

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

AGENDA

Jarvis Hall

4505 Ocean Drive

Tuesday, October 12, 2010

7:00 P.M.

- 1. CALL TO ORDER, MAYOR ROSEANN MINNET**
- 2. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 3. INVOCATION – Reverend George Hunsaker**
- 4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS**
- 5. PRESENTATIONS**
- 6. PUBLIC COMMENTS**
- 7. PUBLIC SAFETY DISCUSSION**
 - a. BSO Police Monthly Report – September 2010 (Chief Oscar Llerena)
 - b. VFD Fire Monthly Report – September 2010 (Chief Steve Paine)
 - c. AMR EMS Monthly Report – September 2010 (Chief Brooke Liddle)
- 8. APPROVAL OF MINUTES**
 - a. September 27, 2010 Special Public Hearing Minutes
 - b. September 27, 2010 Regular Commission Meeting Minutes
- 9. CONSENT AGENDA**
 - a. Use of Jarvis Hall for a Sweet Sixteen Birthday Party, Saturday, November 6, 2010, 7:00 p.m. to 11:00 p.m. (Municipal Services Director Don Prince)
 - b. Use of Jarvis Hall for Morning Star Condominium annual meeting, Saturday, November 20, 2010, 11:00 a.m. to 2:00 p.m. (Municipal Services Director Don Prince)
 - c. Special Event Application for a Public Menorah Lighting Ceremony on Sunday, December 5, 2010 (Interim Assistant Town Manager Bud Bentley)

- d. Modification to Advertising Policy to Fill a Position Permanently (Town Manager Connie Hoffmann)
- e. Valet Trial Period: 60-day Evaluation Report (Interim Assistant Town Manager Bud Bentley)

10. ORDINANCES – PUBLIC COMMENTS

1. Ordinances 1st Reading

- a. **Ordinance 2010-15:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING ARTICLE V “ZONING” OF CHAPTER 30 OF THE CODE OF ORDINANCES BY AMENDING SECTIONS 30-261, “B-1-A DISTRICT – BUSINESS” AND 30-271, “B-1 DISTRICT – BUSINESS” TO REVISE THE USES PERMITTED IN THESE ZONING DISTRICTS; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION, AND AN EFFECTIVE DATE
- b. **Ordinance 2010-16:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE SEA, AMENDING CHAPTER 30, UNIFIED LAND DEVELOPMENT REGULATIONS, ARTICLE VIII. SIGN REGULATIONS, TO REVISE PROVISIONS AND CLARIFY TERMS, REQUIREMENTS AND STANDARDS REGARDING SIGN REGULATIONS; FURTHER CREATING A NEW SECTION 30-510, SEVERABILITY REGARDING SIGN REGULATIONS; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE
- c. **Ordinance 2010-17:** AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 30 “UNIFIED LAND DEVELOPMENT REGULATIONS” TO CREATE SECTION 30-22 “ZONING RELIEF PROCEDURES” TO ADDRESS POSSIBLE UNINTENDED VIOLATIONS OF FEDERAL AND STATE LAWS IN THE IMPLEMENTATION OF THIS CODE OR ITS RELATED RULES, POLICIES, AND PROCEDURES; PROVIDING FOR SEVERABILITY, CONFLICT, CODIFICATION, AND AN EFFECTIVE DATE
- d. **Ordinance 2010-18:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING SECTION 30-313(31) “ACCESSORY BUILDINGS AND STRUCTURES,” OF THE CODE OF ORDINANCES TO AMEND REQUIREMENTS FOR SHEDS, STORAGE BUILDINGS AND OTHER ACCESSORY BUILDINGS AND STRUCTURES; PROVIDING FOR SEVERABILITY, CONFLICTS, CODIFICATION, AND AN EFFECTIVE DATE

2. Ordinances 2nd Reading

- a. **Ordinance 2010-14:** AN ORDINANCE OF THE TOWN OF LAUDERDALE BY-THE-SEA, FLORIDA, AMENDING CHAPTER 10 "GARBAGE AND REFUSE", ARTICLE III "SOLID WASTE", DIVISION 1 "GENERALLY" BY ADDING SECTION 10-46 ENTITLED "DEBRIS COLLECTION ON PRIVATE ROADWAYS DURING AN EMERGENCY", PROVIDING FOR DEBRIS REMOVAL ON PRIVATE COMMUNITY STREETS IN EMERGENCIES FOR PUBLIC SAFETY PURPOSES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE *Approved on first reading at the September 14, 2010 Commission meeting.*

