

**MINUTES
CITY OF LAKE WORTH
SPECIAL MEETING OF THE CITY COMMISSION
SEPTEMBER 9, 2014 – 6:00 PM**

The meeting was called to order by Mayor Triolo on the above date at 6:02 PM in the City Commission Chamber located at City Hall, 7 North Dixie Highway, Lake Worth, Florida.

1. ROLL CALL:

Present were Mayor Pam Triolo; Vice Mayor Scott Maxwell; and Commissioners Christopher McVoy, Andy Amoroso, and John Szerdi. Also present were City Manager Michael Bornstein, City Attorney Glen Torcivia, and City Clerk Pamela Lopez.

2. INVOCATION:

The invocation was offered by City Manager Bornstein.

Mayor Triolo asked for a moment of silence in memory and honor of John Tsakon, former co-owner of Benny's on the Beach Restaurant.

3. PLEDGE OF ALLEGIANCE:

The pledge of allegiance was led by Commissioner Christopher McVoy.

1. AGENDA - Additions/Deletions/Reordering:

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to waive the rules to:

- (Delete Consent Agenda, Item F) Resolution No. 51-2014 – establish the rates and charges for the City sub-regional sewer utility;
- (Delete Consent Agenda, Item I) Resolution No. 54-2014 – declare intent to abandon the ingress and egress access interest and schedule the public hearing date for September 23, 2014; and
- Approve the agenda as amended.

Vote: Voice vote showed: AYES: Mayor Triolo; Vice Mayor Maxwell; and Commissioners McVoy, Amoroso, and Szerdi. NAYS: None.

2. PRESENTATIONS:

A. Update provided by the City Library Board

Sam Goodstein, Board Member, provided an update on the Library Trust Fund balance, Library's budget, cost/user breakdown for Fiscal Year 2014,

Library activities, use of Library resources, and Friends of the Library grant.

B. Update provided by Mango Groves Neighborhood Association

Greg Rice, President, displayed pictures of cottages in Mango Groves and provided an update on the Mango Groves Neighborhood Association's activities and goals.

3. COMMISSION LIAISON REPORTS AND COMMENTS:

Commissioner McVoy: commented that the Commission heard a lot of voters' experiences about the August 26, 2014, referendum election during a special meeting held on September 5, 2014; however, did not hear from the public about the General Obligation Bonds debt. It was important to recognize that a lot of voters turned out to vote. There was a need to commit to hearing about a plan that had wide-spread support. He supported reaching out to the community and asking for their input. He asked for a time and mechanism to start the process of finding a better way to finance the projects included in Lake Worth 2020. He commented that he received requests for traffic calming and asked if it could be elevated to help the community.

Vice Mayor Maxwell: said he had the opportunity to attend a meeting in Boynton Beach with elected officials to discuss sober houses. In Lake Worth, there were an inordinate amount of sober homes. He commented that there was a lot of insurance abuse through these types of business models. There was a fear that people being treated were not getting the help they thought. The brainstorming meeting was about tightening regulation or creating a mechanism to prevent abuse so that the services were provided. He said there was not a high awareness of the sober house issues and many operators were hiding behind the Americans with Disability Act and Fair Housing regulations.

Commissioner Szerdi: said he was the Commission's liaison with the Neighborhood Association Presidents Council, they met last weekend, and he had an opportunity to listen to what was happening in the neighborhoods. The Front Porch celebrated their first anniversary on September 5, 2014. He announced that College Park Neighborhood Association set up a neighborhood crime watch, which was challenging for other neighborhood associations to start. He said he wanted to encourage other neighborhood associations to start their crime watch. He announced Commissioner Amoroso's beach cleanup event was held and that he was getting money together to purchase pressure cleaning washers to clean the City's sidewalks.

Commissioner Amoroso: announced that there were over 130 volunteers at

the beach cleanup event last weekend; Evenings on the Avenue began on September 5, 2014; and he attended a new fire truck dedication at Station 91 today. He said Congresswoman Frankel held her regional meeting at Lake Worth's City Hall to provide updates to her constituents on September 3, 2014.

