

TOWN OF LAUDERDALE-BY-THE-SEA

TOWN COMMISSION REGULAR MEETING AGENDA

Jarvis Hall
4505 Ocean Drive
Tuesday, September 10, 2013
7:00 PM

1. [CALL TO ORDER, MAYOR ROSEANN MINNET](#)
2. [PLEDGE OF ALLEGIANCE TO THE FLAG](#)
3. [INVOCATION - Pastor Jim Goldsmith](#)
4. [ADDITIONS, DELETIONS, DEFERRALS OF AGENDA ITEMS](#)
5. PRESENTATIONS
6. [PUBLIC COMMENTS](#)
7. PUBLIC SAFETY DISCUSSION
8. [TOWN MANAGER REPORT](#)
 - a. [Town Manager's Report \(Connie Hoffmann Town Manager\)](#)
 - b. [Commercial Boulevard Projects Update - Verbal Report \(Albert Carbon Project Manager and Representative from State Contracting Engineering Corp.\)](#)
9. [TOWN ATTORNEY REPORT](#)
10. [APPROVAL OF MINUTES](#)
 - a. [June 25, 2013 Town Commission Meeting Minutes \(Vanessa Castillo Town Clerk\)](#)
11. [CONSENT AGENDA](#)
 - a. [Special Event Application for a Public Menorah Lighting Ceremony proposed](#)

for Sunday, December 1, 2013 (Bud Bentley Assistant Town Manager)

- b. Hardship Parking Permit Applications for FY 2013-2014 (Bud Bentley Assistant Town Manager and Karen Gates Senior Office Specialist)
- c. Lauderdale-By-The-Sea Garden Club Request for Parking at Jarvis Hall Events (Vanessa Castillo Town Clerk)
- d. Purchasing Authorization For Direct Purchases For The West Commercial Streetscape Project (Connie Hoffmann Town Manager)
- e. FY 2013-14 Medical and Prescription Drug Coverage (Tony Bryan Finance Director)
- f. FY 2013-14 Vision and Dental Coverage (Tony Bryan Finance Director)
- g. Payment to FP&L for Temporary Pole Associated with Utilities Undergrounding Project (Tony Bryan Finance Director)
- h. Approval of an Addition to the East Commercial Streetscape Improvement Project Guaranteed Maximum Price (GMP) of \$16,101.00 for purchase and installation of twelve (12) Precast Paver Tree Grates with State Contracting and Engineering Corporation (Albert Carbon Project Manager)

12. ORDINANCES – PUBLIC COMMENTS

- a. Ordinances 1st Reading
 - 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 (Linda Connors Town Planner)
 - ii. Ordinance 2013-13 - AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF PROPOSED AMENDMENTS TO THE TOWN CHARTER, PURSUANT TO SECTION 166.031, FLORIDA STATUTES, FOLLOWING TOWN COMMISSION REVIEW AND CONSIDERATION OF CHARTER AMENDMENTS RECOMMENDED BY THE CHARTER REVIEW BOARD IN ACCORDANCE WITH SECTION 2.7 OF THE TOWN CHARTER; SUBMITTING PROPOSED CHARTER AMENDMENTS CONCERNING AMENDMENT OF SECTION 5.3 “TOWN

MANAGER–APPOINTMENT, QUALIFICATIONS AND COMPENSATION,” SECTION 6.2 “VICE MAYOR AND ACTING MAYOR PRO-TEM,” SECTION 6.3 “QUALIFICATIONS OF MEMBERS OF TOWN COMMISSION,” SECTION 6.6 “FORFEITURE OF OFFICE,” SECTION 6.7 “FORFEITURE HEARING AND PROCESS,” AND CREATION OF SECTION 6.10 “VACANCY IN CANDIDACY FOR MAYOR-COMMISSIONER OR COMMISSIONER;” CALLING A SPECIAL ELECTION ON THE PROPOSED CHARTER AMENDMENTS TO BE HELD ON TUESDAY, THE 11TH DAY OF MARCH 2014, IN CONJUNCTION WITH THE GENERAL ELECTION BEING HELD ON SAID DATE; PROVIDING FOR VOTING AT THE POLLS; PROVIDING FOR NOTICE OF ELECTION; PROVIDING FOR REQUISITE BALLOT LANGUAGE; PROVIDING FOR INCLUSION IN THE CHARTER, SEVERABILITY AND FOR AN EFFECTIVE DATE. (Susan L. Trevarthen Town Attorney)

