

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

AGENDA

Jarvis Hall

4505 Ocean Drive

Tuesday, January 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. PRESENTATIONS**
 - a. Presentation by Petey Kaletta from the League of Women Voters of Broward County regarding Amendment 4 (Mayor Minnet)
 - b. Presentation of holiday decoration winners from the Property Owner's Association (Mayor Minnet)
 - c. Introduction of 2010 Line Officers of the Volunteer Fire Department (Mayor Minnet)
- 5. PUBLIC COMMENTS**
- 6. REPORTS**
 - a. Finance and Budget Monthly Report – November 2009 (Manager Colon)
 - b. Development Services Monthly Report – November 2009 (Assistant Town Manager Olinzock)
 - c. Municipal Services Monthly Report – November 2009 (Assistant Town Manager Olinzock)
 - d. BSO Police Monthly Report – November 2009 (Chief Llerena)
 - e. VFD Fire Monthly Report – November 2009 (Chief Perkins)
 - f. AMR EMS Monthly Report – November 2009 (Operations Manager Liddle)
- 7. PUBLIC SAFETY DISCUSSION**

8. TOWN MANAGER REPORT

- a. Recreational Activities

9. APPROVAL OF MINUTES

- a. December 1, 2009 Regular Commission Meeting Minutes
- b. December 7, 2009 Commission Conference Minutes
- c. December 7, 2009 continued from November 10, 2009 Regular Commission Meeting Minutes
- d. December 8, 2009 Commission Meeting Minutes

10. ORDINANCES – PUBLIC COMMENTS

1. Ordinances 1st Reading

- a. **Ordinance 2009-36:** AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY THE SEA, FLORIDA, AMENDING CHAPTER 30 "UNIFIED LAND DEVELOPMENT REGULATIONS," ARTICLE V "ZONING," DIVISION 2 "DISTRICTS," SECTION 30-261 "B-1-A DISTRICT-BUSINESS" IN ORDER TO PROVIDE THAT COMMUNITY THEATRES AND CULTURAL CENTERS ARE PERMITTED USES IN THE B-1-A DISTRICT; FURTHER AMENDING SECTION 30-271 "B-1 DISTRICT-BUSINESS" IN ORDER TO PROVIDE THAT COMMUNITY THEATRES AND CULTURAL CENTERS ARE PERMITTED USES IN THE B-1 DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.
- b. **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.

2. Ordinances 2nd Reading

11. COMMISSIONER COMMENTS

12. CONSENT AGENDA

- a. Town Commission approval of waiver of temporary sign permit fees for four (4) Our Lady of the Assumption Altar Guild Events: (Assistant Town Manager Olinzock)
 - 1) Rummage Sale, January 16, 17, 2010
 - 2) Chinese Auction, January 27, 2010, February 26, 2010
 - 3) Fish Fry and Spaghetti Dinner, March 26, 2010
- b. Commission approval of a Special Event application for Exclusive Sports Marketing A1A Marathon 2010, Sunday, February 21, 2010, 4:00 AM till 1:00 PM (Assistant Town Manager Olinzock)
- c. Commission approval of a Special Event application for Jazz on the Square – Village Pump and Grille “Jazz on the Square” event, Quarter 1, every Friday night, 4:30 PM till 11:30 PM, January 22, 2010 through April 22, 2010 (Assistant Town Manager Olinzock)
- d. Commission approval of a Special Event application for Jazz on the Square – Village Pump and Grille “Jazz on the Square” event, Quarter 2, every Friday night, 4:30 PM till 11:30 PM, April 23, 2010 through July 23, 2010 (Assistant Town Manager Olinzock)
- e. Commission approval of Special Event Permit application for Athena’s By The Sea./101 Ocean for Music By The Sea 2010, Quarter 1, every Saturday Night, 4:00 PM till 11:00 PM, January 16, 2010 through March 27, 2010 (Assistant Town Manager Olinzock)
- f. Commission approval of Special Event Permit application for SuperBowl Sunday 2010 Event – Village Pump and Grille and 101 Ocean, Sunday, February 7, 2010, 3:00 till 11:00 PM, (Assistant Town Manager Olinzock)
- g. Commission approval of issuance of refund to Chabad Lubavitch Lauderdale By-The-Sea for use of electricity in Pelican Square for Menorah Lighting Ceremony in the amount of \$25.00 (Assistant Town Manager Olinzock)
- h. Commission approval of Special Event Permit application for “Walk/Run Against Hunger” Event, on Sunday February 28, 2010 at 8:00 AM till 10:30 AM, to waive \$100.00 application fee, and to provide sponsorship donation of \$100.00 to the event (Assistant Town Manager Olinzock)
- i. Commission approval of Special Event Permit application for LBTS Chamber of Commerce event, “Lauderdale-By-The-Sea Craft Festival”, Saturday March 13, 2010, 5:00 AM thru Sunday March 14, 2010, 9:00 PM (Assistant Town Manager Olinzock)

