Discussion and/or action regarding instructing the Town Attorney to file ethics complaint against Commissioner Silverstone and Commissioner McIntee for repeated violation of the rule of voting, conflict of interest, and for attempting to terminate the contract of an existing Town vendor and giving the contract to another vendor controlled by them and which employ them (Mayor Parker) (Tabled at the October 23, 2007 Meeting) (Tabled at the November 13, 2007 Meeting)
- e. Discussion and/action in relation to the Volunteer Fire Department - use of Fire House for training purposes (Commissioner Clark)
- f. Discussion and/or action regarding reimbursement by the Town of \$4,154.00 in repairs to NW corner property owned by Ocean East Apartments, Inc. 1530 South Ocean Boulevard (A1A), incurred in 2004 during placement of utilities underground (John Olinzock – Assistant to the Town Manager)
- g. Review of Jarvis Hall Ordinance No. 378 (Attorney Cherof) (Tabled from the October 9, October 23, and November 13, 2007)

14. NEW BUSINESS

- a. Discussion and/or action on sale or purchase of property (Commissioner Silverstone)
- b. Discussion and/or action regarding elimination of parking meter enforcement east of Bougainvilla Drive (Mayor Parker)
- c. Discussion and/or action regarding a stand alone Ordinance to prohibit single rentals on family homes for less than 6 months (Mayor Parker)
- d. Discussion and/or action to hold a workshop for the people to come together and make a decision on El Mar Drive (Vice Mayor Yanni)

- e. Consideration to approve the Villas by the Sea Site Plan Amendment to allow minimal changes to the architectural design of building "C". (Frank Rabinowitz – Director Development Services)
- f. Discussion and/or action regarding parking on El Mar Drive on Friday Nights from 6:00 p.m. to 11:00 p.m. (Commissioner McIntee)
- g. Discussion and/or action regarding new safety program approach for the Town (Commissioner McIntee)

15. TOWN MANAGER REPORT

16. TOWN ATTORNEY REPORT

- a. Opinion regarding an Ordinance prohibiting the display of inappropriate material in store fronts (Jim Cherof – Town Attorney) (Tabled from the October 23, 2007 meeting) (Tabled from the November 13, 2007 meeting)

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

18. FUTURE AGENDA ITEMS

December 11, 2007

- a. City of Ft. Lauderdale / Sale of Water System – Report by Mark Darmanin, City of Ft. Lauderdale (Attorney Cherof) Regarding The Advantage Of The Sale, The Reason For The Surcharge, And The Value – (From The September 11, 2007 Meeting)
- b. Variance request for Board of Adjustment November 20, 2007 – 1612 SE 21st Avenue (Frank Rabinowitz)
- c. Ordinance 2007-17 – Second reading

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)
- c. Approximate Costs for the Town to Perform Solid Waste Collection
- d. Discussion and/or action to reconsider the docks and floating docks and come up with a unified code (From the September 25, 2007 Meeting – Pending information from Stuart Dodd)

- e. Ordinance no. 2007-12 - Rentals: an Ordinance of the Town of Lauderdale By The Sea, Florida, adding a new Article IV to Chapter 6 of the Town Code of Ordinances establishing regulations and licensing requirements for the rental of residential dwellings; providing for severability and providing for an effective date. (Attorney James Cherof) (Tabled from October 23, 2007 and November 13, 2007)

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.