TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

AGENDA

Jarvis Hall

4505 Ocean Drive

Tuesday, April 13, 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. **PRESENTATIONS**

   a. Employee of the Quarter – Development Services Director Jeff Bowman

   b. Presentation by School Board Staff regarding Second ILA (Interlocal Agreement) (Thomas Coates, Executive Director of Facility Management Planning and Site Acquisition)

5. **PUBLIC COMMENTS**

6. **REPORTS**

   a. Chen & Associates update on storm water study (Town Engineer James Barton)

   b. Florida Department of Transportation (FDOT) Local Agency Program (LAP) SR-A1A Enhancement Project FM-418022-1, Pine Ave to Terra Mar Drive, Project Schedule (Assistant Town Manager John Olinzock)

7. **PUBLIC SAFETY DISCUSSION**

8. **TOWN MANAGER REPORT**

   a. Project Status Report

9. **APPROVAL OF MINUTES**

   Meeting Minutes are pending Roundtable Decision

   a. February 23, 2010 Regular Meeting
   b. March 4, 2010 Regular Meeting
   c. March 15, 2010 Special Meeting

d. March 17, 2010 Special Organizational Meeting
e. March 29, 2010 Roundtable

10. ORDINANCES – PUBLIC COMMENTS

1. **Ordinances 1st Reading**

2. **Ordinances 2nd Reading**

11. COMMISSIONER COMMENTS

12. CONSENT AGENDA

a. Town Commission approval of (1) year extension to Tree Trimming Services Agreement with Lawn Logic, LLC per existing agreement, paragraph 8 – ***Deferred at the February 23, 2010 Commission meeting by Commissioner Clottey*** (Assistant Town Manager John Olinzock)

b. Installation of (5) additional Turtle Shields on El Mar Drive $3,018 (Assistant Town Manager John Olinzock)

13. RESOLUTION – "Public Comments"

a. **Resolution 2010-05**: A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, OPPOSING THE LOCAL BILL PROPOSING TO CREATE THE BROWARD INDEPENDENT FIRE DISTRICT

b. **Resolution 2010-07:** A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, ADOPTING COMMISSION MEETING AND AGENDA PROCEDURES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE – Changes and/or additions to be applied at meeting per Town Attorney

c. **Resolution 2010-08**: A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, PROVIDING FOR THE APPOINTMENT OF THE MEMBERS OF THE TOWN'S MASTER PLAN STEERING COMMITTEE; PROVIDING FOR CONFLICT; PROVIDING FOR AN EFFECTIVE DATE - Changes and/or additions to be applied at meeting per Town Attorney

14. QUASI JUDICIAL PUBLIC HEARINGS

15. OLD BUSINESS FROM APRIL 12, 2010 ROUNDTABLE

a. Bocce Ball Court Expansion (Town Engineer James Barton) ***Deferred at the March 23, 2010 Commission meeting*** – Vice Mayor Stuart Dodd

b. Chamber of Commerce Roof Repair (Town Engineer James Barton) - ***Deferred at the March 23, 2010 Commission meeting*** - Vice Mayor Stuart Dodd

c. Tennis Court Lighting (Town Engineer James Barton) ***Deferred at the March 23, 2010 Commission meeting*** - Vice Mayor Stuart Dodd

d. Schedule Capital Improvement Project Workshop (Town Manager Esther Colon) - ***Deferred at the March 23, 2010 Commission meeting*** - Vice Mayor Stuart Dodd

e. Minute Procedure (Town Clerk June White) - ***Deferred at the March 23, 2010 Commission meeting*** - Vice Mayor Stuart Dodd

f. Discussion and/or action to have the Town Engineer research the traffic flow on Imperial Lane to see if signage or a barrier is needed to prevent through traffic from A1A from entering this street (Commissioner Birute Clottey) *Direction given at the January 26, 2010 meeting for additional information (Town Engineer James Barton)* – ***Deferred at the March 23, 2010 Commission meeting*** - Vice Mayor Stuart Dodd

g. Discussion and/or action for the Commission to give its final approval to the final construction drawings for the El Mar Drive beautification before construction begins (Commissioner Stuart Dodd) ***Direction given at the January 26, 2010 meeting to go before the Master Plan Steering Committee - Deferred at the March 23, 2010 Commission meeting*** Vice Mayor Stuart Dodd

h. Discussion and/or action by Town Commission regarding Enforcement of Parking Spaces surrounding Town Municipal Park (Assistant Town Manager John Olinzock) ***Deferred at the March 23, 2010 Commission meeting*** - Vice Mayor Stuart Dodd

i. Discussion and/or action regarding House Bill 561 and Senate Bill 1222 (Mayor Roseann Minnet) - ***Deferred at the March 23, 2010 Commission meeting*** - Commissioner Scot Sasser

j. Discussion and/or action regarding selection of a Chairperson for the July 4th, 2010 event (Mayor Roseann Minnet) ***Deferred at the March 23, 2010 Commission meeting*** - Vice Mayor Stuart Dodd

k. Discussion and/or action regarding a contest for a new slogan (Commissioner Clottey) – ***Deferred at the March 23, 2010 Commission meeting*** – Vice Mayor Stuart Dodd

l. Commission Selection of Bus Shelter Design for the Two eligible locations within Town for the Broward County Transit Shelters and Amenities Program (Town Engineer James Barton) *Deferred at the February 23, 2010*

