

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

AMENDED AGENDA

Town Commission Meeting Room

4501 Ocean Drive

Tuesday, May 27, 2008

7:00 P.M.

- 1. CALL TO ORDER, MAYOR ROSEANN MINNET**
- 2. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 3. INVOCATION**
- 4. PRESENTATIONS**
 - a. Presentation of RFP 08-04-03 – Fire Services
- 5. REPORTS**
 - a. Finance Monthly Budget Report – April 2008 (Manager Colon)
 - b. Development Services Monthly Report – April 2008 (Development Services Director Rabinowitz)
 - c. Municipal Services Monthly Report - April 2008 (Assistant to Town Manager Olinzock)
 - d. Broward County Sheriff's Office Monthly Report – April 2008 (Chief Gooding)
 - e. Broward Sheriff's Office – Fire Quarterly Report – January, February, March 2008 (Chief Sievers)
 - f. Volunteer Fire Department Transitional Report – April 2008 (Chief Perkins)
- 6. TOWN MANAGER REPORT**
 - a. Current Capital Projects
 - b. Capital Balances
 - c. Sea Colony Project – Status
 - d. Replacement of VFD Hurricane Trailer Supplies

7. APPROVAL OF MINUTES

- a. May 13, 2008 Regular Meeting Minutes

8. PUBLIC COMMENTS

9. ORDINANCES – “PUBLIC HEARING”

i. Ordinances 1st reading

- a. **Ordinance 2008-13:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY THE SEA, FLORIDA, AMENDING SECTION 20-16 OF THE CODE OF ORDINANCES, TO ELIMINATE THE REQUIREMENT THAT PROPERTIES HELD UNDER A COOPERATIVE FORM OF OWNERSHIP CONNECT TO THE SANITARY SEWER SYSTEM; PROVIDING FOR SEVERABILITY; CODIFICATION; AND AN EFFECTIVE DATE.
- b. **Ordinance 2008-14:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY THE SEA, FLORIDA, AMENDING SECTION 17-114 OF THE CODE OF ORDINANCES, TO ALLOW, IN THE DISCRETION OF THE TOWN COMMISSION, THE PLAYING OF LIVE OR RECORDED MUSIC UNTIL 10:00 P.M. AT PERMITTED SPECIAL EVENTS; PROVIDING FOR SEVERABILITY; CODIFICATION; AND AN EFFECTIVE DATE (Requested at the May 13, 2008 Commission meeting – Commissioner Dodd)
- c. **Ordinance 2008-15:** AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA REPEALING CHAPTER 21, ARTICLE III OF THE CODE OF ORDINANCES ENTITLED “COCONUT REMOVAL REQUIRED”; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE (for discussion and/or action – Commissioner Dodd)

ii. Ordinances 2nd reading

- a. **Ordinance 2008-01:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, PROVIDING FOR CERTAIN TEXT AMENDMENTS TO THE TOWN’S COMPREHENSIVE PLAN TO ADDRESS THE 2005 EVALUATION AND APPRAISAL REPORT; PROVIDING FOR TRANSMITTAL OF THE PROPOSED AMENDMENTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (Approved 1st reading January 8, 2008)
- b. **Ordinance 2008-11:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY THE SEA, FLORIDA, AMENDING SECTION 5-34 OF

THE CODE OF ORDINANCES, BEACH MAINTENANCE, TO EXTEND THE REQUIREMENT THAT BEACH EQUIPMENT BE REMOVED FROM THE BEACH EACH EVENING TO THE ENTIRE SHORELINE OF THE TOWN, AND TO ELIMINATE THE REQUIREMENT THAT THE LOCATION OF BEACH EQUIPMENT BE RESTRICTED TO SPECIFIED BEACH AREAS; PROVIDING FOR SEVERABILITY; CODIFICATION; AND AN EFFECTIVE DATE (Approved 1st reading May 13, 2008)

- c. **Ordinance 2008-12:** AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA REPEALING ORDINANCE NO. 2007-03 WHICH WOULD HAVE CHANGED, SUBJECT TO APPROVAL BY REFERENDUM, THE DATE OF MUNICIPAL ELECTIONS FROM THE SECOND TUESDAY IN MARCH TO A DATE CERTAIN IN NOVEMBER COMMENCING IN 2012, AND WHICH WOULD HAVE ALSO PROVIDED FOR THE EXTENSION OF THE TERMS OF OFFICE FOR ELECTED OFFICIALS DURING A TIME OF TRANSITION, AND FOR AMENDED QUALIFYING PERIODS; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE (Approved 1st reading May 13, 2008)