Mayor Triolo said she was disappointed that the Palms West Chamber of Commerce cancelled the Triathlon event in Lake Worth. She said she wanted to have discussion with the Chamber of Commerce about other events. She thanked Vice Mayor Maxwell and Commissioner Szerdi for being with her at Evenings on the Avenue on September 5, 2014, when they were all doused with ice-bucket water. She thanked everyone for attending Evenings on the Avenue.

4. **PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA:**

The following individuals spoke on various issues; however, they did not write anything on their comment cards: Peter Timm, Loretta Sharpe, Bob Lepa, Mary Lindsey, and Peggy Fisher.

The following individual spoke on an issue written on her comment card:

Sarah Parr said she supported the community pool, but was disheartened by the people who used it. She offered to help publicize the pool by offering pool discounted rates to members of her Zoo Health Club.

Comment/request summaries:

1. Commissioner Amoroso suggested the Leisure Services Director contact Ms. Parr to discuss her option.
2. Mayor Triolo commented that it was her job, as Mayor and Chairperson of Commission meetings, to listen to and have discussion at public meetings that stuck to the subject matter. Also for the Commission to do their homework on agenda items prior to meetings. The special Commission meeting held on September 5, 2014, had one item, which was to discuss the election process and disenfranchisement of voters. Anyone could listen to the audio and watch the video of that meeting on the City's website.
3. Commissioner Szerdi commented that he supported revisiting the City's infrastructure. There was factual data available on the condition of the City's roads and much information was available for the public to review. He supported contributing to the flag project along Dixie Highway for the Veterans Day Parade.

4. Mayor Triolo encouraged everyone to visit her facebook page and watch a short video about the City's infrastructure issue and need to come together as a community.

5. PUBLIC HEARINGS:

A. Resolution No. 44-2014 – First Public Hearing – establish the Fiscal Year 2014-15 tentative general City millage rate and schedule the second public hearing date for September 23, 2014

Mayor Triolo announced that the purpose of this meeting was to convene the public hearing on the Fiscal Year 2014-2015 proposed millage rate and adjusted tentative budget as required by Chapters 166 and 200 Florida Statutes and was advertised in the Truth-in-Millage (TRIM) notices sent to property owners by the County Property Appraiser. She announced that if anyone was present for the purpose of contesting their property value assessment, a petition for adjustment with the Value Adjustment Board should be filed by September 15, 2014. She advised that there were a number of actions relating to the adoption of the proposed millage rate and budget on the agenda. She announced the final public hearing on the millage and budget would be held at 6:00 PM on September 23, 2014.

City Attorney Torcivia provided an overview of the TRIM legislation.

City Manager Bornstein announced that one of the requirements of the TRIM legislation was to provide information about why a proposed millage rate could be higher than the rolled back millage rate. He said the proposed tentative millage adopted by the City in July for TRIM purposes was 5.4945 mills, which was a 9.459% increase over the rolled back rate of 5.0197. He announced that the millage proposed to fund the Fiscal Year 2014-2015 budget was the same as last year's 5.4945 mills and that the current year proposed aggregate millage rate would generate approximately \$527,571 more than the rolled back millage rate would have.

Barbara Hiller, Assistant Finance Director, explained the expenditures in the proposed budget totaled \$167,230,535 for all City funds. The proposed budget contained program changes relating to City operations that would help push forward economic recovery. She provided highlights of the proposed budget and explained programs and changes to the Electric and Water/Sewer Utility Departments, Refuse and Stormwater Collections, and Parking Rates. She provided information on the City-wide General Fund revenues and expenditures by category, General Fund expenditures versus revenues, pension contribution, budgeted versus actual use by Fund Balance, and General Fund controllable versus non-controllable costs.

City Manager Bornstein said the budget overview was presented to the Commission and public over the budget work session process. He explained the roll-back rate.

