

TOWN OF LAUDERDALE-BY-THE-SEA
TOWN COMMISSION
REGULAR MEETING
AGENDA
Jarvis Hall
4505 Ocean Drive
Tuesday, November 9, 2010
7:00 P.M.

- 1. CALL TO ORDER, MAYOR ROSEANN MINNET**
- 2. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 3. INVOCATION – Reverend George Hunsaker**
- 4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS**
- 5. PRESENTATIONS**
 - a. Presentation of Proclamation (Chief Oscar Llerena)
 - b. Presentation of Proclamation (Mayor Roseann Minnet)
- 6. PUBLIC COMMENTS**
- 7. PUBLIC SAFETY DISCUSSION**
 - a. BSO Monthly Report - October 2010 (Chief Oscar Llerena)
 - b. VFD Monthly Report - October 2010 (Chief Steve Paine)
 - c. AMR Monthly Report - October 2010 (Operations Manager Brooke Liddle)
- 8. APPROVAL OF MINUTES**
 - a. September 20, 2010 Roundtable Meeting Minutes
 - b. October 12, 2010 Regular Commission Meeting Minutes
- 9. CONSENT AGENDA**
 - a. Martial Arts Contract Renewal (Town Manager Connie Hoffmann)
 - b. Use of Jarvis Hall for Holiday Party – Sunday, December 12, 2010 6:30 p.m. to 12:00 midnight (Municipal Services Director Don Prince)

- c. Ratification of appointment of Chairperson for the 4th of July and Easter Events (Town Clerk June White) (***Commission Consensus at the October 26, 2010 Roundtable***)
 - Vice Mayor Stuart Dodd for the 4th of July Event
 - Mayor Roseann Minnet for the Easter Event
- d. Award of annual sidewalk maintenance contract with Three H Learning d/b/a Florida Youth Conservation Corp (Municipal Services Director Don Prince)
- e. Coastal Partnership grant application (Town Manager Connie Hoffmann)
- f. Commission approval of four (4) hardship parking permits for Santa Barbara Inn (Town Clerk June White)
- g. Engagement of Town Attorney's Services (Town Manager Connie Hoffmann) (***Commission Consensus at the October 26, 2010 Roundtable***)
- h. Chamber of Commerce Special Event Application for the Taste of the Beach proposed on February 23, 2011 (Assistant Town Manager Bud Bentley)
- i. Athena By-The-Sea Special Event Application for a proposed New Year's Eve event (Assistant Town Manager Bud Bentley)
- j. Jazz on the Square Special Event – Proposed change in the event hours on December 31, 2010 and amended site plan. (Assistant Town Manager Bud Bentley)
- k. Special Event Application for the Marie White's Santa Is Coming To Town event proposed on December 11th – Sponsored by the Lauderdale By-The Sea Volunteer Fire Department (Assistant Town Manager Bud Bentley)
- l. Year-end budget amendments for FY2009-2010 (Acting Finance Director Doug Haag)

10. ORDINANCES – PUBLIC COMMENTS

1. Ordinances 1st Reading

2. Ordinances 2nd Reading

- a. **Ordinance 2010-15:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING ARTICLE V "ZONING" OF CHAPTER 30 OF THE CODE OF ORDINANCES BY AMENDING SECTIONS 30-261, "B-1-A DISTRICT – BUSINESS" AND 30-271, "B-1 DISTRICT – BUSINESS" TO REVISE THE USES PERMITTED IN THESE ZONING DISTRICTS; PROVIDING FOR

SEVERABILITY, CONFLICTS, CODIFICATION, AND AN EFFECTIVE DATE ***Approved on first reading at the October 12, 2010 Commission meeting – Revised at the October 26, 2010 Roundtable***

