

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION

REGULAR MEETING

MINUTES

Jarvis Hall

4505 Ocean Drive

Tuesday, October 8, 2013

7:00 P.M.

1. CALL TO ORDER, MAYOR ROSEANN MINNET

Mayor Roseann Minnet called the meeting to order at 7:00 p.m. Also present were Vice Mayor Scot Sasser, Commissioner Stuart Dodd, Commissioner Chris Vincent, Town Attorney Susan L. Trevarthen, Town Manager Connie Hoffmann, Assistant Town Manager Bud Bentley, Finance Director Tony Bryan and Town Clerk Vanessa Castillo. Commissioner Mark Brown was absent and excused.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. INVOCATION - Reverend George Hunsaker

Reverend George Hunsaker gave the Invocation.

4. ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS

Mayor Minnet indicated the following changes would be made to the agenda:

- Defer Items 14a and 14b – (2 Commercial Boulevard and 216 Commercial Boulevard) until October 22, 2013, Commission meeting
- Pull Item 17a (New Year's Eve 2013 Special Event) from the agenda

5. PRESENTATIONS

None

6. PUBLIC COMMENTS

Mayor Minnet opened the meeting for public comment.

Tony de Vries, Isabella's stepfather, was grateful to the Town for its support, presenting the Mayor with a framed letter signed by Trevor Miller, Mayor of Chelmsford, England. A

group picture was taken of Mr. and Mrs. de Vries, their daughter Isabella and the Town Commissioners.

Janet Deni, Owner and Manager of Kilwin's Chocolates, was excited to see the Commercial Boulevard project completed and hoped it stayed on target; she asked that business owners be given accurate information and expressed appreciation for the Town's efforts.

Dr. Kenneth Most thanked Sandra Green for assuming the leadership of the Town's Sister Cities Association. He said that at the August 20, 2013, Commission Meeting, a resolution was passed and a letter read into the record by the Mayor asking him to resign as president. Dr. Most objected to both, as statements in the letter were hurtful to him. He sent an email on August 21, 2013, to the Mayor and others addressing the false statements, but received no reply. Dr. Most said that if it was not possible to have both the letter and the resolution stricken from the minutes, he asked that the rebuttal letter he sent to the Town Commission on September 8, 2013, be appended to those minutes. He also stated the By-Laws do not call for a president or chairman.

Sandra Green, introduced herself as newly elected Chairperson of the Town's Sister Cities Association, indicating she served as a board member since the inception of the Association in 2003. She spoke about the Association's previous activities, stating only one Sister Cities organization was registered with the Florida Secretary of State. She stated that new officers of the Association were elected by paid members at a noticed, public meeting held at Athena-By-The-Sea on September 24, 2013. She thanked Commissioner Dodd for attending the Association's meeting the previous night, highlighting some of their upcoming activities. Ms. Green requested that the Commission recognize the new officers and appoint Commissioner Dodd as the Association's honorary president, a position traditionally filled by a member of the Town Commission.

Gerri Ann Capotosto mentioned she attended the recent Sister Cities Association Meeting, expressing that she was glad to be a part of the rebirth of the organization.

John Boutin remarked on the Harmony Hair & Spa Reopening he attended, stating the design of the plazas was very inviting for pedestrians. He felt proud to see Isabella's family at the meeting and hoped the Lauderdale-By-The-Sea community would become more involved. Upcoming events to raise funds for Isabella-By-The-Sea included: tickets on sale for the raffle of the golf cart that was on display at Athena's, where a party was being planned; BSO would host a party at the Village Grille on Thursday night; and a "Low Country Boil" would be held on October 26, 2013. Information and tickets were available at the Windjammer Resort.

With no one else wishing to speak, Mayor Minnet closed the public comment portion of the meeting.

7. PUBLIC SAFETY DISCUSSION

None

8. TOWN MANAGER REPORTS

a. Town Manager's Report (Town Manager Connie Hoffmann)

Mayor Minnet acknowledged the presence of Sandra Green and Eric Yankwitt, representatives of two Sister Cities groups in the Town.

Town Manager Hoffmann sought direction as to which of the two Sister Cities groups the Town Commission wished to sanction as the Town's official Sister Cities Association. Responding to Dr. Most's earlier comments, she said the Commission had passed no resolution on the agenda referring to Dr. Most or regarding the Sister Cities Association.

The Mayor asked Ms. Green if she wished to comment further on the Sister Cities issue. Ms. Green said she sufficiently presented her case during Public Comments.

