

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

MINUTES

Town Commission Meeting Room

4501 Ocean Drive

Tuesday, April 8, 2008

7:00 p.m.

April 8, 2008

1. CALL TO ORDER, MAYOR ROSEANN MINNET

Mayor Minnet called the meeting to order at 7:00 p.m. Mayor Minnet, Vice Mayor McIntee, Commissioner Silverstone, Commissioner Dodd, and Commissioner Clotey were present. Also present were Town Attorney Julie F. Klahr, Town Manager Esther Colon, and Town Clerk June White.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION

Vice Mayor McIntee gave the Invocation.

Commissioner Clotey requested amending the Agenda to add discussion and/or action regarding beach access at Leisure Gardens at the beginning of New Business.

Vice Mayor Jerry McIntee made a motion to allow as the first item under New Business. Commissioner Jim Silverstone seconded the motion. In a roll call vote, the motion carried 5 - 0.

Vice Mayor McIntee made a correction to New Business Item 14a. He amended the item to read Shore Court rather than South Shore.

Manager Colon said she had a Broward League of Cities delegation form requesting appointments of a Director, Alternate, and Second Alternate to represent the Town. She inquired as to whether the Commission wanted to consider it under Town Manager Report or earlier. The Commission agreed to leave it under Town Manager Report.

4. PRESENTATIONS

a. Employee of the Month - February 2008 (Assistant to Town Manager

Olinzock)

Assistant to the Town Manager, Olinzock said that James Wilson had been employed with the Town of Lauderdale by the Sea since February, 2006. Mr. Olinzock said Mr. Wilson was a valuable asset to the Municipal Services Department and therefore, named Employee of the Month for February, 2008.

5. REPORTS

6. APPROVAL OF MINUTES

a. March 11, 2008 Regular Minutes

Vice Mayor McIntee made a motion to approve the Minutes of March 11, 2008. Commissioner Silverstone seconded the motion. In a roll call vote, the motion carried 5-0.

b. March 25, 2008 Workshop Minutes

Commissioner Silverstone made a motion to approve the Workshop Minutes of March 25, 2008. Commissioner Clotey seconded the motion. In a roll call vote, the motion carried 5-0.

c. March 25, 2008 Regular Minutes

Commissioner Clotey made a motion to approve the Minutes of March 25, 2008. Vice Mayor McIntee seconded the motion. In a roll call vote, the motion carried 5-0.

7. PUBLIC COMMENTS

Gus Carbonell Architect for Pelican Cove, designed a couple years ago. Made all changes required by the Town. Process required site plan to be renewed after 6 months. Mr. Carbonell said he complied and then the site plan expired towards the middle of last year. He requested that the Commission renew the site plan approval.

Barbara Cole distributed a letter to the Commissioners and Town Manger with a check for \$1500 to be used for new Town Members to be instructed on the Sunshine Law.

Chuck Gress commented that as Roberts Rules or Order prohibited, it would not be his intention to ridicule or verbally attack the Commission and therefore, wanted the opportunity to challenge a comment made at the last

meeting. Mayor Minnet asked that public comments do not begin with insults.

Attorney Klahr said in her opinion that should Mayor Minnet allow Mr. Gress to speak, she could stop him at any time during his comment if she felt his comment was improper, or she could rule that his comment was improper to begin with and not allow it at all. Mayor Minnet allowed Mr. Gress to speak with a warning that if his comments were insulting he would be stopped.

Mr. Gress said he would fight the eminent domain theory in an attempt to seize beach access. He commented that a large number of people were against high rise condominiums and the only ones in favor of them were the ones concerned about a Burt J. Harris lawsuit. Mr. Gress believed government should have less power and not more.

Frank Herrmann was against pay raises for elected officials.

Maureen McIntee corrected the time for the start of the Easter Egg Hunt as 10:00 a.m.

L. Peanuts Wick was against Ordinance 2008-06, 2008-07. He did not believe elected officials and employees should use the option to opt out of the Town's health insurance as an indirect increase in income. Mr. Wick liked the idea of wireless internet.