11. RESOLUTION – "Public Comments"

- a. **RESOLUTION 2010-33:** A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AUTHORIZING PARTICIPATION IN THE LOCAL GOVERNMENT SURPLUS FUNDS TRUST FUND INVESTMENT POOL (FLORIDA PRIME) AND AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO TAKE ACTIONS NECESSARY TO CONDUCT TRANSACTIONS WITH FLORIDA PRIME, PROVIDING FOR REPEAL OF ANY CONFLICTING RESOLUTION, SEVERABILITY, AND AN EFFECTIVE DATE.
- b. **RESOLUTION 2010-34:** A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA AUTHORIZING PARTICIPATION IN A COMMERCIAL CREDIT CARD ACCOUNT WITH SUNTRUST BANK AND AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ESTABLISH AND ADMINISTER THE ACCOUNT AND CONDUCT TRANSACTIONS WITH THE ACCOUNT, PROVIDING FOR REPEAL OF ANY CONFLICTING RESOLUTION, SEVERABILITY, AND AN EFFECTIVE DATE
- c. **RESOLUTION 2010-35:** A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AUTHORIZING A CONSTRUCTION AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION FOR CONSTRUCTION, INSTALLATION AND MAINTENANCE OF SIGN IMPROVEMENTS WITHIN THE STATE RIGHT OF WAY; DIRECTING THE APPROPRIATE TOWN OFFICIAL TO EXECUTE THE AGREEMENT; PROVIDING FOR REPEAL OF ANY CONFLICTING RESOLUTION; SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE
- d. **RESOLUTION 2010-36:** A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, ADOPTING THE FIRST AMENDMENT TO THE AGREEMENT BY AND BETWEEN THE TOWN AND THE LAUDERDALE-BY-THE-SEA VOLUNTEER FIRE DEPARTMENT, INC. FOR FIRE PROTECTION AND FIRE PREVENTION SERVICES; PROVIDING FOR CONFLICT; PROVIDING FOR AN EFFECTIVE DATE

12. QUASI JUDICIAL PUBLIC HEARINGS

13. COMMISSIONER COMMENTS

14. OLD BUSINESS

15. NEW BUSINESS

- a. Commission meeting and Roundtable schedule for November and December (Town Clerk June White)
- b. Commission approval of Three (3) Hardship Permit Applications (Town Clerk June White):
 - Paradise by the Sea Motel
 - Sea Cliff Apartments
 - Parkhill Apartments

16. TOWN MANAGER REPORT

17. TOWN ATTORNEY REPORT

18. ADJOURNMENT

19. FUTURE REGULAR COMMISSION AGENDA ITEMS

Nov 9, 2010: Unified Land Development Regulations - Ordinance Amending Chapter 30-261, 30-271, 30-22, 30-313 (31), and 30 Article VIII (per Notice of Intent) 2nd Reading

April 26, 2011: Ordinance 2010-06: Adoption of Comprehensive Plan Amendments 2nd Reading (tentative)

THE TOWN OF LAUDERDALE-BY-THE-SEA WILL FURNISH APPROPRIATE AUXILIARY AIDS AND SERVICES NECESSARY TO AFFORD INDIVIDUALS AN EQUAL OPPORTUNITY TO PARTICIPATE IN MEETINGS OF THE TOWN COMMISSION. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT AND FLORIDA STATUTE 286.26, PERSONS WITH DISABILITIES NEEDING SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE TOWN CLERK NO LATER THAN TWO (2) DAYS PRIOR TO THE MEETING AT (954) 776-0576 FOR ASSISTANCE.

IF ANY PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE TOWN COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING, HE/SHE WILL NEED A RECORD OF THE PROCEEDINGS AND FOR SUCH PURPOSES MAY NEED TO INSURE THAT A VERBATIM RECORDING OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

PROCEDURES FOR PUBLIC COMMENTS:

Public Comments may address issues that are not on this meeting's agenda, but should relate to the business of the Town, and should not contain personal attacks. If your comment requires follow up, the Town Manager will have a staff person respond to your concerns, and will advise us of the outcome.

The Town Clerk will read off the names of those who have signed up to speak. When your name is called, please come to the podium, state your name for the record, and indicate whether you are a Town resident. Do not state your address. You have up to three minutes to make your comments, but there is no requirement to use the entire time. If you wish to address a particular Commissioner or member of Town Administration, please do so by use of their title.

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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.