Mayor Triolo announced that it was time for public comment on both the millage and budget.

Loretta Sharpe said she did not think any city in Palm Beach County took a beating like Lake Worth, rolling back the millage rate was frivolous, and she supported increasing the millage rate.

City Attorney Torcivia did not read the following resolution by title only:

RESOLUTION NO. 44-2014 OF THE CITY OF LAKE WORTH, FLORIDA, A MUNICIPAL CORPORATION OF THE STATE OF FLORIDA; LEVYING MUNICIPAL TAXES ON ALL TAXABLE PROPERTY WITHIN THE CITY OF LAKE WORTH, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014 AND ENDING SEPTEMBER 30, 2015; REPEALING ALL RESOLUTIONS AND ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR THE EFFECTIVE DATE THEREOF.

Commissioner Amoroso left the meeting at 7:25 PM and returned at 7:27 PM.

Action: Motion made by Commissioner Szerdi and seconded by Commissioner Amoroso to approve Resolution No. 44-2014 which adopted a tentative operating millage of 5.4945 for the 2014-2015 Fiscal Year and schedule the second public hearing date for 6:00 PM on September 23, 2014.

Vote: Voice vote showed: AYES: Mayor Triolo; Vice Mayor Maxwell; and Commissioners McVoy, Amoroso, and Szerdi. NAYS: None.

B. Resolution No. 45-2014 – First Public Hearing – adopt the Fiscal Year 2014-15 proposed City budget and schedule the second public hearing date for September 23, 2014

City Attorney Torcivia did not read the following resolution by title only:

RESOLUTION NO. 45-2014, A GENERAL APPROPRIATION RESOLUTION OF THE CITY OF LAKE WORTH, A MUNICIPAL CORPORATION OF THE STATE OF FLORIDA, MAKING SEPARATE AND SEVERAL APPROPRIATIONS FOR ITS NECESSARY OPERATING EXPENSES, THE USES AND EXPENSES OF THE VARIOUS FUNDS AND DEPARTMENTS OF THE CITY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014 AND ENDING SEPTEMBER 30, 2015; PROVIDING FOR THE EFFECTIVE DATE THEREOF.

Action: Motion made by Commissioner Szerdi and seconded by Vice Mayor Maxwell to approve Resolution No. 45-2014 on first public hearing to adopt the proposed Fiscal Year 2014-2015 annual operating budget of the City of Lake Worth and schedule the second public hearing date at 6:00 PM on September 23, 2014.

Vote: Voice vote showed: AYES: Mayor Triolo, Vice Mayor Maxwell, and Commissioners McVoy and Szerdi. NAYS: Commissioner Amoroso.

Mayor Triolo recessed the meeting at 7:39 PM and reconvened at 7:54 PM.

C. Ordinance No. 2014-22 – Second Reading and Second Public Hearing – amend LDRs

William Waters, Community Sustainability Director, explained that the ordinance was amended on first reading regarding parking which was incorporated into the ordinance presented tonight. Other than the amendment, he said the ordinance was the same as presented on first reading.

City Attorney Torcivia read the following ordinance by title only:

