

**TOWN OF LAUDERDALE-BY-THE-SEA  
TOWN COMMISSION  
REGULAR MEETING MINUTES**

Jarvis Hall  
4505 Ocean Drive  
Tuesday, July 10, 2012  
7:00 P.M.

**1. CALL TO ORDER, MAYOR ROSEANN MINNET**

Mayor Roseann Minnet called the meeting to order at 7:00 p.m. Also present were Vice Mayor Scot Sasser, Commissioner Mark Brown, Commissioner Stuart Dodd, Commissioner Chris Vincent, Town Attorney Susan L. Trevarthen, Town Manager Connie Hoffmann, and Town Clerk June White.

**2. PLEDGE OF ALLEGIANCE TO THE FLAG**

**3. INVOCATION - Pauline Brooks McGuinness - Member of the Bahá'i Faith**

Pauline Brooks McGuinness gave the Invocation.

Mayor Minnet recognized and welcomed Broward County Commissioner Chip LaMarca.

Broward County Commissioner Chip LaMarca thanked the Town Commission for its generous welcome. He looked forward to continuing his work on the Town's behalf.

**4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS**

There were no additions, deletions or deferrals

**5. PRESENTATIONS**

- a. Schematic Design – Western Two Blocks of Commercial Streetscape & Drainage Project (Town Manager Connie Hoffmann)

Town Manager Hoffmann introduced the design team for the project; Hugh Johnson of Architectural Alliance, Jay Flynn of Flynn Engineering, and Molly Hughes, the traffic planner.

Hugh Johnson reviewed the schematic design of the project with a PowerPoint presentation. Mr. Johnson stated he realized a drainage problem existed in the Town's

parking lots in front of the four shopping centers that needed to be addressed, but drainage improvements were not part of the scope.

Town Manager Hoffmann stated the estimated cost for the drainage improvements was anticipated at an additional \$260,000 in addition to the \$1.2 million project.

Mayor Minnet opened the meeting for public comment.

Arthur Franczak said there would be a loss of 26 parking spaces. He wondered what the Town's plan was to replace those spaces and inquired of the cost. He questioned whether Town staff calculated the return on the investment of the project, asking for the amount in which the millage rate would decrease and property values would increase.

John Oughton said it was very hard and expensive to treat the presence of white fly underneath the coconut palm tree fronds that dropped a black substance onto anything beneath them. He suggested planting fishtail or foxtail palms instead of coconut palm trees.

Edmund Malkoon questioned whether there would be lighted signalization at the crosswalk on Commercial Boulevard. He wondered if the Town would implement steps to give the area businesses some type of flood relief during the drainage portion of the project.

Todd Campbell felt the layout of El Mar Drive was a complete waste of space, as there were four lanes and a wide median. He suggested the Town sell the parking lot west of A1A and use those proceeds to redevelop El Mar Drive. The median could be reduced, with parallel parking or angled parking on one side of the median. He offered to help the Town planner with the design process. Mr. Campbell stated the Town should focus on having parking along the beach to draw traffic to that area.

Cindy Geesey thought the designs looked beautiful. There were a considerable number of senior citizens in the Town, and not having curb stops was troubling, as it meant they would have to park their cars and walk through traffic to get to the storefronts. She wished to see pelicans incorporated somewhere in the signage. The schematic design showed no parking meters, and she wondered if any would be in place. On the matter of litter receptacles, she asked for dual-purpose receptacles, raised off the ground, which would make it easier to keep the area around them clean.

Dennis Ritchie commented the design showed a 13 to 15-foot high sculpture with a relatively small base. Since the Town was in a hurricane zone, this could be dangerous.

With no one else wishing to speak, Mayor Minnet closed the public comment portion of the meeting.

Mr. Johnson agreed that white fly had become an issue with the coconut palm trees. The Town already had a number of those trees planted around the Town and staff had

a contract to have them trimmed and treated twice a year. The trees in the proposed design would be added to the existing contract for their care, and they would not be used everywhere, rather they would be planted in very specific, concentrated spots. On the matter of crosswalk safety, a number of steps would be taken when installing the crosswalks. The crosswalks at the intersections would be removed, with crosswalks going east/west but no crosswalks at West Tradewinds, East Tradewinds and Sea Grape. He indicated the crosswalks depicted in the design were used extensively on Fort Lauderdale beach, and they appeared to slow the traffic. He was unaware of any fatalities to date. All parking spaces would have parking meters for both angled and parallel parking. Mr. Johnson stated there was a structural engineer on the design team, and as they moved into the construction document phase, the structural engineer would work to ensure their design met the standards for a hurricane zone. They endeavored to minimize the loss of parking, keeping every space possible while beautifying the roadway.

Commissioner Brown did not believe the sculpture at the entryway accomplished the "wow" factor goal and did not prominently announce entry into the Town, nor was it likely to slow down incoming traffic. He asked that a different kind of entryway feature be considered to address concerns raised, such as a feature that was hurricane proof. He was surprised not to see the pelican incorporated in any of the sculptures. Regarding coconut trees, he recalled the Town had a law requiring people to cut the coconuts out of the trees during hurricane season. He said the Town Commission made a commitment to make up for any lost parking and other parking needs to be addressed, possibly with some of the monies accumulating in the parking fund.

Commissioner Vincent believed if the coconuts reached a diameter of four inches, they had to be removed. He liked Ms. Geesey's idea of the multiple use, raised litter receptacles for efficiency and cleanliness. He wondered if the County would permit the Town to erect the proposed sculpture at the entryway location. Since the piece had already been designed, he was unsure if the artist could do a redesign if it did not meet the wind load criteria for a hurricane zone area. He liked Mr. Oughton's suggestion of foxtail palms as an alternate tree.

Mayor Minnet inquired if Florida Department of Transportation (FDOT) looked at the sculpture designs to determine if there were any wind load concerns.

Mr. Johnson answered that the FDOT gave the design team guidelines as to how close the sculpture could be placed near the road. It would be allowed to hang over the road a little. However, at the location there would be parallel parking and a sidewalk, and the design team was suggesting the sculpture be placed on the backside of the sidewalk. They were not suggesting it protrude into the roadway or the bike lane. The aim was to keep FDOT out of the process.

Town Manager Hoffmann added the location of the sculpture would be very close to the existing flagpole, which was Town property. She confirmed the artist could redesign the sculpture to meet the wind load requirements.

Mr. Johnson concurred, stating they would begin working with the structural engineer and he would give guidelines to the artist and manufacturer as to what revisions were necessary to satisfy the recalculations.

Commissioner Vincent trusted Municipal Services Director Prince when it came to the trash receptacles and the elements used around the Town for maintenance purposes.

