

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

AGENDA

Jarvis Hall

4501 Ocean Drive

Wednesday, September 9, 2009

7:00 P.M.

- 1. CALL TO ORDER, MAYOR ROSEANN MINNET**
- 2. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 3. INVOCATION – Reverend George Hunsaker**
- 4. PRESENTATIONS**
 - a. Employee of the Quarter (Assistant Town Manager Olinzock)
 - b. Wind Energy – Lou Harlow (Commissioner Clotley)
 - c. Presentation of Proclamation proclaiming Scott Gooding as an honorary Citizen of Lauderdale-By-The-Sea (Mayor Minnet)
 - d. Presentation – Bank Structure (Shawn Sackman)
 - e. Presentation – Proposed Theater on Commercial Boulevard (Commissioner Clotley & Mayor Minnet)
 - f. Presentation of Proclamation - Pink Out Breast Cancer (Mayor Minnet)
- 5. PUBLIC COMMENTS**
- 6. REPORTS**
 - a. Finance and Budget Monthly Report – July 2009 (Manager Colon)
 - b. Development Services Monthly Report – July 2009 (Assistant Town Manager Olinzock)
 - c. Municipal Services Monthly Report – July 2009 (Assistant Town Manager Olinzock)
 - d. BSO Police Monthly Report – July 2009 (Chief Llerena)
 - e. VFD Fire Monthly Report – July 2009 (Chief Perkins)

- f. AMR EMS Monthly Report – July 2009 (Operations Manager Liddle)
- 7. **PUBLIC SAFETY DISCUSSION**
 - a. Tower Truck (Chief Perkins)
- 8. **TOWN MANAGER REPORT**
 - a. Payment of Capital Fund Promissory Note
 - b. Payment of General Fund Promissory Note
 - c. Selection of Halloween Chairperson
- 9. **APPROVAL OF MINUTES**
 - a. July 14, 2009 Regular Meeting Minutes
 - b. July 20, 2009 Special Meeting Minutes
 - c. July 28, 2009 Special Meeting Minutes
 - d. July 28, 2009 Regular Meeting Minutes
- 10. **ORDINANCES**
 - 1. **Ordinances 1st Reading - “Public Comments”**
 - a. **Ordinance 2009-27:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE SEA AMENDING CHAPTER 5, BEACHES AND WATERWAYS, TO ALLOW AND REGULATE FISHING AND SURF CASTING ON THE PUBLIC BEACH; PROVIDING FOR CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.
 - 2. **Ordinances 2nd Reading - “PUBLIC HEARING”**
 - a. **Ordinance 2009-26:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE SEA AMENDING CHAPTER 20, ARTICLE VI, SECTIONS 20-121, 20-122, 20-125, AND 20-126 PROVIDING ADDITIONAL WATER CONSERVATION REGULATIONS; CREATING NEW SECTION 20-126 ENTITLED “WATER CONSERVATION”; RENUMBERING EXISTING SECTIONS 20-126 AND 20-127 AS SECTIONS 20-127 AND 20-128; PROVIDING FOR CODIFICATION IN ARTICLE VI OF CHAPTER 20 OF THE CODE OF ORDINANCES, SEVERABILITY, AND AN EFFECTIVE DATE (*Approved on 1st reading July 28, 2009*)

11. COMMISSIONER COMMENTS

12. CONSENT AGENDA

- a. Commission approval of contractor and award of RFP 09-06-03 - Beach Cleaning Services agreement from WD Thompson, Inc.– \$162,000 (Assistant Town Manager Olinzock)
- b. Lease Agreement Renewal with VFD – fire trucks, boat, trailer (Clerk White)

