

**TOWN OF LAUDERDALE-BY-THE-SEA
TOWN COMMISSION
REGULAR MEETING MINUTES
Jarvis Hall
4505 Ocean Drive
Tuesday, January 10, 2017
6:30 PM**

1. CALL TO ORDER, MAYOR SCOT SASSER

Mayor Scot Sasser called the meeting to order at 6:36 p.m. Also present were Vice Mayor Mark Brown, Commissioner Alfred "Buz" Oldaker, Town Manager Bud Bentley, Assistant Town Manager Tony Bryan, Development Services Director Linda Connors, Town Attorney Susan Trevarthen, Finance Director Lisa Fuentes, Special Projects Coordinator Debbie Hime, Public Information Officer Steve d'Oliveira, and Town Clerk Tedra Allen.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION

Pastor Larry Trotter gave the Invocation.

4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to give Commissioner Vincent an excused absence. Motion carried 3-0.

Mayor Sasser noted that the Commission had previously voted to excuse Commissioner Sokolow's absence from tonight's meeting.

5. PRESENTATIONS

None.

6. PUBLIC COMMENTS

At this time Mayor Sasser opened public comment.

Edmund Malkoon, resident, suggested that the Town consider investing in magnetic signage to advertise the vehicle replacing the Pelican Hopper. He added that the Town may wish to consider investing in new light fixtures and/or poles before the next holiday season, and concluded that lighting could be improved near the Town's public restrooms and wayfinding signs.

Blake Hallonquist, resident, expressed concern with the removal of Australian pine trees from Pine Avenue by Florida Power and Light (FPL). He felt the public should be allowed an opportunity for input on decisions of this nature. He also did not feel it was appropriate to allow valet parking in a public roadway in the Downtown area.

As there were no other individuals wishing to speak at this time, Mayor Sasser closed public comment.

7. PUBLIC SAFETY DISCUSSION

a. BSO December 2016 Report (Captain Tom Palmer)

Mayor Sasser recalled that deputies from the Broward Sheriff's Office (BSO) were dispatched to the Fort Lauderdale-Hollywood International Airport to provide assistance after a shooting incident. He thanked all personnel involved for their response.

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to approve. Motion carried 3-0.

b. AMR December 2016 Report (Chief Brooke Liddle)

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to approve. Motion carried 3-0.

8. TOWN MANAGER REPORT

a. October Finance Report (Lisa Fuentes, Finance Director)

The Commissioners accepted the report without discussion.

b. Town Manager Report (Bud Bentley, Town Manager)

Town Manager Bud Bentley responded to questions raised during Public Comment, advising that FPL reached out to Town Staff regarding the removal of Australian pines on Pine Avenue. Staff put the utility in touch with the residents of condominiums in Sea Ranch Lakes, who were consulted before removal or replacement of the non-native species. The residents voted in favor of the removal of the trees.

Assistant Town Manager Tony Bryan addressed the valet parking issue cited during Public Comment, explaining that public valet parking is being offered as part of a trial contract. The contract provides the Town with the right to move valet operations within the Downtown area in order to determine the best location for this service. Parking will be monitored and adjusted as necessary.

Town Manager Bentley continued that due to difficulties with the Pelican Hopper, the Town has been provided with a replacement vehicle and is working to determine the best signage solution. Use of magnetic signs has been unsuccessful. The Town will be provided with a replacement bus if the Town Commission elects to continue this transit program. Special Projects Coordinator Debbie Hime added that each replacement bus is outfitted with a GPS tracker, which allows passengers to use the Sun Trolley mobile app to follow the vehicle in real time.

With regard to street lighting, Town Manager Bentley explained that a power line beneath A1A was not installed correctly and experienced a shortage. When FPL contractors attempted to repair this line, it caused a power surge throughout the entire circuit, affecting roughly 50% of the Town's lights. This has since been repaired, and a maintenance contract should provide for inspection to prevent further issues.

Town Manager Bentley continued that the El Mar Plaza restrooms continue to be a work in progress. Staff is continuing to evaluate lighting at this location and plans to use pedestal lights with neon circuitry to identify the restrooms. Mayor Sasser recommended moving restroom signage with a pelican emblem to the backs of toilets.

