

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

MINUTES

Jarvis Hall

4501 Ocean Drive

Tuesday, June 23, 2009

7:00 P.M.

1. CALL TO ORDER, MAYOR ROSEANN MINNET

Mayor Roseann Minnet called the meeting to order at 7:00 p.m. Vice Mayor Jerry McIntee, Commissioner Jim Silverstone, and Commissioner Birute Ann Clottey were present. Also present were Town Attorney Susan L. Trevarthen, Town Manager Esther Colon, Town Clerk June White, and Senior Office Specialist Nekisha Smith.

Commissioner Stuart Dodd was excused.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION - Reverend George Hunsaker

Mayor Minnet gave the Invocation.

Mayor Minnet deferred Old Business item 15a, *amendment to existing agreement with Enforcement Technology, Inc. for Processing Parking Citations* and New Business item 16g, *Reconsideration of FWC application for parking permits at the beach to July 14, 2009*. There were no other changes to the agenda.

4. PRESENTATIONS

5. PUBLIC COMMENTS

Bob Fleishman was concerned with the recession and the effect on the business owners.

Cristi Furth believed the 4th of July would be another great Town event despite cost cuts.

Louis Alfano wished everyone a happy 4th of July.

Cindy Geesey thanked the businesses for making the Town viable.

Paul Novak suggested a workshop between the Master Plan Steering Committee and the Commission to exchange ideas.

Spiro Marchelos said the Anglin's Restaurant will become the first green restaurant in Town.

Louis Marchelos looked forward to the best 4th of July.

Gail Albohn reminded everyone that the 4th of July Volunteer meeting was July 1, 2009 at 7:00 p.m. in Jarvis Hall.

Edmund Malkoon felt the Town should give incentives to business owners.

6. REPORTS

a. Finance and Budget Monthly Report - May 2009 (Manager Colon)

Vice Mayor McIntee made a motion to accept the report. Commissioner Silverstone seconded the motion. The motion carried 4-0.

b. Development Services Monthly Report - May 2009 (Assistant Town Manager Olinzock)

Mayor Minnet asked where the Town was in relation to the cleaning up of vacant homes and foreclosed properties. Assistant Town Manager Olinzock believed that they were on top of it.

Vice Mayor McIntee asked whether there was a mandate to seed the properties. Assistant Town Manager Olinzock said there was. Vice Mayor McIntee requested a report as to how many lots needed to be seeded for the next Commission meeting.

Commissioner Silverstone made a motion to accept the report. Commissioner Clotey seconded the motion. The motion carried 4-0.

c. Municipal Services Monthly Report - May 2009 (Assistant Town Manager Olinzock)

John O'day stated that Waste Management removed their garbage cans and the new company, Choice had not yet delivered the new ones. He wanted to know when they were going to get new ones.

Commissioner Clotey said she received calls regarding the blue containers the residents were given. She believed the containers were supposed to be black. Manager Colon said Choice went with blue because that was what they had in stock. She said she would contact Choice regarding black containers. Assistant Town Manager Olinzock stated he had received a call from Choice pertaining to the weather that delayed delivery. He pointed out that Waste Management was utilizing Choice's containers until the 1st of July to help make the transition smoother for the residents and noted that everyone would have their trash containers on their pickup day.

Commissioner Silverstone made a motion to accept the report. Vice Mayor McIntee seconded the motion. The motion carried 4-0.

d. BSO Police Monthly Report - May 2009 (Chief Gooding)

Vice Mayor McIntee inquired of the number of red light citations that were written at certain locations. Chief Gooding said there were a total of 28 at A1A and Commercial Boulevard and 4 or less at Seagrape Drive. He added that this was slow season and believed there would be better results in the fall.

Commissioner Silverstone made a motion to accept the report. Commissioner Clotney seconded the motion. The motion carried 4-0.

e. VFD Fire Monthly Report - May 2009 (Chief Perkins)

Vice Mayor McIntee made a motion to accept the report. Commissioner Silverstone seconded the motion. The motion carried 4-0.

f. AMR EMS Monthly Report - May 2009 (Operations Manager Liddle)

Vice Mayor McIntee made a motion to accept the report. Commissioner Silverstone seconded the motion. The motion carried 4-0.

