



## 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, NOVEMBER 04, 2014 - 6:00 PM**

1. **ROLL CALL:**
2. **INVOCATION:** Pastor Tony Cato, New Hope Baptist Church
3. **PLEDGE OF ALLEGIANCE:** Led by Commissioner John Szerdi
4. **AGENDA - Additions/Deletions/Reordering:**
5. **PRESENTATIONS:** (there is no public comment on Presentation items)
  - A. Update provided by the South Palm Park Neighborhood Association
6. **COMMISSION LIAISON REPORTS AND COMMENTS:**
7. **PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA:**
8. **APPROVAL OF MINUTES:**
  - A. Joint City Commission/Electric Utility Advisory Board Work Session - October 14, 2014
  - B. City Commission Meeting - October 21, 2014
9. **CONSENT AGENDA:** (public comment allowed during Public Participation of Non-Agendaed items)
  - A. Resolution No. 66-2014 - Fiscal Year 2015 second budget amendment
  - B. Resolution No. 67-2014 - support the County's continued membership in the Treasure Coast Regional Planning Council
  - C. Resolution No. 68-2014 - provide December 26, 2014, as an administrative day off
  - D. Finalize a Purchase Agreement with E-Z-Go Division of Textron, Inc. for 70 golf carts
  - E. Resolution No. 69-2014 - finalize and execute a Lease Purchase Agreement with TCF Equipment Finance to finance and purchase 70 golf carts

Agenda Date: November 4, 2014, Regular Meeting

- F. Contract with JMS Construction for Bryant Park boat ramp parking lot improvements
- G. Agreement with Uretek Holdings, Inc. for stormwater pipe repairs
- H. Agreement with E.C. Stokes Mechanical Contractor, Inc. to replace City Hall's air condition unit
- I. Agreement with Allied Universal Corporation for the purchase of sodium hypochlorite (bleach)
- J. Easement Agreement with Royal Building Group, LLC for access, drainage and utilities from Detroit Street to 1100 Boutwell Road

**10. PUBLIC HEARINGS:**

- A. Ordinance No. 2014-28 - Second Reading and Public Hearing - voluntary annexation of 2.3 acres of land located at 2269 2nd Avenue North
- B. Ordinance No. 2014-29 - Second Reading and Public Hearing - small scale future land use map amendment on property located at 2269 2nd Avenue North
- C. Ordinance No. 2014-30 - Second Reading and Public Hearing - rezone property located at 2269 2nd Avenue North
- D. Ordinance No. 2014-31 - Second Reading and Public Hearing - amend various sections in the Land Development Regulations
- E. Ordinance No. 2014-32 - Second Reading and Public Hearing - amend the advisory board members' appointment process
- F. Ordinance No. 2014-33 - Second Reading and Public Hearing - clarify violations and penalties of the previously adopted County Animal Regulation Ordinance
- G. Ordinance No. 2014-34 - Second Reading and Public Hearing - enact panhandling regulations to prohibit aggressive panhandling city-wide and in certain locations

**11. UNFINISHED BUSINESS:**

**12. NEW BUSINESS:**

- A. Designate a voting delegate and alternate voting delegate to the National League of Cities annual business meeting in Austin, Texas
- B. Legislative priorities for consideration during the State's 2015 Legislative Session

Agenda Date: November 4, 2014, Regular Meeting

**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:**

**14. CITY ATTORNEY'S REPORT:**

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

A. December 2, 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:** November 4, 2014, Regular Meeting

**DEPARTMENT:** City Clerk

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### **EXECUTIVE BRIEF**

**TITLE:**

Update provided by the South Palm Park Neighborhood Association

**SUMMARY:**

Ted Johnson, South Palm Park 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 South Palm Park Neighborhood Association was on October 1, 2013.

**MOTION:**

Not applicable

**ATTACHMENT(S):**

Fiscal Impact Analysis – not applicable



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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** Finance

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### **EXECUTIVE BRIEF**

**TITLE:**

Resolution No. 66-2014 - Fiscal Year 2015 second budget amendment

**SUMMARY:**

This Resolution will appropriate existing grant fund balance and Federal grant funds in order to provide current appropriations for carry forward grant projects.

**BACKGROUND AND JUSTIFICATION:**

On September 23, 2014, the City Commission adopted the Fiscal Year 2014/2015 budget which contained estimates for all expenditures. On October 21, 2014, the Commission approved the first budget amendment which carried forward appropriations for capital projects that were not completed prior to the end of the Fiscal Year 2013/2014 and a few operating expenditures.

The funds for these adjustments are available within the fund either through the use of available fund balance (based on the current unaudited Fiscal Year 2014 results of operations) or approved grant funds.

**MOTION:**

I move to approve/disapprove Resolution No. 66-2014 to amend the Fiscal Year 2015 budget.

**ATTACHMENT(S):**

Fiscal Impact Analysis – not applicable  
Resolution



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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** City Commission

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### **EXECUTIVE BRIEF**

**TITLE:**

Resolution No. 67-2014 – support the County’s continued membership in the Treasure Coast Regional Planning Council

**SUMMARY:**

This Resolution supports the Board of Directors of the Palm Beach County League of Cities, Inc.’s strong objection to recent action taken by the County Commission to withdraw from the Treasure Coast Regional Planning Council and request membership in the South Florida Regional Planning Council.