Mr. Yankwitt discussed his position in the Sister Cities saga, stating his intent had been revitalize the Town's Sister Cities Association, not to hold office. He met some members of the Sister Cities groups at the previous night's meeting and some of them conducted themselves in a manner that made him uncomfortable. He attempted to work with them to mediate a resolution, but those efforts were ignored, and none of the members reached out to him in the last year and a half to mediate any issues. Mr. Yankwitt voiced concerns that the unofficial group would become a political pawn of the self-pronounced board, and he hoped the Commission would join him in redirecting these members into serving the officially recognized Association and the Town rather than their own political ambitions. He alleged being verbally and physically assaulted at the previous night's meeting and had no wish to work with that board at present. Mr. Yankwitt said that the Town Commission should not recognize board members until there was a substantial change in leadership or until after the March 2014 elections to remove political grandstanding from the equation, allowing the organization to regain its credibility. He added that he never intended to cast a negative light on Dr. Most, stating Dr. Most deserved applause for all his work and tireless efforts.

Mayor Minnet disagreed with some of the statements made during Public Comments;. The Sister Cities Association should be an organization of unity and camaraderie, but the Town's organization had become personal and political. The Commission read the backup and heard various speakers, and it was time to decide on how best to proceed.

Commissioner Dodd believed the Sister Cities Association should be a vibrant organization that promoted Lauderdale-By-The-Sea. It saddened him that the enthusiasm, initiative and actions of Mr. Yankwitt were questioned after his efforts to revitalize the Town's Association, which should be apolitical. He hoped Mr. Yankwitt

and his group could integrate with the recently-formed larger second group chaired by Sandra Green. If this was a political stunt, he predicted the Town's Sister Cities Association would go back into dormancy until the next attempt at its revitalization. Commissioner Dodd believed recognizing Ms. Green as the official chairperson of the Town's Sister Cities Association required both groups to make peace, and he hoped the dynamics of the Town Commission showed what could be achieved when the mind and heart were dedicated to doing what was right.

Vice Mayor Sasser wondered why the Town Commission was being asked to select and recognize which of the two groups was the Town's viable Sister Cities Association.

Town Manager Hoffmann replied there were two groups asking for recognition, and the national organization felt the Town Commission was the body that needed to make the decision.

Vice Mayor Sasser commented, in light of the numerous projects and activities going on in the Town, the subject issue was not one in which he wanted to become embroiled. His preference was to put the decision off until later, though he was prepared to act at the present meeting if it was the consensus of the Commission.

Commissioner Vincent thought the situation was difficult. He was sure both groups had good intentions, though both sides were making negative statements about the other for reasons unknown to him. He concurred with Vice Mayor Sasser that the Town had many projects and activities going on, and since cooler heads needed to prevail on the subject matter, it might be better to take a five-month hiatus on making a decision. Time would reveal which of the two groups wished to move forward, had the stamina, and the staying power to continue the efforts of Town's Sister Cities Association.

Commissioner Vincent made a motion to defer a decision on which of the two groups should be recognized as the Town's Sister Cities Association until after the March 2014 elections. Vice Mayor Sasser seconded the motion. The motion carried 3-1. Commissioner Dodd voted no.

b. Strategic Plan Status Report (Town Manager Connie Hoffmann)

Town Manager Hoffmann highlighted the following matters in the subject report:

- The assignments and projects accomplished in Fiscal Year (FY) 2013
- Statistics on AMR response times for FY 2013 were very good.

c. Commercial Boulevard Projects Update – Verbal Report (Project Manager, State Contracting & Engineering Corporation (SCEC))

Leah Griffin, SCEC representative gave an update on the Commercial Boulevard Improvement Projects and highlighted the following:

- On the west project, there were delays with FP&L making the connection to provide power to the lighting on the south blocks.
- On the east project: on block two, brick pavers installation began the previous week; the construction switched lanes on El Mar Drive with the southbound lane now open to traffic, and construction was proceeding on northbound El Mar Drive; in Anglin Square they were preparing for the new plaza slabs; two drainage structures on the north end of El Mar Drive were complete, and the drainage on the south end of El Mar Drive had begun; FP&L pushed the date of installation of the new pole just north of Village Grille to October 14, which had already been pushed back twice.

Town Manager Hoffmann indicated Mulligan's submitted their building permit application, which staff was currently reviewing.