7. PUBLIC SAFETY DISCUSSION

8. TOWN MANAGER REPORT

a. Notification of a Code Compliance Lien to be recorded. Magistrates Order is included

Manager Colon advised that this information would be placed in future monthly Development Services reports.

b. Notification of change of set-up date for July 4, 2009 Town sponsored event from 7/3/2009 to 7/1/2009

Manager Colon wanted to be certain the Commission had no objection to the date change. She added that it allowed time to get the fencing up and coordinate what needed to be done.

Mayor Minnet asked whether the beach would be monitored on the dates specified or only during the event. Manager Colon said they were not setting up on the beach; the setup was in the El Prado Park. Commissioner Silverstone explained further that tents and chairs were also being set up. Mayor Minnet wanted to know if someone would be monitoring the fireworks. Commissioner Silverstone said two employees hired from

Broward County would monitor the fireworks. Vice Mayor McIntee added that someone representing the turtles would also be there.

9. APPROVAL OF MINUTES

There were no changes, additions, or deletions to the minutes. Commissioner Silverstone made a motion to approve the minutes. Vice Mayor McIntee seconded the motion. The motion carried 4-0.

- a. May 27, 2009 Regular Meeting Minutes (Continued from May 26, 2009)
- b. June 9, 2009 Budget Workshop Minutes
- c. June 9, 2009 Special Meeting Minutes

10. ORDINANCES

- 1. Ordinances 1st Reading - "Public Comments"
- 2. Ordinances 2nd Reading - "PUBLIC HEARING"
 - a. Ordinance 2009-23: AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE SEA AMENDING CHAPTER 6, ARTICLE IV, SECTIONS 6-71 THROUGH 6-75 PROVIDING FOR THE ISSUANCE OF TOWN PERMITS FOR WORK WITHIN THE PUBLIC RIGHT-OF-WAY AND/OR UTILITY EASEMENTS AND ESTABLISHING A FEE SCHEDULE FOR ENGINEERING AND DEVELOPMENT SERVICES INSPECTION, PERMIT REVIEW AND ADMINISTRATIVE COSTS; PROVIDING FOR CODIFICATION AS ARTICLE IV OF CHAPTER 6 OF THE CODE OF ORDINANCES, SEVERABILITY, AND AN EFFECTIVE DATE.

Attorney Trevarthen read Ordinance 2009-23 by title only. Mayor Minnet opened the meeting for public comments. With no one else wishing to speak, Mayor Minnet closed the meeting to public comments.

Attorney Trevarthen noted that at the top of page 3 at number 6 the words "telephone, CATV or other utilities" were deleted and the words "excluding communications service providers consistent with Section 337.401, Florida Statutes" were added. Attorney Trevarthen drew attention to number 11, sub section (b) lower on the same page, and pointed out the change "to notify the Town Manager within 24 hours after the repair commences", rather than have the Town Manager authorize the repair. She said the change was made due to the possibility that the Town Manager may be unreachable.

Due to the changes made to Ordinance 2009-23, Mayor Minnet re-opened the meeting for public comments. With no one wishing to speak, Mayor Minnet closed the meeting to public comments.

Manager Colon stated that if there were no objections she would like to change "Manager" to "Manager or designee" in sub section (b).

Attorney Trevarthen agreed to make the change with the approval of the Commission.

Commissioner Silverstone made a motion to adopt Ordinance 2009-23 with changes including changing "Manager" to "Manager or designee". Commissioner Clotney seconded the motion. The motion carried 4-0.

11. COMMISSIONER COMMENTS

Vice Mayor McIntee said the 4th of July was not a political event despite the attempt to make it one and gave credit to Marc Furth for putting it all together.

Mayor Minnet announced the reality of the Artificial Reef and stated that it began with the previous Commission and present staff worked very hard to make it possible. She announced that the Pelican Hopper route increased and applauded those who helped make it happen. Mayor Minnet corrected a misprint in a newspaper from 40 interruptions from the audience to interruptions from the dais. Mayor Minnet wished everyone a happy 4th of July.

Commissioner Clotney attended a teleconference with Tallahassee at the FDOT office in Ft. Lauderdale to extend the Town's support for MPO's application to designate the stretch of A1A as a scenic highway. She added that this designation would make Lauderdale-By-The-Sea eligible to receive grants. Commissioner Clotney was troubled with continued back out parking in front of the Municipal Complex Safety building and hoped it was only temporary as the goal was to eliminate all back out parking on A1A. Commissioner Clotney addressed freedom of speech. She said it was agreed by the Commission that people at the podium should not make derogatory comments directly at a Commissioner. Commissioner Clotney remembered putting it on the agenda to allow residents to address the Commission by name and she was the only one in favor.

