



CITY OF LAKE WORTH

7 North Dixie Highway · Lake Worth, Florida 33460 · Phone: 561-586-1600 · Fax: 561-586-1750

**AGENDA
CITY OF LAKE WORTH
CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, FEBRUARY 11, 2014 - 6:00 PM**

1. **ROLL CALL:**
2. **INVOCATION:** Offered by Father Paul Rasmus of St. Andrew's Episcopal Church
3. **PLEDGE OF ALLEGIANCE:** Led by Commissioner Andy Amoroso
4. **AGENDA - Additions/Deletions/Reordering:**
5. **PRESENTATIONS:** (there is no public comment on Presentation items)
 - A. Update provided by the Community Redevelopment Agency
 - B. Update provided by the Downtown Jewel Neighborhood Association
6. **COMMISSION LIAISON REPORTS AND COMMENTS:**
7. **PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA:**
8. **APPROVAL OF MINUTES:**
 - A. City Commission Meeting - January 28, 2014
 - B. City Commission Special Meeting - February 4, 2014
9. **CONSENT AGENDA:** (public comment allowed during Public Participation of Non-Agendaed Items)
 - A. Resolution No. 07-2014 - set the general election ballot
 - B. Agreement with LHoist North America of Alabama, LLC for quicklime services
10. **PUBLIC HEARINGS:**
 - A. Ordinance No. 2014-07 - Second Reading and Public Hearing - amend the City Tree Board to provide for the election of its officers

Agenda Date: February 11, 2014 Regular Meeting

11. UNFINISHED BUSINESS:

12. NEW BUSINESS:

- A. Variance agreement with Charles Maccarone and Sherry Weinschenk to allow brick pavers on a driveway and City right-of-way at 2607 Georgia Lane

13. LAKE WORTH ELECTRIC UTILITY:

A. PRESENTATION: (There is no public comment on Presentation items)

- 1) Update on the electric utility system

B. CONSENT AGENDA: (public comment allowed during Public Participation of Non-Agendaed Items)

C. PUBLIC HEARING:

D. NEW BUSINESS:

- 1) Renew the annual membership to the Florida Municipal Electric Association for Fiscal Year 2014

14. CITY ATTORNEY'S REPORT:

15. CITY MANAGER'S REPORT:

- A. March 4, 2014 draft Commission agenda

16. ADJOURNMENT:

If a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. (F.S. 286.0105)

NOTE:ONE OR MORE MEMBERS OF ANY BOARD, AUTHORITY OR COMMISSION MAY ATTEND AND SPEAK AT ANY MEETING OF ANOTHER CITY BOARD, AUTHORITY OR COMMISSION.



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AGENDA DATE: February 11, 2014, Regular Meeting

DEPARTMENT: City Clerk

EXECUTIVE BRIEF

TITLE:

Community Redevelopment Agency update

SUMMARY:

Joan Oliva, Executive Director, will update the Commission on activities that have taken place over the past several months.

BACKGROUND AND JUSTIFICATION:

The Agency members are responsible for formulating and implementing projects that are consistent with the Lake Worth Redevelopment Plan to assist in revitalizing and redeveloping portions of the City of Lake Worth. The members serve four-year terms. The last update provided by the Community Redevelopment Agency was on April 3, 2012.

MOTION:

Not applicable

ATTACHMENT(S):

Fiscal Impact Analysis – not applicable



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AGENDA DATE: February 11, 2014, Regular Meeting

DEPARTMENT: City Clerk

EXECUTIVE BRIEF

TITLE:

Update provided by the Downtown Jewel Neighborhood Association

SUMMARY:

Mr. Jon Faust, Downtown Jewel Neighborhood Association President, will advise the Commission on activities in the neighborhoods.

BACKGROUND AND JUSTIFICATION:

At the City Commission meeting on July 20, 2010, the City Commission requested that all neighborhood associations provide an update. The last update from the Downtown Jewel Neighborhood Association was on February 19, 2013.

MOTION:

Not applicable

ATTACHMENT(S):

Fiscal Impact Analysis – not applicable



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AGENDA DATE: February 11, 2014, Regular Meeting

DEPARTMENT: City Clerk

EXECUTIVE BRIEF

TITLE:

Resolution No. 07-2014 - set the general election ballot

SUMMARY:

The Resolution sets the general election ballot for March 11, 2014.

BACKGROUND AND JUSTIFICATION:

In accordance with Article II Section 22 of the Code of Ordinances, the setting of the election ballot for city elections shall be done by resolution of the City Commission. Because the qualifying period for candidates to be on the ballot does not end until noon on February 11, 2014, the resolution setting the ballot will be provided to the City Commission prior to the meeting but not included in the backup material.

MOTION:

I move to approve/not approve Resolution No. 07-2014.