- b. **Ordinance 2010-17:** AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 30 “UNIFIED LAND DEVELOPMENT REGULATIONS” TO CREATE SECTION 30-22 “ZONING RELIEF PROCEDURES” TO ADDRESS POSSIBLE UNINTENDED VIOLATIONS OF FEDERAL AND STATE LAWS IN THE IMPLEMENTATION OF THIS CODE OR ITS RELATED RULES, POLICIES, AND PROCEDURES; PROVIDING FOR SEVERABILITY, CONFLICT, CODIFICATION, AND AN EFFECTIVE DATE ***Approved on first reading at the October 12, 2010 Commission meeting***

11. RESOLUTION – “Public Comments”

- a. **Resolution 2010-37:** A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE A GRANT APPLICATION FOR FUNDS AVAILABLE THROUGH THE COMMUNITY DEVELOPMENT BLOCK GRANTS PROGRAM THROUGH BROWARD COUNTY FOR THE FISCAL YEAR 2010/2011 PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE
- b. **Resolution 2010-38:** RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, IN SUPPORT OF THE FIRST LADY MICHELLE OBAMA’S “LET’S MOVE CITIES AND TOWNS CAMPAIGN” THAT FOCUSES ON HEALTH AND WELLNESS IN ALL COMMUNITIES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (***Commission consensus at the October 26, 2010 Roundtable***)
- c. **Resolution 2010-39:** RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, PROVIDING FOR ISSUANCE OF A NOTICE OF INTENT CONCERNING PENDING LAND DEVELOPMENT REGULATIONS
- d. **Resolution 2010-40:** A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, PROVIDING FOR WAIVER OF TEMPORARY SIGN PERMIT FEES UNDER CERTAIN CONDITIONS

12. QUASI JUDICIAL PUBLIC HEARINGS

13. COMMISSIONER COMMENTS

14. OLD BUSINESS

- a. Choice Environmental Solid Waste Amendment (Commissioner Scot Sasser)

15. NEW BUSINESS

- a. Schedule Workshop for Permitted use of recreational activities on the beach (tentative January 2011) (Town Clerk June White)
- b. Report on 40 year building safety inspections (Development Services Director Jeff Bowman)
- c. Town Sewer Rates (Town Manager Connie Hoffmann)

16. TOWN MANAGER REPORT

17. TOWN ATTORNEY REPORT

18. ADJOURNMENT

19. FUTURE REGULAR COMMISSION AGENDA ITEMS

Tentative November 15, 2010 Special Meeting to Adopt Ordinance on 1st Reading re: solid waste amendment
Dec 7, 2010: Ordinance 2010-18: Amending Section 30-313(31) Accessory Buildings and Structures 2nd reading
Dec 7, 2010: Ordinance 2010-16: Amending Chapter 30 Article VIII Sign Regulations 2nd Reading
April 26, 2011: Ordinance 2010-06: Adoption of Comprehensive Plan Amendments 2nd Reading (tentative)

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.

PROCEDURES FOR PUBLIC COMMENTS:

Public Comments may address issues that are not on this meeting's agenda, but should relate to the business of the Town, and should not contain personal attacks. If your comment requires follow up, the Town Manager will have a staff person respond to your concerns, and will advise us of the outcome.

The Town Clerk will read off the names of those who have signed up to speak. When your name is called, please come to the podium, state your name for the record, and indicate whether you are a Town resident. Do not state your address. You have up to three minutes to make your comments, but there is no requirement to use the entire time. If you wish to address a particular Commissioner or member of Town Administration, please do so by use of their title.

Town Commission Regular Meeting Agenda November 9, 2010

If you wish to approach the Commission dais to hand out a document or for some other reason, please request permission and state your reason for doing so. All documents to be provided to the Commission should be handed to the Town Clerk for distribution, at the far right end of the dais.

These procedures have been developed to assure that the Town Commission meeting time is efficiently used, and that meetings are conducted in a polite and respectful manner. More information on the decorum rules for Town Commission meetings is available in Section 2-23 of the Town Code of Ordinances.