Commissioner Clotney explained her personal viewpoint on the VFD referendum that was withdrawn. She felt that if the Commission decided to put the referendum on the ballot it would not have meant that the Commission was in favor of it. Commissioner Clotney said a resident indicated at the last meeting that the Town should have negotiated better during the Waste Management contract. She explained the government bidding process and how the Commission made their choice for a Waste Management contract. Commissioner Clotney hoped everyone would attend the 4th of July event and asked people to volunteer their time.

Commissioner Silverstone said he would put on the agenda for next meeting to choose a date for a workshop with the Master Plan Steering Committee to set goals. He asked the people to get involved in their community and community events.

Commissioner Silverstone said there were rumors stating that the 4th of July was supposed to be his big "coming out event" for the next election. He wanted to set the record straight that it was never discussed.

Commissioner Silverstone asked for volunteers for the 4th of July event. He said it was all about the Town coming together. Commissioner Silverstone congratulated Marc Furth on the Artificial Reef.

12. CONSENT AGENDA

- a. Commission approval of Special Event Permit Application for LBTS Chamber of Commerce "Christmas in July", Friday July 10, 2009, 6:00PM till 8:00PM (Assistant Town Manager Olinzock)**

Vice Mayor McIntee made a motion to approve. Commissioner Silverstone seconded the motion. Vice Mayor McIntee asked whether there would be snow machines. Mr. Novak said they would try to get them. The motion carried 4 - 0.

13. RESOLUTION - "Public Comments"

- a. Resolution 2009-10: A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA ESTABLISHING FEES FOR VACATION RENTALS**

Attorney Trevarthen read Resolution 2009-10 by title.

Mayor Minnet opened the meeting for public comments.

With no one wishing to speak, Mayor Minnet closed the the meeting to public comments.

Commissioner Silverstone made a motion to approve the Resolution. The motion failed for lack of a second.

Commissioner Clotey asked whether the Resolution was only for the establishment of fees. Attorney Trevarthen agreed it was strictly for establishing fees.

Commissioner Clotey seconded the motion.

Vice Mayor McIntee stated that he thought the one week rental was wrong and would not support the Resolution.

Commissioner Silverstone clarified the reason he voted in favor of a one week rental was due to potential legal problems and that there was nothing on the books to allow enforcement.

Commissioner Clotley asked the Town Attorney to respond to the Vice Mayor's comment. Attorney Trevarthen stated that the vacation rental was on the books and should the Commission not vote in favor of this Resolution then there would be zero fees. Vice Mayor McIntee asked if there was no legislation to enforce what was already on the books then what was on the books was basically wallpaper. Attorney Trevarthen said the Resolution was only setting an amount for the fee. Vice Mayor McIntee stated that if he voted in favor of the Resolution it would enforce something that he voted against. Attorney Trevarthen agreed and stated that was his right.

The motion failed 2-2. Vice Mayor McIntee and Commissioner Clotley voted no.

Manager Colon asked whether staff could follow the process without collecting fees as it was on the books as law. Attorney Trevarthen had concerns with ignoring it. She confirmed the process would be followed without collecting fees.

Mayor Minnet clarified that the Ordinance would be enforced but they would not be able to collect any fees.

Commissioner Clotley wished to change her vote.

Commissioner Silverstone made a motion to reconsider. Commissioner Clotley seconded the motion. The motion carried 3-1. Vice Mayor McIntee voted no.

Commissioner Silverstone made a motion to adopt Resolution 2009-10. Commissioner Clotley seconded the motion. The motion carried 3-1. Vice Mayor McIntee voted no.

14. QUASI JUDICIAL PUBLIC HEARINGS

15. OLD BUSINESS

- a. Commission approval of amendment to existing agreement with Enforcement Technology, Inc. for Processing Parking Citations - \$2,100.00 (Assistant Town Manager Olinzock) This item was deferred at the April 29, 2009 Commission meeting by Commissioner Dodd (Staff requesting deferment to the July 14, 2009 Commission meeting)**

This item was deferred earlier in the evening.

