

# TOWN OF LAUDERDALE-BY-THE-SEA

## TOWN COMMISSION

### REGULAR MEETING

#### AGENDA

Jarvis Hall

4505 Ocean Drive

Tuesday, July 27, 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. Signing Ceremony - Commission Code of Conduct
  - b. Proclamation proclaiming August 21, 2010 as Honeybee Awareness Day (Mayor Roseann Minnet)
  - c. Proclamation proclaiming July 12, 2010 as Betty Pagano Day (Mayor Roseann Minnet)
6. PUBLIC COMMENTS
7. PUBLIC SAFETY DISCUSSION
  - a. BSO Police Monthly Report – June 2010 (Chief Oscar Llerena)
  - b. VFD Fire Monthly Report – June 2010 (Chief Robert Perkins)
  - c. AMR EMS Monthly Report – June 2010 (Chief Brooke Liddle)
8. APPROVAL OF MINUTES
  - a. October 12, 2009 Workshop Meeting Minutes – ***Deferred at the June 22, 2010 Commission meeting for time to review and for additional detail by Mayor Minnet and Vice Mayor Dodd – Deferred again at the July 13, 2010 Commission meeting for Vice Mayor Dodd's attendance by Mayor Minnet***
  - b. April 16, 2010 Roundtable Minutes – ***Deferred at the June 22, 2010 Commission meeting for time to review by Mayor Minnet and deferred***

***again at the July 13, 2010 Commission meeting for Vice Mayor Dodd's attendance by Commissioner Clotney***

- c. April 27, 2010 Regular Commission Minutes – ***Deferred at the June 22, 2010 Commission meeting for time to review by Mayor Minnet and deferred again at the July 13, 2010 Commission meeting for Vice Mayor Dodd's attendance by Commissioner Clotney***
- d. May 11, 2010 Regular Meeting Minutes – ***Deferred at the June 22, 2010 Commission meeting for time to review and again at the July 13, 2010 Commission meeting for Vice Mayor Dodd's attendance by Commissioner Clotney***
- e. June 8, 2010 Budget Workshop Minutes – ***Deferred at the June 22, 2010 Commission meeting for time to review and again at the July 13, 2010 Commission meeting for Vice Mayor Dodd's attendance by Commissioner Clotney***
- f. June 8, 2010 Special Meeting Minutes – ***Deferred at the June 22, 2010 Commission meeting for time to review and again at the July 13, 2010 Commission meeting for Vice Mayor Dodd's attendance by Commissioner Clotney***
- g. May 25, 2010 Regular Commission Minutes ***Deferred at the July 13, 2010 Commission meeting for Vice Mayor Dodd's attendance by Commissioner Clotney***
- h. May 26, 2010 Roundtable Meeting Minutes ***Deferred at the July 13, 2010 Commission meeting for Vice Mayor Dodd's attendance by Commissioner Clotney***
- i. June 9, 2010 Roundtable Meeting Minutes ***Deferred at the July 13, 2010 Commission meeting for Vice Mayor Dodd's attendance by Commissioner Clotney***
- j. June 28, 2010 Special Meeting Minutes ***Deferred at the July 13, 2010 Commission meeting for Vice Mayor Dodd's attendance by Commissioner Clotney***
- k. April 28, 2010 Roundtable Meeting Minutes
- l. June 8, 2010 Regular Commission Meeting Minutes
- m. June 22, 2010 Regular Commission Meeting Minutes
- n. July 13, 2010 Regular Commission Meeting Minutes

**9. CONSENT AGENDA**

- a. Commission approval to provide parking permits in Bougainvillea parking lot for the volunteers and a dumpster for the Ocean Conservancy's International Coastal Cleanup on September 25, 2010 (Interim Assistant Town Manager Bud Bentley)