Commissioner Dodd was interested in lowering the cost of 12 Adirondack chairs down to \$2,400. No mention was made of solar powered metering, which he believed was close to \$10,000 a unit. It was likely that one unit per parking lot was necessary, meaning a possible cost of \$40,000 for the metered stations. He expressed disappointment at the sidewalk between the diagonally parked cars on Commercial Boulevard, as he hoped that extra space could be used to make up for the loss on the diagonal parking. The intention was to try to get pedestrians to walk closer to the shops. Commissioner Dodd asked if the regulations were relaxed regarding trees in the middle of Commercial Boulevard. In past efforts, the Town was told it was limited to four-inch diameter trees. He was surprised the design did not include a walkway by East Tradewinds, as pedestrians were unlikely to walk half a block to cross the road at a walkway. He noted that pedestrians tended to make their own walkway if one was not provided in a convenient spot.

Mayor Minnet asked the design team for clarification on the FDOT rules regarding trees and the other concerns expressed by the Commission.

Mr. Johnson responded, FDOT required a six-foot setback from the striping on the road to a tree or structure over four inches thick. In every case where they located a tree or a palm in the proposed design, they had more than a six-foot setback from the striping on the road to the tree or palm. He mentioned there were issues with walkway alignment, particularly in regard to FDOT and midblock crosswalks. There were distance requirements from a crosswalk at an intersection to a midblock to the next crosswalk to a midblock crosswalk. He said to install midblock crosswalks, it was not possible to put a crosswalk at the intersection; the distance was not far enough. They opted to have the crosswalks on the midblock to activate the retail centers across from each other and tie them together.

Mr. Johnson explained the reason they kept the sidewalk between the parallel spaces and the angled spaces was for people to have something to load onto when getting out of their cars. They asked FDOT what the minimum sidewalk width or landing they could have. FDOT allowed them a five-foot minimum.

Town Manager Hoffmann believed another issue was the existing FDOT drainage and the cost that would involve.

Mr. Johnson responded it was important to keep the curbs in place and keep the FDOT drainage in place, because of the cost of moving the curb and redoing the sidewalk. They could not do these things and remain within the project's budget.

Mayor Minnet asked about the parking meters.

Town Manager Hoffmann replied they anticipated installing pay stations when it was cost efficient to do so. At present, those lots did not generate sufficient income to justify the expense of installing a pay station. When pay stations were put in, they would be paid for by the parking fund, and that would be separate from this project.

Vice Mayor Sasser thought the ideas for the project were all good; he thought the artwork was fabulous, but he was not sure of the location as it was not a focal point when coming across the bridge. He wondered if it could be moved to the middle or some other focal point, as there was more work to be done on the entry. He observed crosswalks signs in Fort Lauderdale which he found unattractive. He hoped there was some other signage available to let motorists know they had to stop if someone was in the crosswalk.

Ms. Hughes indicated the Town had other signage options, but they did not fit in the budget. The signage in Fort Lauderdale was inexpensive. Her favorite for such signage were LED lights. She stated when a pedestrian stepped off the sidewalk the LED lights began flashing to let oncoming drivers know there was someone in the crosswalk. The lighting was not useful in the daytime, but was very good at night. The LED light system was expensive to install, but had a low operating expense. The signs in Fort Lauderdale required constant replacement and maintenance. She said there were other "in between" options, such as yellow flashing lights, but they had to meet warrants for their installation to be approved, including an engineering study of the crosswalks to justify them. Ms. Hughes remarked the design team did some preliminary work as part of the project and found the number of pedestrians existed to meet the requirement, though spacing was somewhat short. There was no way to know if FDOT would approve the signs until after the traffic study showed it was safe to install them. FDOT had been known to approve them if the space was a little short. She noted the Town had a choice to try to install the signage now or to postpone their installation with the knowledge that Mr. Johnson provided for them in the design of the project. Thus, nothing would need to change in the design except the stamp "crosswalk" appliqué would be put on the design documents.

Vice Mayor Sasser wished to explore the various options on how to address the crosswalk signage.

Mayor Minnet stated there were two issues the Commission might not be able to resolve immediately: the crosswalks and their location, and the sculptures. She wanted to identify all the other decisions the dais needed to make so the design team could move forward. She expressed that she was not in favor of the crosswalk signs. The entryway sculpture was incredible and the addition of lighting would make it even more

so, though there were major concerns with regard to wind load and the maintenance required to keep it in its original state. She had no desire to leave the Town with something that would become a maintenance nightmare. Though the sculpture could not be located in the center median, she wondered if some other small feature could be put on the center median.

Mr. Johnson responded the design team was told by FDOT that no structures of any kind could be placed on the median.

Mayor Minnet wondered if FDOT might approve some type of landscape treatment or illumination in the median area announcing entry into the Town.

Mr. Johnson believed such options might be possible. It was the design team's intent to illuminate the specific features and plant species at the tips of the landscaped areas as much as possible. With regard to the sculptures, they observed the finished products of the artist at various seaside frontages, such as Nova Scotia, Canada, had been installed for over seven years and maintained their original beauty.

Town Manager Hoffmann mentioned being in Nova Scotia and viewing the artist's work, stating they were lovely and beautifully colored. Town staff had inquired of the Nova Scotia town's staff how often they had to redo the sculptures to maintain their appearance and was told they had never been redone and had been in place for seven years.

Mayor Minnet continued to express concern at the sun fading the colors, as she felt Florida's sun was more intense than Nova Scotia's.

Mr. Johnson said he would address issues of maintenance and longevity with the artist.

Mayor Minnet stated further exploration in regards to bus benches was needed to include them as part of the budget. An opportunity for electric car hookup should be looked at for inclusion in the project scope. She mentioned sending the Town Manager an email on the trash receptacles while in Colorado with the same features as those mentioned by Ms. Geesey. There should be some continuity between the West Commercial Project and the East Commercial Project to ensure they flowed together. She thanked residents for giving their input and hoped that they were all in favor of the project moving to the next phase.

Commissioner Vincent inquired as to the proposed Bougainvillea trestles.

Mr. Johnson stated the design sought to locate them where they would not block any signage of storefronts.

Commissioner Dodd was amazed that FDOT approved the crosswalks in their current placement in the project design, as there would be no traffic control of the lights. With no barriers to warn pedestrians, the design appeared extremely dangerous. He said for

FDOT to state the Town could not put a crosswalk at East Tradewinds to allow pedestrians to cross was unrealistic, as that was exactly where they would cross; they were not going to walk half a block to access the crosswalk. The midblock crosswalks had nothing to alert pedestrians in the medians to be careful of oncoming traffic from the other side, and FDOT should be asked if they could be slightly staggered.