- b. Commission direction on design of El Mar Drive improvements (Assistant Town Manager Olinzock)**

Barbara Cole said she did not recall the Commission gave direction to have Chen & Associates do El Mar Drive. Ms. Cole believed changes were made as the original plan for the \$1 million was for the beautification of the south side of Commercial Boulevard. Mayor Minnet recommended a workshop for ideas on the designs for the El Mar streetscape. Vice Mayor McIntee requested the workshop also include the Master Plan

Steering Committee. Mayor Minnet deferred this item to the July 14, 2009 Commission meeting when Commissioner Dodd would be present.

Commissioner Clotey questioned whether undergrounding was considered beautification. Attorney Trevarthen said it was.

- c. Discussion and/or action for improvements to public safety bldg. - 1st floor - Police Dept. - Approval of \$10,000. O'Campo & Associates for professional services pertaining to the police facility improvement project (Manager Colon)

Barbara Cole was surprised at how the plans were down to 2 rooms. She asked for accountability of funds.

Manager Colon said the BSO improvements cost over \$420,000. She added that current funds available were \$284,000. Manager Colon felt it was irresponsible for her to go ahead in this economic climate and make the improvements when the improvements that were already made met the needs of the Fire Department, Police Department and Emergency Medical Services. She added that the changes that were made were far superior over their previous location. Manager Colon added that she proposed a holding cell as it was not required by law but was beneficial to have one. Manager Colon added that a Sally port was not required and asked the Commission whether it was necessary to have a gym, a conference room, and a roll call room. She stated that at this time those changes were not affordable and if the Commission decided to go ahead the difference in cost would have to be paid out of the General Fund.

Vice Mayor McIntee stated that last year the 4th of July Committee spent over \$80,000 and this year was cut back to \$40,000 in an effort to trim the budget. He said the Town could not afford to spend \$400,000 and everyone needed to tighten their belts. He asked how much was available for spending in the drug/recovered monies fund. Manager Colon said there was approximately \$284,000. Vice Mayor McIntee asked where the additional \$136,000 was to come from. Manager Colon said it would need to would come out of the General Fund. Vice Mayor McIntee stated that would take funds away from the Town such as hurricane shutters, lawns, and paint.

Commissioner Clotey was shocked at the plans that contained so many rooms. She believed that the rooms they have were satisfactory. She believed the money would be better spent on equipment.

Commissioner Silverstone looked at the needs and not the wants. He believed the Commission needed to look at the necessities. Commissioner Silverstone felt that money should be put towards more personnel and not to a gym.

Chief Gooding said the money could only be used for training and equipment. He said they spent a lot of time on the plans. Chief Gooding was upset with the plans. He said it was a complete, embarrassing disgrace. Chief Gooding said that BSO needed a

stationary bike, a treadmill and a cell. He added that a Sally Port was important as it kept prisoners from breaking away.

Vice Mayor McIntee stated that in 2001 the Sheriff's department promised to build a public safety building within 1 1/2 years. He believed that what the Town was offering BSO was fair.

Commissioner Silverstone stated there would be a new office for BSO and the basics would be met including a cell.

Mayor Minnet questioned the Sheriff's promise to build. Chief Gooding stated that the \$1.5 / \$1.7 was contingent upon keeping both Fire Rescue and BSO in Town and once Fire Rescue left the offer went off the table. Mayor Minnet asked Chief Gooding to take into consideration where the Town was with the Budget and whether there was a way to pull the numbers closer. Chief Gooding felt that \$284,000 was available and \$10,000 was not acceptable. Chief Gooding stated that a conference room would enable him to meet with residents and staff.

Mayor Minnet wanted clarification that the \$284,000 had to be used for training. Manager Colon stated that it had to be used for non-recurring operating expenses of the police department such as the surveillance cameras, ATV's, and bicycles. She explained further that most of the equipment that the police department received came out of the Law Enforcement Trust Fund and became Town property. Mayor Minnet felt that a major amount of the funds, \$250,000 to start with, should be appropriated to an office that BSO and the Town could be proud of.

Vice Mayor McIntee made a motion to approve \$10,000. Commissioner Silverstone seconded the motion. The motion carried 4-0.

16. NEW BUSINESS

- a. Commission approval of a reduction Right-Of-Way Permit Performance Bond for the Villas by the Sea development, as requested by Minto Communities LLC (Assistant Town Manager Olinzock)**

Assistant Town Manager Olinzock stated that the developer requested a reduction in the bond.

