

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

**REGULAR MEETING**

**AGENDA**

Town Commission Meeting Room

**4501 Ocean Drive**

**Tuesday, January 8, 2008**

**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. Introduction to Web Cast
  - b. Broward Sheriff's Office Deputy of the Month – December, 2007 (Chief Gooding)
  - c. Broward Sheriff's Office Fire Rescue Employee of the Month – December, 2007 (Chief Sievers)
  - d. EAR Based Comprehensive Plan Amendments and Transmittal to DCA (Walter Keller – Town Planner)
- 5. REPORTS**
  - a. Chief Lello to report on the \$450,000 and an update on the Village of Sea Ranch Lakes Fire Service
  - b. Finance & Budget End of Month Report – November 2007 (Esther Colon – Town Manager)
  - c. Development Services End of Month Report – November 2007 – (Frank Rabinowitz – Director of Development Services)
  - d. Municipal Services Monthly Report – November 2007 (John Olinzock – Assistant to the Town Manager)
  - e. Broward County Sheriff's Office Monthly Report – November 2007 (Chief Gooding)

- f. Broward Sheriff's Office Fire Rescue Monthly Report – November 2007 (Chief Sievers)
- g. Review of PowerPoint report – to implement a sprinkler ordinance for homes to have sprinklers (Commissioner Silverstone)
- h. Disclosure of Local Officer's Interest - Form 8B (Attorney Cherof)
- i. A report of Permit Fee Schedules, Computation of Permit Fees for 2500SF Single Family Residence, 3000SF Roofing Permit, Window Change out permit with \$20,000.00 value (Frank Rabinowitz – Director of Development Services)

**6. APPROVAL OF MINUTES**

- a. **December 11, 2007 Regular Meeting Minutes**

**7. PUBLIC COMMENTS**

**8. ORDINANCES (2nd Reading) "Public Hearings"**

**9. COMMISSIONER COMMENTS**

**10. ORDINANCES (1st Reading)**

- a. **Ordinance 2008-01: "PUBLIC HEARING"** AN ORDINANCE OF THE TOWN OF LAUDERDALE BY-THE-SEA, FLORIDA, PROVIDING FOR CERTAIN TEXT AMENDMENTS TO THE TOWN'S COMPREHENSIVE PLAN TO ADDRESS THE 2005 EVALUATION AND APPRAISAL REPORT; PROVIDING FOR TRANSMITTAL OF THE PROPOSED AMENDMENTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
- b. **Ordinance 2008-02:** An Ordinance to lower the cost of a variance for single family homes (Requested at the December 11, 2007 Commission Meeting)

**11. CONSENT AGENDA**

- a. Commission approval of Special Events Application – Chamber of Commerce Green Market (John Olinzock – Assistant to the Town Manager)
- b. Commission approval for use of Jarvis Hall by Gardenia Place Condominium Association, Inc., for Association Board Meeting on Wednesday, February 6, 2008 at 6:00 PM. Video recording for broadcast is not being requested. (John Olinzock – Assistant to the Town Manager)
- c. Certification of Lien Orders prepared by Magistrate and ready to be placed into the Public Records to constitute a lien. Notification to the Commission is

being provided (Frank Rabinowitz) (Tabled at the December 11, 2007 meeting)

## 12. RESOLUTION

- a. **Resolution 2008-01:** A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE BY-THE-SEA, FLORIDA AUTHORIZING AND DIRECTING THE TOWN ADMINISTRATION TO EXPEND PUBLIC FUNDS FOR THE PURPOSE OF FURNISHING INFORMATION TO THE CITIZENS AND RESIDENTS OF THE TOWN PRIOR TO THE JANUARY 29, 2008 ELECTION ON THE PROPOSED PROPERTY TAX AMENDMENT TO THE FLORIDA CONSTITUTION; BUDGETING AND APPROPRIATING AN AMOUNT NOT TO EXCEED \$10,000 FOR THE PURPOSE OF FUNDING THE PUBLIC EDUCATION EFFORTS ASSOCIATED WITH THE PROPOSED CONSTITUTIONAL AMENDMENT; FINDING THAT THIS EXPENDITURE IS IN THE BEST INTERESTS OF THE HEALTH, SAFETY, AND GENERAL WELFARE OF THE CITIZENS AND RESIDENTS OF THE TOWN; AUTHORIZING THE APPROPRIATE MEMBERS OF THE TOWN ADMINISTRATION TO DO ALL THINGS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