Mr. Johnson reiterated FDOT had distance requirements between crosswalks, and they could either be located at the corners or midblock, but not at both locations. FDOT favorably viewed the design and what it sought to accomplish and recommend the team write a good justification statement.

Town Manager Hoffmann asked, if the only concern was the entryway feature, could the team proceed with the other four sculptures?

Mayor Minnet asked if all five sculptures were within the project budget.

Town Manager Hoffmann was unsure how much the largest sculpture would cost until it was completely designed, but believed the costs were very close to the budget.

Mr. Johnson concurred, stating the amount they included in the proposed design was very close.

Commissioner Brown liked four of the five sculptures, asking for the entryway sculpture to include some pelican theme, as the Town recently approved a pelican in its branding.

Mayor Minnet listed the items the Town Commission had to render decisions on:

- Paving material for the promenade - wave design or straight design

Commissioner Dodd made a motion to approve the wave design with colored glass inserts for the paving material. Vice Mayor Sasser seconded the motion. The motion carried 5-0.

- Paving on the crosswalks - stamped either midway or at intersections

Commissioner Vincent made a motion to approve the stamped asphalt pavers. Vice Mayor Sasser seconded the motion. The motion carried 5-0.

- Lighting

Mayor Minnet asked if the lighting options could be mixed. Mr. Johnson said the options could be mixed. Mayor Minnet said the design team thought Option 2 in the proposed design had great potential, making sure the product could hold up to the Town's weather conditions. As much as the streetlights looked wonderful, they were a maintenance nightmare. She was not a fan of the bollard in Option 2. Option 2 seemed

to be the one to go with, as it allowed the signage with the banners within, though not with the brick lights.

Mr. Johnson indicated the brick lights were not in the budget. The team would explore the use of different bollards. One of the designs gave off a blue light that gave the impression of waves.

Commissioner Vincent made a motion to approve Option 2 with the blue light wave bollard from Option 3, substituted for the bollard in Option 2. Commissioner Dodd seconded the motion. The motion carried 5-0.

- Site furnishings

Mayor Minnet asked if the Commission had to select from the three styles presented.

Mr. Johnson answered yes.

Commissioner Brown did not favor the white wave bench, as it looked uncomfortable. He preferred a bench with back support.

Town Manager Hoffmann stated Town staff had some concern with regard to using a steel bench in the Town's environment.

Mr. Johnson suggested using some of the Adirondack chairs in the corners to create ambiance and continuity. The bench illustrated in Option 2 could be used in the promenade on two or three locations near the landscaping.

Town Manager Hoffmann pointed out the bench was almost a cross between the colorful benches downtown and the tropical hardwood benches on north A1A.

Vice Mayor Sasser wished to see the trash receptacles placed into the design.

Mayor Minnet concurred, believing there was a Commission consensus to have a raised, combined trash/recycling receptacle.

Commissioner Dodd made a motion to approve Option 2 (beachside style) with Adirondack chairs and the lakeside bench. Vice Mayor Sasser seconded the motion with a friendly amendment to include the combined recycling litter receptacles. The motion carried 5-0.

- Sculptures - four located at the promenade

Vice Mayor Sasser made a motion to approve the four promenade sculptures. Commissioner Dodd seconded the motion. The motion carried 5-0.

- Sculptures - entry way feature

Commissioner Brown wondered if the slogan "relax, you're here" could be incorporated into the signage announcing entry in to Lauderdale-By-The-Sea. He asked the design team to present the Commission with a composite of what it would look like to have all the wording together. If it looked horrible, they could choose not accept it.

Mayor Minnet reiterated liking the proposed entryway sculpture, as it was "out of the box", bringing the reef to the street, though she had serious concerns whether it would hold up in a hurricane. At nighttime, with the proper illumination, the sculpture would make an incredible statement.

Mr. Johnson explained if the sculpture could not withstand the wind load, it could not be put in place.

Commissioner Vincent believed the base and the actual sculpture were two different elements, and the Commission could vote on the base immediately and on the actual sculpture at a later date.

Mr. Johnson replied the base and the sculpture were dealt with separately in the proposed design; however, they worked together as one.

Commissioner Vincent thought the motion should be to approve the base in Option 4, and the design team should include for the Commission's consideration the approved base with the words "Lauderdale-By-The-Sea, Relax you're here."

Commissioner Vincent clarified the motion was for the base only in Option 4. The motion was not to approve the sculpture design as yet.

Commissioner Brown thought the dais should defer voting on either the sculpture or the base until the sculpture was completed to see how the entire feature appeared.

Commissioner Dodd thought the consensus had been to approve a base with the above stated entry sign and asked the design team to include the element of a pelican as an alternate design to the one being presented.

Commissioner Dodd made a motion to select Option 4 of the options provided, with direction to the designers to bring back a pelican option and report on the wind load issues. Commissioner Vincent seconded the motion with the addition to consider whether to include "Relax... you're here" tagline in the entryway feature. The motion carried 5-0.

Mayor Minnet recessed the meeting at 8:40 p.m. and reconvened at 8:55 p.m.

## 6. PUBLIC COMMENTS

Mayor Minnet opened the meeting for public comment.

Todd Campbell asked why the traffic calming device on Imperial Lane had not been activated. He understood Town staff was proposing the Town lighten up on its requirements for the parking of utility vehicles and watercrafts, and he felt that under no circumstance, should the Town allow trailers or utility vehicles to be parked in driveways. Property owners should be allowed to park boats and other vehicles in their side yards, as long as the area was fenced and the vehicles were out of plain sight.

John Boutin expressed pleasure at the success of the Fourth of July celebration commending, Commissioner Vincent and all the volunteers and Town staff for such a terrific Town event.

Cindy Geesey complimented Mayor Minnet for how well she ran the Town Commission meetings. At a recent meeting, the Mayor declared Town meetings as no-bullying zones, and Ms. Geesey respectfully requested this request for civility from the public be extended to the members of the Town Commission. Ms. Geesey remarked a member of the Commission advocated for AT&T to include the broadcast of Town meetings on U-Verse broadcast, when the latter was not available town wide. The related vendor should be made to commit to their business serving the entire Town before the Town considered paying them for any service. She was pleased to hear Commissioner Brown point out a major difference between using asphalt versus concrete, was that the manufacturing process of one provided local jobs. Promoting local employment and not sending dollars out of state should be the Town's priority, as well as tax-funded organizations and every business in the Town. She congratulated Commissioner Vincent and his team for a very enjoyable Fourth of July celebration.