Town Manager Hoffmann advised Town staff would be telling Mulligan's that the Town's work took priority and would not be delayed, though staff would do their best to accommodate them. She mentioned the pavers for the sidewalk came in late last week and some had been installed. Unfortunately, the paver company delivered the wrong color; rather than red, the pavers should have been the tan color the Commission selected. Town Manager Hoffmann indicated that staff has rejected the red pavers. The company was speeding up the production of the correct colored pavers. The pavers would be delivered in the coming week, so as not to hold up the project's schedule.

Ms. Griffin affirmed both projects were on schedule to be substantially complete by the deadline.

Vice Mayor Sasser thanked the Town Manager for not accepting the incorrect pavers. He received a number of calls regarding the East Commercial Boulevard project, with people concerned that the projects remain on schedule, that more information be disseminated, and there be an indication of what the project would look like.

Town Manager Hoffmann responded she was happy to walk with anyone through the project, so people wanting further information could call and make an appointment with her. She said staff could also set up appointments with multiple people and have SCEC representatives present. In terms of the changes made, the decision was made to go with pavers rather than concrete on the sidewalk, as pavers had less impact on the individual businesses; there were changes to the landscaping based on field issues and the Commission's choices; and a mockup of the concrete benches with the glass originally designed for the Anglin Square Plaza were uncomfortable and too hot. She indicated the alternative bench chosen was less expensive and more in line with the look of the Town, and they could be moved to accommodate events, unlike the concrete benches. Under the pavilion, the red bricks would be replaced with the same white pavers used on the sidewalks.

Mayor Minnet invited everyone to come to Town Hall to see the materials being used for the project and encouraged every business owner with questions to contact the Town Manager or Project Manager Albert Carbon.

Vice Mayor Sasser asked about the asphalt in the turnaround he discussed earlier.

Town Manager Hoffmann affirmed that in block one, the one closest to the ocean, Mr. Carty suggested that a concrete road would look better than asphalt.

Vice Mayor Sasser agreed, asking if there was a sealer that could be put on the concrete to prevent stains from black tire marks.

Project Manager Albert Carbon replied steam cleaning the raw concrete was easier..

Commissioner Dodd had no wishes to see the roadway by Mulligan's dug up twice and hoped this could be avoided. He asked if the beautiful wraps that had been installed on the traffic line control boxes could be put on the box at A1A and Commercial Boulevard.

Town Manager Hoffmann stated this was the intention; staff was working on the design.

Commissioner Dodd complimented Mr. Carbon for successfully handling a situation with a disgruntled business owner. He had witnessed this interaction and it gave him insight into some of the problems Mr. Carbon dealt with to keep everything moving and on schedule, while being diplomatic.

Mr. Carbon mentioned the FP&L communication was not as fluid as the Town needed it to be, so SCEC kept making adjustments to the schedule when FP&L did not show up to do the promised work.

Vice Mayor Sasser volunteered to call Florida House of Representative George Moraitis' office.

Town Manager Hoffmann preferred members of the Town Commission call FP&L's Isabel Hebert first to see if it resulted in any progress.

Mayor Minnet had received calls complimenting the work done on the West Commercial Boulevard project now that much of it was completed. Many of the callers liked the trellises, as they looked fantastic. She looked forward to seeing the sculptures in place, noting they would add a lot to each plaza. SCEC and Mr. Carbon were encouraged to remain in communication with the business owners as much as possible.

Commissioner Vincent inquired if the pavers would be sealed on a regular basis.

Mr. Carbon responded Municipal Services Director Prince and he were still discussing that process.

Town Manager Hoffmann mentioned a member of the public previously suggested that the Town should purchase dual recycling/waste receptacles, to which the Town Commission agreed. Town staff had been unsuccessful in its search for an aesthetically appropriate receptacle that would not rust, and having the receptacles custom made was extremely expensive. She requested a Commission consensus to proceed with acquiring standard garbage and recycling receptacles.

There was a consensus from the Commission to proceed with standard receptacles.

9. TOWN ATTORNEY REPORT

None

10. APPROVAL OF MINUTES

- a. July 23, 2013, Regular Town Commission Meeting Minutes
- b. August 17, 2013, Special Town Commission Workshop Minutes
- c. August 20, 2013, Regular Town Commission Meeting Minutes

Commissioner Dodd made a motion to approve the above stated minutes as presented. Vice Mayor Sasser seconded the motion. The motion carried 4-0.

11. CONSENT AGENDA

Pull items 11b, 11c and 11d for discussion.

- a. Christmas Tree Bid Award (Municipal Services Director Don Prince)

Vice Mayor Sasser made a motion to approve item 11a on the Consent Agenda. Commissioner Dodd seconded the motion. The motion carried 4-0.