## 13. OLD BUSINESS

- a. Discussion and/or action regarding drafting an Ordinance to pull the bags from the parking meters on Bougainvillea and Poinciana (Mayor Parker) (Requested at the December 11, 2007 meeting)
- b. Discussion and/or action on sale or purchase of property (Commissioner Silverstone) (Tabled at the December 11, 2007 meeting)
- c. 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) (Tabled at the December 11, 2007 meeting)
- d. Discussion and/or action regarding new safety program approach for the Town (Commissioner McIntee) (Tabled at December 11, 2007 meeting)
- e. Discussion and/or action regarding Public School assignments for Town residents (Commissioner McIntee) (Tabled at the December 11, 2007 meeting)
- f. Discussion and/or action regarding Lifeguard Services ( Esther Colon – Town Manager) (Tabled at the December 11, 2007 meeting)

## 14. NEW BUSINESS

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- a. Discussion and/or action regarding placing a 12 foot chain link fence on the north boundary of the soccer field. (Explanation – the fence should be the same height as the Tennis Court fence) (Mayor Parker)
  - b. Discussion regarding malicious statements in “By The Sea Future” (Commissioner McIntee)
  - c. **PUBLIC HEARING** - Site Plan review and approval for Buena Vista Hotel (20 condo hotel units) Renovation/Redevelopment located at 4217, 4225 El Mar Drive within RM-25 Residential Zoning District and Hospitality Overlay District (Frank Rabinowitz – Director of Development Services)
- 15. TOWN MANAGER REPORT**
- a. Agenda Format
- 16. TOWN ATTORNEY REPORT**
- 17. PUBLIC COMMENTS** (remaining members of the public to speak at this time)
- 18. FUTURE AGENDA ITEMS**

**February 4, 2008**

- a. The swearing in of Elected Officials and scheduling an Organizational Meeting

**February 12, 2008**

- a. Discussion and/or action regarding Sanitary Sewer Project for Palm Club or, in the alternative, deed the road to the Town or provide beach access to Town residents. (Tabled at the October 9, 2007 meeting)
- b. Discussion and/or action regarding the status of Town Planner (Mayor Parker) (Requested at the December 11, 2007 meeting)
- c. Discussion and/or action on RFP for Fire Support and EMS for the Town of Lauderdale By The Sea (Commissioner Clark) (Tabled at the December 11, 2007 meeting)

**February 26, 2008**

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- a. Discussion and/or action regarding the creation of a building division to clarify and clean up Variance issues (Commissioner McIntee) (Requested at the December 11, 2007 meeting)
- b. Award of Construction Contract to Tenex Enterprises, Inc., in the amount of \$75,810 for the construction of the two concrete base structures for the Town entryway features on Commercial Boulevard (SR 870) ( John Olinzock – Assistant to the Town Manager) (Tabled at the December 11, 2007 meeting)
- c. City of Ft. Lauderdale / Sale of Water System – Esther Colon – Town Manager) (Tabled at the December 11, 2007 meeting)
- d. Discussion and/or action regarding outrageous permit cost for front door on a house in Terra Mar (Commissioner McIntee) (Tabled at the December 11, 2007 meeting)

**March 11, 2008**

- a. Renewal of post hurricane clean-up agreements (Grubbs, Man Con, Tele-Vac, Post Buckley Schuh & Jernigan, Inc., Waste Management) (Rick Mesiano –Municipal Services Director)

**Items Tabled To An 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)

**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*

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***VERBATIM RECORDING OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.***