ORDINANCE NO. 2014-22 OF THE CITY COMMISSION OF LAKE WORTH, FLORIDA, AMENDING CHAPTER 23 LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES TO ADOPT MINOR REVISIONS TO THE CITY LAND DEVELOPMENT REGULATIONS BY AMENDING ARTICLE 1 GENERAL PROVISIONS, DIVISION 2, SECTION 23.1-12 DEFINITIONS; ARTICLE 2, DIVISION 1, SECTION 23.2-4 DEPARTMENT FOR COMMUNITY SUSTAINABILITY; ARTICLE 2, DIVISION 1, SECTION 23.2-6 SITE PLAN REVIEW COMMITTEE; ARTICLE 2, DIVISION 1 SECTION 23.2-9, SUMMARY ILLUSTRATIVE AUTHORITY; ARTICLE 2, DIVISION 2, SECTION 2-13 STAFF REVIEW; ARTICLE 2, DIVISION 2, SECTION 2.2-16 QUASI-JUDICIAL PROCEDURES; ARTICLE 2, DIVISION 3, SECTION 23.2-28 ADMINISTRATIVE ADJUSTMENTS/ADMINISTRATIVE USE PERMITS; ARTICLE 2, DIVISION 3, SECTION 23.2-29 CONDITIONAL USE PERMITS; ARTICLE 2, DIVISION 3, SECTION 23.2-30 SITE PLAN REVIEW; ARTICLE 3, DIVISION 1, SECTION 23.3-6 PERMITTED USE TABLE; ARTICLE 3, DIVISION 1, SECTION 23.3-13 MU-E-MIXED USE DISTRICT; ARTICLE 3, DIVISION 1, SECTION 23.3-18 MU-W MIXED USE-WEST DISTRICT; ARTICLE 3, DIVISION 1, SECTION 23.3-19 TOD-E TRANSIT ORIENTED DEVELOPMENT-EAST; ARTICLE 3, DIVISION 1, SECTION 23.3-20 TOD-W TRANSIT ORIENTED DEVELOPMENT-WEST; ARTICLE 3, DIVISION 1, SECTION 23.3-30 FEC CORRIDOR OVERLAY; ARTICLE 4, SECTION 23.4-10 OFF-STREET PARKING; CHAPTER 23, ARTICLE 5, SECTION

23.4-13, MEDIUM AND HIGH INTENSITY CONDITIONAL USES; ARTICLE 5, SECTION 23.5-1 SIGNS; ARTICLE 5, SECTION 23.5-3 NONCONFORMITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT, CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE.

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Szerdi to approve Ordinance No. 2014-22 on second reading.

Mayor Triolo announced that it was time for public comment. No one from the public commented.

Vote: Voice vote showed: AYES: Mayor Triolo; Vice Mayor Maxwell; and Commissioners McVoy, Amoroso, and Szerdi. NAYS: None.

D. Ordinance No. 2014-23 – Second Reading and Public Hearing – establish candidate qualifying fee by resolution

City Attorney Torcivia read the following ordinance by title only:

ORDINANCE NO. 2014-23 OF THE CITY OF LAKE WORTH, FLORIDA, AMENDING CHAPTER 2, ADMINISTRATION; ARTICLE II, ELECTIONS OF THE CODE OF ORDINANCES TO AMEND SECTION 2-14.1, "CANDIDATE QUALIFYING PERIOD"; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

Action: Motion made by Commissioner McVoy and seconded by Commissioner Amoroso to approve Ordinance No. 2014-23 on second reading.

Mayor Triolo announced that it was time for public comment. No one from the public commented.

Vote: Voice vote showed: AYES: Mayor Triolo; Vice Mayor Maxwell; and Commissioners McVoy, Amoroso, and Szerdi. NAYS: None.

6. APPROVAL OF MINUTES:

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Szerdi to approve the following minutes as submitted:

A. City Commission Budget Work Session – August 12, 2014

B. City Commission Meeting – August 19, 2014

C. City Commission Budget Work Session – August 25, 2014

Vote: Voice vote showed: AYES: Mayor Triolo; Vice Mayor Maxwell; and Commissioners McVoy, Amoroso, and Szerdi. NAYS: None.

Comment/request summary:

1. Commissioner Szerdi requested discussion on adjusting candidate's qualifying period.

4. **CONSENT AGENDA:**

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Szerdi to approve the Consent Agenda, less Items F and I.