Town Manager Hoffmann acknowledged the following contributors to the Town's new Christmas Tree: Aruba Beach Café, Village Grille, 101 Ocean, P.J. Rossi Jewelers, the Windjammer Resort, Argenti Designer Jewelers, Dr. Daniel Kanell and his wife, Dorothy and Ned Seibert, Joan Sardo, Beachside Village Resort, Harmony Hair & Spa, Mayor Minnet, Blue Moon Fish Co., Interior Digs, Sea Watch on the Ocean Restaurant, Vito and Marie Chiarello, Flynn Engineering Services, P.A., By-The-Sea Enterprises, Chili's, Delicaseas Cafe, Fran Scheffler, Gold Coast Scuba, Jan's Homemade Candies, Kilwin's, and Optical-By-The-Sea. The Christmas-By-The-Sea event would include a large "Thank You" card.

Mayor Minnet added that donations were still welcome.

**b. Order Reducing Code Enforcement Fines for 3270 Spanish River Drive
(Assistant Town Manager Bud Bentley)**

Assistant Town Manager Bentley reviewed the subject item, as indicated in the backup.

Commissioner Dodd stated that he would not support the staff recommendation, as the objective of requiring payment within 30 days was to encourage the buyer to proceed quickly with bringing the property into compliance. He had no wish for outstanding issues to last 120 days or longer. The respondent should pay up front, and if they did not comply, then the payment would be applied to the corrected violations, and outstanding liens would continue to accrue at the Special Magistrate's original rate. He added it was possible to go back to the original lien if the buyer failed to comply fully.

Town Attorney Trevarthen thought this was a situation in which the Town could devise procedures and standards that would likely involve establishing some kind of escrow for the funds, and deciding what happened to them with the Commission's input. The current policy could not resolve these issues. She believed what staff currently proposed was consistent with the policy and was appropriate. The situation involved a buyer that was not yet in possession of the property out of compliance.

Assistant Town Manager Bentley explained the case pertained to a buyer who approached the Town with an interest in purchasing the subject property and wanted the Town to adopt a policy where the potential buyer could make arrangements with the Town for a reduced lien so they knew what their exposure was. Staff had brought the idea forward and the Commission approved a policy for such situations. He remarked buying a foreclosed property from an uncooperative bank was a difficult process that involved risk, and the adoption of the policy was to facilitate that process while protecting the public's interest. Mr. Ober, the prospective buyer, worked under the assumption that the new policy would be applied as he tried to finalize his transaction with the bank. Assistant Town Manager Bentley commented the changes Commissioner Dodd suggested could apply in the future, and Town staff could bring back amendments to the policy. For the present, the existing policy would be enforced.

Vice Mayor Sasser said he thought it was very clear in the last Commission meeting that Mr. Ober and his attorney stated they would not sign the agreement. Instead, they were going to buy the house and sue the Town.

Commissioner Dodd made a motion to approve item 11b as recommended by Town staff. Commissioner Vincent seconded the motion. The motion carried 3-0. Vice Mayor Sasser recused himself from voting.

c. Purchase of Bollards for West Commercial Project (Town Manager Connie Hoffmann)

Vice Mayor Sasser made a motion to approve item 11c. Commissioner Dodd seconded the motion. The motion carried 3-0. Mayor Minnet recused herself from voting.

- d. Special Event Application for Lenore Nolan-Ryan Cooking School "Isabella's Low Country Boil" Grand Opening/Dinner Fundraiser (Assistant Town Manager Bud Bentley)

Vice Mayor Sasser inquired about the celebrations of the past week at which alcohol was served, and retail sales were made out on the sidewalk. Though he had no personal objection to either activity, he wished to make sure that if in the future such activities were to occur, it was noted in the backup for the Commission to include in its consideration. If alcohol was being served that was fine, but if it was being sold, there had to be licenses, etc. involved and staff should inform vendors accordingly.

Assistant Town Manager Bentley responded if alcohol was served or sold on public property, the Town required that the activity be listed on their insurance as an additional insured. If alcohol was sold, an additional license was required from the state. He believed the Harmony event listed the sale of alcohol, and the Town received the required insurance certificates.

Vice Mayor Sasser made a motion to approve item 11d. Commissioner Vincent seconded the motion. The motion carried 4-0.

12. ORDINANCES – PUBLIC COMMENTS

a. **Ordinances 1st 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. (TOWN PLANNER LINDA CONNORS)**

Mayor Minnet opened the discussion for public comment.

