



**CITY OF LIGHTHOUSE POINT, FLORIDA**  
**REGULAR CITY COMMISSION MEETING MINUTES**  
**October 24, 2017 – 6:30 P.M.**

The City Commission meeting was held in Fletcher Hall located at 2200 N.E. 38 Street, Lighthouse Point, Florida 33064.

**Invocation**

Invocation was given by Pastor Gabe Wright, Trinity United Methodist Church

**Call to Order**

Commission President Johnson called the regular City Commission meeting for the City of Lighthouse Point, Florida, to order at 6:30 p.m.

**Pledge to the Flag**

**Roll Call**

Mayor Glenn Troast  
Commission President Sandy Johnson  
Commission Vice President Jason D. Joffe  
Commissioner Michael S. Long  
Commissioner Earl Maucker  
Commissioner Kyle Van Buskirk  
City Administrator John D. Lavisky  
City Attorney Michael D. Cirullo, Jr.

City Clerk Jennifer M. Oh  
Finance Director Frank DiPaolo - absent  
Asst. Fire Chief Shawn Gilmartin  
Library Director Christy Keyes - absent  
Police Chief Ross Licata  
Recreation Director Becky Lysengen  
Public Works Director Charles Schramm

**Proclamation – Women in Distress**

**Approval of Minutes**

A **motion** to approve the City Commission Minutes of the Workshop of October 10, 2017 was made by Commissioner Joffe, seconded by Commissioner Maucker, and CARRIED 5:0 as follows:  
Yes: Commissioners Joffe, Long, Maucker, Van Buskirk and Johnson

Mayor Troast asked for an amendment under Department Reports. He asked that his comment regarding citing boats in side yards beginning on November 1<sup>st</sup> be added to his report.

A **motion** to approve the City Commission Minutes of the Regular Meeting of October 10, 2017 as amended was made by Commissioner Long, seconded by Commissioner Maucker, and CARRIED 5:0 as follows:  
Yes: Commissioners Joffe, Long, Maucker, Van Buskirk and Johnson

**Treasurer's Report**

City Administrator Lavisky read the Treasurer's Report for the period ending October 24, 2017.

## **Public Comments and Requests Regarding Agenda Items**

Commission President Johnson announced that there would be time for public comment regarding boat parking when the item is presented.

Everett Marshall, resident, asked why the City Commission was reacting to an ordinance on timeframes on placement of garbage. He said the City should be proactive instead of reactive.

Leo Bentz, resident, provided a letter that he prepared regarding boat parking, terms of office and the fence ordinance.

George Kassis, resident, recommended that term limits be included with the election discussion item.

## **Reports of City Administration**

### **Department Reports**

### **Reports of City Attorney**

## **Reports of Standing Committees**

<b>Boards:</b> Next Meetings:	Planning & Zoning – November 7, 2017
	Code Enforcement – November 21, 2017
	Community Appearance – November 16, 2017
	Special Magistrate – November 8, 2017
	Marine Advisory – November 2, 2017

## **Unfinished Business:**

1. Discussion and possible direction on boat parking regulations.
---

Consensus of the City Commission was that this discussion item was only for boats in side yards and that permitting boats in driveways was not an issue and would not be considered. The current City Code does allow for boats in side yards. The concern is the height at which the boat can be seen above a fence or hedge.

Lighthouse Point residents Chris Williams, Marc Blanchenay, Leo Bentz, John Elliott, Randy Selman, Dave Rouchard, Raymond Lovell, Joe Potter, Jeff Graham, and Brett Aleshire discussed boat parking in side yards. They explained that Lighthouse Point is a boating community and boats have always been parked in side yards. There was a recommendation about using the current Code to accommodate small boat owners. They suggested that if the City Commission is going to change the current Code, to make a simple revision by providing options for screening boats in side yards. Suggestions were made about not being as restrictive with boats being “fully screened,” but “screened” from view. They were not in favor of permitting storage in the front of houses. They asked the City Commission to be lenient regarding boat storage in side yards, and to consider modifying the height restriction of hedges and/or fences by one or two feet.

