

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION REGULAR MEETING AGENDA

Jarvis Hall

4505 Ocean Drive

Tuesday, October 13, 2015

7:00 PM

- 1. CALL TO ORDER, MAYOR SCOT SASSER**
- 2. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 3. INVOCATION - Pauline Brooks McGuinness (Representing the Baha'i Faith)**
- 4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS**
- 5. PRESENTATIONS**
 - a. Citizen Recognition of Outstanding Service (Mayor Scot Sasser)
 - b. Domestic Violence Month Proclamation Presentation (Tedra Smith Town Clerk)
- 6. PUBLIC COMMENTS**
- 7. PUBLIC SAFETY DISCUSSION**
 - a. AMR Sept 2015 Report (Chief Brooke Liddle)
 - b. BSO September 2015 Report (Captain Fred Wood)
- 8. TOWN MANAGER REPORT**
 - a. Town Manager Report (Connie Hoffmann Town Manager)
- 9. TOWN ATTORNEY REPORT**
- 10. APPROVAL OF MINUTES**
 - a. September 28, 2015 Town Commission Special Meeting Minutes (Tedra

Smith Town Clerk)

11. CONSENT AGENDA

- a. Special Event Application for Marie White's "Santa is Coming to Town" Proposed for Saturday, December 12th (Bud Bentley, Assistant Town Manager)
- b. Special Event Application for BC Surf & Sport Skim Scare 8 Skim Boarding Competition proposed for Saturday, October 31, 2015 (Bud Bentley, Assistant Town Manager)
- c. New Year's Eve Celebration Special Event Application for 101 Ocean, Aruba Beach Café, Athena by the Sea, Mulligan's and The Village Grille (Bud Bentley, Assistant Town Manager)
- d. Work Authorization for Ambit Advertising and Public Relations for Strategic Marketing Plan Implementation (Pat Himelberger, Asst to the TM)
- e. Work Authorization for the Town Engineer to Design the South Ocean Parking Lot Improvements (Bud Bentley Assistant Town Manager)

12. OLD BUSINESS

- a. Commission Scheduled Review of the Saturday Nights Music Annual Special Event Permit (Bud Bentley, Assistant Town Manager)

13. NEW BUSINESS

- a. Broward League of Cities Scholarship Program (Connie Hoffmann Town Manager)
- b. Time Extension Application to Complete Construction from the Top of The Mile Condo, 4013 N Ocean Drive (Linda Connors, Development Services Director)
- c. Acquisition of Real Estate at 4410 Bougainvilla Drive, Majestica Apartments (Bud Bentley Assistant Town Manager)
- d. Proposed Revision to Chapter 2, Division 3 of the Town Code - Volunteer Fire Fighter's Pension Plan - Increasing Pension Benefits (Tony Bryan Finance Director)
- e. New Hardship Parking Permit Applications for FY 2015-2016 (Bud Bentley

Assistant Town Manager)

14. COMMISSIONER COMMENTS

15. ORDINANCES - PUBLIC COMMENTS

a. Ordinances 1st Reading

- i.** Ordinance 2015-14, AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING THE 2015 RESTATED SOLID WASTE AND RECYCLABLE COLLECTION FRANCHISE AGREEMENT WITH WASTE PRO USA, INC.; AUTHORIZING A ONE YEAR EXTENSION OF THE FIRST RENEWAL TERM TO NOVEMBER 30, 2016; AUTHORIZING EXECUTION OF THE 2015 RESTATED FRANCHISE AGREEMENT; PROVIDING FOR CONFLICTS, SEVERABILITY, AND FOR AN EFFECTIVE DATE. (Bud Bentley Ass't Town Manager)
- ii.** Ordinance 2015-15 - AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 14.5 "PEDDLERS AND SOLICITORS" TO ADDRESS PROMOTIONAL ENTERTAINERS AND STREET PERFORMERS; AND PROVIDING FOR CODIFICATION, SEVERABILITY, AND FOR AN EFFECTIVE DATE(Pat Himelberger Asst to the TM)
- iii.** Ordinance 2015-16 AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 5 "BEACHES AND WATERWAYS" OF THE CODE OF ORDINANCES, BY AMENDING ARTICLE III "BOAT REGULATIONS", TO CLARIFY TERM USAGE AND PROHIBITION OF CERTAIN ACTIVITIES RELATED TO WATERCRAFT USAGE; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND FOR AN EFFECTIVE DATE (Linda Connors, Development Services Director)