Rex Nichols, Architect for the Sea Lord Hotel, said the owners -were planning a new project directly across the street in the Mid-Century Modern (MIMO) style architecture. They were having a very favorable experience working with Town staff on the project, which had improved considerably with staff's input. He said the advantage of the administrative adjustments was that the city could offer incentives to architects and

developers to improve their projects, creating a partnership with the Town, and this would improve the quality of the buildings in the Town. They had already submitted their site plans for approval.

Town Manager Hoffmann commented the Sea Lord had bought the two properties directly across the street from their hotel on the west side of El Mar Drive. They would demolish the buildings and construct a new annex to their existing hotel.

Mayor Minnet closed the discussion to public comment upon receiving no further input.

Vice Mayor Sasser realized the subject ordinance allowed Town staff to make decisions on smaller items, and for larger items, it would go through the normal process. He wondered if there was an appeals process if the applicant did not receive the answer from Town staff they desired for a smaller item.

Town Planner Linda Connors affirmed there was already a condition in the code that allowed for the appeal of administrative decisions. Vice Mayor Sasser asked that the language in the ordinance reference the appeals section of the existing code, so applicants understood there was an appeals process.

Town Attorney Trevarthen felt unsure about adding the suggested reference, as it meant adding it in many places in the Town's code for cross reference. She noted the appeals information could be added to the accompanying information attached to application forms to allow for a smoother process.

Commissioner Dodd sought assurance that the proposed reduction in the setback pertained only to the roof overhang, allowing staff to tweak that parameter, but it would not change the setbacks of the main walls of buildings and how they could be constructed.

Town Planner Connors responded the proposed code amendment was written to allow an adjustment to the side and rear setback of the building itself, not just to the overhang. The second adjustment was for the overhangs. The reasons for the amendments were that many existing buildings in Town do not meet current setback requirements so it was difficult to renovate or improve them. In addition, it would be helpful in accommodating or encouraging MIMO features, such as courtyards. The space would be about one foot or fifteen percent, for an administrative level, and certain criteria must be met. .

Commissioner Dodd expressed using caution and did not want to spoil the Town with "McMansions". Changing the setbacks could allow houses of a larger volume. He supported passing the subject ordinance on first reading to allow Planning & Zoning to give their input.

Town Planner Connors reminded the Commission they had the authority to further review, approve or deny applications, or approve them with conditions or a lesser amount if deemed appropriate.

Commissioner Dodd made a motion to approve Ordinance 2013-14. Commissioner Vincent seconded the motion. The motion carried 4-0.

b. Ordinances 2nd Reading

(Read prior to Ordinance 2013-14):

- i. **Ordinance 2013-12: AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, AMENDING ARTICLE IX, "NOTICE OF INTENT OF PENDING LAND DEVELOPMENT REGULATIONS" OF THE CODE OF ORDINANCES TO DELETE NOTICE OF INTENT PROCEDURES, PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE. (TOWN PLANNER LINDA CONNORS)**

Town Attorney Trevarthen remarked the reason Ordinance 2013-12 was being considered first was that Ordinance 2013-14 required a Notice of Intent until this ordinance was adopted. As staff was aware, the Commission was in the process of repealing the regulation under 2013-12 and this was its second reading; the matter came forward without going through the NOI process.

Mayor Minnet opened the discussion for public comment, which she closed upon receiving no input.

Commissioner Dodd made a motion to approve Ordinance 2013-12. Commissioner Vincent seconded the motion. The motion carried 4-0.

13. RESOLUTIONS – PUBLIC COMMENT

None

14. QUASI-JUDICIAL PUBLIC HEARINGS

- a. Quasi-Judicial Request Pursuant to Section 30-56, of the Town's Code of Ordinances for Conditional Use Approval for Paid Private Parking in the B-1 Zoning District (2 Commercial Boulevard) (Town Planner Linda Connors)
- b. Quasi-Judicial Request Pursuant to Section 30-56, of the Town's Code of Ordinances for Conditional Use Approval for Paid Private Parking in the B-1 Zoning District (216 Commercial Boulevard) (Town Planner Linda Connors)

Items 14a and 14b were deferred to the October 22, 2013, Commission Meeting.

15. COMMISSION COMMENTS

Commissioner Dodd said he attended a conference by the Army Corps of Engineers on all aspects of beaches, including restoration and its impacts.