Lighthouse Point residents Randy Selman, Steve Nouss, George Kassis, Nick Sagorello (not a resident, but a property owner), were not in favor of changing the current Code. Commission President Johnson read an email from Jan Nouss, resident, who is not in favor of changing the current ordinance.

Discussion ensued among the City Commission, and included: increasing hedge and/or fence heights, being open to a compromise regarding boat parking in side yards, enforcing the current code, creative landscaping, and accommodating smaller boats.

Commissioner Long provided a drawing to confirm the location of changes to hedge heights, which resembled an enclosed "U." The ordinance will include a change to the maximum allowable height of hedges on dry lots as follows: may be erected and maintained along the rear lot line, on or between the rear lot line and the front building setback line, as well as from the front setback line to the main residential structure parallel to the front of the residential structure, to a maximum height of not more than 8' from normal ground level. Creative methods will be discussed for screening boats from the front view.

Consensus of the City Commission was for City Attorney Cirullo to prepare an ordinance for first reading at the November 14<sup>th</sup> City Commission Meeting. It will then go to the Planning and Zoning Board for a public hearing and recommendation on December 5<sup>th</sup>, and will come back to the City Commission for second and final reading on December 12<sup>th</sup>.

Code Enforcement will not cite any boats in side yards just over 8' during this time. The intent is to allow an 8' hedge. So if a hedge is installed, the City would like to encourage people to get to that point. Code Enforcement will start speaking to residents with larger boats where the height of the boat is well over 8'.

2. Discussion and possible direction on Charter Amendments relating to election of Mayor and City Commissioners.
--

Commissioner Joffe proposed moving terms to four years; two or three consecutive four-year staggered terms, and then cycling off for a term before being able to run again.

Lengthy discussion ensued and City Commissioners discussed the following: most other municipalities do not have term limits, aspiring to become mayor, encouraging new growth, qualified candidates who would not be allowed on the ballot, incumbency, the value of wisdom, the City Commission needing balance, twelve years being enough time to build institutional knowledge, encouraging open seats, longevity to serve on county committees, that every election can be viewed as a new term limit, and opposing extending terms if terms limits are not approved.

Additional discussion followed about moving the election cycle from March to November and included the following: political parties getting involved in elections, municipal items are placed last on the ballot, a 30% drop off of local voting in national elections in November, cost savings for moving to November, too much emotion involved in national elections, more people voting in November.

A **motion** to direct City Attorney Cirullo to prepare an ordinance for referendum on the November 2018 election to move the election cycle from March to November, was made by Commissioner Joffe, seconded by Commissioner Van Buskirk, and FAILED 3:2 as follows:

Yes: Commissioners Joffe and Van Buskirk

No: Commissioners Long, Maucker, and Johnson

A **motion** to direct City Attorney Cirullo to prepare an ordinance for referendum on the November 2018 election to extend the terms of office for Mayor and City Commissioners to four (4) years, to establish term limits of three consecutive four-year terms with a cycle taken off in between, with no credit for years served, and both items passing together, was made by Commissioner Joffe, seconded by Commissioner Van Buskirk, and FAILED 3:2 as follows:

Yes: Commissioners Joffe and Van Buskirk

No: Commissioners Long, Maucker, and Johnson

**New Business:** None

**Ordinances:**

3. Second reading and public hearing of an ordinance to enact a moratorium until February 28, 2018, on the issuance of building permits or development orders for the installation of or siting of any wireless communication facilities, micro wireless facilities and small wireless facilities in the public rights-of-way within the City. Advertised in the Sun Sentinel on October 14, 2017.

A **motion** to read the title of the ordinance was made by Commissioner Joffe, seconded by Commissioner Van Buskirk, and CARRIED unanimously. City Attorney Cirullo read the title of the ordinance.