Stephen Botech, Civil Engineer for Minto stated that the original \$832,000 bond was put in place to cover the whole project. He added that a significant amount of the work had been completed.

Vice Mayor McIntee asked if they took a figure of 100%, what percentage of the work had been completed. Mr. Botech said they were 90% done. Vice Mayor McIntee asked whether the remaining work was worth \$832,000. Assistant Town Manager Olinzock stated no and he would rather they just finish the work. Mr. Botech explained that the

work stopped because the colored sidewalk that was to go in would get torn up when the other buildings were built. Vice Mayor McIntee asked what a fair bond amount would be. Mr. Botech believed \$50,000 would cover the work to be done to the sidewalk. Vice Mayor McIntee wanted to see the bond reduced to \$416,000.

Commissioner Silverstone asked of the risk factor if nothing was done from this point on. Assistant Town Manager Olinzock stated that if Mr. Botech did a certified engineering estimate required by the right-of-way permit process his quote was \$50,000.

Commissioner Clotey asked Manager Colon whether \$100,000 would be sufficient. Manager Colon wanted a completion date and wanted to see the sidewalks on that side of the street. She said Minto would not commit to a time frame. Manager Colon wanted Minto to submit a completion date or do the work.

Mayor Minnet agreed that the Town had to be careful on their performance bonds. She believed that if Minto would come forward with a statement that they would complete the work there would be no need for the performance bond.

Vice Mayor McIntee asked whether Minto would accept a compromise where they would put in temporary, white sidewalks where they know the sidewalks would be torn out and drop the bond down to \$100,000. Mr. Botech said temporary sidewalks were regular grade concrete.

Vice Mayor McIntee noted that the argument appeared to be over pink sidewalks. Vice Mayor McIntee said he would support a \$100,000 bond with an affidavit date certain. He did not feel it should be mandated to put in a sidewalk that would be torn out.

Commissioner Clotey wanted to know what the date certain was. She said if it was 10 years it was not acceptable. She suggested this item be deferred to obtain a completion date from Minto.

Vice Mayor McIntee made a motion to defer to the July 14, 2009 Commission meeting to obtain completion date from Minto. Commissioner Silverstone seconded the motion. The motion carried 4-0.

- b. Commission approval of an application request for a ninety (90) day extension to complete the construction of a single-family residence located at 4 Sunset Lane. Backup is included (Assistant Town Manager Olinzock)**

Commissioner Silverstone made a motion to approve the extension. Mayor Minnet passed the gavel and seconded the motion.

Commissioner Clotey inquired as to whether the Town had an obligation to grant an extension. Attorney Trevarthen stated that there was no obligation.

The motion carried 4-0.

- c. Commission approval of an application request for a ninety (90) day extension to complete the construction of two Town Homes located at 4432-4438 Bougainvillea Drive. Backup is included (Assistant Town Manager Olinzock)

Juan Bermudez, property manager stated that the banking industry was intervened by the Federal Government and delayed the project 8 months. Mr. Bermudez added that financing was in place and the job would be completed within 90 days.

Vice Mayor McIntee made a motion to approve the extension. Commissioner Silverstone seconded the motion. The motion carried 4-0.

- d. Florida League of Cities - designation of official to be voting delegate (Town Manager Colon)

Commissioner Clotey nominated Commissioner Silverstone. Commissioner Silverstone accepted. Vice Mayor McIntee seconded the motion. The motion carried 4-0.

- e. Discussion and/or action to change the September 8th Commission Meeting to another day (Mayor Minnet)

Mayor Minnet noted that the September 8, 2009 meeting date was the day after Labor Day and asked the Commission if they would like to change the date to coincide with the Special Budget meeting on September 14, 2009.

Commissioner Clotey requested the Budget meeting be moved to September 10, 2009. Mayor Minnet stated that the Budget meetings were set and could not be changed. Commissioner Clotey said she would not be available the week of September 14, 2009.

The Commission agreed to defer until Commissioner Dodd was present. Vice Mayor McIntee made a motion to defer to the July 14, 2009 Commission meeting. Commissioner Silverstone seconded the motion. The motion carried 4-0.

- f. Discussion and/or action to send representatives to the Florida League of Cities 83rd Annual Conference August 13-15, 2009, Orlando, Florida (Mayor Minnet)

Manager Colon wanted clarification that Mayor Minnet, Vice Mayor McIntee and Commissioner Silverstone attended last year and would be attending again this year.