Town Manager Bentley advised that the Town has entered into a contract with Tropical Sun Designs at the Staff level. Expenditures are expected to be less than \$15,000. Tropical Sun Designs developed the designs used for the recent Christmas-By-The-Sea and Boo-By-The-Sea events.

9. TOWN ATTORNEY REPORT

Town Attorney Susan Trevarthen requested an Executive Session to discuss litigation in the case of *Palm Yacht and Beach Club v. the Town of Lauderdale-By-The-Sea*. This session will be scheduled with the Town Commission at a later date.

10. APPROVAL OF MINUTES

- a. December 13, 2016 Town Commission Meeting Minutes (Tedra Allen, Town Clerk)**

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to approve. Motion carried 3-0.

11. CONSENT AGENDA

Vice Mayor Brown requested that Item 11b be pulled for discussion.

- a. Work Authorization for Ambit Advertising and Public Relations to Place Strategic Marketing Plan's Initial Media Buy (Debbie Hime, Special Projects Coordinator)**

b. Feb. 9-12, 2017 Special Event – Frame ‘n Art Gallery to Host Art Show and Promotional Event for the Highwayman’s Upcoming Film “The Unknowns: Talent is Color Blind” (Debbie Hime, Special Projects Coordinator)

Teresa Mangini, resident, requested a special event permit for her business, Frame ‘n Art By The Sea, to showcase the artwork of the Highwaymen in conjunction with the release of the film noted above. It will be a four-day art event from 4 p.m. to 7 p.m. During the day, members of the Highwaymen will paint a large mural on the side of their own gallery in Fort Lauderdale. The event will be documented by national and local media. She requested that the Town assist in promoting the event and waive the \$250 application fee.

Town Manager Bentley stated that Staff recommends co-sponsorship of the event, which will take place in the western business district. This will allow the Town to promote the event and waive the accompanying fee.

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to approve the event with the Town as a co-sponsor, and that they waive the \$250 fee. Motion carried 3-0.

c. Special Event Application for Athena’s By The Sea St. Patrick’s Day Music Event (Debbie Hime, Special Projects Coordinator)

Commissioner Oldaker made a motion, seconded by Vice Mayor Brown, to approve Items 11a and 11c. Motion carried 3-0.

12. OLD BUSINESS

a. RFQ 2016-09-01 Continuing Services Contract Update (Debbie Hime, Special Projects Coordinator)

Special Projects Coordinator Hime reported that Staff is working to complete reference checks for the short list of contractors.

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to approve. Motion carried 3-0.

13. NEW BUSINESS

a. Reef Monitoring Citizen Science Proposal (Steve d’Oliveira, Public Information Officer)

Public Information Officer Steve d'Oliveira advised that the Town was contacted some months ago by a representative of the University of Florida's Sea Grant Program who asked that the Town consider starting a Citizen Science program. This program would work with a graduate student from the University of Miami to develop protocols through which regular divers would be trained to collect ocean monitoring data.

Mayor Sasser commented that the Coastal Oceans Task Force is aware of the project and reacted positively to the proposal, which would involve the public and provide opportunities for eco-tourism.

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to approve. Motion carried 3-0.

b. Update Regarding the Unification of Zoning Code Requirements for the Town's Annexed Areas (Linda Connors, Development Services Director)

Development Services Director Connors recalled that in the early 2000s, the Town annexed properties located north of Pine Avenue. One requirement of the annexation agreement was to follow Broward County Code until Codes for this area were brought into the Town's Unified Land Development Regulations (ULDR). This required an update of the Town's Comprehensive Plan to include the annexed properties, as well as Ordinance amendments bringing these properties under Town Code.

Since that time, the Comprehensive Plan has been amended and an extensive analysis of the differences between Town Code and the Code applied to the annexed areas has been conducted. The Town is now ready to begin developing Ordinances that will merge the two Codes together under the ULDR. This can be accomplished in two ways:

- Ordinance amendments, which address features such as pools, docks, and driveways;
- Uses, which may differ under Town and County Codes within the same types of zoning districts.