**BACKGROUND AND JUSTIFICATION:**

On October 7, 2014, the County Commission directed staff to research the steps necessary to move them to the South Florida Regional Planning Council and delete their membership in the Treasure Coast Regional Planning Council (TCRPC). The County had been a part of TCRPC since 1976.

On October 22, 2014, the Palm Beach County League of Cities Board of Directors approved a resolution requesting the County remain with the TCRPC. Additionally, they have asked every municipality to adopt a resolution supporting their position. They are also asking every municipality to reach out to their County Commissioner, especially Commissioners Vana, Taylor, Abrams, and/or Berger who were on the prevailing side and ask them to reconsider their vote and reverse their decision.

**MOTION:**

I move to approve/not approve Resolution No. 67-2014.

**ATTACHMENT(S):**

Fiscal Impact Analysis – not applicable  
Resolution



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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** City Attorney

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### **EXECUTIVE BRIEF**

**TITLE:**

Resolution No. 68-2014 – provide December 26, 2014 as an administrative day off

**SUMMARY:**

This Resolution will provide December 26, 2014 as an administrative day off for all City employees.

**BACKGROUND AND JUSTIFICATION:**

The City will be closed on December 24, 2014 and December 25, 2014 in recognition of the seasonal holidays. An administrative day off is being proposed for December 26, 2014 in order to recognize the service of all City employees over the 2014 calendar year. However, due to shift scheduling and other unique circumstances, accommodations may need to be made for some employees who will be required to work on December 26, 2014. The Human Resource Director is prepared to create guidelines for others to take advantage of the administrative day off at another time.

**MOTION:**

I move to approve/not approve Resolution No. 68-2014.

**ATTACHMENT(S):**

Fiscal Impact Analysis – not applicable  
Resolution



## CITY OF LAKE WORTH

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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** Leisure Services

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Finalize a Purchase Agreement with E-Z-Go Division of Textron, Inc. for 70 golf carts

#### **SUMMARY:**

This Agreement is for the purchase of 70 golf carts with trade-in value received for the City's current 70 golf carts.

#### **BACKGROUND AND JUSTIFICATION:**

**This is a companion item to Resolution No. 69-2014 approving the lease purchase agreement with TCF Financing.**

The Lake Worth Golf Cart fleet is nearing the end of its useful life. The fleet consist of seventy (70) golf carts that were purchased in 2010/2011. The current fleet is not dependable and suffers from issues ranging from bad batteries, broken body parts, broken hinges and several other mechanical issues which create serious operational problems. Because the issues vary from cart to cart it's been a daunting task for staff to try to keep the fleet operable throughout the year.

Golf course staff have researched various options and determined purchasing new carts is in the best interests of the City. Of the sources researched, staff found the purchase via E-Z-Go, a Division of Textron, Inc., offered the City many advantages including a competitive price; excellent quality; and, a maintenance program (with weekly mechanic visits). The warranty by E-Z-Go covers all major functioning parts including the battery charger. With a routine maintenance program in place, the City can expect a golf cart life expectancy of at least four years. Other local municipal golf courses that have used the Tucson, Arizona contract include:

- City of Lake Worth
- Palm Beach County Southwinds Golf Course
- Palm Beach County Okeeheliee Golf Course
- Palm Beach County Osprey Point Golf Course
- Palm Beach Gardens Municipal Golf Course
- Port St. Lucie Municipal Golf Course

The purchase is being proposed via a National IPA, national purchasing cooperative, contract (#130795) with E-Z-GO that was competitively bid by the City of Tucson, Arizona. In order to avoid paying the full purchase price this fiscal year (which is not budgeted for), E-Z-GO (as part of its National IPA contract) offers financing through a lease purchase agreement with TCF Equipment Finance for \$289,310. The lease purchase agreement is proposed as a 4 year lease. The first 23 months of the lease is covered by the City's proposed \$122,000 trade-in value for its existing 70 cart fleet (E-Z-Go will credit the City \$1,800 in trade-in value for 50 of our 2012 golf cars, and \$1,600 for 20 of our 2011 golf cars, which would give the City a total of \$122,000 in trade in value).

Thereafter, the City will be required to make monthly payments of \$4,848.20 for the next 25 months (the interest rate is 3.948% on the purchase price). At the end of the lease, there is a \$70,000 balloon payment, which the City can pay or use to net down the next purchase in four years.

Piggy-backing the National IPA contract is authorized under the City's Procurement Code. The lease purchase agreement is an option under the National IPA contract. Golf course staff and the City Attorney have been working with E-Z-GO and TCF Equipment Finance to finalize the purchase agreement and lease purchase agreement. At this time, negotiations on the business terms are complete; however, the City Attorney continues to work with both E-Z-GO and TCF Equipment Finance to finalize the documents. Since this is becoming a serious issue for the golf course and its operability, City staff is requesting approval of the business terms with execution to follow the City Attorney's approval of the documents. A copy of the Tucson, Arizona contract is available for inspection in the City Clerk's Office.

