

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION REGULAR MEETING AGENDA

Jarvis Hall
4505 Ocean Drive
Tuesday, November 12, 2013
7:00 PM

1. [CALL TO ORDER, MAYOR ROSEANN MINNET](#)
2. [PLEDGE OF ALLEGIANCE TO THE FLAG](#)
3. [INVOCATION - Pauline McGuiness \(Representing the Baha'i Faith\)](#)
4. [ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS](#)
5. PRESENTATIONS
6. [PUBLIC COMMENTS](#)
7. [PUBLIC SAFETY DISCUSSION](#)
 - a. [BSO October 2013 Report \(Captain Fred Wood\)](#)
 - b. [AMR October 2013 Report \(Chief Brooke Liddle\)](#)
 - c. [VFD October 2013 Report \(Chief Judson Hopping\)](#)
8. [TOWN MANAGER REPORT](#)
 - a. [September 2013 Finance Report \(Tony Bryan Finance Director\)](#)
 - b. [Town Manager Report \(Connie Hoffmann Town Manager\)](#)
 - c. [Commercial Boulevard Projects Update - Verbal Report \(Albert Carbon Project Manager and Paul Carty, State Contracting Engineering Corp.\)](#)
9. [TOWN ATTORNEY REPORT](#)
10. [APPROVAL OF MINUTES](#)

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- a. [October 8, 2013 Town Commission Meeting Minutes \(Vanessa Castillo Town Clerk\)](#)
- b. [October 22, 2013 Town Commission Meeting Minutes \(Vanessa Castillo Town Clerk\)](#)

11. [CONSENT AGENDA](#)

- a. [Special Event Application for Azteca's Grand Opening proposed for Tuesday, December 31, 2013 \(Bud Bentley Assistant Town Manager\)](#)
- b. [Special Event Application from the Village Grille \(Steve DeLeon\) for the New England Patriots Pre & Post Game Event proposed for Sunday, December 15, 2013 \(Bud Bentley Assistant Town Manager\)](#)
- c. [Special Event Application from The Village Grille and 101 Ocean for Friday Nights Music Entertainment proposed for every Friday starting December 13, 2013 and ending June 6, 2014 \(Bud Bentley Assistant Town Manager\)](#)
- d. [New Year's Eve Celebration Special Event Application for Athena By The Sea \(Bud Bentley Assistant Town Manager\)](#)
- e. [Approval of Additions to the East Commercial Streetscape Improvement Project Guaranteed Maximum Price \(GMP\) of \\$16,066.00 for underground utility and paving revisions with State Contracting and Engineering Corporation \(Albert Carbon Project Manager\)](#)
- f. [Purchase of Planters for Anglin Square Plaza \(Connie Hoffmann Town Manager\)](#)

12. [ORDINANCES – PUBLIC COMMENTS](#)

- a. Ordinances 1st Reading
 - i. [Ordinance 2013-11 - AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, AMENDING CHAPTER 6, BUILDINGS AND BUILDING REGULATIONS, TO UPDATE OUTDATED AND PREEMPTED LANGUAGE, REFLECT CURRENT BUILDING REQUIREMENTS AND STREAMLINE AND CLARIFY REQUIREMENTS; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE. \(Linda Connors Town Planner\)](#)
- b. Ordinances 2nd Reading

- i. [Ordinance 2013-14 - AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, CREATING SECTION 30-10, "ADMINISTRATIVE ADJUSTMENTS" OF THE CODE OF ORDINANCES TO PROVIDE PROCEDURES FOR ADMINISTRATIVE ADJUSTMENTS; AMENDING SECTION 30-13, QUASI-JUDICIAL PROCEEDINGS TO IDENTIFY ADMINISTRATIVE ADJUSTMENTS AS QUASI-JUDICIAL MATTERS; DELETING SECTION 30-321, MODIFICATION OF PARKING REQUIREMENTS, AND INCORPORATING REGULATION INTO ADMINISTRATIVE ADJUSTMENTS; PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE \(Linda Connors Town Planner\)](#)

13. [RESOLUTIONS – PUBLIC COMMENTS](#)