ATTACHMENT(S):

Fiscal Impact Analysis

Resolution – to be provided prior to the meeting

FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures	0	0	0	0	0
Operating Expenditures	25,825	0	0	0	0
External Revenues	0	0	0	0	0
Program Income	0	0	0	0	0
In-kind Match	50	0	0	0	0
Net Fiscal Impact	25,825	0	0	0	0

No. of Addn'l Full-Time Employee Positions	0	0	0	0	0
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B. Recommended Sources of Funds/Summary of Fiscal Impact:

Funding for the election is from accounts 001-1030-511-13-10 (Other Salaries/Part Time), 001-1030-511-49-10 (Other Current Charges /Obligations /Advertising) and 001-1030-511-49-50 (Other Current Charges/Obligations/Elections)

City Clerk		Municipal General Elections			
Account Number (s)	Account Description (s)	FY 2014 Budget	Current Balance	Agenda Expenses	Remaining Balance
001-1030-511-13-10	Other Salaries/ Part Time	28,000	22,970	(9,000)	13,970
001-1030-511-49-10	Other Current Charges/Advertising	3,196	2,000	(1,800)	400
001-1030-511-49-50	Other Current Charges/Elections	18,075	18,025	(15,025)	3,000

C. Department Fiscal Review: pjl



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AGENDA DATE: February 11, 2014 Regular Meeting

DEPARTMENT: Water/Sewer Utilities

EXECUTIVE BRIEF

TITLE:

Agreement with LHoist North America of Alabama, LLC for quicklime services

SUMMARY:

The Agreement with LHoist North America of Alabama LLC, under a cooperative purchasing contract, will allow for the continued and uninterrupted delivery of Bulk Quicklime for the Water Treatment Plant.

BACKGROUND AND JUSTIFICATION:

The City is a member of a local cooperative purchasing effort, which includes the Cities of Delray Beach, Boynton Beach, Riviera Beach, West Palm Beach, the Village of Wellington and other local municipalities. As a member of this purchasing cooperative, the City is able to leverage its purchasing power with its neighboring utilities to provide for the acquisition of a critical chemical, at a price point that would be otherwise unattainable.

Quicklime is a necessary chemical which, when added to the raw water supply, precipitates the coagulation process necessary to remove hardness, color and iron content, as well as other contaminants. The approval of this purchase order will provide for the continued and uninterrupted delivery of Bulk Quicklime to the Water Treatment Plant.

The City of Boynton Beach bid the purchase under bid number 009-2821-13/JMA in November 2012. LHoist North America of Alabama, LLC was the lowest responsive bidder. Based on the cost effectiveness of this contract, it is recommended the City purchase this critical chemical from LHoist North America of Alabama, LLC for 2013 for an amount not to exceed \$126,000.00.

MOTION:

I move to approve/disapprove an Agreement with LHoist North America of Alabama, LLC, for bulk quicklime for an amount not to exceed \$126,000.00.

Attachments

- 1) Fiscal Analysis
- 2) Annual Supply of Quicklime 2012 Final Bid Document (Boynton Beach)
- 3) Bid Tabulation
- 4) Co-operative Bid Agreement 2014

FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact

Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures	0	0	0	0	0
Operating Expenditures	\$126,000	\$126,000	\$126,000	\$126,000	\$126,000
External Revenues	0	0	0	0	0
Program Income	0	0	0	0	0
In-Kind Match	0	0	0	0	0
Net Fiscal Impact	\$126,000	\$126,000	\$126,000	\$126,000	\$126,000

B. Recommended Source of Funds/Summary of Fiscal Impact

The purchase of the quicklime is included as part of the annual budget for the Water Fund. If approved, this purchase will be made from the Water Treatment - chemical account #402-7022-533.52-30.

Utilities/Water Production							
Account Number	Account Description	Project #	FY 2014 Original Budget	Amended Budget	Current Balance	Agenda Item Expenditures	Remaining Balance
402-7022-533.52-30	Water Treatment Chemicals	N/A	\$719,580	\$599,580	\$268,271	\$126,000	\$142,271

C. Fiscal Review:

Larry Johnson – Director
Monica Morandi –Engineer
Clyde Johnson - Finance



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AGENDA DATE: February 11, 2014, Regular Meeting

DEPARTMENT: City Clerk

EXECUTIVE BRIEF

TITLE:

Ordinance No. 2014-07 – Second Reading and Public Hearing – amend the City Tree Board to provide for the election of its officers

SUMMARY:

The Ordinance adds a provision to elect a Chairperson, Vice Chairperson, and Secretary from its members for a term of one calendar year.

BACKGROUND AND JUSTIFICATION:

Between 1990 and 1998, the City Tree Board had a provision in the Code to elect a Chairperson and Vice Chairperson for a term of one calendar year at the first meeting in January. On April 7, 1998, the City Commission adopted Ordinance No. 98-11 amending Section 2-83 *Members, terms and vacancies* in its entirety and changed the membership composition and term of office. This amendment also deleted the provision for electing its officers. This Ordinance will add a provision to elect its officers for a specified term.

This issue was discussed at the October 16, 2013, City Tree Board. The members support this ordinance with the recommendation that it be presented to the City Commission after January in order to allow their newly appointed Chairperson an opportunity to serve longer than three months.

MOTION:

I move to approve/not approve Ordinance No. 2014-07 on second reading.