Adam Geesey opposed allowing boats to park inside yards, as they would be visible from the street, and this would have a significant negative impact on property values. Additionally, at the last two meetings he expressed disagreement with the Town's involvement in the County's beach nourishment project, suggesting a method of funding if the Town still approved moving forward whereby people not living on the beach would have to pay for the project. He had yet to hear anything further on the project, and respectfully requested a Commissioner or the Town Manager's office contact him to apprise him of the status of that project, including what might be the approved form of funding.

Pat Pereira felt there was a misunderstanding of what was asked of the residents of Bougainvilla Drive with regard to the street improvement project. She said there was talk on the dais about ongoing meetings, when there had been only one meeting. Because of the legal complexities, the Bougainvilla Drive improvement project was now reduced to drainage improvements only, and half of that was taken away. She faulted the project engineer for drawing up a project with so many issues. A month prior, Town staff indicated FDOT turned down the roundabout, which the residents looked forward to. Yet, two weeks ago she spoke with FDOT and they indicated they had nothing to do with the ruling on the roundabout. She was informed later that it was the Broward County Traffic Division who vetoed the roundabout. When contacted, the County said

the Town submitted, in lieu of the roundabout, a decorative intersection, and that plan was still under review. The engineer should not be paid for designing a plan that could not be executed. Ms. Pereira suggested putting the sidewalks on one side, as on Seagrape Drive and have a green belt that would tie into Commercial Boulevard. She was sure those design plans would pass.

Bob Fleishman commended Commissioner Vincent and his team for hosting a great Fourth of July celebration and gala of events. He noticed the old issue of parking boats and utility vehicles in driveways and/or side yards had resurfaced. Three years ago fines were being considered for such eyesores, and he failed to see how the impact had changed. Boats should not be allowed to park in driveways.

Dennis Ritchie stated while the parking of boats was grandfathered in with the annexation of the northern areas of the Town, this unsightly practice should not be allowed to spread to the rest of the Town. He suggested property owners with boats in the Town should be charged a minimal license fee, and no renewal should be granted if the boat or the house was sold. Eventually, there would not be boats parking at the Town's residences.

With no one else wishing to speak, Mayor Minnet closed the public comment portion of the meeting.

## 7. PUBLIC SAFETY DISCUSSION

There was no public safety discussion.

## 8. TOWN MANAGER REPORTS

### a. Sewer Rates Update

Town Manager Hoffmann reviewed the backup report briefly, stating they would have information on the multi-family residential structures when the sewer rate ordinance came up for first reading at the July 24<sup>th</sup> meeting. She sought concurrence as to the Commission's views on the timing of funding the cost to overhaul the Town's two pump stations, stating Town staff suggested the full cost to do the work be allowed to accumulate over the next ten years when the work was to be done. Commission direction was sought as to authorizing Town staff to take a look at the useful life of the various components of the pump station overhaul. There might be some with a useful life of 20 years as opposed to ten years. She would present the analysis at the next regular Town Commission meeting in July, and the discussion at that time would be whether the Town wanted any portion of that cost to be paid by sewer customers beyond 2018 or 2020.

Commissioner Vincent agreed with spreading out the cost among both present and future users, and for staff to give a report. He mentioned the Commission voted to approve the Hotel Improvement Program (HIP), including that the improvements would

be seen from only the front side of the street. Would it be feasible to review whether the improvements requirement could be extended to the beach view of the hotels?

Mayor Minnet suggested addressing that matter when it came up for consideration.

Commissioner Dodd favored spreading the cost to do the overhaul of the pump station over the years among present and future customers.

Commissioner Dodd made a motion to approve Town staff moving forward with the sewer rate ordinance, and perform an analysis on the useful life of the pump stations. Commissioner Brown seconded the motion. The motion carried 5-0.

Mayor Minnet wished to go over the issue of the utility tax portion, inquiring if this could be discussed at budget time.

Town Manager Hoffmann indicated the utility tax was charged on the water charges of the bill, and those revenues went into the General Fund. She would be bringing the Commission her recommended budget at the next Commission meeting.

**b. Town Manager Status Report**

Town Manager Hoffmann reviewed her report stating it addressed some of the questions asked at the last Commission meeting and were again asked at the present meeting. She mentioned a film crew was in the Town the past two days to do a promotional film on the Town's reef; they mentioned noticing substantial growth on the reef since visiting the site six months ago.

Commissioner Brown received a call from a Town resident who wanted to know if the Town would be willing to hire an iguana trapper once more, and he asked if Town staff could go back and investigate to see if that had been a successful project. If so, could another similar project be done using Town money?

Municipal Services Director Prince answered it was not a successful project, stating the trappers would go to one house and keep catching the iguanas at one house, and when they were told they had to go around the whole Town, they refused. He commented the earlier trapping project had a lot of problems. If the Town began funding projects, such as trapping iguanas, soon there would be requests for the Town to fund other pest control projects such as a recent request for trapping bees.

Commissioner Dodd recalled the iguana trapping project was extremely expensive. On the issue of the property at 240 Imperial Lane, he queried if the builder was aware of the fines and at the level they were now at. It was important that when the end of the project arrived, the builder would not be surprised when he went to get his certificate of occupation and found there was \$100,000 in liens that accumulated and levied against the property.

Town Manager Hoffmann understood the property owner was seldom in town, and the builder was fully aware the fines were accumulating. Town staff certified the fines against the property to the owner.

Commissioner Dodd felt Town staff should send the property owner a note informing him of the amount of the fines levied against his property.

Town Manager Hoffmann replied she would be happy to do so.

Commissioner Vincent noticed some of the lights were installed behind residences where they shared a light. He asked if the lights were being installed everywhere they were out, or whether installations were being done by resident request.

Municipal Services Director Prince responded the lights were installed some years ago, and he received a call stating the bulb was out, and Town staff went out and turned all the lights on. He had yet to receive any complaints but was unsure how the Town would handle it, they would remove it if the owners complained.

Commissioner Vincent wished to know who was responsible for payment on the lights.

Municipal Services Director Prince answered the Town was responsible.

Commissioner Vincent reported he was told by a neighbor that she was being billed \$9 to \$10 a month for the light installed to the rear of her residence. He asked Town staff to look into the matter.

Municipal Services Director Prince indicated he would look into the matter, noting if one wished a light in their backyard, they could call FP&L and the latter would charge a nominal fee. The lights Town staff had turned on were paid for by the Town. He had a component list, and if he got the address of the person calling Commissioner Vincent, he could check it against that list and, if it was not on the list, he could call his liaison at FP&L to see who made the request.