10. COMMISSIONER COMMENTS

11. CONSENT AGENDA

- a. Commission approval for purchase of digital mapping system – GIS training, and update service for consolidation of Town mapping and property data - \$5,500 (Tabled at the May 13, 2008 Commission Meeting) Request to table to June 11, 2008 - Development Services Director Rabinowitz)
- b. Commission approval for Digital Map of the Towns Storm Water Drainage System – Chen & Associates – not to exceed \$14,374 (Assistant to the Town Manager Olinzock)
- c. Commission approval for Repair to Fire Trucks: #2090 & #2091 – Sales Auto Repair - \$3,576.00 (Town Manager Colon)
- d. Commission approval for Storm Drain Maintenance Program for \$13,000 with Shenandoah General Construction Company - piggyback from Palm Beach County (Assistant to the Town Manager Olinzock)
- e. Commission approval of Special Event Application for the United Cerebral Palsy of S Florida Volleyball Tournament on Saturday, June 6, 2008 and Sunday June 7, 2008, 7:30 AM till 7:00 PM (Assistant to the Town Manager Olinzock)
- f. Commission approval of Construction Contract for Vehicular Entrance to Bougainvilla Drive parking lot from North Ocean Drive (SR A1A) by Arrow

Asphalt & Engineering in the amount of \$11,265 (Assistant to the Town Manager Olinzock)

- g. Commission approval of Special Event Application for Wine and Food Festival to be held Saturday July 5, 2008, 11:00 AM to 12:00 AM and July 6, 2008, 11:00 AM to 11:00 PM (Assistant to the Town Manager Olinzock)
- h. Commission approval of Special Event Application for Music by the Sea to be held on Friday evenings from 4:00 PM to 11:00 PM (Assistant to the Town Manager Olinzock)

12. RESOLUTION

- a. **Resolution 2008-14:** A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING RESOLUTION No. 2005-06, TO ELIMINATE PALM CLUB DRIVE FROM THE TOWN'S SEWER IMPROVEMENT PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

13. OLD BUSINESS

- a. Discussion and/or action regarding cosmetic improvements to Jarvis Hall - \$125,000 (Vice Mayor McIntee)
- b. Discussion and/or action regarding funding of Chamber of Commerce (Tabled at the May 13, 2008 Commission Meeting – Commissioner Dodd)
- c. Commission Approval of \$40,000 for July 4th Celebration (excludes fireworks) - \$20,000 Town \$20,000 Donations Authorization to Town Manager to sign contracts/agreements and waiving of procurement policy related to July 4, 2008 celebration (Commissioner Dodd)
- d. Reject RFP # 08-04-02 Network Surveillance System due to budgetary reasons. Projected cost was \$70,000. Proposals received came in over \$157,000 (more than double the projected cost) (Manager Colon)

14. PUBLIC HEARINGS

15. NEW BUSINESS

- a. Purchase of Property located at 4513 North Ocean Drive (Manager Colon)
- b. Approval of addendum to the City of Pompano Sanitary Sewer Agreement (Delete Palm Club) (Manager Colon)
- c. Discussion and/or action to set up "Pre Agenda" conference (Mayor Minnet)

- d. Discussion and/or action to set up LBTS "Meet Your Commissioner" (Mayor Minnet)
- e. Discussion and/or action to establish Town of Lauderdale By The Sea Local Government Academy (Mayor Minnet)
- f. Discussion and/or action regarding the creation of a Resolution to support Liquefied Natural Gas "Calypso Project" Off Shore "Deep Water Port" (Mayor Minnet for discussion and/or action)
- g. Discussion and/or action regarding LED lighting solutions (Commissioner Silverstone)
- h. Discussion and/or action to rescind the appointment of Robert Eckblad, 1st alternate, to the Master Plan Steering Committee and appoint one (1) member and a 2nd alternate to the Master Plan Steering Committee (Clerk White)
- i. Discussion and/or action regarding special permit applications (Commissioner Silverstone)
- j. Discussion and/or action regarding raising Jarvis Hall ambient thermostat setting from 70 degrees to an acceptable environmentally friendly level (Commissioner Dodd)
- k. Discussion and/or action regarding replacement of the head of the Performing Arts (Commissioner Dodd)
- l. Discussion and/or regarding Iguana Control (Commissioner Clottey)
- m. Commission Approval for Issuance of Twenty(20) Parking Permits to be used in the Town Hall Parking Lot on Saturday, June 14, 2008, from 9 AM till 1 PM, by Ocean Watch Foundation, Inc. during the 20th Anniversary Reef Sweep and Beach Cleanup (Assistant to the Town Manager Olinzock)
- n. Commission Approval of Agreement to provide Engineering Services for the Design, Bidding Assistance, Construction Administration for the Replacement of the Existing Force Main Piping at the Hibiscus Lift Station by Chen and Associates for \$15,675. Approval of emergency repair of Force Main pipe on Saturday, April 19, 2008 by Man Con in the amount of \$18,685.02 (Assistant to the Town Manager)
- o. Public Safety: Accusation that the public safety AMR contract was illegally influenced by Vice Mayor McIntee (Vice Mayor McIntee)

16. TOWN ATTORNEY REPORT

17. FUTURE AGENDA ITEMS

June 11, 2008 – Budget Workshop

- a. Creation of a LBTS Building Department
- b. Millage
- c. Fire Assessment
- d. Capital Improvement

June 11, 2008

- a. Award of RFP # 08-04-02 – ATV's
- b. Award of RFP # 08-04-03 - Fire

September 9, 2008

- a. Discussion and/or action to pull bags from parking meters (tabled at the March 25, 2008 Commission meeting - Vice Mayor McIntee)

18. ADJOURNMENT

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.