Robert Fleishman was against the Town obtaining property through eminent domain.

Bob Dagit said there was a power outage yesterday resulting from a live wire that dangled for 45 minutes before someone responded to it. He wanted to know why it could not have been turned off and wanted Florida Power and Light to replace the utility pole.

Beverly Kennedy was proud to say Manager Colon and Assistant Olinzock were doing a great job. She believed short term rentals would be the Town's down fall.

Diane Boutin believed community transportation would be important to the residents and thanked the Commission for their support. She was in favor of public speaking on first and second readings for Ordinances. Ms. Boutin wondered how ready the Town was for Hurricane season.

Frank Serrao withdrew his request to speak until later in the evening.

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

- a. ORDINANCE 2008-10 - AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 17, ARTICLE VII, SECTION 17-101 OF THE CODE OF ORDINANCES TO LIMIT THE USE OF JARVIS HALL TO A LOCAL CIVIC ORGANIZATIONS, A TOWN RESIDENTS AND A BUSINESS THAT HOLDS A TOWN OCCUPATIONAL LICENSE; PROVIDING FOR SEVERABILITY; CODIFICATION; AND AN EFFECTIVE DATE (Passed 1st reading March 25, 2008)

Mayor Minnet read Ordinance 2008-10 by title. Mayor Minnet opened public hearing.

Diane Boutin was against Ordinance 2008-10. She believed that who ever used Town Hall would purchase goods and services from local businesses.

L. Peanuts Wick asked whether a town resident could use Jarvis Hall for a function for one of their friends. He asked whether condominiums were allowed use Jarvis Hall. Vice Mayor McIntee replied that if they are a Town resident, they can use it. Mr. Wick was in favor of the Ordinance.

Beverly Kennedy asked if the Ordinance addressed the use of Jarvis Hall by a State organization. Manger Colon said it was addressed in the body of the Ordinance.

John Thompson was concerned with limitations.

Lisa Mitchell said Art by the Sea was interested in holding their meetings in Jarvis Hall and wanted to know if they could. Vice Mayor McIntee said if they were registered and local they could hold their meetings in Jarvis Hall.

John Yanni said weddings and other events happened in Jarvis Hall. He suggested keeping the door open for Convention use for a fee.

Robert Diag thought some groups might run into trouble and felt they should be ruled out.

With no one else wishing to speak, Mayor Minnet closed public hearing.

Vice Mayor McIntee made a motion to adopt Ordinance 2008-10. Commissioner Dodd seconded the motion.

Commissioner Clottey asked Attorney Klahr whether Local Civic Organization included Local Political Groups and whether that would be problematic. Attorney Klahr suggested that the Commission could amend the Ordinance to make it clearer.

Commissioner Clottey made a motion to amend Ordinance 2008-10 to address "Local Organization" rather than "Local Civic Organization". Vice Mayor McIntee seconded the motion.

Commissioner Dodd said he believed it was clarified by Attorney Cherof that this was one of the broadest definitions and that the word "Civic" did not need to be redefined. He felt it would be wiser to leave it in the Ordinance. Vice Mayor McIntee withdrew his second to Commissioner Clottey's amendment. He explained that he was afraid that if the Commission opened Jarvis Hall without control, then anyone outside of the country would be allowed to use Jarvis Hall for anything they wanted.

Mayor Minnet did not want to restrict anyone and wanted to allow Sea Ranch Lakes the use of Jarvis Hall. She wanted to entertain a motion to add that so that the Chamber of Commerce could also sponsor events. Mayor Minnet inquired as to whether a resident could sponsor a business that was not located in Town. Attorney Klahr said that the Ordinance stated that any resident could use the hall and if the resident was affiliated with that business or organization, they would be allowed to use the facility.

Commissioner Silverstone requested clarification regarding a Chamber request for the use of Jarvis Hall for one of their members. Attorney Klahr said if the use was solely for the business and not for a Chamber function, or event, it would not be appropriate.

Vice Mayor McIntee was not in favor of allowing outside businesses to use Jarvis Hall, such as a Flower shop in Margate. He believed trade shows would compete with, and hurt local businesses. Commissioner Dodd felt the responsibility should fall with the Chamber.