The public hearing was opened. No one having come forward, the public hearing was then closed.

A **motion** to approve the ordinance to enact a moratorium until February 28, 2018, on the issuance of building permits or development orders for the installation of or siting of any wireless communications facilities, micro wireless facilities and small wireless facilities in the public rights-of-way within the City on second and final reading was made by Commissioner Van Buskirk, seconded by Commissioner Long, and CARRIED 5:0 as follows:

Yes: Commissioners Joffe, Long, Maucker, Van Buskirk, and Johnson

The ordinance on second and final reading carries the following title:

**ORDINANCE NO. 2017 – 0952**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, ESTABLISHING A MORATORIUM UNTIL FEBRUARY 28, 2018 ON THE ISSUANCE OF BUILDING PERMITS, OR DEVELOPMENT ORDERS FOR THE INSTALLATION OF OR SITING OF ANY WIRELESS COMMUNICATIONS FACILITY, AS DEFINED UNDER SECTION 365.172, FLORIDA STATUTES, AND MICRO WIRELESS FACILITIES AND SMALL WIRELESS FACILITIES AS DEFINED IN CHAPTER 2017-42, LAWS OF FLORIDA, IN ANY PUBLIC RIGHTS-OF-WAY OR IN ANY LOCATION WITHIN THE CITY OF LIGHTHOUSE POINT, FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE**

4. Second reading and public hearing of an ordinance to provide for an adjustment of the maximum height of fences, walls, and hedges on waterfront and non-waterfront lots to accommodate FEMA requirements. Advertised in the Sun Sentinel on October 14, 2017.

A **motion** to read the title of the ordinance was made by Commissioner Long, seconded by Commissioner Van Buskirk, and CARRIED unanimously. City Attorney Cirullo read the title of the ordinance.

The public hearing was opened. No one having come forward, the public hearing was then closed.

A **motion** to approve the ordinance to provide for an adjustment of the maximum height of fences, walls, and hedges on waterfront and non-waterfront lots to accommodate FEMA requirements on second and final reading was made by Commissioner Maucker, seconded by Commissioner Van Buskirk, and CARRIED 5:0 as follows:

Yes: Commissioners Joffe, Maucker, Van Buskirk, and Johnson

The ordinance on second and final reading carries the following title:

**ORDINANCE NO. 2017 – 0953**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, AMENDING CHAPTER 42, “LAND DEVELOPMENT CODE”, ARTICLE IV, “ZONING”, DIVISION 5, “SUPPLEMENTAL REGULATIONS AND REQUIREMENTS FOR SPECIFIC USES”, SECTION 42-372, “POOLS, TERRACES, HOT TUBS AND SPAS”, SECTION 42-376, “WALLS, FENCES, HEDGES IN NONWATERFRONT RESIDENTIAL LOTS”, AND SECTION 42-377, “WALLS, FENCES, HEDGES AND PATIOS ON WATERFRONT RESIDENTIAL LOTS”, OF THE CITY OF LIGHTHOUSE POINT CODE OF ORDINANCES TO PROVIDE FOR ADJUSTMENT TO THE MAXIMUM HEIGHT OF POOL FENCES AND FENCES ON WATERFRONT AND NONWATERFRONT RESIDENTIAL LOTS TO ACCOMMODATE FEDERAL EMERGENCY MANAGEMENT AGENCY (“FEMA”) REQUIREMENTS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.**

5. Second reading and public hearing of an ordinance regarding the removal of illegal signs from public right-of-ways. Advertised in the Sun Sentinel on October 14, 2017.

A **motion** to read the title of the ordinance was made by Commissioner Joffe, seconded by Commissioner Maucker, and CARRIED unanimously. City Attorney Cirullo read the title of the ordinance.

The public hearing was opened. No one having come forward, the public hearing was then closed.