Vice Mayor Sasser wondered if there was a due date on the Imperial Lane traffic calming to determine if due dates were being missed. He felt one of the problems was when a project lingered, it appeared that Town staff and the Commission forgot about it.

Town Manager Hoffmann responded, at present, Town staff was awaiting an answer from the County.

Municipal Services Director Prince stated he called the County every day since sending in the plans for the project, stressing to them how long the situation had been going on and needed to get finished. It was a very simple project and Town staff removed all the elements from the project the County had a problem with, including some de-curbing, swale restoration, and some trees. He said once the Town received approval from the

County, project completion should be very swift. E & M, the new contractor hired by the Town had given Mr. Prince a price on the project.

Mayor Minnet urged residents to call County Commissioner LaMarca to get the approval process moving. She asked if the funding for the beach nourishment project would be discussed during the budget process.

Town Manager Hoffmann replied the funding for the beach nourishment project would not occur in the next fiscal year. The Town Commission voted to ask the County for the Town's contribution to be spread over three years. In the Town's Five Year CIP, the nourishment funding began in Fiscal Year 2014 and went through 2016. However, the Town had heard nothing back from the County from that letter.

Mayor Minnet mentioned receiving a few phone calls about the beach raking, noting there were some changes due to the turtle mandates. She asked Mr. Prince to discuss the matter on record, as it affected quite a few residents.

Municipal Services Director Prince responded he was still gathering information on the matter, but he had been told by Beach Raker that the state would no longer allow them to bury the seaweed as it was done in the past 30 years. Town staff was working with different groups to talk with the State to have them reconsider the decision.

Town Manager Hoffmann believed the Mayor was also speaking about the limitations of removing the seaweed due to the presence of the turtle nests. She mentioned the complaint Town staff received from the Sea Ranch condominiums about the accumulation of seaweed.

Municipal Services Director Prince elaborated Beach Raker had a permit to rake the beach, but that permit was very strict due to the presence of the turtles.

Commissioner Brown noticed in front of his building it was impossible to get to the beach. The roped turtle nest area was so large that it completely blocked beach access. He inquired if anything was being done to reconsider the size of the areas roped off or to at least assure condominium residents had some space for a walking path to get to the beach.

Municipal Service Director Prince explained they were roping off larger areas than in the past. After much debate by the various entities, the compromise reached was that every fifth nest would be roped off 30 feet in diameter.

Commissioner Vincent believed the roped area went from six to 60 feet due to a typographical error that should have said 16 feet. This information was recently relayed to him by someone on the beach involved in the turtle nesting process.

Municipal Services Director Prince remarked he would contact Lou Fisher with Broward County and have him investigate if the areas being roped off were the appropriate size.

He would also meet with the turtle monitoring people in the morning to see if anything could be done about the size of the roped areas.

**9. TOWN ATTORNEY REPORT**

There was no Town Attorney report.

**10. APPROVAL OF MINUTES**

- a. May 22, 2012, Regular Commission Meeting Minutes

Commissioner Vincent made a motion to approve the May 22, 2012, Regular Meeting minutes. Commissioner Brown seconded the motion. The motion carried 5-0.

**11. CONSENT AGENDA**

- a. Special Event Application for a Public Menorah Lighting Ceremony Event Proposed for Sunday, December 9, 2012 (Assistant Town Manager Bud Bentley and Code Officer Tuchette Torres)

Commissioner Brown made an amendment to waive the \$100 fee for the application.

Mayor Minnet believed the \$25 fee was already waived and was already included in the item being approved. She asked if Town staff was also requesting the waiver of the \$100 fee.

Assistant Town Manager Bentley answered no. The \$100 was an administration fee, to cover costs associated with the process of the subject event. Town staff consistently recommended that the \$100 fee not be waived.

Mayor Minnet asked if the \$100 fee had been waived in the past.

Assistant Town Manager Bentley replied the \$100 fee had not been waived in the last year, but he understood the Commission waived some of the event application fees in the past.

Commissioner Vincent wished his motion for approval include the waiving of the \$100 administrative fee and, in the future, Town staff should look into ensuring there was some sort of consistency in the waiving of application fees.

Commissioner Vincent made a motion to approve item 11a on the Consent Agenda as amended. Commissioner Brown seconded the motion. The motion carried 5-0.

**12. ORDINANCES – PUBLIC COMMENTS**

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

There were no Ordinances on 1<sup>st</sup> reading for consideration.

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

There were no Ordinances on 2<sup>nd</sup> reading for consideration.

### **13. RESOLUTIONS – PUBLIC COMMENT**

**a. Ordinance 2012-29: 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 LAND DEVELOPMENT REGULATIONS TO INCLUDE CODE LANGUAGE THAT ADDRESSES PYRAMIDAL ZONING, IMPROVES THE PURPOSE AND INTENTS OF ZONING DISTRICTS, REVISES THE CODE TO BE CONSISTENT WITH THE TOWN CHARTER AND AMENDS THE PLANNED UNIT DEVELOPMENT REGULATIONS.**

Attorney Trevarthen read Ordinance 2012-19 by title only.

Town Planner Connors reviewed the proposed ordinance and the changes made since its first reading.

Mayor Minnet opened the meeting for public comment. With no one wishing to speak, she closed the public comment portion of the meeting.

Commissioner Dodd made a motion to adopt Ordinance 2012-29 on second reading with the addition of Article V "Zoning" Division 1 "Generally" to the NOI and other changes made by staff. Commissioner Brown seconded the motion. The motion carried 5-0.

### **14. QUASI-JUDICIAL PUBLIC HEARINGS**

Town Attorney Trevarthen reviewed the Town's quasi-judicial process. All those wishing to speak on the following item were collectively sworn.

- a. Variance Application Requesting Relief from Section 30-21(k)(1) to allow the alteration of a structure in a manner that increases its nonconformity and from Section 30-314(b)(6) to allow the removal of three parking spaces from the non-conforming parking lot to accommodate the installation of an air conditioner cooling tower – Leisure Towers, 1500 South Ocean Boulevard (Town Planner Linda Connors)**

Town Planner Connors reviewed the application. She believed the applicant did an excellent job ensuring that the impact to the surrounding area was minimal. Town Staff recommended approval of the order, with the following conditions:

1. The applicant will secure a building permit meeting the stated requirements within 90 days with the final cooling tower location subject to approval of the building official.
2. Installation shall be in accordance with submitted plans except as modified by the building official.
3. The cooling tower enclosure shall be painted to match the condominium building finish.
4. The applicant at their cost shall record the variance order with the County and provide the Town with a certified copy within thirty days of the issuance of the building permit.