- a. [Resolution 2013-46 - A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING THE DEVELOPMENT REVIEW PERMIT AND LICENSE FEE SCHEDULE; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE. \(Linda Connors Town Planner\)](#)
- b. [Resolution 2013-49 - A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AUTHORIZING AN AGREEMENT WITH THE LAUDERDALE-BY-THE-SEA CHAMBER OF COMMERCE FOR OPERATING AND FUNDING A VISITOR AND WELCOME CENTER; DIRECTING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR CONFLICT, SEVERABILITY AND FOR AN EFFECTIVE DATE. \(Connie Hoffmann Town Manager\)](#)
- c. [Resolution 2013-50 - A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING THE 2012/2013 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 \(Tony Bryan Finance Director \)](#)
- d. [Resolution 2013-51 - A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA URGING THE FLORIDA LEGISLATURE TO ADOPT AND GOVERNOR RICK SCOTT TO SUPPORT LEGISLATIVE CHANGES PROVIDING REGULATION OF RECOVERY RESIDENCES/ SOBER HOUSES IN THE FORM OF STATE-WIDE LICENSING AND REGISTRATION; PROVIDING DIRECTION TO TOWN OFFICIALS; PROVIDING](#)

FOR AN EFFECTIVE DATE. (Linda Connors Town Planner)

- e. Resolution 2013-52 - A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA URGING THE FLORIDA LEGISLATURE TO ADOPT AND GOVERNOR RICK SCOTT TO SUPPORT LEGISLATIVE CHANGES PROVIDING THE ABILITY FOR LOCAL GOVERNMENTS TO REGULATE VACATION RENTALS; PROVIDING DIRECTION TO TOWN OFFICIALS; PROVIDING FOR AN EFFECTIVE DATE. (Linda Connors Town Planner)
- f. Resolution 2013-53 - A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, RATIFYING FISCAL YEAR 2012, 2013 AND 2014 FIRE INSPECTION FEE UNDERPAYMENTS RECEIVED BY THE TOWN IN RESPONSE TO BILLS THAT UNDERCHARGED FOR THE FEES; AUTHORIZING THE ISSUANCE OF A REFUND OR CREDIT TO CUSTOMERS WHO SUBMITTED FISCAL YEAR 2012, 2013 AND 2014 FIRE INSPECTION FEE OVERPAYMENTS TO THE TOWN IN RESPONSE TO BILLS THAT OVERCHARGED FOR THE FEES; PROVIDING FOR CONFLICTS, SEVERABILITY, AND FOR AN EFFECTIVE DATE. (Tony Bryan Finance Director)
- g. Resolution 2013-54 - A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA AUTHORIZING AND DIRECTING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE A GRANT APPLICATION FOR FUNDS AVAILABLE THROUGH THE COMMUNITY DEVELOPMENT BLOCK GRANTS PROGRAM THROUGH BROWARD COUNTY FOR THE FISCAL YEAR 2014/2015; PROVIDING FOR REPEAL OF ANY CONFLICTING RESOLUTION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (Tony Bryan Finance Director)

14. QUASI JUDICIAL PUBLIC HEARINGS

15. COMMISSIONER COMMENTS

16. OLD BUSINESS

- a. Special Event Application for Lauderdale By The Sea Fest (Pat Himelberger Assistant to the Town Manager)

17. NEW BUSINESS

- a. Commercial Boulevard Grand Opening Events (Pat Himelberger Assistant to the Town Manager)

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- b. [Offer of Sale of Property at 4345 El Mar Drive \(Bud Bentley Assistant Town Manager\)](#)
- c. [Town Manager Evaluation \(Connie Hoffmann Town Manager\)](#)
- d. [Request to Use Jarvis Hall for Performing Arts By The Sea Rehearsals \(Vanessa Castillo Town Clerk\)](#)

18. [ADJOURNMENT](#)

19. FUTURE REGULAR COMMISSION AGENDA ITEMS

THE TOWN OF LAUDERDALE-BY-THE-SEA WILL FURNISH APPROPRIATE AUXILARY 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) 640-4200 FOR ASSISTANCE.

IF ANY PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE TOWN COMMISSION WITH TESPECT 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. Do not state your address. 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.

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