A **motion** to approve the ordinance regarding the removal of illegal signs from public right-of-ways on second and final reading was made by Commissioner Long, seconded by Commissioner Joffe, and CARRIED 5:0 as follows:

Yes: Commissioners Joffe, Long, Maucker, Van Buskirk, and Johnson

The ordinance on second and final reading carries the following title:

**ORDINANCE NO. 2017 – 0954**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, RELATING TO TEMPORARY SIGNS; AMENDING CHAPTER 42, ENTITLED “LAND DEVELOPMENT CODE”, ARTICLE V, ENTITLED “SIGNS” TO SECTION 42-486(C) OF THE CITY’S CODE OF ORDINANCES AND AMEND SECTION 42-541 TO CLARIFY THE AUTHORITY OF THE CITY TO REMOVE ILLEGAL SIGNS FROM PUBLIC RIGHT-OF-WAYS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

6. First reading of an ordinance on timeframes for placement of garbage, trash and recycling for pickup.

A **motion** to read the title of the ordinance was made by Commissioner Long, seconded by Commissioner Maucker, and CARRIED unanimously. City Attorney Cirullo read the title of the ordinance.

Three amendments were requested: Page 1, 1<sup>st</sup> sentence, under Section 74-36 (a) shall read: "Owners and residents shall place garbage, trash, or special trash..." 2<sup>nd</sup> sentence shall read as follows: "Residents shall not place garbage, trash, or special trash..."

(b) "Owners and residents shall not place recyclable materials, garbage, trash, or special trash, other than vegetative matter landscaping, or recycling,..."

A **motion** to approve the ordinance on timeframes for placement of garbage, trash and recycling for pickup as amended on first reading was made by Commissioner Maucker, seconded by Commissioner Long, and CARRIED 5:0 as follows:

Yes: Commissioners Joffe, Long, Maucker, Van Buskirk, and Johnson

The ordinance on first reading carries the following title:

**ORDINANCE NO. 2017 – 0955**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, AMENDING CHAPTER 74, ENTITLED "SOLID WASTE", ARTICLE II, ENTITLED "COLLECTION AND DISPOSAL" TO AMEND SECTION 74-36, ENTITLED "PLACEMENT FOR PICKUP OF TRASH" OF THE CITY'S CODE OF ORDINANCES TO PROVIDE PERMITTED TIMEFRAMES FOR THE PLACEMENT OF GARBAGE, TRASH AND SPECIAL TRASH, AND RECYCLING, FOR PICKUP; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Resolutions:**

7. Resolution approving Life and Long-Term Disability Insurance Coverage for City Employees Effective November 1, 2017.

A **motion** to read the title of the resolution was made by Commissioner Long, seconded by Commissioner Van Buskirk, and CARRIED unanimously. City Attorney Cirullo read the title of the resolution.

A **motion** to approve the resolution approving Life and Long-Term Disability Insurance Coverage for City Employees Effective November 1, 2017 was made by Commissioner Van Buskirk, seconded by Commissioner Maucker, and CARRIED 5:0 as follows:

Yes: Commissioners Joffe, Long, Maucker, Van Buskirk, and Johnson

The resolution as adopted carries the following title:

**RESOLUTION NO. 2017 - 2161**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA SELECTING THE HARTFORD AS ITS PROVIDER OF LIFE, ACCIDENTAL DEATH AND DISMEMBERMENT, AND LONG TERM DISABILITY INSURANCE; AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF LIGHTHOUSE POINT AND THE HARTFORD, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE NECESSARY POLICY DOCUMENTS, AND PROVIDING FOR AN EFFECTIVE DATE.**

**8. Walk-on Item - Resolution opposing Charter Amendment**

A **motion** to read the title of the resolution was made by Commissioner Joffe, seconded by Commissioner Maucker, and CARRIED unanimously. City Attorney Cirullo read the title of the resolution.