Vice Mayor McIntee made a motion that the Mayor and 4 Commissioners could attend if they wanted to. Commissioner Silverstone seconded the motion. The motion carried 4-0.

- g. Reconsideration of FWC application for parking permits at the beach (Commissioner Dodd)

This item was deferred earlier in the evening.

h. Selection of a Pioneer for the 37th Annual Broward County Pioneer Day recognition ceremony (Mayor Minnet)

Mayor Minnet thought it would be nice to honor a hometown resident. She recommended a few such as Bob Carley, Alana Brady, Bill Weyhmueller and/or Dave Wessels. Vice Mayor McIntee believed they should nominate someone that was 69 years old plus and had been a Town resident for a very long time.

Commissioner Clotey had reservations with something like this coming up last minute. She felt it would open a can of worms and may hurt people's feelings.

Commissioner Silverstone made a motion to defer to the July 14, 2009 Commission meeting to obtain names. Vice Mayor McIntee seconded the motion. The motion carried 4-0.

i. Discussion and/or action 1 stop sign north and south bound El Mar Drive at park (Vice Mayor McIntee)

Vice Mayor McIntee said that originally there were 4 stop signs in that area and currently there were none. He felt that was dangerous and wanted to see at least one stop sign going north and one going south.

Manager Colon stated that Broward County made the decision as to the number of signs necessary and whether any signs would go up or come down.

Commissioner Silverstone wanted one stop sign each way at the nearest point/first crosswalk.

j. Discussion and/or action on newspaper boxes in Town (Vice Mayor McIntee)

Vice Mayor McIntee was concerned that some of the news boxes were in need of house cleaning. He asked to have the company contacted to get them painted and cleaned up.

Barbara Cole had concerns with newspaper racks. The item was off subject and Ms. Cole was not permitted to present her concern.

k. Discussion and/or action to postpone the installation date for those residents affected by the required hookup to the new sewer lines. Set a new hookup date (Commissioner Silverstone)

Commissioner Silverstone said a resident was having difficulties and requested an extension on the date. Commissioner Silverstone stated that since placement on the agenda he had learned that the Town had reached the maximum on the time limitation from the City of Pompano Beach. Mayor Minnet asked how many people were in compliance. Manager Colon said over 96% were in compliance.

17. TOWN ATTORNEY REPORT

Attorney Trevarthen referred to a handout from the City of Weston and explained that the City of Weston was considering whether to challenge a new growth management law recently enacted by the State Legislature. She explained further that the effect on Lauderdale-By-The-Sea would be limited in relation to the effect on other Towns across the State. Attorney Trevarthen stated that the Bill provided an extension on certain development orders and building permits for 2 years. She added that the Bill had an impact on the Town of ending the Development of Regional Impact process in Broward County and there was a State pre-emption that related to requiring security cameras in parking lots. Attorney Trevarthen said that the City of Weston was asking whether Lauderdale-By-The-Sea would join them in their challenge, become a named party and contribute \$2500 toward the cost of the challenge.

Commissioner Silverstone asked what the real cost would be should the Town pursue. Attorney Trevarthen stated that the City of Weston only requested \$2500 from each City/Town interested in the challenge and that the City of Weston would see it all the way through. Mayor Minnet asked whether other Cities came forward. Attorney Trevarthen believed a couple of municipalities in Dade County voted to join.

Vice Mayor McIntee believed this would not affect Lauderdale-By-The-Sea as it applied more to larger Towns that had to build roadways. Attorney agreed but there were the 3 items she identified that would affect Lauderdale-By-The-Sea. Mayor Minnet repeated that the unfunded mandates would be affected and could be substantial to any community. Attorney Trevarthen stated that Lauderdale-By-The-Sea would be less affected than other municipalities.

Attorney Trevarthen advised the Commission that over the next couple of months she would present a few proposals for their consideration regarding slight changes in the code that would provide protection against challenges and concerns.

18. ADJOURNMENT

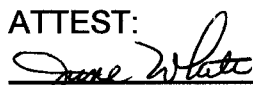
Commissioner Silverstone made a motion to adjourn. With no further business before the Commission, Mayor Minnet adjourned the meeting at 9:30 p.m.

19. FUTURE AGENDA ITEMS



Mayor Roseann Minnet

ATTEST:



Town Clerk, June White

7-30-09
Date