A. Resolution No. 46-2014 – submit an application for FY 2014-2015 State Aid to Libraries funding

City Attorney Torcivia did not read the following resolution by title only:

RESOLUTION NO. 46-2014 OF THE CITY OF LAKE WORTH, FLORIDA, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE FLORIDA DEPARTMENT OF STATE, DIVISION OF LIBRARY AND INFORMATION SERVICES FOR GRANT FUNDS PROVIDED THROUGH THE STATE AID TO LIBRARIES PROGRAM IN THE ESTIMATED AMOUNT OF \$20,195; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

B. Resolution No. 47-2014 – establish the Fiscal Year 2015 fee and charges for City general government

City Attorney Torcivia did not read the following resolution by title only:

RESOLUTION NO. 47-2014 OF THE CITY OF LAKE WORTH, FLORIDA, ESTABLISHING REASONABLE FEES FOR CITY SERVICES AND OTHER CHARGES FOR THE 2014-2015 FISCAL YEAR, AND PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.

C. Resolution No. 48-2014 – establish the Fiscal Year 2015 rates and charges for the City electric utility

City Attorney Torcivia did not read the following resolution by title only:

RESOLUTION NO. 48-2014 OF THE CITY OF LAKE WORTH, FLORIDA, PROVIDING FOR RATES, FEES AND CHARGES, AND REGULATIONS FOR ALL ELECTRICITY SOLD BY THE CITY OF LAKE WORTH FLORIDA FOR USE OF ELECTRIC LIGHT AND POWER SYSTEM; ADJUSTING

THE GENERAL SERVICE AND ENERGY CHARGE RATES; REPEALING ALL RESOLUTIONS IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

D. Resolution No. 49-2014 – refuse collection special assessment

City Attorney Torcivia did not read the following resolution by title only:

RESOLUTION NO. 49-2014 OF THE CITY OF LAKE WORTH, FLORIDA, RELATING TO THE PROVISION OF SOLID WASTE SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF LAKE WORTH, FLORIDA; IMPOSING SOLID WASTE SERVICE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE CITY; APPROVING THE RATE OF ASSESSMENT; CONFIRMING, APPROVING AND ADOPTING THE SOLID WASTE ASSESSMENT ROLL FOR FISCAL YEAR 2014-15; PROVIDING FOR COLLECTION OF THE ASSESSMENTS PURSUANT TO THE UNIFORM COLLECTION METHOD AND PROVIDING AN EFFECTIVE DATE.

E. Resolution No. 50-2014 – stormwater special assessment

City Attorney Torcivia did not read the following resolution by title only:

RESOLUTION NO. 50-2014 OF THE CITY OF LAKE WORTH, FLORIDA, RELATING TO THE PROVISION OF STORMWATER SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF LAKE WORTH, FLORIDA; IMPOSING STORMWATER SERVICE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE CITY; APPROVING THE RATE OF ASSESSMENT; CONFIRMING, APPROVING AND ADOPTING THE STORMWATER ASSESSMENT ROLL FOR FISCAL YEAR 2014-2015; PROVIDING FOR COLLECTION OF THE ASSESSMENTS PURSUANT TO THE UNIFORM COLLECTION METHOD AND PROVIDING AN EFFECTIVE DATE.

F. (Deleted) Resolution No. 51-2014 – establish the rates and charges for the City sub-regional sewer utility

The following resolution was deleted from the agenda:

RESOLUTION NO. 51-2014 OF THE CITY OF LAKE WORTH, FLORIDA, PROVIDING FOR RATES, FEES AND CHARGES FOR USE OF THE REGIONAL SEWAGE DISPOSAL SYSTEM OF THE CITY OF LAKE WORTH; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING RESOLUTIONS OR CONFLICTING PARTS OF RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

G. Resolution No. 52-2014 – establish the Fiscal Year 2015 rates and charges for the City local sewer utility

City Attorney Torcivia did not read the following resolution by title only:

RESOLUTION NO. 52-2014 OF THE CITY OF LAKE WORTH, FLORIDA, PROVIDING FOR RATES, FEES AND CHARGES FOR USE OF SEWAGE DISPOSAL SYSTEM OF THE CITY OF LAKE WORTH; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING RESOLUTIONS OR PARTS OF RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