In a roll call vote, the motion carried 4 - 1. Mayor Minnet voted no.

9. COMMISSIONER COMMENTS

Commissioner Silverstone said the intent of eminent domain was to obtain public beach access that was believed to have been public land, but if the condo took over that land somewhere along the line that would change. He said he was currently waiting for the Attorney's report. Commissioner

Silverstone was upset with the negativity written in the newspapers. He said this was not the way to reunite the Town.

Commissioner Dodd advised he would be asking for public workshops regarding public safety. He said the Commission was seeking to be in the median salary range and will take a pay cut if the Commission was getting too much. He wanted a short meeting in April. Commissioner Dodd was disappointed that the articles in the newspaper were slightly slanted. Commissioner Dodd wanted to obtain more bids for Town Attorney and wanted to advertise in legal journals for additional options.

Vice Mayor McIntee was upset that recent rescues at the beach were done by people and BSO took the credit. He was also upset that it was not mentioned in the paper that a man sacrificed his life to save a five year old. Vice Mayor McIntee wanted something on the beach to maintain safety. He said AMR would supply two ambulances when responding to a call. Vice Mayor McIntee said that Commissioners Clotney and Silverstone requested the Town Attorney to only research the public land for eminent domain.

Mayor Minnet believed the meetings were running smoother and thanked the Commission. She believed it was important that public comments were allowed on first and second readings of Ordinances. Mayor Minnet asked the people to make a difference on Earth Day. She said she helped clean up the garbage on the beach. Mayor Minnet looked forward to Broward Days and reminded everyone that there was a scenic highway meeting on Thursday, April 17, 2008 at 7:00 p.m.

Commissioner Clotney knew there were people in Town on life support and asked them to register so that AMR can respond. She said that MBR was going to maintain four lanes on El Mar Drive and they were running on time. Commissioner Clotney wanted to try to do something about A1A and asked the Town to negotiate with the Condo for beach access. She was not happy with the idea of hiring a firm that went after civic organizations. Commissioner Clotney said she was impressed with the Volunteer Firefighters training.

10. ORDINANCES (1st Reading)

11. CONSENT AGENDA

- a. Commission approval for award of contract to Zambelli Fireworks International for July 4th Fireworks display 2008 (Assistant to Town Manager Olinzock)
- b. Commission approval of Special Event Application for the Lauren Katzenstein Celebration Ride on Sunday, June 29, 2008 (Assistant to Town

Manager Olinzock)

- c. 2008 Hurricane contracts for Grubbs-debris removal/ManCon - debris removal and Tele-Vac South-Stormwater cleaning (Assistant to Town Manager Olinzock)
- d. Cost of upgrade of electrical equipment at El Prado for electrical service used by special events (Assistant to Town Manager Olinzock)

Mayor Minnet pulled consent item 11a for discussion.

Vice Mayor McIntee made a motion to approve consent agenda items 11b, 11c, 11d, and 11e. Commissioner Silverstone seconded the motion. In a roll call vote, the motion carried 5 - 0.

Commissioner Dodd said there was a difference of approximately \$25,000 between having the fireworks on the pier and having the fireworks on the beach. He requested an update on the funds. Assistant to the Town Manager explained that the budget for fireworks was at \$35,000 that the costs were more on the pier as the show would be longer. Commissioner Dodd believed the cost for the fireworks was the same but would cost \$35,000 for use of the pier and less than that if from a barge. He said he looked forward to a display from the pier.

Vice Mayor McIntee questioned whether it cost more to have a fire inspector on the pier than on the barge. Chief Sievers said there would be a savings as there would be two fire inspectors rather than three.

Manager Colon said the Commission needed to decide as the fireworks had to be scheduled. Attorney Klahr suggested the Commission could authorize up to \$35,000 and the staff could then move forward and enter into a contract. Discussion continued and Commissioner Dodd suggested approval in the initial budget for \$50,000, although he believed it would come in considerably lower.

Commissioner Dodd made a motion to approve an expenditure of \$35,000 to cover the cost of the fireworks. Commissioner Silverstone seconded the motion.