Commissioner Vincent remarked it seemed important not to delay the application, as lack of air conditioning presented a potential hardship.

Irvin Frye, the applicant's representative, reiterated the design was determined to be the best solution for the building and neighboring communities. He was satisfied with Town staff's presentation of the facts.

Town Attorney Trevarthen opened the meeting for public comment. With no one wishing to speak, she closed the public comment portion of the meeting.

Commissioner Vincent observed the applicant already had sufficient parking, and the loss of the three spaces would not be a hindrance.

Commissioner Vincent made a motion to approve with the four conditions as outlined. Vice Mayor Sasser seconded the motion. The motion carried 5-0.

#### 15. COMMISSION COMMENTS

Mayor Minnet thanked Commissioner Vincent and his team for an incredible Fourth of July event. She thanked the Town businesses that acknowledged Lauderdale-By-The-Sea as their home. Two articles appeared in the newspaper the past few weeks, and it saddened her when businesses located in the Town did not recognize that the Town was their home. She encouraged businesses to recognize the Town was the home of their businesses not Fort Lauderdale.

Vice Mayor Sasser thanked Commissioner Vincent, Town staff, and the volunteers for a successful Fourth of July celebration, including a spectacular fireworks display.

Commissioner Vincent said the Fourth of July event was a huge success. The parade had a fantastic turnout and the fireworks display on the beach was great. There was an incredible sense of community involvement, spirit and pride within the Town on this Fourth, and he attributed that to the efforts of the VFD, Town staff, BSO, Sea Ranch Lakes Police Department, AMR, and Sonny Eckhart for creative designs with the

advertising. He noted the event would not have been possible without the sponsorship and financial support of local businesses and their staff, as well as resident supports.

Commissioner Dodd congratulated Commissioner Vincent and his team for their efforts at making the Town's Fourth of July celebrations a success. He apologized to Mayor Minnet for incorrectly recording her vote in his article in the Futures paper, stating she voted with him on the losing side on the matter to make pier parking requirement zero. He stated those who voted for approval did so against Town staff's and the P&Z Board's recommendation.

Commissioner Brown also congratulated Commissioner Vincent, his entire team of volunteers, and Town staff who worked to make Fourth of July a successful. He thought the fireworks display was every bit as impressive, if not more so, than that of Pompano.

## 16. OLD BUSINESS

### a. Beach Restrooms (Capital Projects Manager Bill Cole)

Capital Projects Manager Cole reviewed the details of the item. He sought direction from the Commission on the location of the first set of restrooms, as funding was already appropriated for one building.

Commissioner Brown thought the El Prado Park location was the better of the three options, as there was sufficient space, and the building could be designed to match the existing gazebos. The Town's police station was located across the road from the Park if any problems developed.

Commissioner Vincent agreed with locating the first building at El Prado Park.

Commissioner Dodd liked trying the concept of the public restrooms using portables first to determine how best to monitor them and learn when and where was the highest demand. He was not convinced El Prado Park had the highest demand, as the A1A parking lot provided a significant number of people who used the area in front of the Pier restaurant and Aruba's. The original thought was to place the restrooms in the alley closest to the Oriana, probably a higher use than El Prado Park.

Vice Mayor Sasser asked if Police Chief Llerena had a preference for the location of the first building of restrooms, as he was still undecided.

Police Chief Llerena remarked either one of the locations was acceptable, both they were relatively easy for law enforcement to access with their beach patrol all-terrain vehicles.

Mayor Minnet believed bathrooms were needed in both locations. She did not agree the burden of providing public bathrooms should fall to the downtown restaurants. They

were already doing their fair share, and to ask them to take care of the beachgoers was a major burden on them. She understood, logistically, the El Prado Park would be the easiest location, but the Oriana location would be her first choice.

Vice Mayor Sasser agreed with the Oriana location being the first location, opining it was the amount of people moving through the area that should define the decision.

Commissioner Vincent felt the points made for choosing one location over another were valid. He observed that the downtown businesses did not mind beachgoers using their bathrooms, based on the feedback he received from owners. To continue not having restroom facilities at El Prado Park made no sense to him. Placing restrooms at the Oriana location could be done in the future.

Mayor Minnet talked with many of the businesses downtown, and their first request of her was for the Commission to approve public restrooms for downtown. She was ready to move forward with the first building.

Town Manager Hoffmann asked if the Commission preferred that restrooms be built at both locations.

Mayor Minnet pointed out Jarvis Hall was located across the street from El Prado Park and portable restrooms were located there for events at the Park. For her, the priority was the Oriana location. She questioned if the Commission wished to consider building two sets of restrooms rather than one.

Commissioner Brown wished to start with one and see if it took the pressure off the downtown businesses and restaurants if it was located at Oriana, and then leave open the possibility of putting another set at El Prado Park in the near future.

Commissioner Vincent wondered if there were any hard costs on the project, recalling in early 2011, Jeff Bowman looked into the matter and the numbers ranged from \$75,000 to \$150,000; the cost in the backup showed \$200,000 and he questioned why.

Mr. Cole replied Mr. Bowman's number ultimately ended up at \$150,000 and Town staff factored in some inflation and unknowns. Until an actual site was picked, along with the architecture and the floor plan, no hard costs could be determined. Town staff considered \$200,000 a conservative estimate to cover the location and design.

Commissioner Vincent theorized if Town staff could get the costs down to \$125,000 then two buildings could be done for \$250,000 rather than one for \$200,000.

Town Manager Hoffmann noted she put the amount at \$200,000, despite the estimate being \$150,000, as the aim was to build something attractive. Mr. Bowman's estimate was based on prefab units, but the Town needed something custom designed to fit with its architecture. Town staff spoke to a number of companies and was waiting for their estimates. She noted at the Oriana location, an electric pole might have to be removed

to keep the bathroom from being in front of someone's living room, so there would be some additional costs.

Commissioner Dodd made a motion to approve one beach restroom location at the alley south of the pier. Commissioner Brown seconded the motion. The motion carried 5-0.

## 17. NEW BUSINESS

### a. Award Webcasting and Agenda Management Services RFP 12-05-01 (Public Information Officer Steve d'Oliveira and Town Clerk June White)

Public Information Officer Steve d'Oliveira gave a brief overview the webcasting and agenda management services. He added, Town staff recommended approval to authorize the Town Manager to negotiate with SIRE and, only if those efforts failed, to negotiate with Granicus.

Vice Mayor Sasser asked if Town staff felt confident SIRE would take care of the buffering problems he discussed with Mr. d'Oliveira over the past few years.