H. Resolution No. 53-2014 – establish the Fiscal Year 2015 rates and charges for the City water utility

City Attorney Torcivia did not read the following resolution by title only:

RESOLUTION NO. 53-2014 OF THE CITY OF LAKE WORTH, FLORIDA, PROVIDING FOR WATER SYSTEM RATES AND CHARGES; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL ALL RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

I. (Deleted) Resolution No. 54-2014 – declare intent to abandon the ingress and egress access interest and schedule the public hearing date for September 23, 2014

The following resolution was deleted from the agenda:

RESOLUTION NO. 54-2014 OF THE CITY OF LAKE WORTH, FLORIDA, DECLARING THE INTENTION OF THE CITY COMMISSION TO CONSIDER THE ABANDONMENT OF THE INGRESS AND EGRESS INTEREST IN A 50 FOOT EASEMENT RESERVED FROM THE CONVEYANCE OF TRACT NO. 1 ACCORDING TO THE MODEL LAND COMPANY'S SUBDIVISION OF SECTION 20, TOWNSHIP 44 SOUTH, RANGE 43 EAST, PALM BEACH COUNT FLORIDA, AS RECORDED IN PLAT BOOK 5 PAGE 79 OF PALM BEACH COUNTY PUBLIC RECORDS AND BY WARRANTY DEEDS RECORDED AT ORB 2235 PAGE 1014 AND ORB 2771 PAGE 732 IN THE PUBLIC RECORDS OF PALM BEACH COUNTY; SETTING A PUBLIC HEARING TO HEAR AND CONSIDER OBJECTIONS TO AND PROTESTS AGAINST THE PROPOSED ABANDONMENT; PROVIDING AN EFFECTIVE DATE.

J. Amendment No. 6 to an agreement with Hy-Byrd Inspection Services for plans review and inspections during Fiscal Year 2015

- K. Change Order No. 1 with B&B Underground Contractors for additional road work in the 14th and 15th Avenues North, North F Street, and Crestwood Blvd. Watermain Project**
- L. Settlement Agreement and General Release between Crystal Investments, Inc. et al and the City of Lake Worth**
- M. Lease Agreement with Palm Beach County Community Services Department/Community Action Program for use of the Osborne Community Center**
- N. Renew Health, Life, Short Term Disability and Vision/Dental coverage for Fiscal Year 2014-2015**

Vote: Voice vote showed: AYES: Mayor Triolo; Vice Mayor Maxwell; and Commissioners McVoy, Amoroso, and Szerdi. NAYS: None.

5. UNFINISHED BUSINESS:

There were no Unfinished Business items on the agenda.

6. NEW BUSINESS:

A. Adopt the Fiscal Year 2015 Capital Improvement Plan

Commissioner Amoroso left the meeting at 8:03 PM.

Barbara Hiller, Assistant Finance Director, explained that the 5-Year Capital Improvements Plan (CIP) was the City's blueprint for changes to the infrastructure of both the City and City government. This plan would help guide the departments in implementing the Commission's vision for the City's future. The CIP contained capital projects requested by Information Technology, Public Services, Utility Electric, and Utility Water and Sewer Departments.

Commissioner Amoroso returned to the meeting at 8:07 PM.

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Szerdi to approve the adoption of the Fiscal Year 2015-2019 Capital Improvement program, subject to changes based on the Fiscal Year 2014-2015 annual budget adoption on September 23, 2014.

Mayor Triolo announced that this was the time for public comment. No one from the public commented.

Vote: Voice vote showed: AYES: Mayor Triolo, Vice Mayor Maxwell, and Commissioners Amoroso and Szerdi. NAYS: Commissioner McVoy.