13. RESOLUTION – “Public Comments”

14. QUASI JUDICIAL PUBLIC HEARINGS

15. OLD BUSINESS

16. NEW BUSINESS

- a. Appointment of Trustee to the LBTS Volunteer Fire Department Pension Plan (Town Clerk)
- b. Commission selection of contractor and award of RFP 09-06-02 - IT Services (Manager Colon)
- c. Commission selection of contractor and award of RFP 09-07-01 - Commercial Blvd Drainage Improvements (Assistant Town Manager Olinzock)
- d. Commission selection of contractor and award of RFP 09-07-02 - Parking Citation Processing Services (Assistant Town Manager Olinzock)
- e. Commission selection of contractor and award of RFP 09-07-04 - Sewer Line and Storm Drain maintenance – (Assistant Town Manager Olinzock)
- f. Discussion and/or action regarding Citizen Contact Forms for drainage project (Assistant Town Manager Olinzock)
 - 1. Harbour Drive - \$160,000 estimated construction
 - 2. 4400 El Mar Drive - \$61,250 estimated construction
 - 3. 1755 E. Terra Mar Drive – 9,500 estimated construction
 - 4. Chen & Associates design and permitting \$15,188 plus reimburseables

- g. Discussion and/or action for amendment to Ordinance 2009-19 - Vacation Rentals (Commissioner Silverstone)**
- h. Discussion and/or action to limit commission members to a total of (3) times, (3) minutes each, on each agenda item (Mayor Minnet)**
- i. Discussion and/or action to review Ordinance Chapter 10:**
 - 1. Garbage and Refuse (Mayor Minnet)**
 - 2. Review the Ordinance for garbage enclosures in all districts (Mayor Minnet)**
- j. Discussion and/or action to review Chapter 30:**
 - 1. The ordinance on corner lots (Mayor Minnet)**
 - 2. Amend Section 3.13 #29, pertaining to the installation of pools on corner lots (Commissioner Silverstone)**
- k. Discussion and/or action to support staff's request and reset the bond to its original value – Minto (Commissioner Dodd)**
- l. Discussion on Bid opening procedures – change purchasing manual section 4 (a) to read – All timely – received bids shall be publically opened and read aloud in the presence of witnesses at the place and time designated in the RFP. Town staff shall warn all present the bids have not been checked for responsiveness or mathematics (Commissioner Dodd)**
- m. Discussion and/or action regarding Board of Adjustment, P & Z and MPSC sub committee recommendations, functions and raison d'etre of a variance and code enforcement penalties when a variance is denied (Commissioner Dodd)**
- n. Discussion and/or action on the Law Enforcement Trust Fund (Commissioner Dodd)**
- o. Discussion and/or action concerning Public Information Requests:**
 - 1. Vice Mayor's request for copies of Mayor Minnet's emails and Commissioner Dodd's emails (Commissioner Dodd)**
 - 2. The costs of Public Information requests (Commissioner Dodd)**
- p. Explanation of function of Town Government (Commissioner Silverstone)**
- q. Discussion and/or action regarding the November 10th & 24th Commission meetings and the December 8 and 22 Commission Meetings (Mayor Minnet)**

- r. Discussion and/or action regard the clarification of the ordinance pertaining to the storage of boats, boat trailers, boat enclosures and boat covers in the Town (Mayor Minnet)
- s. Discussion and/or action: Faced with record numbers of foreclosures, some Florida communities are using more innovative ways of maintaining foreclosed properties than fines and liens. Some communities in Florida have programs where the municipality takes over the maintenance of a deteriorating property and adds these expenses to the tax bills of these respective properties. This way the Town will get reimbursed for its services and neighbors do not have to deal with deteriorating properties and overgrown lawns, green swimming pools, etc (Commissioner Clotley)
- t. Cost study for police services \$2,500 (Commissioner Silverstone)
- u. Discussion and/or action regarding draft Resolution #2009-23 concerning street names in Bel Air (Commissioner Clotley)
- v. Discussion and/or action regarding code compliance for turtle lighting (Commissioner Dodd)

17. TOWN ATTORNEY REPORT

18. ADJOURNMENT

19. FUTURE AGENDA ITEMS

September 14, 2009 - Special Public Hearing – Adopt Tentative Millage, TRIM, budget and final fire assessment

September 28, 2009 - Special Public Hearing – Adopt Final Millage, TRIM and Budget

November 24, 2009 – Environmental Sustainability Committee

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.