Commission meeting - ***Deferred at the March 23, 2010 Commission meeting*** - Vice Mayor Stuart Dodd

m. **Resolution 2010-03:** A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA SUPPORTING THE IMPLEMENTATION OF RENEWABLE OCEAN ENERGY GENERATION; PROVIDING FOR AN EFFECTIVE DATE – ***Deferred at the March 23, 2010 Commission Meeting*** - Vice Mayor Stuart Dodd

n. Stormwater Master Plan Final Report - (Town Engineer James Barton) *Deferred at the February 23, 2010 Commission meeting* - ***Scheduled for the April 27, 2010 Commission meeting – Pulled and deferred at the March 23, 2010 Commission meeting*** - Vice Mayor Stuart Dodd

o. **Ordinance 2009-35:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA AMENDING CHAPTER 30 "UNIFIED LAND DEVELOPMENT REGULATIONS," ARTICLE V "ZONING," DIVISION 2 "DISTRICTS," SUBDIVISION L "SUPPLEMENTAL REGULATIONS," SECTION 30-313 "GENERAL PROVISIONS" OF THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE – Approved 1st reading on January 12, 2010 - ***Scheduled for the June 22, 2010 Commission Meeting for P&Z review – Pulled and deferred at the March 23, 2010 Commission meeting*** - Vice Mayor Stuart Dodd

16. OLD BUSINESS FOR APRIL 13, 2010

a. Discussion and/or action – Hillsboro Inlet – Applications attached (Commissioner Birute Ann Clottey) – ***Deferred at the January 12, 2010 and the January 26, 2010 Commission meeting by Vice Mayor Stuart Dodd***

b. Jarvis Hall Interior Lighting Replacement (Assistant Town Manager John Olinzock) ***Deferred at the March 23, 2010 Commission meeting by Mayor Roseann Minnet***

c. Discussion to approve the Second ILA (Interlocal Agreement) for the Public School Facility Planning of Broward County – Back up attached (Assistant Town Manager Olinzock) ***Deferred at the February 23, 2010 Commission meeting by Vice Mayor Stuart Dodd -***

d. Commission Approval of Execution of Agreement for Maintenance of Bus Shelters (Assistant Town Manager John Olinzock)

17. NEW BUSINESS

a. Discussion regarding Ordinance 2010-02 amending Chapter 2, "Administration", Section 2-18, "Special Meetings", to revise the notice period for a special meeting of the Town Commission - ***Deferred at the March 23,***

2010 Commission Meeting by Vice Mayor Dodd for discussion and/or action under New Business

b. Commission approval to proceed with RFP 10-03-01 for Audit Services (Town Manager Esther Colon)

c. Commission approval to proceed with RFP 10-03-02 for Realtor (Town Manager Esther Colon)

d. Re-appointment of member to the Master Plan Steering Committee (Vice Mayor Stuart Dodd)

e. Code of Conduct for Commission. This will be in addition to a Code of Ethics. Attached backup is simply a draft for discussion and consideration. I would like to have the Town Attorney, after discussion from the Commission, begin drafting the Code of Conduct for the Commission. I expect this to be pushed to Roundtable discussion but wanted To get this in front of the Commission for immediate attention (Commissioner Scot Sasser)

f. Discussion and/or action regarding changing the time for the Board of Adjustment Meeting to an evening hour. I believe this will generate more interest and applications for this Board. I expect a motion to make the meeting time to 6:00 PM or 7:00 PM on a date specified by the Board (Commissioner Scot Sasser)

g. Discussion: concern has been expressed about speeding cars on Seagrape south of Commercial. Some drivers are using this street to bypass the Commercial and A1A intersection. A resident has requested the installation of speed bumps on this stretch of Seagrape in order to slow down traffic. Proposed outcome: Have the Town Engineer look into traffic flow and speed on this street (Commissioner Clottey)

h. Request update on Warehouse Located at: 5423 NE 14th Avenue (Commissioner Chris Vincent)

i. Discussion regarding Ordinance 2010-03 amending Chapter 2 "Administration," Article III "Departments," and Article IV, "Officers And Employees," of the Town Code of Ordinances, in order to update Town departments and duties (Town Attorney Susan Trevarthen)

j. Discussion regarding Ordinance 2010-04 amending Chapter 2 "Administration", Article II "Town Commission" and Chapter 7 "Elections" of the Town Code of Ordinances, in order to address conflicts with the Town Charter and within the code regarding election procedures (Town Attorney Susan Trevarthen)

k. Discussion regarding Ordinance 2010-05 amending Chapter 30, Unified Land Development Regulations of the Code of Ordinances by amending the

provisions applicable to the Planning and Zoning Board and the Board of Adjustment (Town Attorney Susan Trevarthen)

18. TOWN ATTORNEY REPORT

19. ADJOURNMENT

20. FUTURE AGENDA ITEMS

April 27, 2010 – Electrical Maintenance Services
April 27, 2010 – Street Lighting Maintenance Services
April 27, 2010 – Ordinance 2010-01: 24 Hour Business
April 27, 2010 – Stormwater Master Plan Final Report
April 27, 2010 – Reschedule September 28, 2010 Commission Meeting
April 27, 2010 – Turtle Lighting
April 27, 2010 – Resolution re: Second ILA Public School Facility Planning of Broward County
May 11, 2010 – Appointment of BOA and P&Z Members
May 11, 2010 – Sign Ordinance Revision - exempt Religious Organizations
June 8, 2010 – Rules for Senior Center Activities
June 22, 2010 – Ordinance 2009-35: Amending Ch. 30 – Corner Lots/Pools

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. 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.

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.