ATTACHMENT(S):

Fiscal Impact Analysis – not applicable
Ordinance



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AGENDA DATE: February 11, 2014, Regular Meeting

DEPARTMENT: Public Services

EXECUTIVE BRIEF

TITLE:

Variance agreement with Charles Maccarone and Sherry Weinschenk to allow brick pavers on a driveway and City right-of-way at 2607 Georgia Lane

SUMMARY:

The Agreement will allow for the encroachment of brick pavers in the right-of-way and protect the City from any liability should anything happen within the right-of-way.

BACKGROUND AND JUSTIFICATION:

Charles Maccarone and Sherry Weinschenk wish to install Chicago brick pavers in their driveway and into the City's right-of-way. According to the City's Code, Section 19-26(d) all driveway approaches and walkways are to be constructed of six inch concrete unless a variance stating otherwise is allowed by the Building Official. Based on the requirements, Public Services Staff does not recommend approval of pavers because it is not financially beneficial to the City due to the required maintenance over the life of the paver section.

On February 3, 2014, the Building Official authorized the variance; however, in order to protect the City from any liability or if the City needed to remove the pavers for any reason, a Variance Agreement will hold the City harmless for having to replace the pavers in the right-of-way. Upon completion of any improvements in the right-of-way, the City would repair the right-of-way with concrete or the pavers could be reinstalled at the owner's expense.

MOTION:

I move to approve/not approve a Variance Agreement with Charles Maccarone and Sherry Weinschenk on property located at 2607 Georgia Lane.

ATTACHMENT(S):

Fiscal Impact Analysis – not applicable
Agreement



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AGENDA DATE: February 11, 2014, Regular Meeting

DEPARTMENT: Electric Utilities

EXECUTIVE BRIEF

TITLE:

Renew the annual membership to the Florida Municipal Electric Association for Fiscal Year 2014

SUMMARY:

The Membership will allow the City to have legal, legislative, and regulatory representation that provides the ability to impact the outcome of important decisions that directly impact electric utility customers.

BACKGROUND AND JUSTIFICATION:

The Florida Municipal Electric Association (FMEA) represents the unified interests of 34 public power communities across Florida. FMEA is affiliated with and works closely with the American Public Power Association (APPA) on regulatory issues facing the electric industry. Together, FMEA staff and municipal utility members work to protect public power's legislative, regulatory and operational interests in Tallahassee and Washington, D.C. The FMEA members represent 14% of Florida's market share of the electric utility industry.

Participation in membership of the FMEA benefits the City through the following committees:

- **Legislative and Regulatory:** This committee meets on an as-needed basis and oversees the legislative and regulatory activities that affect the electric industry. Staff receives emails and updates that track legislative issues facing not only the electric industry nationwide, but also local initiatives that may have wider reaching consequences. FMEA provides the avenue to communicate with legislators as well as the Public Service Commission. Through diligent efforts and coordination by FMEA staff, member cities are afforded the opportunity to testify before the PSC on items that can directly affect customers.
- **Member Services:** This committee meets once a year to discuss activities of the FMEA to ensure that services provided meet the needs of member cities. It is through this participation that members can request information-gathering services, which the FMEA staff oversees – writing, distributing, and compiling survey information. In addition to programmed services, FMEA staff is readily available to assist member cities. Lake Worth has benefited in the last year with communication training, PSC reporting, franchise agreement direction, and energy conservation information.
- **Safety and Training:** This committee meets quarterly and consists of member city representatives charged with safely operating their utility. This group coordinates training classes and the annual Lineman's Rodeo.
- **Engineering and Operations:** This committee meets once per year and includes representatives from member cities whose job responsibilities include transmission, distribution, generation, and fuels.

- Customer Connections Committee: Meets three times per year and offers participants the opportunity to interface with other utilities concerning customer service, key accounts, energy conservation, demand side management, and public relations.
- Mutual Aid: FMEA provides staff members that are available 24 hours per day, 7 days per week pre- and post-disaster events. They provide assistance scheduling and mobilizing work crews, equipment, and supplies. In addition, they are the City's liaison with the State Emergency Operation Center, the Office of the Governor, and State legislators.

This item has been reviewed by the Electric Utility Advisory Board on January 15, 2014, and recommended for approval.

MOTION:

I move to approve/ disapprove payment of the Fiscal Year 2014 annual membership to the Florida Municipal Electric Association at a cost of \$33,345.

ATTACHMENT(S):

Fiscal Impact Analysis
FMEA Invoice

FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures	0	0	0	0	0
Operating Expenditures	\$33,345	0	0	0	0
External Revenues	0	0	0	0	0
Program Income	0	0	0	0	0
In-kind Match	0	0	0	0	0
Net Fiscal Impact	\$33,345	0	0	0	0

No. of Addn'l Full-Time Employee Positions	0	0	0	0	0
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B. Recommended Sources of Funds/Summary of Fiscal Impact:

Account Number	Account Description	Project #	FY 2014 Budget	Current Balance	Agenda Item Expenditures	Remaining Balance
	Utilities-Electric					
401-6010-531.54-00	Book, Pubs, Subsc & Membership	N/A	\$35,475	\$35,475	\$33,345	\$2,130

C. Department Fiscal Review: _____

Clay Lindstrom, Electric Utility Director