B. Ordinance No. 2014-24 – First Reading – designate the restricted/committed/assigned fund balances for Fiscal Year 2014 in accordance with GASB 54 and schedule the public hearing date for September 23, 2014

City Attorney Torcivia read the following ordinance by title only:

ORDINANCE NO. 2014-24 OF THE CITY OF LAKE WORTH, FLORIDA, ESTABLISHING COMMITTED FUND BALANCES; DESIGNATING THE CITY MANAGER TO ASSIGN FUND BALANCES IN ACCORDANCE WITH THE CITY OF LAKE WORTH CODE; AND PROVIDING FOR THE EFFECTIVE DATE.

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Szerdi to approve Ordinance No. 2014-24 on first reading to designate the Committed Fund Balances for Fiscal Year 2014 in accordance with GASB 54 and schedule the public hearing date for September 23, 2014.

Mayor Triolo announced that this was the time for public comment. No one from the public commented.

Vote: Voice vote showed: AYES: Mayor Triolo; Vice Mayor Maxwell; and Commissioners McVoy, Amoroso, and Szerdi. NAYS: None.

7. LAKE WORTH ELECTRIC UTILITY:

A. PRESENTATION:

1) Update on the electric utility system

Clayton Lindstrom, Electric Utility Director, did not provide an update.

B. CONSENT AGENDA:

There were no Lake Worth Electric Utility Consent Agenda items on the agenda.

C. PUBLIC HEARING:

There were no Lake Worth Electric Utility Public Hearing items on the agenda.

D. NEW BUSINESS:

There were no Lake Worth Electric Utility New Business items on the agenda.

14. CITY ATTORNEY'S REPORT:

City Attorney Torcivia provided the following report and update regarding the August 26, 2014, referendum election:

- Announced that he was in communication with the County Supervisor of Elections regarding his request for public records and photographing Provisional Ballots. He explained that the Primary Election was surrounded by use of Provisional Ballots.
- He cited the technological problems experienced, voters being turned away and not allowed to vote, Sunshine Law and the Canvassing Board, if Provisional Ballots were placed in locked boxes, proper training of pollworkers, pollworkers directing voters how to vote, and the location and accessibility of polling places. He said he would continue to do research.
- He reported that the County Supervisor of Elections' attorney said he would look into improper behavior of the pollworkers.
- He reported that he had asked the County Supervisor of Elections to explain their \$400 cost for public records and that, as of 4 PM today, he had not yet received an answer.

Comment/request summaries:

1. Commissioner McVoy commented that there was concern from the voters about the Oasis Health and Rehabilitation Center polling location, the number of issues at that location, and requested the Supervisor of Elections be asked to post signs at the former Shuffleboard Courts polling location.
2. Mayor Triolo commented that there was a Commissioner lacking in making his advisory board appointments. She commented that there was a need to address options when a Commissioner did not appoint members.

City Clerk Lopez responded that the advisory board appointment process had no provision regarding what could be done when a Commissioner did not make his or her advisory board appointments.

3. Commissioner Amoroso requested a copy of the Palms West Chamber of Commerce contract because it was holding back the City's ability to use Sheriff's Office deputies for events.

City Manager Bornstein replied that he would schedule discussion regarding the Chamber of Commerce and billing at the next Commission meeting.

15. CITY MANAGER'S REPORT

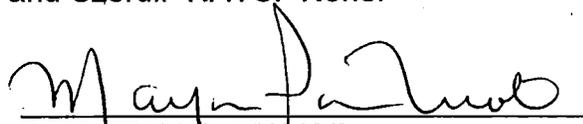
A. September 23, 2014 – draft Commission agenda

City Manager Bornstein did not provide a report.

16. ADJOURNMENT:

Action: Motion made by Commissioner Szerdi and seconded by Commissioner Amoroso to adjourn the meeting at 8:28 PM.

Vote: Voice vote showed: AYES: Mayor Triolo; Vice Mayor Maxwell; and Commissioners McVoy, Amoroso, and Szerdi. NAYS: None.


PAM TRIOLO, MAYOR

ATTEST:


PAMELA J. LOPEZ, CITY CLERK



Minutes Approved: September 23, 2014

A digital audio recording of this meeting will be available in the Office of the City Clerk.