**MOTION:**

I move to approve/not approve the City Attorney's finalization of the purchase agreement with E-Z-Go, a Division of Textron, Inc., for the purchase of 70 new golf carts with trade-in value for the City's existing 70 golf carts and for the execution of the same by the Mayor and City Clerk.

**ATTACHMENT(S):**

Fiscal Impact – Not applicable  
Warranty Terms  
E-Z-Go Piggy-Back Agreement  
E-Z-Go Proposal



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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** Leisure Services

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### EXECUTIVE BRIEF

#### TITLE:

Resolution No. 69-2014 - finalize and execute a Lease Purchase Agreement with TCF Equipment Finance to finance and purchase 70 golf carts

#### SUMMARY:

This Resolution will approve the finalization and execution of a Lease Purchase Agreement for the financing and purchase 70 golf carts for \$289,310.

#### BACKGROUND AND JUSTIFICATION:

**This is a companion item to Consent Agenda, Item D approving the purchase agreement with E-Z-GO, a division of Textron, Inc.**

The Lake Worth Golf Cart fleet is nearing the end of its useful life. The fleet consist of seventy (70) golf carts that were purchased in 2010/2011. The current fleet is not dependable and suffers from issues ranging from bad batteries, broken body parts, broken hinges and several other mechanical issues which create serious operational problems. Because the issues vary from cart to cart it's been a daunting task for staff to try to keep the fleet operable throughout the year.

Golf course staff have researched various options and determined purchasing new carts is in the best interests of the City. Of the sources researched, staff found the purchase via E-Z-Go, a Division of Textron, Inc., offered the City many advantages including a competitive price; excellent quality; and, a maintenance program (with weekly mechanic visits). The warranty by E-Z-Go covers all major functioning parts including the battery charger. With a routine maintenance program in place, the City can expect a golf cart life expectancy of at least four years. Other local municipal golf courses that have used the Tucson, Arizona contract include:

- City of Lake Worth
- Palm Beach County Southwinds Golf Course
- Palm Beach County Okeehelie Golf Course
- Palm Beach County Osprey Point Golf Course
- Palm Beach Gardens Municipal Golf Course
- Port St. Lucie Municipal Golf Course

The purchase is being proposed via a National IPA, national purchasing cooperative, contract (#130795) with E-Z-GO that was competitively bid by the City of Tucson, Arizona. In order to avoid paying the full purchase price this fiscal year (which is not budgeted for), E-Z-GO (as part of its National IPA contract) offers financing through a lease purchase agreement with TCF Equipment Finance for \$289,310. The lease purchase agreement is proposed as a 4 year lease. The first 23 months of the lease is covered by the City's proposed \$122,000 trade-in value for its existing 70 cart fleet (E-Z-Go will credit the City \$1,800 in trade-in value for 50 of our 2012 golf cars, and \$1,600 for 20 of our 2011 golf cars, which would give the City a total of \$122,000 in trade in value). Thereafter, the City will be required to make monthly payments of \$4,848.20 for the next 25 months (the interest

rate is 3.948% on the purchase price). At the end of the lease, there is a \$70,000 balloon payment, which the City can pay or use to net down the next purchase in four years.

Piggy-backing the National IPA contract is authorized under the City's Procurement Code. The lease purchase agreement is an option under the National IPA contract. Golf course staff and the City Attorney have been working with E-Z-GO and TCF Equipment Finance to finalize the purchase agreement and lease purchase agreement. At this time, negotiations on the business terms are complete; however, the City Attorney continues to work with both E-Z-GO and TCF Equipment Finance to finalize the documents. Since this is becoming a serious issue for the golf course and its operability, City staff is requesting approval of the business terms with execution to follow the City Attorney's approval of the documents.

**MOTION:**

I move to approve/not approve Resolution No. 69-2014 approving finalization and execution of the Lease Purchase Agreement with TCF Equipment Finance for 70 new golf carts.

**ATTACHMENT(S):**

Fiscal Impact Analysis

Resolution including Lease Purchase Agreement

## **FISCAL IMPACT ANALYSIS**

### A. Five Year Summary of Fiscal Impact:

Fiscal Years	2015	2016	2017	2018	2019
Capital Expenditures	0	0	0	0	0
Operating Expenditures	0	\$4,848	\$58,178	\$58,178	\$74,848
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	0	4,848	58,178	58,178	78,848
No. of Addn'l Full-Time Employee Positions	0	0	0	0	0

### B. Recommended Sources of Funds/Summary of Fiscal Impact: Terms of the Lease

#### **48 Month Municipal Lease Program (CSC)-\$1000 balloon per car-**

Gross Sales Price- \$4133.00 per unit

Applying trade value to substitute for initial payments- \$1743.00 per unit

First 23 payments at \$0.00

Next 25 payments at \$69.26 per unit

Balloon Payment \$1000.00 per unit (estimated value of 4 yr old TXT48 currently \$1400-\$1600 per unit which would provide the City with a residual value of the cart of \$400-\$600 for future trade in)

Amounts will be budgeted in the Golf Fund during FY 15-16 through FY 18-19 for payments and subsequent years for re-leasing of new carts.