Attorney Abbott suggested that even though donations would be given to the Town, Manager Colon should leave budget at whatever it is, and apply additional revenues.

In a roll call vote, the motion carried 5 - 0.

Commissioner Dodd made a motion to authorize a maximum expenditure of \$35,000 for the transportation of fireworks. Attorney Klahr suggested delegating authority to Town Manager to execute a contract. Manager Colon advised that the barge cost was \$35,300, and that would be the max. Commissioner Dodd included that in his motion.

Commissioner Dodd made a motion to approve expenditure up to \$35,300 for the transportation of the fireworks and anything less would be returned to the Town and to authorize the Town Manager to execute a contract. Vice Mayor McIntee seconded the motion. In a roll call vote, the motion carried 5 - 0.

12. RESOLUTION

- a. Resolution 2008-06: A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA RECOGNIZING THE IMPORTANCE OF LAKE OKEECHOBEE TO THE RESIDENTS OF SOUTH FLORIDA AND EXPRESSING CONCERN REGARDING THE FEDERAL GOVERNMENT'S NEW LAKE OKEECHOBEE REGULATION SCHEDULE, WHICH MAY RESULT IN THE LOWERING OF THE LAKE LEVEL UNTIL SUCH TIME THAT THE INTEGRITY OF THE HERBERT HOOVER DIKE IS REHABILITATED; REQUESTING THAT THE PRESIDENT AND UNITED STATES CONGRESS PROVIDE FUNDING FOR EXPEDITED REPAIRS TO THE DIKE; ENCOURAGING OTHER MUNICIPALITIES IN BROWARD COUNTY TO JOIN IN THIS REQUEST; PROVIDING FOR AN EFFECTIVE DATE (Tabled at the March 25, 2008 Commission meeting - Vice Mayor McIntee)

Mayor Minnet read Resolution 2008-06 by title.

Vice Mayor McIntee made a motion to accept Resolution 2008-06. Commissioner Silverstone seconded the motion. In a roll call vote, the motion carried 5 - 0.

- b. Resolution 2008-07: A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE BY THE SEA, FLORIDA, OPPOSING A PROPOSED LOCAL BILL CALLING FOR THE CREATION OF A TAXING DISTRICT CALLED THE BROWARD URBAN INDEPENDENT FIRE DISTRICT; DIRECTING THAT THIS RESOLUTION BE FORWARDED TO THE GOVERNOR, THE MEMBERS OF THE BROWARD COUNTY LEGISLATIVE DELEGATION, THE MEMBERS OF THE FLORIDA LEGISLATURE, THE BROWARD LEAGUE OF CITIES, ALL MUNICIPALITIES LOCATED IN BROWARD COUNTY, AND THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Requested at the February 19,

2008 Commission meeting - Commissioner Silverstone)

Mayor Minnet read Resolution 2008-07 by title.

Commissioner Jim Silverstone made a motion to adopt Resolution 2008-07 Commissioner Birute Ann Clottey seconded the motion.

Diane Boutin asked for clarification as to who sponsored the bill. Commissioner Silverstone said it was sponsored by Broward County to fund a county wide fire service.

In a roll call vote, the motion carried 5 - 0.

- c. Resolution 2008-08: RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE A INTERLOCAL AGREEMENT APPLICATION FOR FUNDS AVAILABLE FOR THE COMMUNITY BUS THROUGH BROWARD COUNTY OFFICE OF TRANSPORATION FOR THE FISCAL YEAR 2008/2009 PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE (Assistant to Town Manager Olinzock)

Mayor Minnet read Resolution 2008-08 by title.

Commissioner Silverstone made a motion to adopt Resolution 2008-08. Commissioner Clottey seconded the motion. In a roll call vote, the motion carried 5 - 0.

13. OLD BUSINESS

14. NEW BUSINESS

Discussion and/or action regarding Leisure Gardens beach access (agenda item added earlier in the evening by Commissioner Clottey)

Frank Serrao reviewed past history regarding beach access. He requested the editor of a local newspaper to do a full research prior to reporting rather than report inaccurately and misinform the public. He said it was the articles of that newspaper that created division within the Town.