Development Services Director Connors stated that Staff will reach out to the community, the Town Commission, and the Planning and Zoning Board to determine if certain uses should remain part of Town Code or should be deleted. If they are deleted, the Town will need to undergo a referendum process according to its Charter requirements. Staff is requesting the Commission's approval to prepare the Ordinance changes that can be made.

Mayor Sasser asked if these changes would be presented as one Agenda Item in the future, or as several items. Development Services Director Connors replied that Staff would discuss this with the Town's consultant and Town Attorney Trevarthen to

determine the best way to proceed. They will also reach out to affected neighborhood associations and schedule public meetings to discuss changes.

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to approve. Motion carried 3-0.

14. COMMISSIONER COMMENTS

Vice Mayor Brown, Commissioner Oldaker, and Mayor Sasser congratulated Town, BSO, and AMR Staffs for their work over the recent New Year's holiday weekend.

15. ORDINANCES

a. Ordinances 1st Reading

- i. Ordinance 2017-02 – AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, AMENDING CHAPTER 6, BUILDINGS AND BUILDING REGULATIONS, TO RELOCATE TEMPORARY HOLIDAY AND SEASONAL LIGHTING AND TO UPDATE REQUIREMENTS FOR BUILDING LIGHTING AND NUMBERING; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE (Linda Connors, Development Services Director)**

At this time Mayor Sasser opened public comment, which he closed upon hearing no input.

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to approve. Motion carried 3-0.

b. Ordinances 2nd Reading

- i. Ordinance 2017-01 – AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, AMENDING CHAPTER 30, UNIFIED LAND DEVELOPMENT CODE, OF THE CODE OF ORDINANCES TO UPDATE, STREAMLINE, AND CLARIFY SITE PLAN REQUIREMENTS AND DEVELOPMENT PROCEDURES; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE (Linda Connors, Development Services Director)**

At this time Mayor Sasser opened public comment, which he closed upon receiving no input.

Development Services Director Connors advised that the language of this Ordinance was modified slightly between its first and second readings in relation to compliance with BSO. Language for loading facilities was also modified to ensure that these facilities are necessary on small lots and to acknowledge that loading trucks may not block traffic or sidewalks. The Town Engineer has recommended requiring a 20 ft. width for wastewater and stormwater easements.

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to approve. Motion carried 3-0.

16. RESOLUTIONS – PUBLIC COMMENTS

- a. Resolution 2017-01 – A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, ADOPTING A REVISED PERSONNEL POLICIES MANUAL; PROVIDING FOR SEVERABILITY, CONFLICTS, AND FOR AN EFFECTIVE DATE (Tony Bryan, Assistant Town Manager)**

At this time Mayor Sasser opened public comment, which he closed upon receiving no input.

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to approve. Motion carried 3-0.

- b. Resolution 2017-02 – A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING AND AUTHORIZING THE TOWN MANAGER OR DESIGNEE TO EXECUTE THE LOAN PROCEDURES AGREEMENT WITH NATIONWIDE RETIREMENT SOLUTIONS, INC.; RATIFYING THE TOWN'S CURRENT DEFERRED COMPENSATION 457(b) PLAN WITH NATIONWIDE; PROVIDING FOR REPEAL OF ANY CONFLICTING RESOLUTION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (Lisa Fuentes, Finance Director)**

At this time Mayor Sasser opened public comment, which he closed upon receiving no input.

Vice Mayor Brown made a motion, seconded by Commissioner Oldaker, to approve. Motion carried 3-0.

17. QUASI JUDICIAL PUBLIC HEARINGS

None.

18. ADJOURNMENT

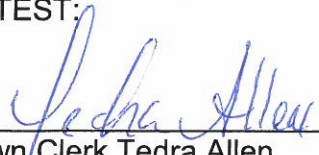
Lauderdale-By-The-Sea
Regular Town Commission Meeting
January 10, 2017

With no further business to come before the Commission at this time, the meeting was adjourned at 7:28 p.m.

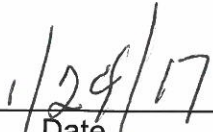


Mayor Scot Sasser

ATTEST:



Town Clerk Tedra Allen



Date