Mayor Minnet mentioned the wonderful article in the newspaper the previous day about Dave Gatsby and the BVR Resort, and what was happening in the Town. The Town

desired and now saw positive encouragement from its hospitality resort industry, so she thanked those persons involved who were investing in the Town.

Town Manager Hoffmann informed the Commission that *Fort Lauderdale Magazine* was writing a feature article on Lauderdale-By-The-Sea.

16. OLD BUSINESS

None

17. NEW BUSINESS

a. New Year's Eve 2013 Special Event (Assistant Town Manager Bud Bentley)

This item was pulled, however, Vice Mayor Sasser remarked that before the event applicants came in, the Commission should think about providing parking. If nothing was happening on the east side of Commercial Boulevard, that lane should remain open to vehicular traffic.

Commissioner Dodd also had received phone calls on the subject item. He felt the Chamber of Commerce should work with the Town, as it was unfair that three or four main businesses should be tasked with putting up the funds for these events, when other businesses would benefit substantially from such events. He felt there should be more cost sharing rather than leaving all the funding up to the entity submitting the special event application.

b. Temporary Outdoor Display of Goods (Town Planner Linda Connors)

Town Planner Connors reviewed the recommendation set forth in the backup. If the Town Commission wished to allow outdoor displays, staff would develop an application with criteria and other information.

Vice Mayor Sasser commented he did not want retail stores displaying their goods and services in front of another store, and retail goods should not belong to a third party.

Commissioner Dodd stated thought the subject activity should take place only on set days. He agreed this was a great idea to help the businesses.

Commissioner Vincent thought this was a great idea, asking Town staff to develop parameters. It should be inclusive of all the Town's businesses, as issues could arise based on the types of businesses situated were side by side.

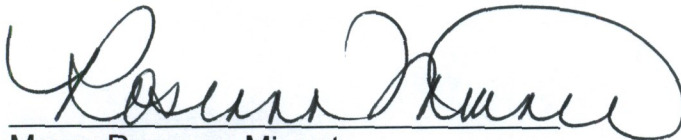
Mayor Minnet echoed previously expressed views.

She heard people were bike riding on the sidewalks, but she did not want to see another sign erected that bikes were not allowed and hoped when the parking lots were completed; people would see the bike lanes were on the streets.

There was a Town Commission consensus to move forward with developing a policy.

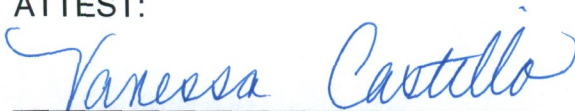
18. ADJOURNMENT

With no further business before the Commission, Mayor Minnet adjourned the meeting at 8:45 p.m.

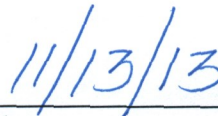


Mayor Roseann Minnet

ATTEST:



Town Clerk Vanessa Castillo



Date

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Minnet Roseann A</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Commission</i>	
MAILING ADDRESS <i>2000 S Ocean Blvd #11E</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <i>TOWN</i>	
CITY <i>LBTS</i>	COUNTY <i>BROWARD</i>	☐ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED <i>Oct 8, 2013</i>		NAME OF POLITICAL SUBDIVISION: <i>LBTS</i>	
		MY POSITION IS: ☒ ELECTIVE ☐ APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Roseann Aminnet, hereby disclose that on Oct 8, 20 13

(a) A measure came or will come before my agency which (check one)

- ☐ inured to my special private gain or loss;
- ___ inured to the special gain or loss of my business associate, _____;
- ___ inured to the special gain or loss of my relative, _____;
- ___ inured to the special gain or loss of _____, by whom I am retained; or
- ___ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

(Item 11c)
The company, of which I am the sole owner, has some business with this company in the past

Roseann Aminnet

Date Filed

Oct 8, 2013

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Sasser Scot Wayne</i>		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Lauderdale-By-The-Sea Town Commission</i>	
MAILING ADDRESS <i>3271 Spanish River Drive</i>		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY <i>Lauderdale-By-The-Sea</i>		☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY	
COUNTY <i>Broward</i>		NAME OF POLITICAL SUBDIVISION:	
DATE ON WHICH VOTE OCCURRED <i>10/8/13</i>		MY POSITION IS: ☒ ELECTIVE ☐ APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Scot Sasser, hereby disclose that on October 8, 20 13:

(a) A measure came or will come before my agency which (check one)

- ☒ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Motion made on agenda item 11 to reducing lien mitigation on 3270 Spanish River Drive. The property in question is directly across from my residence.

10/8/13
Date Filed

Scot Sasser
Signature

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