Mayor Minnet recessed the meeting at 9:00 p.m. and reconvened at 9:17 p.m.

- a. Discussion and/or action regarding Shore Court Development Project (Vice Mayor McIntee)

This item was amended earlier by Vice Mayor McIntee to read Shore Court rather than South Shore.

Vice Mayor McIntee said the previous Commission practically gave away the property on a promise. He added that original builder was upset that the financial people were out of money and the builder wanted to give the contract to someone else and sell the property.

- b. Discussion and/or action regarding amending Parking Ordinance to allow VFD parking in Town (Vice Mayor McIntee)

Vice Mayor Jerry McIntee made a motion to direct the Town Manager to go forward with the process to allow the VFD to park in Town. Commissioner Jim Silverstone seconded the motion.

Manager Colon said that the VFD would have to follow the same process as everyone else and would have to show a valid registration and valid driver's license. She added that the red decal that identified VFD must match the vehicle. Commissioner Clottey questioned the parking places. Commissioner Silverstone advised parking would be allowed anywhere in Town except for illegal parking areas such as handicap spaces.

In a roll call vote, the motion carried 5 - 0.

- c. Award of construction contract to MBR Construction for construction of the Jarvis Hall Patio Enclosure, RFP #08-03-01 (Assistant to Town Manager Olinzock)

Assistant to the Town Manager Olinzock said a fire protection sprinkler system was not included at the time the project was started and therefore, new RFP's went out so that a lump sum could be presented to the Commission as a complete project rather than request a large change order. Commissioner Silverstone asked the cost for the sprinkler system. Assistant to the Town Manager Olinzock said \$140,000. Vice Mayor McIntee inquired as to whether the costs were inclusive of remodeling and the sprinklers. Manager Colon said it was.

Vice Mayor McIntee made a motion to direct the Town Manager to go forward. Commissioner Silverstone seconded the motion.

Commissioner Clottey asked what was going in the new area and what was staying in the Hall. Manager Colon said the new Commission Chamber would be in the new area and no one else

would use that area. Discussion followed as to how the design of the new Chamber came about and the indication that the project would be complete in 120 days.

Mayor Minnet expressed concern that half a million dollars would be spent on an old building. She wanted to see a full plan and look at the whole picture prior to making a decision. Vice Mayor McIntee said that Jarvis Hall was a fire hazard and believed that if public safety was upgraded it would be worth it.

Commissioner Dodd asked for clarification on the figures. Manager Colon said the sprinkler system was included in the \$404,000. Commissioner Dodd did not want to spend \$404,000 for a building that would only hold 60 people. Manager Colon requested direction from the Commission as to whether she should proceed. She said this project has been 5 years in the making. Lengthy discussion continued regarding space and seating capacity.

Commissioner Silverstone made a motion to table to the May 13, 2008 Commission meeting. Vice Mayor McIntee seconded the motion. In a roll call vote, the motion carried 5 - 0.

- d. Discussion and/or action to allow its elected officials and its employees to opt out of the Town's group health insurance plan and, in lieu thereof, receive compensation in the amount of the unused premium (Manager Colon)

Manager Colon received a legal opinion that everyone was eligible to receive group health insurance. Attorney Klahr said it was up to the Commission to make policy.

Discussion followed regarding a salary survey done by the Florida League of Cities and requested by the previous Commission. The survey showed that the Town of Lauderdale by the Sea had the lowest salary and benefits in Broward County.

Commissioner Dodd wanted to see the figures. He also wanted to know if there was an option to opt out. Manager Colon responded that proof of payment was required.

Commissioner Clotey questioned whether a former Commissioner could buy into the group insurance plan after 4 years of service, at their own expense. Manager Colon said it was required that the person be retired from the retirement plan.

Commissioner Dodd wanted to make a motion to table this item as he wanted to see the figures. Manger colon said this item was put on the agenda for clarification of what the commission voted on last meeting and had nothing to do with salary or compensation. There was no further discussion. No action was taken.

