

TOWN OF LAUDERDALE-BY-THE-SEA
TOWN COMMISSION

REGULAR MEETING

AGENDA

Jarvis Hall

4505 Ocean Drive

Monday, September 24, 2012

7:00 P.M.

1. **CALL TO ORDER, MAYOR ROSEANN MINNET**
2. **PLEDGE OF ALLEGIANCE TO THE FLAG**
3. **INVOCATION** – Pastor Jim Goldsmith
4. **ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS**
5. **PRESENTATIONS**
6. **PUBLIC COMMENTS**
7. **PUBLIC SAFETY DISCUSSION**
 - a. BSO Monthly Report – August 2012 (Chief Oscar Llerena)
 - b. VFD Monthly Report – August 2012 (Chief Steve Paine)
 - c. AMR Monthly Report – August 2012 (Chief Brooke Liddle)
8. **TOWN MANAGER REPORT**
 - a. Chamber of Commerce Monthly Report
 - b. Monthly Finance Report For August 2012
 - c. Code Compliance Status Report
9. **TOWN ATTORNEY REPORT**
10. **APPROVAL OF MINUTES**
 - a. July 24, 2012 Regular Meeting Minutes
 - b. September 12, 2012 Special Public Hearing Minutes

11. CONSENT AGENDA

- a. Special Event Application for the Patriots Pre & Post Game Event proposed for Sunday, December 2, 2012 (Assistant Town Manager Bud Bentley)
- b. Special Event Application for the Ellyn Bogdanoff's Bicycle Classic proposed for Saturday, October 13, 2012 (Assistant Town Manager Bud Bentley)
- c. Application for one (1) Hardship Permit from Basin Drive LLC, 4342 East Tradewinds Avenue Effective October 1, 2012 thru September 30, 2013 (Assistant Town Manager Bud Bentley)
- d. Lauderdale-By-The-Sea Garden Club Parking Permits in FY2013 (Municipal Services Director Don Prince)
- e. Morning Star Condominium Parking Permits for Annual Meeting in Jarvis Hall Saturday, December 8, 2012 (Municipal Services Director Don Prince)
- f. Hibiscus, Allenwood and Tropic (HAT) Neighborhood Improvement Project/Drainage (Municipal Services Director Don Prince)
- g. Code Compliance Request for Proposals (Assistant Town Manager Bud Bentley)

12. ORDINANCES – PUBLIC COMMENTS

a. Ordinances 1st Reading

- i. **Ordinance 2012-16:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING ARTICLE V "ZONING" OF CHAPTER 30, UNIFIED LAND DEVELOPMENT REGULATIONS, OF THE CODE OF ORDINANCES, BY AMENDING SECTION 30-313 "GENERAL PROVISIONS" TO CREATE A NEW SUBSECTION ENTITLED "ROOFTOP PHOTOVOLTAIC SOLAR SYSTEMS," PROVIDING FOR ROOFTOP PHOTOVOLTAIC SOLAR SYSTEMS AS PERMITTED ACCESSORY EQUIPMENT; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION, AND AN EFFECTIVE DATE

b. Ordinances 2nd Reading

- i. **Ordinance 2012-17:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 18, "TAXATION AND FINANCE" OF THE TOWN'S CODE OF ORDINANCES BY AMENDING ARTICLE II "PUBLIC SERVICE TAX", SECTION 18-18 "AMOUNT OF TAX"; AND PROVIDING FOR SEVERABILITY,

CONFLICTS AND AN EFFECTIVE DATE *Approved 1st reading
September 11, 2012*

13. RESOLUTIONS – PUBLIC COMMENTS

- a. **Resolution 2012-35:** A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, ESTABLISHING FEES FOR THE USE OF JARVIS HALL; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE *Deferred from the September 11, 2012 Commission meeting*
- b. **Resolution 2012-42:** A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING THE BUILDING PERMIT AND INSPECTION FEE SCHEDULE; PROVIDING FOR SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE
- c. **Resolution 2012-43:** A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA AUTHORIZING THE TOWN MANAGER OR HER DESIGNEE TO APPLY FOR A FLORIDA HIGHWAY BEAUTIFICATION COUNCIL GRANT; AUTHORIZING THE TOWN MANAGER TO EXECUTE A LANDSCAPE CONSTRUCTION, AND MAINTENANCE AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION; PROVIDING FOR SEVERABILITY, CONFLICTS AND PROVIDING AN EFFECTIVE DATE
- d. **Resolution 2012-44:** A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING AN AGREEMENT FOR SPECIAL MAGISTRATE SERVICES WITH JEFFREY P. SHEFFEL, ESQ.; AND PROVIDING AN EFFECTIVE DATE

14. QUASI JUDICIAL PUBLIC HEARINGS

15. COMMISSIONER COMMENTS

16. OLD BUSINESS

- a. Re-establish the 25 foot rear setback from the rear of the canal or ICW. It was changed in 2007 to reduce to only 15 feet (Commissioner Stuart Dodd)
- b. Alternate Designs for Town Entryway Feature on Commercial Boulevard (Town Manager Connie Hoffmann)
- c. Proposed Revisions to the Hotel Improvement Program (HIP) (Town Manager Connie Hoffmann)

17. NEW BUSINESS

18. ADJOURNMENT

19. FUTURE REGULAR COMMISSION AGENDA ITEMS

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) 640-4200 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.

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.