### C. Department Fiscal Review: \_\_\_SC\_\_\_\_\_



## CITY OF LAKE WORTH

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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** Public Services

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### EXECUTIVE BRIEF

#### TITLE:

Contract with JMS Construction for Bryant Park boat ramp parking lot

#### SUMMARY:

The Contract provides for paving and drainage improvements to the existing boat trailer parking lot in Bryant Park for a price of \$90,355 (which includes \$28,963 of a Florida Fish & Wildlife grant).

#### BACKGROUND AND JUSTIFICATION:

In response to an Invitation For Bid #14-134, the Selection Committee reviewed proposals received and found JMS Construction to be the lowest responsible bidder.

This project is divided into a base bid and 4 alternates. The base bid involves removing and replacing a section of asphalt pavement adjacent to the island containing the small covered pavilion (which currently retains a large quantity of water after rain events). The pavement will be re-graded and the curbing around the island modified to allow the runoff from the area to drain to the island. The island will also contain a drainage system consisting of two inlets and a length of exfiltration trench. The remainder of the boat trailer parking area will be milled and overlaid as part of the base bid. After milling and prior to overlaying, the cracks in the existing pavement will be sealed. Lastly, the wheel stops will be replaced and the pavement markings/stripping re-instated as part of the base bid. If funding allows, the project alternatives are as follows:

- Ø Alternate (1) involves the milling and overlaying of the car parking area to the north of the boat trailer parking. This alternate also includes the replacement of the wheel stops and striping in this area.
- Ø Alternate (2) involves the replacement of the existing asphalt path on the east side of the boat trailer parking area with a 6' wide concrete path.
- Ø Alternate (3) involves replacing some of the signs in the boat trailer parking area.
- Ø Alternate (4) involves replacing some of the signs in the parking area to the north of the boat trailer parking area.

Staff is seeking approval to proceed with the award of a contract to JMS Construction for the aforementioned parking lot project. Their winning base bid was \$69,849 and the City's total budget for this project is \$90,355 (which includes \$28,963 of a Florida Fish & Wildlife grant). Beyond the cost of the base bid, the remaining \$20,506 shall go towards engineering, material testing, and any alternatives that may be possible.

#### MOTION:

I move to approve/not approve a contract with JMS Construction for the improvements at the Bryant Park Boat Ramp parking lot in the amount of \$69,849 and an additional \$20,506 for engineering, testing, and alternatives.

#### ATTACHMENT(S):

Fiscal Impact Analysis

Invitation For Bid

Contract

Bryant Park Parking Lot Design – Bid Set

**FISCAL IMPACT ANALYSIS**

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2015	2016	2017	2018	2019
Capital Expenditures	90,355	0	0	0	0
Operating Expenditures	0	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	90,355	0	0	0	0
No. of Addn'l Full-Time Employee Positions	0	0	0	0	0

B. Recommended Sources of Funds/Summary of Fiscal Impact:

<b>Public Services</b>		Bryant Park Boat Ramp			
Account Number	Account Description	Project #	FY2015 Amended Budget	Expenditure for this item	Post Exp; Balance
180-9710-572.63-63	Grant Fund Parks & Recreation Improve Other than Build	FW1001	28,963	28,963	0
180-9700-572.63-63	City Funds		61,392	61,392	0

C. Department Fiscal Review: JB  
 Finance Fiscal Review: BJH



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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** Public Services

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Agreement with Uretek Holdings, Inc. for stormwater pipe repairs

#### **SUMMARY:**

The Agreement provides for shallow subsurface Polyurethane Injections to repair stormwater pipes at five locations for a total price of \$65,329.00.

#### **BACKGROUND AND JUSTIFICATION:**

In an effort to increase the effectiveness of the City's Stormwater Division, alternate means and methods for the repair of drainage failures is a necessity. Traditional methods of open cut repair with heavy equipment, road closures, and long term disruption to the quality of life of residents is becoming too costly.

Based upon the amount of drainage failures within the City's network, using a subsurface polyurethane injections method is minimally invasive to the roadway and can be completed in a day or less typically. The impact to pedestrians, bicyclists and vehicular traffic is minimal and there are no large pieces of heavy equipment or other impactful equipment.

Staff has identified the below five (5) locations in the City that are in need of repair and are in areas of high impact. The drainage failures at these locations have caused sinkholes and emergency asphalt patches were performed to ensure the safety of our residents and visitors. The cost to perform this method of repair has been found to be approximately 50% less than a typical open cut drainage repair and takes approximately 80% less time to complete. It is recommended that the City piggyback the Florida Department of Transportation's contract with Uretek Holdings.

The five (5) locations are as follows:

- 1) 10<sup>th</sup> Ave South and South N Street (2 locations)
- 2) 111 South Palmway
- 3) 318 North O Street
- 4) 6<sup>th</sup> Ave North and North Palmway

#### **MOTION:**

I move to approve / disapprove an agreement with Uretek Holdings, Inc.