A **motion** to approve the resolution opposing the Charter Amendment was made by Commissioner Long, seconded by Commissioner Maucker, and CARRIED 5:0 as follows:  
Yes: Commissioners Joffe, Long, Maucker, Van Buskirk, and Johnson

The resolution as adopted carries the following title:

**RESOLUTION NO. 2017 - 2162**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, OPPOSING ANY AMENDMENT TO THE BROWARD COUNTY CHARTER WHICH WOULD PREEMPT OR LIMIT A MUNICIPALITY'S LEGAL ABILITY TO REGULATE THE LOCATION OF PUBLIC BUILDINGS, STRUCTURES OR APPURTENANCES, INCLUDING COUNTY FACILITIES, WITHIN ITS MUNICIPAL BOUNDARIES; PROVIDING FOR DISTRIBUTION OF THIS RESOLUTION TO THE BOARD OF COUNTY COMMISSIONERS FOR BROWARD COUNTY AND THE BROWARD COUNTY CHARTER REVIEW COMMISSION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Public Comments and Requests from the Floor:**

George Kassis, resident, thanked the Mayor for including the add-on item, and for addressing electrical issues related to Hurricane Irma. He also wanted it to be on the record that he would like term limits to be placed as a referendum on the ballot.

Suzanne Citere, resident, said that it should be up to the residents to decide whether or not to have term limits.

Everett Marshall, resident, said that the City of Lighthouse Point does not have a democratic process.

Jennifer Laurence, resident, discussed a resident at 2760 NE 53<sup>rd</sup> Street who is "living off the grid." She also believes the election issues should go to the voters.

Matt Donoghue, resident, discussed term limits. He also asked if there was a code for plywood covering windows. He will email the address in question to the Mayor.

Leo Bentz, resident, asked who was going to enforce the codes that were just approved, and asked why code officers aren't enforcing the current code.

**Communications:**

Commissioner Long said that there was no code regarding when shutters or plywood should be removed after a storm. City Administrator Lavisky said that the Florida Building Code requires adequate egress from a house. The Building Official can enforce this code. Commissioner Van Buskirk added that there is a danger of only having one exit and entrance into a house when shutters are covering windows. City Commissioners would like further discussion on the topic to see if they would like to implement a new code for the removal of shutters, however, enforcement could be an issue.

Commissioner Maucker spoke of the discussion on term limits. He said that the dynamics in municipal government are different and that there are disadvantages to term limits in municipal government. He added that everyone is entitled to their opinion and asked that those opinions be respected.

Commissioner Joffe thanked the Mayor and City Commissioners for the discussion tonight, and said that he heard points that he had not thought of. He also asked if the Re-Use Water Project was going to be starting soon. Mayor Troast said that the work will begin in the Marina Area, and that Public Works Director Schramm would provide an update at the next City Commission Meeting. Commissioner Joffe also asked about post-storm cleanup in the canals. Mayor Troast confirmed that a Canal Pal is all we have to clean up the canals, and that some residents and landscapers are not being responsible with yard waste being put in canals.

Public Works Director announced that the second pass for post-storm debris has been completed.

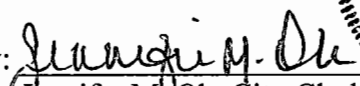
Mayor Troast said that the Public Works and Recreation Directors are working on their lists that were discussed at the October 10<sup>th</sup> Workshop. He also said that he and City Administrator Lavisky will be having a discussion with Code Enforcement about being proactive. Mayor Troast and City Administrator Lavisky met with representatives of the Venetian Isles Shopping Center and they discussed redevelopment of the shopping center, and that they are considering two different locations for the post office. Mayor Troast thanked everyone for the discussion tonight and for how respectful everyone was.

Commissioner Long reminded everyone that the annual Halloween Event is Thursday from 6:00 p.m. to 8:00 p.m. at Dan Witt Park.

Mayor Troast announced that tonight is his daughter's birthday and he wished her a Happy Birthday!


**Adjournment:** There being no further business the meeting was adjourned at 9:38 p.m.

ATTESTED

By:   
Jennifer M. Oh, City Clerk



APPROVED

By:   
Sandy Johnson, Commission President