Mr. d'Oliveira was unsure there would be any difference in that regard, as the uses next door and the drain on the band width would lead to buffering issues. He doubted there would be much improvement from the current service, but it was not expected to be any worse.

Commissioner Dodd made a motion to award RFP 12-02-01 to SIRE Technologies. Commissioner Vincent seconded the motion. The motion carried 5-0.

### b. Banking and Treasury Management Services (Finance Director Tony Bryan)

Finance Director Bryan reviewed the item, noting the evaluation committee ranked SunTrust as number one and TD Bank as number two. SunTrust would give the Town a better deal for banking services than it currently had. Staff recommended the approval of SunTrust.

Mayor Minnet thanked Mr. Oughton for his service on the evaluation committee, as well as SunTrust representatives for their presence.

Vice Mayor Sasser asked when the Town paid off its loan and acquired a pre-penalty, was SunTrust the bank at that time and, if so, what was the outcome?

Finance Director Bryan answered it was. Town staff was able to negotiate a 30 percent prepayment without any penalty on the balance of the parking loan each year. In essence, SunTrust was unwilling to waive the penalty in its entirety.

Commissioner Brown thought there was some confusion as to two different payments; one was the big payment the Town made for the sewer loans, which was where the

\$300,000 penalty fee was paid to SunTrust. He recalled nothing was changed and the entire penalty fee was paid. Finance Director Bryan was referring to the ongoing pay down of the parking lot loan, and this was the payment SunTrust had made some effort to ameliorate for the Town.

Vice Mayor Sasser remarked he was referring to the parking loan. However, Commissioner Brown's comment brought to mind there was a large payment SunTrust had been unwilling to do anything with for the Town. Thus, his point remained the same and was further reinforced, as his vote would reflect.

Commissioner Dodd commented it should be known that the earlier penalty mentioned by Commissioner Brown was assessed as a result of the previous administration's action to pay off the loan. There was no reason for SunTrust to independently approach the Town and offer to waive the fee if no such request was made by the Town. He admitted to being unhappy with the past transactions but believed SunTrust was taking steps to offer the Town better service in the present arrangement, thanking the evaluation committee for their efforts in getting a better deal for the Town.

Commissioner Vincent concurred there was no effort by the previous Town Commission and previous Town Manager to even attempt to approach SunTrust about the \$300,000 penalty. Everyone was in business to make money. He was not defending SunTrust, but at the same time, they were never approached on the matter by the Town administration of the time. There were some concessions on the current parking loan in which options were offered to the Town and a great plan was in place presently that the current Town Commission voted on for the pay down with SunTrust working with the Town.

Commissioner Dodd made a motion to award RFP 12-04-01 to SunTrust. Commissioner Vincent seconded the motion. The motion carried 4-1. Vice Mayor Sasser voted no.

c. Review Town Code Requirement for Boats in Side Yards (Commissioner Stuart Dodd)

Mayor Minnet opened the meeting for public comment.

Dave Saindon, president of Bel-Air Civic Association, addressed the Commission on the Association's behalf. Historically, when Bel-Air was a part of Unincorporated Broward County, boats and trailers were permitted in driveways and on the sides of houses behind gates. He said when the north part of the Town was annexed in 2001 this matter was never addressed, despite such practices being in direct violation to Lauderdale-By-The-Sea's Code of Ordinances. In 2009, Bel-Air Civic Association approached the Town Commission with the results of a survey conducted by their Association's Board of Directors. He indicated they were asked to take a poll of residents, obtaining their reaction to the question: should boats and trailers be allowed in the north end of Town? The issue that brought the matter to the forefront for their

community as Bel-Air had 18 boats and trailers in that neighborhood alone, and property owners were allowing relatives to leave their boats in their driveway, because their own neighborhoods would not allow it. Some landlords were renting out driveways to boat owners for storage. Mr. Saindon commented the situation created an eyesore for their neighborhood that the Association worked tirelessly to clean up. The result of the 2009 poll showed out of 144 households, 94 were in favor of having no boats and trailers, and 44 wanted no limitations, which was a result of 68.1 percent or more than a 2:1 margin poll against boats and trailers in the neighborhood. He noted several homeowners of their community had been grandfathered due to the ownership of a boat/trailer before 2001 and, historically, the southern part of Town was against having boats and trailers in yards, and now the north part was in agreement. Mr. Saindon questioned why the Town was now considering a new code that would allow boats and trailers in yards behind gates, as it seemed the opposite of what the Town's residents consistently fought for. In speaking with the Town's code enforcement officer, it appeared the existing code was uniform between the north and south areas of the Town, with the exception of a handful of grandfathered homeowners. He believed this was not the first time Commissioner Dodd attempted to change the Town's code to allow boats and trailers in the Town against the majority of the residents' wishes. The bottom line was many of the Town's residents worked hard to achieve the current cleanup level, a process that was ongoing, as they worked directly with Code Officer Tchette Torres to enforce the code as written to ensure the situation did not get out of hand. He said this was evidenced by the increase in the number of violations written in this regard. The residents of his community urged the current Town Commission to consider the impact the proposed code change would have on their property values.

Edmund Malkoon concurred with sentiments of Mr. Saindon and his opinions as to the negative affect such practices had on property values. There seemed no reason to revisit the same issue every few years, and the Town's administration should respect the wishes of the majority of residents by not moving forward with any changes to the current code.

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

Commissioner Dodd responded he was not in favor of boats in front yards in any part of the Town. However, if someone went to the extent of making proper provisions within their side yards and the boat or trailer was behind gates and not visible from the road, this was more acceptable than what was currently allowed in the code. He said the current code allowed boats and trailers in carports that had to be surrounded on three sides, and the boat could not stick out from the front of the carport, but the boat could still be seen clearly from the road. Commissioner Dodd did not appreciate the accusations that he was trying to change the existing code to something he did not advocate; that is, allowing boats and trailers to be parked in front of houses. He represented one Town and had done his best to work on its behalf.

Mayor Minnet thanked Commissioner Dodd for the clarification of his position on the matter.

Commissioner Vincent asked staff to briefly go over the current code.

Assistant Town Manager Bentley indicated earlier in the day Town staff and the Town Attorney extensively went over the current code for parking boats and trailers at houses.

Town Attorney Trevarthen explained the current regulations separated the Town not by north and south, but by east and west dating back to 1990, with the dividing line as A1A. All properties east of A1A, as well as the properties west of and front on A1A were in one category of regulation, the east zone. Everything further west was predominantly single-family and called the west zone, the area she believed the current discussion concerned. She noted in the west zone there was a requirement that a boat or trailer had to be enclosed within a garage or carport that was shielded on three sides, must be on impervious surface, and it should not protrude into a side or rear setback. The provision regarding 21 feet in length and 10 feet in height was a limited provision to be able to park in the rear of the home not the side yard; personal water crafts under those dimensions could be stored in the rear yard if it was covered and not seen from the street or neighboring properties. The same language was in the east zone code, but the vast majority of single-family homes were in the west zone.