#### **ATTACHMENT(S):**

Fiscal Impact Analysis

FDOT Agreement BDV76 – Shallow Subsurface Polyurethane Injection Services

Uretek Holdings – Unit Price Partnership Agreement (Proposal for 5 Locations)

**FISCAL IMPACT ANALYSIS**

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2015	2016	2017	2018	2019
Capital Expenditures	0	0	0	0	0
Operating Expenditures	65,329.00	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	65,329.00	0	0	0	0
No. of Addn'l Full-Time Employee Positions	0	0	0	0	0

B. Recommended Sources of Funds/Summary of Fiscal Impact:

Public Services						
Account Number	Account Description	FY2015 Budget	Project #	Pre Exp; Balance	Expenditure for this item	Post Exp; Balance
408-5090-538.46-40	Repair / Maintenance Services / Infrastructure	161,050	N/A	161,050.00	-65,329.00	95,721.00

C. Department Fiscal Review: \_JB\_



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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** Public Services

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Agreement with E.C. Stokes Mechanical Contractor, Inc. to replace City Hall's air condition unit

#### **SUMMARY:**

The Agreement will authorize the replacement of an existing chiller unit that has reached the end of its useful life.

#### **BACKGROUND AND JUSTIFICATION:**

The existing chiller is almost 15 years old and has reached the end of its useful life. Public Services Facilities staff have performed constant maintenance to keep it running and failure of the unit is a serious concern. The unit has been inspected by qualified personnel and deemed necessary for replacement. Additionally, new valves, meters and piping will be installed for a complete chiller unit that is certified and reliable. The unit has a 5 year warranty included.

The Contractor was selected from a total of 8 proposers based on the RFP process. The Contractor presented the best value to the City and was selected to perform the work.

#### **MOTION:**

I move to approve / disapprove an agreement with E.C. Stokes Mechanical Contractor, Inc.

#### **ATTACHMENT(S):**

Fiscal Impact Analysis

Contract with Stokes Mechanical Contractors, Inc.

Stokes Mechanical Contractors, Inc. – RFP submittal

**FISCAL IMPACT ANALYSIS**

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2015(amended)	2016	2017	2018	2019
Capital Expenditures	59,040.00	0	0	0	0
Operating Expenditures	0	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	59,040.00	0	0	0	0
No. of Addn'l Full-Time Employee Positions	0	0	0	0	0

B. Recommended Sources of Funds/Summary of Fiscal Impact:

Public Services						
Account Number	Account Description	FY2015 Proposed Amended Budget	Project #	Pre Exp; Balance	Expenditure for this item	Post Exp; Balance
301-3001-521.62-20	Buildings / Structures and Improvements	79,000.00	GV1414	79,000.00	59,040.00	19,960.00

Note the Proposed Amended Budget is being considered for adoption at the October 21, 2014 Commission Meeting.

C. Department Fiscal Review: BJH



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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** Water and Sewer Utility

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Agreement with Allied Universal Corporation for the purchase of sodium hypochlorite (bleach)

#### **SUMMARY:**

The Agreement authorizes the purchase of bulk Sodium Hypochlorite for the Water Treatment Plant for potable water treatment process at a cost Not-to-Exceed \$112,000.00 for Fiscal Year 2015.

#### **BACKGROUND AND JUSTIFICATION:**

Sodium Hypochlorite is a necessary chemical which, when added to the finished water supply, produces liquid form of chlorine used for the disinfection of drinking water, killing germs, micro-organisms, algae, etc. The water plant uses a 12% concentration, this being the most common for bulk truck deliveries.

The City of Lake Worth will be “piggybacking” the Palm Beach County Contract. Palm Beach County Sodium Hypochlorite bid (Bid #11071) was approved by board of Commissioners in August 2014. Per the Palm Beach County Purchasing Department, the attached award letter and bid package from Allied make up the Palm Beach County Contract for purchasing Sodium Hypochlorite

#### **MOTION:**

I move to approve/disapprove an Agreement with Allied Universal Corporation for an amount not-to-exceed \$112,000.00 for Fiscal Year 2015.

#### Attachments

- 1) Fiscal Analysis
- 2) IFB# 11-071
- 3) Letter to Allow City to piggyback Co. Bid
- 4) County Term Contract with Allied
- 5) Agreement

## FISCAL IMPACT ANALYSIS

### A. FY2015 Summary of Fiscal Impact

Fiscal Years	2015
Capital Expenditures	0
Operating Expenditures	\$112,000.00
External Revenues	0
Program Income	0
In-Kind Match	0
Net Fiscal Impact	\$112,000.00

Our estimated annual usage is 175,000 gallons for FY2015. Allied Universal is the low bid at a price of \$0.64 per gallon. Staff is therefore requesting a Contractor Agreement Not-to-Exceed \$112,000.00 for FY2015.

### B. Recommended Source of Funds/Summary of Fiscal Impact

Utilities/Water Production							
Account Number	Account Description	Project #	FY 2015 Proposed Budget	Amended Budget	Current Balance	Agenda Item Expenditures	Remaining Balance
402-7022-533.52-30	Chemicals	N/A	\$541,990	N/A	\$387,468	-\$112,000	\$275,468

### C. Fiscal Review:

Larry Johnson - Director  
Clyde Johnson - Finance



## CITY OF LAKE WORTH

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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** Community Sustainability

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Ordinance No. 2014-28 - Second Reading and Public Hearing - voluntary annexation of 2.3 acres of land located at 2269 2nd Avenue North

#### **SUMMARY:**

The Ordinance provides for the voluntary annexation of approximately 2.301 acres into the Industrial Park of Commerce.