- b. Ordinances 2nd Reading

13. RESOLUTIONS – PUBLIC COMMENTS

- a. Resolution 2013-37 - A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING A REGIONAL INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE TOWN OF LAUDERDALE-BY-THE-SEA PROVIDING FOR COOPERATIVE PARTICIPATION IN A REGIONAL PUBLIC SAFETY INTRANET; DIRECTING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR CONFLICT, SEVERABILITY AND FOR AN EFFECTIVE DATE. (Connie Hoffmann Town Manager)
- b. Resolution 2013-38 - A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, APPROVING AN AGREEMENT BETWEEN BROWARD COUNTY AND THE TOWN OF LAUDERDALE-BY-THE-SEA PROVIDING FOR COOPERATIVE PARTICIPATION IN THE CONSOLIDATED REGIONAL E-911 COMMUNICATION SYSTEM; DIRECTING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR CONFLICT, SEVERABILITY AND FOR AN EFFECTIVE DATE. (Connie Hoffmann Town Manager)
- c. RESOLUTION 2013-39 - A RESOLUTION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AUTHORIZING AN AGREEMENT WITH LAURIE JEAN HUCK IN THE AMOUNT OF \$103,200 FOR CREATION OF FOUR PLAZA SEALIFE SCULPTURES; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; PROVIDING FOR CONFLICTS AND FOR AN EFFECTIVE DATE. (Connie Hoffmann Town Manager)

14. QUASI JUDICIAL PUBLIC HEARINGS

Town Commission Regular Meeting Agenda
Tuesday, September 10, 2013

- a. [Setback Variance Application for 4324 North Ocean Drive \(Linda Connors Town Planner\)](#)
- b. [Setback Variance Application for 112 Commercial Boulevard \(Linda Connors Town Planner\)](#)
- c. [Quasi-Judicial Request Pursuant to Section 30-56, of the Town's Code Ordinances for Conditional Use Approval for Paid Private Parking in the B-1 Zoning District \(2 Commercial Boulevard\) \(Linda Connors Town Planner\)](#)
- d. [Quasi-Judicial Request Pursuant to Section 30-56, of the Town's Code Ordinances for Conditional Use Approval for Paid Private Parking in the B-1 Zoning District \(216 Commercial Boulevard\) \(Linda Connors Town Planner\)](#)

15. [COMMISSIONER COMMENTS](#)

16. [OLD BUSINESS](#)

- a. [Setting Solid Waste Collection Rates for October 1, 2013 \(Tony Bryan Finance Director\)](#)

17. [NEW BUSINESS](#)

- a. [Grand Openings for Streetscape Business Owners \(Pat Himmelberger Assistant to the Town Manager\)](#)
- b. [Commission Meeting Dates for November, December and January \(Connie Hoffmann Town Manager\)](#)
- c. [Construction Extension Request for 3261 Fiesta Way \(Linda Connors Town Planner\)](#)
- d. [Discussion of Restaurant Parking Exemption Program and Long-Term Parking Study \(Mark Brown Commissioner\)](#)
- e. [Application for Relief of Code Enforcement Lien at 3270 Spanish River Road \(Linda Connors Town Planner and Tuchette Torres Code Officer\)](#)

18. [ADJOURNMENT](#)

19. **FUTURE REGULAR COMMISSION AGENDA ITEMS**

Town Commission Regular Meeting Agenda Tuesday, September 10, 2013

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 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. 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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