



## CITY OF LAKE WORTH

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**ACTION AGENDA**  
**CITY OF LAKE WORTH**  
**CITY COMMISSION MEETING**  
**CITY HALL COMMISSION CHAMBER**  
**TUESDAY, OCTOBER 07, 2014 - 6:00 PM**

1. **ROLL CALL:** Vice Mayor Maxwell, Commissioners Amoroso, McVoy and Szerdi were present. Mayor Triolo was absent.
2. **INVOCATION:** Offered by Father Paul Rasmus, St. Andrew's Episcopal Church
3. **PLEDGE OF ALLEGIANCE:** Led by Vice Mayor Scott Maxwell

4. **AGENDA - Additions/Deletions/Reordering:**

**Action:** Motion made by Commissioner Szerdi and seconded by Commissioner McVoy to waive the rules to:

- Add to New Business, Item B – Resolution No. 63-2014 – request a meeting of the Palm Beach County Canvassing Board;
- Reorder Consent Agenda, Item E to New Business as Item C; Resolution No. 60-2014 – Amendment 002 to the CDBG Interlocal Agreement for the 7<sup>th</sup> Avenue South roadway improvements project; and
- Approve the agenda as amended.

**Vote:** Motion approved, 4-0

5. **PRESENTATIONS:** (there is no public comment on Presentation items)

A. Update provided by the Vernon Heights Neighborhood Association

B. Update provided by the Board of Trustees Firefighters' Pension Trust Fund

6. **COMMISSION LIAISON REPORTS AND COMMENTS:**

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

8. **APPROVAL OF MINUTES:**

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

**Vote:** Motion approved, 4-0

A. Special City Commission Meeting - September 23, 2014

**9. CONSENT AGENDA:** (public comment allowed during Public Participation of Non-Agendaed items)

**Action:** Motion made by Commissioner Amoroso and seconded by Commissioner Szerdi to approve the Consent Agenda, less Item E.

**Vote:** Motion approved, 4-0

- A. Resolution No. 56-2014 - restatement of Resolution Nos. 18-2008 and 70-2013 to provide a clearer method of stating these Utility (Water/Sewer/Electric) fees and deposit requirements
- B. Resolution No. 57-2014 - restatement of Resolution No. 48-2014 to provide a clearer method of stating the Fiscal Year 2014/15 electric rate fees
- C. Resolution No. 58-2014 - Amendment 001 to the CDBG Interlocal Agreement for the 9th Avenue South greenway improvements project
- D. Resolution No. 59-2014 - Amendment 001 to the CDBG Interlocal Agreement for the 10th Avenue South roadway improvements project
- E. (Reordered to New Business, Item C) Resolution No. 60-2014 - Amendment 002 to the CDBG Interlocal Agreement for the 7th Avenue South roadway improvements project
- F. Resolution No. 61-2014 - Amendment 002 to the CDBG Interlocal Agreement for the 5th Avenue North greenway improvements project
- G. Resolution No. 62-2014 - appoint City representatives to the Metropolitan Planning Organization's Technical Advisory Committee (TAC)
- H. Change Order No. 1 with All Webbs Enterprises, Inc for additional work on the Rehabilitation of Surficial Aquifer Well 9R project
- I. Agreement with Sulphuric Acid Trading Company Inc. to purchase water treatment chemicals
- J. Agreement with Harcros Chemicals to purchase caustic soda

**10. PUBLIC HEARINGS:**

- A. Ordinance No. 2014-25 - Second Reading and Public Hearing - exempt the City from the Uniform Municipal Election Act

**Action:** Motion made by Commissioner Amoroso and seconded by Commissioner Szerdi to approve Ordinance No. 2014-25

**Vote:** Motion approved, 4-0

- B. Ordinance No. 2014-26 - Second Reading and Public Hearing - amend the candidate qualifying filing period

**Action:** Motion made by Commissioner Amoroso and seconded by Commissioner Szerdi to approve Ordinance No. 2014-26

**Vote:** Motion approved, 3-1 (Commissioner McVoy dissenting)

- C. Ordinance No. 2014-27 - Second Reading and Public Hearing - amend the Oath of Candidate form

**Action:** Motion made by Commissioner Amoroso and seconded by Commissioner McVoy to approve Ordinance No. 2014-27

**Vote:** Motion approved, 4-0

## **11. UNFINISHED BUSINESS:**

- A. Appoint an elected official to the evaluation committee for the Beach Complex Invitation to Negotiate (ITN #14-211)

**Action:** Motion made by Commissioner Amoroso to nominate himself.  
Motion died for lack of a second.

**Action:** Motion made by Commissioner McVoy to nominate himself.  
Motion died for lack of a second.

Vice Mayor Maxwell passed the gavel to Vice Mayor Pro Tem Amoroso.

**Action:** Motion made by Vice Mayor Maxwell and seconded by Commissioner Szerdi to nominate and appoint Commissioner Amoroso.

**Vote:** Motion approved, 4-0

Vice Mayor Maxwell resumed the gavel.

## **12. NEW BUSINESS:**

- A. Settlement Agreement and General Release between Street Outdoor, LLC, et al and the City

**Action:** Motion made by Commissioner Amoroso and seconded by Commissioner McVoy to approve the Settlement Agreement and General Release between Street Outdoor, et al., and the City of Lake Worth.

**Vote:** Motion approved, 4-0

- B. (Added) Resolution No. 63-2014 – request a meeting of the Palm Beach County Canvassing Board

**Action:** Motion made by Commissioner Amoroso and seconded by Commissioner Szerdi to approve Resolution No. 63-2014.

**Vote:** Motion approved, 4-0

- C. (Formerly Consent Agenda, Item E) Resolution No. 60-2014 - Amendment 002 to the CDBG Interlocal Agreement for the 7th Avenue South roadway improvements project.

Commissioner Amoroso left the meeting at 7:23 PM and returned at 7:25 PM.

**Action:** Motion made by Commissioner Szerdi and seconded by Commissioner Amoroso to approve Resolution No. 60-2014. Commissioners Szerdi and Amoroso subsequently withdrew their motion and second.

**Action:** Motion made by Commissioner Amoroso to table Resolution No. 60-2014 to a time uncertain. No second on the motion was required. No vote was taken.

**13. LAKE WORTH ELECTRIC UTILITY:**

- A. **PRESENTATION:** (there is no public comment on Presentation items)

- 1) Update on the electric utility system

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

- B. **CONSENT AGENDA:** (public comment allowed during Public Participation of Non-Agenda items)

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 announced his desire for advice concerning pending litigations in the case of Townhomes of Pineapple Ridge at Lake Worth, LLC versus City of Lake Worth during a closed door attorney/client session at 4:15 PM on October 21, 2014.

**15. CITY MANAGER'S REPORT:**

- A. October 21, 2014 Draft Commission Agenda

City Manager Bornstein did not provide a report.

**16. ADJOURNMENT: The meeting was adjourned at 8:06 PM.**

Agenda Date: October 7, 2014, Regular Meeting

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.