- e. Designate the Town Manager as the official signatory for all official documents/contracts, excluding ceremonial ones resulting from decisions made by the current Commission (Commissioner Clotley)

Commissioner Clotley believed that since the Town Manager signed off on a previous contract, she should also sign off on future ones. She explained that the same person that signed off official documents, should sign off on everything for the remaining term of the Commission. Manager Colon clarified that Mayor Minnet did sign the agreement and as was tradition in government, the Mayor signed agreements.

Commissioner Clotley withdrew this item from the agenda.

Discussion followed that indicated the responsibility remained with the Mayor.

- f. Discussion and/or action to allow public comments on the 1st and 2nd readings of Ordinances and Resolutions (Commissioner Silverstone - Commissioner Dodd)

Commissioner Silverstone made a motion to allow public comments on all Resolutions and on the first and second readings of Ordinances. Commissioner Dodd seconded the motion. In a roll call vote, the motion carried 5 - 0.

Vice Mayor McIntee requested New Business Items 14K and 14L moved up for discussion following item 14f. There were no objections.

- k. Discussion and/or action regarding provision of safety equipment at Portals (Commissioner Dodd)

Commissioner Dodd feared if the Town did nothing to provide safety there could be a law suit. He wanted to provide a rescue float and also feared that also may open the Town to a lawsuit. Commissioner Dodd believed that an Ordinance would be required and he wanted to go forward quickly. He hoped the VFD would be trained and help the Town rather than spend \$4 million on lifeguard services. He suggested a workshop on the issue.

Lieutenant Pontu, Chief Perkins Lieutenant Scott Fowler talked about lifeguard services and/or preventive actions. Lieutenant Fowler discussed ATV's, rescue vehicles, and floatation devices as potential options the Town could provide.

Chief Perkins said that a class would be required to use the ATV and no one would be able to use the ATV without taking the class.

Discussion followed regarding beach protection and procedures that would need to be in place, along with the costs for buoys, and ATV's. Lieutenant Fowler believed the ATV's ran about \$8,000.

Commissioner Clotey asked about liability and Attorney Richard Weiss said it would cost approximately \$200,000.

Mayor Minnet was in favor of beach safety and believed the Commission needed time to look at all the issues, including liability and budget figures.

Commissioner Dodd made a motion to approve to \$12,000 Vice Mayor Jerry McIntee seconded the motion.

Manager Colon believed the Town would have to enter into an agreement with the VFD and not an ordinance. Commissioner Dodd believed the Ordinance was needed to cover the Town and to warn people that if they mess around with the safety equipment that was provided there would be appropriate penalties. At this time, Commissioner Dodd asked the Town Attorney to look at what other municipalities have done in order to make an Ordinance for the Town of Lauderdale-By-The-Sea to cover the safety equipment at beach openings.

Manager Colon said a hold harmless agreement was needed and believed everyone needed to get together.

Commissioner Dodd amended his motion to propose a budget of \$20,000 in conjunction with the Volunteer Fire Department for the purchase of 2 ATV's to monitor the beach; pending proper liability insurance is established. Commissioner Silverstone seconded the motion.

Mayor Minnet believed the Commission needed more time to make sure everything was in order and avoid the loss of life. She felt the Commission needed to work with that staff and the Town Attorney to make sure the entire package was in proper order.

In a roll call vote, the motion carried 4 - 1. Mayor Minnet voted no.

- I. Discussion and/or action regarding beach safety (Vice Mayor McIntee)

This item was discussed concurrently with item 14K.

- g. Discussion and/or action regarding offering wireless internet access to all residents and guests (Commissioner Silverstone)

Commissioner Silverstone said across the United States wireless internet access was offered. He wanted to use the services as a revenue source for the Town and also to have the Town's web page broadcasted for emergency services with the use of the Town's generator and a battery powered laptop. He added that Delray Beach had agreements with their local businesses that help the city pay for wireless use. Commissioner Silverstone suggested installing wireless in Town Hall, and suggested the Chamber look at the benefits of installing wireless for their use.

The Commission directed the Town Manager to look into internet access in and around Town Hall.