Commissioner Vincent questioned if the courtesy notice issued to the homeowner had to do with the height of the vehicle being seen over the fence.

Assistant Town Manager Bentley answered no, his recent review of the notice showed it had to do with the fact that the craft was not located in a garage or carport. The son of the property owner responded concerning the visibility of the boat, and that he had a conversation years prior with Town staff. Based on the information, he too preferred not to see a boat or trailer visible from a carport.

Commissioner Brown recalled when the issue first came up, it was a very emotional discussion, and many residents were unhappy with the decision the Commission made, and that was to phase out allowing the storage of boats at private homes. The basis of that decision was whether to put the interest of the Town first or the interest of a few residents first, and the decision was made for the former, though an effort was made to accommodate residents by grandfathering existing boat owners at that time. He believed, since that time, there had been a steady decline in boats in the Town, as people worked hard, particularly in Bel-Air and Terra Mar, to phase out the boats. Though he sympathized with the individual boat and trailer owners that would be adversely affected by it, in this case the best interest of the Town had to be put before the interests and desires of a few individual Town residents.

Vice Mayor Sasser supported the code being changed to become more restrictive. He did not wish to see either boats or trailers at homes, and neither did most residents. He recalled signing the petition to that effect. He did not object to them being parked in the side yard, as long as they could not be seen.

Mayor Minnet concurred the matter was a very contentious issue, though she understood why Commissioner Dodd brought it forward for further consideration. She agreed with her fellow Commissioners that the code should be more restrictive.

Commissioner Dodd reiterated his position on the current code for parking boats and trailers at residences, agreeing it should be more restrictive. He put the matter on the present agenda at the request of a resident, as he represented everyone. He apologized if this caused other residents to be upset.

Mayor Minnet commented when the Commission had its next priority session, probably in October, the issue could be placed on that agenda for further discussion by the Town Commission and staff.

**d. FY 2013 Budget**

**i. BSO Contract Services (Town Manager Connie Hoffmann)**

Town Manager Hoffmann reviewed the details of the item, stating she felt the discussions with BSO were very successful regarding their budget for FY 2013, as indicated in the backup. BSO was able to come in with only a two percent increase or \$75,000 without any reduction in personnel. The increases were due mainly to such things as the cost of health insurance within the BSO organization as a result of the Town's officers opting for family coverage. She recommended the Town accept the negotiated amount for BSO for FY 2013.

Vice Mayor Sasser believed the \$75,000 was negotiated down from a higher amount discussed in an agenda item earlier this summer.

Town Manager Hoffmann affirmed this to be the case, stating Town staff and BSO were able to bring the increase down from about \$100,000.

Commissioner Dodd thought the BSO budget was the largest single item the Commission had to approve for its annual budget. He found it strange that the single highest expense was staff, yet the Town had no way of checking whether BSO had at all times the correct number of staff physically located in the Town on duty. He had the highest praise for the great job BSO did for the Town and their managing to maintain the local police atmosphere everyone had grown accustomed to.

Police Chief Llerena responded that BSO tracked personnel based on staffing rosters, and as part of their reporting mechanism to the Town Manager, they indicated any deputies that were detached. For instance, if a deputy was detached for eight hours to cover an event outside the Town, the Town's administration was notified, but such detachment was part of a County mutual aid agreement between municipalities. Generally, the Town was on the winning end of detachments, and the vast majority of deputies leaving the Town were for such activities as transporting prisoners, transporting narcotics, servicing vehicles, etc. He said normally if a deputy was not on

duty, it was either their day off or vacation time, and those instances were reported to the Town. When deputies were away from their post due to medical leave, Workman's Comp, or administrative suspension, the Town Manager was kept apprised of those instances.

Commissioner Vincent asked if there was ever a time when additional deputies were serving the Town for which the Town was not charged.

Police Chief Llerena answered yes, more often than not. For example, at the recent July Fourth event, there were about 20 plus deputies from other commands assigned to the Town; this was part of the County's mutual aid program.

Commissioner Vincent made a motion to approve the BSO budget. Commissioner Dodd seconded the motion. The motion carried 5-0.

ii. Draft Five Years Capital Improvements Fund Plan (Town Manager Connie Hoffmann)

Town Manager Hoffmann sought Town Commission direction on what she proposed as the projects for FY 2013. In order for the Commission to make those decisions she felt it was helpful for them to see the plan for the following four years as well. She briefly reviewed the details.

Mayor Minnet mentioned attending a community meeting recently with the Town Manager, and she was asked to discuss when the Town would begin work on the El Mar Drive project. She noticed the Town Manager placed design of that project in FY2014. She stated the design for El Mar Drive had always been very contentious, and she concurred with the Town Manager on the timing for El Mar Drive, as the Town had many projects going on next year. It was good that El Mar Drive was the focus of that one project.

Town Manager Hoffmann commented after attending the same meeting, she moved the project up earlier in the schedule. Last year, only half of El Mar Drive was to be done at the end of the five-year period. The current proposal was to complete all of El Mar Drive in the next four years.

Mayor Minnet indicated the Commission members were having individual meetings with the Town Manager to discuss the various items contained in capital improvement plan, and the Town's residents would have an opportunity to give input in the near future.

Commissioner Brown felt the only item missing from the Town's capital improvement plan was the A1A south entryway project, though it was funded at a small level for design. He agreed with not necessarily having the project in the plan for now, stating he had been trying to get grant funds set aside by the Broward County Metropolitan Planning Organization (MPO). The MPO was funding the project coming up A1A along the Galt Ocean Mile, and it made sense for the Town to segue into that project.

e. Selection of a Representative to the Emergency Medical Services Review Committee (EMSRC) (Town Clerk June White)

Commissioner Vincent made a motion to appoint Commissioner Brown as the Town's representative on the EMSRC. Commissioner Dodd seconded the motion. The motion carried 5-0.

18. ADJOURNMENT

Commissioner Dodd made a motion to adjourn. With no further business before the Commission, Mayor Minnet adjourned the meeting at 10:42 p.m.

19. FUTURE AGENDA ITEMS

\_\_\_\_\_  
Mayor Roseann Minnet

ATTEST:

\_\_\_\_\_  
Town Clerk, June White, CMC

\_\_\_\_\_  
Date

DRAFT