b. Ordinances 2nd Reading

- i.** ORDINANCE 2015-08 AN - ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 5, "BEACHES AND WATERWAYS" BY AMENDING SECTION 5-1, "DEFINITIONS" TO CLARIFY THE DEFINITION OF WATERCRAFT; AMENDING CHAPTER 30, UNIFIED LAND DEVELOPMENT REGULATIONS, OF THE CODE OF ORDINANCES, BY AMENDING SECTION 30-11, "DEFINITIONS", TO PROVIDE DEFINITIONS RELATED TO MARINA USES; BY AMENDING DIVISION 2, "DISTRICTS" OF

ARTICLE V, "ZONING", TO RENAME SUBDIVISION G, "BUSINESS ZONING DISTRICT REGULATIONS" TO "B-1-A DISTRICT REGULATIONS", TO DELETE SECTION 30-260 TO ELIMINATE DUPLICATION, TO AMEND SECTION 30-261, "B-1-A DISTRICT – BUSINESS" TO REORGANIZE REQUIREMENTS FOR CONDITIONAL USES, AND TO AMEND SECTION 30-271, "B-1 DISTRICT – BUSINESS" TO CORRECT REFERENCES AND PROVIDE FOR CONDITIONAL USE REVIEW OF MARINAS AND IDENTIFY SPECIFIC REQUIREMENTS FOR MARINA USES; BY AMENDING SECTION 30-311, "BOATS, BOAT LIFTS, BOATHOUSES AND ANCHORAGE," TO AMEND AND CLARIFY THE REQUIREMENTS FOR DOCKING AND MOORING OF WATERCRAFT; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE (Linda Connors, Development Services Director)

- ii. ORDINANCE 2015-12 AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 30, UNIFIED LAND DEVELOPMENT REGULATIONS, OF THE CODE OF ORDINANCES, BY AMENDING SECTION 30-211, "RS-5 DISTRICT – RESIDENCE" TO MODIFY THE SETBACK REQUIREMENTS AND CALCULATIONS FOR WATERFRONT PROPERTIES AND DELETE ROOF STYLE LIMITATIONS; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE (Linda Connors, Development Services Director)
- iii. ORDINANCE 2015-13 AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 30, UNIFIED LAND DEVELOPMENT REGULATIONS, OF THE CODE OF ORDINANCES, BY AMENDING SECTION 30-241, "RM-25 DISTRICT – APARTMENTS AND LODGING" TO CLARIFY THE REQUIREMENTS FOR TEMPORARY REAL ESTATE SALES OFFICES, CLARIFY SETBACK REQUIREMENTS, PROVIDE FOR BUILDING OVERHANGS IN FRONT YARDS, REORGANIZE THE SECTION AND DELETE DUPLICATIVE REQUIREMENTS; AND BY AMENDING SECTION 30-481, "LANDSCAPE REQUIREMENTS BY ZONING DISTRICTS" TO CLARIFY PVIOUS LANDSCAPING REQUIREMENTS IN MULTIFAMILY DISTRICTS AND RELOCATE LANDSCAPE REQUIREMENTS FROM THE RM-25 DISTRICT REGULATIONS; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE (Linda Connors, Development Services Director)

16. RESOLUTIONS – PUBLIC COMMENTS

- a. Resolution 2015-31 - A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, OPPOSING THE ISSUANCE

OF PERMITS FOR OIL OR NATURAL GAS DRILLING RIGHTS ON PROPERTY LOCATED IN THE FLORIDA EVERGLADES, AND SUPPORTING EFFORTS OPPOSING ACTIONS THAT MAY DAMAGE THE SOUTH FLORIDA WATER SUPPLY; PROVIDING FOR AN EFFECTIVE DATE. (Mayor Scot Sasser)

- b. Resolution 2015-44: A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AUTHORIZING THE TOWN MANAGER TO EXECUTE AN AGREEMENT WITH THE FORT LAUDERALE TRANSPORTATION MANAGEMENT ASSOCIATION, INC TO EXTEND THE SUN TROLLEY GALT LINK SERVICE NORTH TO WASHINGTONIA AVE FOR AN ANNUAL SUM NOT TO EXCEED \$25,000; PROVIDING FOR AN EFFECTIVE DATE.(Pat Himmelberger, Asst to the TM)

17. QUASI JUDICIAL PUBLIC HEARINGS

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, 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.