13. RESOLUTION – “Public Comments”

- a. **Resolution 2009-34:** A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING THE 2008/2009 FISCAL YEAR BUDGET; APPROPRIATING SAID AMOUNTS TO SPECIFIC DESIGNATED ACCOUNTS IN ACCORDANCE WITH THE ATTACHED EXHIBIT “A” TO THE SPECIFIC DESIGNATED FUNDS; AUTHORIZING EXPENDITURE OF THOSE AMOUNTS IN ACCORDANCE WITH THE BUDGET AS AMENDED; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND AN EFFECTIVE DATE

14. QUASI JUDICIAL PUBLIC HEARINGS

15. OLD BUSINESS

- a. Discussion and/or action – Hillsboro Inlet – ***Deferred at the December 7, 2009 Commission meeting by Commissioner Clotney*** – Applications attached
- b. Discussion and/or action by Town Commission regarding Appointment of a Local Complete Count Committee for the Purpose of Building Awareness of the 2010 Census (Assistant Town Manager Olinzock) ***This item was deferred at the December 8, 2009 Commission Meeting by Commissioner Silverstone*** – Application attached
- c. Discussion and/or action regarding Solid Waste Ordinance Amendments – Draft Ordinance attached (Commissioner Dodd)

16. NEW BUSINESS

- a. Commission approval of four (4) Hardship Permit Applications (Clerk White):
 - Paradise by the Sea Motel
- b. Commission approval of two (2) Hardship Permit Applications (Clerk White):
 - Sea Spray Inn
- c. Discussion and/or action regarding rescheduling the Commission Meeting scheduled for March 9, 2010 and required election and protocol meetings (Clerk White)
- d. Discussion and/or action regarding request from Flotilla 34, U.S. Coast Guard Auxiliary in Pompano Beach to donate triple wide trailer (Clerk White)
- e. Discussion and/or action regarding amendment to the current BSO contract (Chief Llerena)

- f. Discussion and/or action by Town Commission to provide for Pledge of Financial Contributions towards construction of the Beach Re-nourishment Art in Public Places project (Assistant Town Manager Olinzock)
- g. Discussion and/or action by Town Commission to authorize Town Manager to provide for letter of support of Broward County application for Grant Funds under the Energy Efficiency and Conservation Block Grant program (Assistant Town Manager Olinzock)
- h. Discussion and/or action regarding drafting a Resolution endorsing support for the National Guard and Reserve (Mayor Minnet)
- i. Discussion and/or action on participation in the Senior Center activities (Commissioner Dodd) (Mayor Minnet)
- j. Discussion and/or action to give the Town Manager a directive to:
 - Supply the Commission with a list of RFP's each month before adverts are placed in the Sun-Sentinel
 - Produce a monthly statement showing bank balances along with the monthly budget report
- k. Discussion and/or action regarding "extended lot line" versus "Riparian rights" at the end of our canals (Commissioner Dodd)
- l. Discussion and/or action regarding public records request from the Mayor regarding information pertaining to the anonymous letter (Mayor Minnet)
- m. Discussion and/or action regarding the Commission's decision to fund \$5,000.00 for the Chamber's Xmas event (Commissioner Dodd)
- n. 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 Clotney)

17. TOWN ATTORNEY REPORT

18. ADJOURNMENT

19. FUTURE AGENDA ITEMS

January 26, 2010 - Ordinance 2009-36 on Regulatory Changes - Chapter 30 – Section 30-261 - 2nd read.

January 26, 2010 - Ordinance 2009-35 on Regulatory Changes - Chapter 30 – Section 30-313 - 2nd read.

**Town Commission Regular Meeting Agenda
January 12, 2010**

January 26, 2010 - D/A on proposed ordinance regarding registration of mortgagee upon default

January 26, 2010 - D/A on proposed ordinance regarding fire hydrants

January 26, 2010 - D/A on proposed amendments to Section 6-42

January 26, 2010 - D/A Karate Contract

February 23, 2010 - D/A regarding Slogan contest

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.