#### **BACKGROUND AND JUSTIFICATION:**

The Applicant (property owner) proposes to voluntarily annex an approximately 2.301 acre parcel of land. The request for annexation falls within the scope of a small-scale comprehensive plan amendment. The City's Industrial (I) Future Land Use designation is compatible with the County's existing Land Use designation of Industrial (IND). The City's Industrial – Park of Commerce (I-POC) zoning category is the appropriate zoning category to implement the proposed underlying Land Use category of Industrial.

The parcel located at 2269 2<sup>nd</sup> Avenue North, is a Palm Beach County “pocket”, in that it lies within the southern border of the City's I-POC zoning district. The new owner intends to continue the existing use. Currently, the site has a Palm Beach County zoning designation of Residential High Intensity (RH), which is not consistent with the Future land Use (FLU) category of Industrial (IND). Thus, the applicant wishes to annex the property into the City's Industrial (I) Future Land Use and the I-POC Zoning District.

The City forwarded the Annexation documents to Palm Beach County, and routed the information through IPARC to allow adjacent municipalities opportunity for comment. No comments or objections have been received.

At its meeting of September 17, 2014, the City's Planning and Zoning Board voted unanimously to recommend approval to the City Commission PZB 14-02200001, which covers changing the zoning from Palm Beach County zoning classification of Multi Family Residential (RH) to a City zoning classification of Industrial – Park of Commerce (I-POC).

#### **MOTION:**

I move to approve/not approve Ordinance No. 2014-28 on second reading.

#### **ATTACHMENT(S):**

Fiscal Impact Analysis – Not applicable

P&Z Board Staff Report September 17, 2014

Draft Minutes of the P&Z Board Meeting of September 17, 2014

Justification Statement

Universal Development Application

County Annexation Information Sheet

Ordinance



## CITY OF LAKE WORTH

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

**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** Community Sustainability

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Ordinance No. 2014-29 - Second Reading and Public Hearing - small scale future land use map amendment on property located at 2269 2nd Avenue North

#### **SUMMARY:**

The Ordinance amends the City's Future Land Use Map, including a small scale amendment to its Comprehensive Plan as part of a voluntary annexation of approximately 2.301 acres.

#### **BACKGROUND AND JUSTIFICATION:**

The Applicant (property owner) proposes to voluntarily annex an approximately 2.301 acre parcel of land. The request for annexation falls within the scope of a small-scale comprehensive plan amendment. The City's Industrial (I) Future Land Use designation is compatible with the County's existing Land Use designation of Industrial (IND). The City's Industrial – Park of Commerce (I-POC) zoning category is the appropriate zoning category to implement the proposed underlying Land Use category of Industrial.

The parcel located at 2269 2<sup>nd</sup> Avenue North, is a Palm Beach County "pocket", in that it lies within the southern border of the City's I-POC zoning district. The new owner intends to continue the existing use. Currently, the site has a Palm Beach County zoning designation of Residential High Intensity (RH), which is not consistent with the Future land Use (FLU) category of Industrial (IND). Thus, the applicant wishes to annex their property into the City's Industrial (I) Future Land Use and the I-POC Zoning District.

The City forwarded the Annexation documents to Palm Beach County, and routed the information through IPARC to allow adjacent municipalities opportunity for comment. No comments or objections have been received.

At its meeting of September 17, 2014, the City's Planning and Zoning Board voted unanimously to recommend approval to the City Commission PZB 14-02200001, which covers amending the City's Future Land Use Map (FLUM) including a small scale amendment to the City's Comprehensive Plan.

#### **MOTION:**

I move to approve/disapprove Ordinance No. 2014-29 on second reading.

#### **ATTACHMENT(S):**

Fiscal Impact Analysis – Not Applicable  
P&Z Staff Report including Location Map  
P & Z Bd. Draft Minutes  
Justification Statement  
Development Application  
Co. Annexation information Sheet  
Ordinance



## CITY OF LAKE WORTH

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

**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** Community Sustainability

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Ordinance No. 2014-30 - Second Reading and Public Hearing - rezone property located at 2269 2nd Avenue North

#### **SUMMARY:**

The Ordinance will rezone approximately 2.301 acres from County Residential High Intensity (RH) to City Industrial-Park of Commerce (IPOC) as a result of a voluntary annexation.

#### **BACKGROUND AND JUSTIFICATION:**

The Applicant (property owner) proposes to voluntarily annex an approximately 2.301 acre parcel of land. The request for annexation falls within the scope of a small-scale comprehensive plan amendment. The City's Industrial (I) Future Land Use designation is compatible with the County's existing Land Use designation of Industrial (IND). The City's Industrial – Park of Commerce (I-POC) zoning category is the appropriate zoning category to implement the proposed underlying Land Use category of Industrial.