**10. ORDINANCES – PUBLIC COMMENTS**

**1. Ordinances 1<sup>st</sup> Reading**

- a. **Ordinance 2010-01:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA AMENDING CHAPTER 12 "LICENSES," ARTICLE I "BUSINESS TAXES," SECTION 12-10 "HOURS OF BUSINESSES WITHIN THE CITY LIMITS RESTRICTED"; AND FURTHER AMENDING CHAPTER 12 "LICENSES" BY ESTABLISHING A NEW ARTICLE III "EXTENDED HOURS LICENSE" OF THE CODE OF ORDINANCES; PROVIDING FOR APPLICATION AND REVIEW PROCEDURES; PROVIDING FOR APPLICABLE REVIEW CRITERIA; PROVIDING FOR ISSUANCE, REVOCATION, RENEWAL, AND IMPOSITION OF CONDITIONS; PROVIDING FOR APPEAL PROCEDURES; PROVIDING FOR LICENSE TRANSFER; PROVIDING FOR SEVERABILITY, CODIFICATION, CONFLICTS, AND AN EFFECTIVE DATE
- b. **Ordinance 2010-10:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE SEA, AMENDING ARTICLE II, "CONTAINERS AND RECEPTACLES" OF CHAPTER 10 "GARBAGE AND REFUSE" OF THE TOWN CODE OF ORDINANCES, IN ORDER TO SPECIFY SERVICE TO MIXED USE PROPERTIES AND TO REVISE SUSPENSION OF SERVICE; PROVIDING FOR SEVERABILITY, CONFLICT AND AN EFFECTIVE DATE
- c. **Ordinance 2010-12:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, CREATING SECTION 6-45 "FIRE HYDRANTS", OF THE CODE OF ORDINANCES TO REGULATE THE PLACEMENT OF LANDSCAPING AND SCREENING TO PROVIDE OPEN ACCESS TO FIRE HYDRANTS, STANDPIPE AND AUTOMATIC SPRINKLER SYSTEM CONNECTIONS; PROVIDING FOR SEVERABILITY, CONFLICT AND AN EFFECTIVE DATE

**2. Ordinances 2<sup>nd</sup> Reading**

- a. **Ordinance 2010-04:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE SEA, AMENDING CHAPTER 2 "ADMINISTRATION", ARTICLE II "TOWN COMMISSION" AND CHAPTER 7 "ELECTIONS" OF THE TOWN CODE OF ORDINANCES, IN

ORDER TO ADDRESS CONFLICTS WITH THE TOWN CHARTER AND WITHIN THE CODE REGARDING ELECTION PROCEDURES; PROVIDING FOR SEVERABILITY, CONFLICT AND AN EFFECTIVE DATE (*Approved 1<sup>st</sup> reading at the June 22, 2010 Commission meeting*)

- b. **Ordinance 2010-07:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, CREATING SECTION 2-26 OF THE TOWN CODE OF ORDINANCES REGARDING ETHICS REQUIREMENTS FOR THE MAYOR AND TOWN COMMISSIONERS; PROVIDING FOR CODIFICATION, CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE (*Approved 1<sup>st</sup> reading at the June 22, 2010 Commission meeting*)

**11. RESOLUTION – “Public Comments”**

- a. **Resolution 2010-16:** A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA PROVIDING FOR ISSUANCE OF A NOTICE OF INTENT CONCERNING PENDING AMENDMENTS TO CHAPTER 30 OF THE CODE OF ORDINANCES

**12. QUASI JUDICIAL PUBLIC HEARINGS**

**13. COMMISSIONER COMMENTS**

**14. OLD BUSINESS**

- a. Public Restrooms (Development Services Director Jeff Bowman)
- b. Confirm selection of Commissioner Scot Sasser as Chairperson to the Halloween Committee – *Requested at the July 14, 2010 Roundtable by Mayor Roseann Minnet*

**15. NEW BUSINESS**

- a. Selection of firm to conduct Town’s Annual Audit (Interim Town Manager Connie Hoffmann)
- b. Necessity of an August Commission meeting (Clerk June White)
- c. Meeting Schedule of one Roundtable and one Regular Commission meeting per month (Commissioner Scot Sasser)

**16. TOWN MANAGER REPORT**

**17. TOWN ATTORNEY REPORT**

**18. ADJOURNMENT**

**19. FUTURE REGULAR COMMISSION AGENDA ITEMS**

- Sept 14, 2010:** Construction site maintenance – 2010-08
- Sept 14, 2010:** Abandoned Property / Foreclosures 2010-11
- Sept 14, 2010:** Accessory Buildings and Structures (Sheds) – 2010-09
- Sept 14, 2010:** Revision of Ordinance 2009-35: Amending Ch. 30 – Corner Lots/Pools – to be 2 separate versions
- Sept 14, 2010:** Service agreement - Community Center
- Sept 14, 2010:** Revocable License Agreements – Café - Aruba & Village Grill
- Sept 14, 2010:** Amending Chapter 2 – Administration – 2010-03
- Sept 14, 2010:** Sign Permit Fees – Charitable Fee Exemptions
- Sept 14, 2010:** Resolution – Extended Hours License Fee
- Sept 14, 2010:** Review Resolution 1280
- Oct 2010:** Traffic lights SE 15<sup>th</sup> Street and A1A – deferred at the May 26 Roundtable for Traffic Study

*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.

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.