- h. Discussion and/or action regarding BSO response time (Venuti) and contract obligations to LBTS (Commissioner Dodd)

Chief Sievers said that was a basic call and said he could not give assurance that the situation would not occur again as all units were tied up and it could happen again. Chief Sievers wanted everyone to know that the man that risked his life to save the boy did not pass away and was doing well. Discussion followed regarding recognizing the citizen that risked his life for his bravery.

Vice Mayor McIntee made a motion to extend the meeting to 11:15 p.m. Commissioner Silverstone seconded the motion. In a roll call vote, the motion carried 5 - 0.

Commissioner Dodd wanted assurances from the Broward Sheriff's ambulance and Broward Sheriff's Office Fire that a resident would not be left waiting in the rain 20 minutes for an ambulance. He also wanted assurances that the BSO equipment that was to be returned to the Volunteer Fire Department that all the equipment was returned in the condition it was supposed to in. Chief Sievers said it was a very unique situation with multiple calls at the same time. He was not prepared to give assurances that it would not happen again.

- i. Discussion and/or action regarding Town Plaques (Commissioner Dodd)

Commissioner Stuart Dodd made a motion to allow plaques to be located in the new pavilion to honor past Commissioners and remove the bronze plaques, leaving the Broward County plaques. Commissioner Birute Ann Clotley seconded the motion.

Vice Mayor McIntee requested the plaques stay in place until the Pavilion was completed. Commissioner Silverstone believed honoring past Commissioners was fair. The Commission agreed that the Broward County Plaques would stay.

In a roll call vote, the motion carried 5 - 0.

j. Award RFP #08-03-02 Town Attorney Services (Manager Colon)

Mayor Minnet made a motion to accept the award to Weiss Serota Helfman Pastoriza Cole & Boniske, P.L. 0 seconded the motion.

In a roll call vote, the motion carried 3 - 2. Commissioner Dodd voted no. Commissioner Clotley voted no.

Commissioners Clotley and Dodd voted no because they wanted to go out again for RFP's to affirm that the Commission made the right choice.

Manager Colon advised the Commission that Attorney Weiss was to charge for his services on an hourly basis. Manager Colon also advised that the current Special Magistrate would no longer sit on the Parking Hearings and an engagement letter was to go out to Gordon Lynn for the Parking Hearings and Code Enforcement Hearings.

Commissioner Silverstone thanked the prior Town Attorney's Office and Jim Cherof for great job. Attorney Klahr acknowledged their appreciation.

15. TOWN MANAGER REPORT

Manager Colon said a Director, an Alternate, and a 2nd Alternate to the Broward League of Cities was chosen yearly and asked the Commission to make their appointments.

Commissioner Silverstone made a motion to appoint Mayor Minnet as the Director, Vice Mayor McIntee as the Alternate, and Commissioner Clotley as the 2nd Alternate to the Broward League of Cities. Commissioner Dodd seconded the motion.

In a roll call vote, the motion carried 5 - 0.

Manager Colon explained that a new attorney will be sitting on the April 16, 2008 Planning and Zoning meeting. She wanted the Town Attorney to start 5:00 p.m. on that same day to have board and committee orientation Workshop with attendance by the Commission and board and committee members. Attorney Klahr advised the meeting would need to be noticed.

Commissioner Clotey suggested a motion to have future Town Manager Reports earlier in the evening under REPORTS. The Commission agreed and directed the relocation of Town Manager Reports.

16. TOWN ATTORNEY REPORT

Attorney Klahr thanked the Commission for allowing her to come to their meeting.

17. FUTURE AGENDA ITEMS

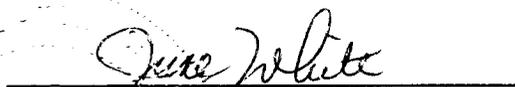
18. ADJOURNMENT

Commissioner Dodd made a motion to adjourn. With no further business before the Commission, Mayor Minnet adjourned the meeting at 11:24 p.m.



Mayor Roseann Minnet

ATTEST:



Town Clerk, June White

5/13/08

Date