The parcel located at 2269 2<sup>nd</sup> Avenue North, is a Palm Beach County “pocket”, in that it lies within the southern border of the City's I-POC zoning district. The new owner intends to continue the existing use. Currently, the site has a Palm Beach County zoning designation of Residential High Intensity (RH), which is not consistent with the Future land Use (FLU) category of Industrial (IND). Thus, the applicant wishes to annex their property into the City's Industrial (I) Future Land Use and the I-POC Zoning District.

The City forwarded the Annexation documents to Palm Beach County, and routed the information through IPARC to allow adjacent municipalities opportunity for comment. No comments or objections have been received.

At its meeting of September 17, 2014, the City's Planning and Zoning Board voted unanimously to recommend approval to the City Commission PZB 14-02200001, which covers changing the zoning from Palm Beach County zoning classification of Residential High Intensity (RH) to a City zoning classification of Industrial – Park of Commerce (I – POC).

#### **MOTION:**

I move to approve/disapprove Ordinance No. 2014-30 on second reading.

#### **ATTACHMENT(S):**

Fiscal Impact Analysis – Not applicable  
P&Z Staff Report including location map  
P&Z Draft Minutes  
Justification Statement  
Development Application  
County Annexation Information Sheet  
Ordinance



## CITY OF LAKE WORTH

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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** Community Sustainability

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Ordinance No. 2014-31 - Second Reading and Public Hearing - amend various sections in the Land Development Regulations

#### **SUMMARY:**

The Ordinance amends Chapter 23 – Land Development Regulations including three (3) articles of Chapter 23 of the Code of Ordinances: General Provisions, Administration, and Supplemental Regulations.

#### **BACKGROUND AND JUSTIFICATION:**

On August 6, 2013 the City of Lake Worth adopted Chapter 23 – Land Development Regulations (LDRs) of the Code of Ordinances. The sign code has not been reviewed recently. These amendments to the LDRs affect three (3) articles. Specifically, they include Article 1, Section 23.2-12 – “Definitions”, Article 2, Section 23.2-30 – Site plan review, Article 5, Section 23.5-1 – “Signs”, Section 23.5-3 – Nonconforming Lots of Record and Section 23.5-9 – Public Purpose Dedications. As implementation of the new code progresses, several definitions, and the sign code needed to be clarified and edited to provide consistency and improve clarity. In addition, recent site plan applications have involved dedication of properties for public rights of way and the LDRs do not address this issue at the moment. The public purpose dedication addition will address this lack of clarity and procedure on this issue.

On September 17, 2014 the Planning & Zoning Board at its regularly scheduled meeting discussed the amendments to the LDRs and voted 6-0 to recommend approval to the City Commission.

The Historic Resources Preservation Board at its regularly scheduled meeting of October 8, 2014 reviewed the amendments to the LDRs and voted 5-0 to recommend approval to the City Commission.

#### **MOTION:**

I move to approve/disapprove Ordinance No. 2014-31 on second reading.

#### **ATTACHMENT(S):**

Fiscal Impact Analysis – not applicable

HRPB Staff Report

HRPB Draft Minutes

P&Z Draft Minutes

Ordinance



## CITY OF LAKE WORTH

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

**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** City Clerk

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Ordinance No. 2014-32 - Second Reading and Public Hearing - amend the advisory board members' appointment process

#### **SUMMARY:**

This Ordinance adds provisions to appoint advisory board members in a timely fashion and clarifies the appointment hierarchy for elected officials.

#### **BACKGROUND AND JUSTIFICATION:**

In 2013, the City Commission adopted Ordinance No. 2013-21 which created a new board appointment process to allow vacancies and appointments to be filled on an as needed basis throughout the year. The former process only allowed for appointments to be made during the month of June. Since that time, staff has had an opportunity to monitor the process and is suggesting the proposed ordinance be adopted.

This Ordinance clarifies the appointment order hierarchy for elected officials, establishes a timeframe to appoint members within 30 days of notice from the City Clerk or her designee, and adds a provision to allow other elected officials to make appointments (if an elected official fails to timely appoint).

#### **MOTION:**

I move to approve/not approve Ordinance No. 2014-32 on second reading.

#### **ATTACHMENT(S):**

Fiscal Impact Analysis – not applicable  
Ordinance



## CITY OF LAKE WORTH

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

**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** City Attorney

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Ordinance No. 2014-33 - Second Reading and Public Hearing - clarify violations and penalties of the previously adopted County Animal Regulation Ordinance

#### **SUMMARY:**

This Ordinance will clarify how violations of the Palm Beach County Animal Regulation Ordinance may be prosecuted and the penalties associated therewith.

#### **BACKGROUND AND JUSTIFICATION:**

Currently, the violation and penalty provisions of the adopted Palm Beach County Animal Regulation Ordinance (Chapter 6) are not clear. Specifically, it is unclear whether PBSO deputies may issue a civil citation or whether PBSO deputies are limited to issuing a "Notice to Appear", which is an arrest. The penalties associated with such violations are also unclear. PBSO has raised this issue with the City Attorney as PBSO often receives calls after-hours for dogs running at large. In most instances, the calls only warrant a warning or the issuance of a civil citation and not an arrest. Clarifying the provisions of Chapter 6 will assist PBSO in resolving such calls with a civil citation. The proposed changes do not prohibit PBSO from making an arrest in the event an arrest is deemed necessary.

#### **MOTION:**

I move to approve/not approve Ordinance No. 2014-33 on second reading.

#### **ATTACHMENT(S):**

Fiscal Impact Analysis – not applicable  
Ordinance



## CITY OF LAKE WORTH

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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** City Attorney

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Ordinance No. 2014-34 - Second Reading and Public Hearing - enact panhandling regulations to prohibit aggressive panhandling city-wide and in certain locations

#### **SUMMARY:**

The Ordinance provides for definitions of panhandling and aggressive panhandling and bans aggressive panhandling city wide and panhandling in certain areas, primarily in front of buildings, around ATMs, and other places where people are in areas where they cannot readily escape the unwanted solicitation.

#### **BACKGROUND AND JUSTIFICATION:**

There has been an increase in panhandling and aggressive panhandling in the city, primarily in the downtown area and in those areas, such as sidewalk cafes, automated teller machines, the entrance/exit to and from buildings and parking areas. Currently, city ordinances do not provide adequate protection to the residents and visitors to the city from this unwanted and in some cases aggressive solicitation.

This ordinance provides for a definition of panhandling and specifies the locations where panhandling is prohibited, which are primarily places where a person cannot readily escape from the unwanted solicitation, such as sidewalk cafes, ATMs, entrances/exits to buildings and parking areas. The ordinance also provides a definition of aggressive panhandling, which is primarily soliciting money in a threatening manner or after a negative response to an initial act of solicitation. This type of panhandling is banned throughout the city.

#### **MOTION:**

I move to approve/not approve Ordinance No. 2014-34 on second reading.

#### **ATTACHMENT(S):**

Fiscal Impact Analysis – not applicable  
Ordinance



## CITY OF LAKE WORTH

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**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** City Commission

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Designate a voting delegate and alternate voting delegate to the National League of Cities annual business meeting in Austin, Texas

#### **SUMMARY:**

This item is to select a voting delegate and alternate voting delegate for the National League of Cities' Annual Business Meeting held during their annual Congress of Cities and Exposition in Austin, Texas on November 19-22, 2014.

#### **BACKGROUND AND JUSTIFICATION:**

Annually, the National League of Cities holds a conference to provide opportunities for networking among officials from across the state as well as conducting the annual business meeting. Numerous presentations and panel discussions help officials stay current on important issues affecting local government. Attendees engage in discussing specific problems with their peers, identifying solutions and sharing ideas. This year, local officials from across the country will join to explore the Future of Cities, including trends and insights to help them take their city forward. Conference topics cover the most pressing issues faced by local officials today, including: economic development, sustainability, public safety, community demographics, leadership relationships, technology and data uses, improving outcomes for youth in your community, and transportation and alternatives, which will provide valuable educational opportunities to help Florida's municipal officials serve their citizenry more effectively. A voting delegate needs to be appointed to represent the City during the business meeting.

#### **MOTION:**

I move to appoint \_\_\_\_\_ as the voting delegate and \_\_\_\_\_ as alternate voting delegate for the National League of Cities Annual Business meeting.

#### **ATTACHMENT(S):**

Fiscal Impact Analysis – not applicable

2014 National League of Cities Congress of Cities and Exposition information

Voting Delegate Form



## CITY OF LAKE WORTH

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

**AGENDA DATE:** November 4, 2014, Regular Meeting

**DEPARTMENT:** City Manager

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### **EXECUTIVE BRIEF**

#### **TITLE:**

Legislative priorities for consideration during the State of Florida 2015 Legislative Session

#### **SUMMARY:**

With a poverty rate still hovering at 30.2% - approximately two times the national average - and a civilian unemployment rate stubbornly stuck at 13.6%, economic recovery is hard to quantify in our bedroom community a mere stone's throw away from the island of Palm Beach. And although Lake Worth has seen property values rise in the past year, the city simply cannot afford to invest in the major infrastructure improvements that are necessary to attract jobs to the city. Additionally, the housing bubble adversely affect Lake Worth leaving over 2,000 properties in the foreclosure process – an astronomical amount considering that Lake Worth covers approximately 7 square miles of land area.

#### **BACKGROUND AND JUSTIFICATION:**

Public safety, roads, sidewalks, water, sewer - basic infrastructure - are all in the prevue of government. And all play into the needs of a healthy economy that creates jobs. Lake Worth is not looking for a hand-out, but rather a hand-up in these critical areas. Critical areas of concern for the City that affect economic growth:

- § Lake Worth Park of Commerce Infrastructure
- § Water Projects (2)
- § Code Enforcement
- § FDOT Right of Way on Lake Avenue & Lucerne Avenue
- § Arts as an Industry Cluster
- § Vacation Rentals
- § Sober Homes

#### **MOTION:**

I move to approve/disapprove the legislative agenda as identified as critical areas of concerns.

#### **ATTACHMENT(S):**

Fiscal Impact Analysis – not applicable