MINUTES
CITY OF LAKE WORTH
REGULAR MEETING OF THE CITY COMMISSION
APRIL 7, 2015 – 6:00 PM

The meeting was called to order by Mayor Triolo on the above date at 6:00 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 Ryan Maier. Also present were City Manager Michael Bornstein, City Attorney Glen Torcivia, and City Clerk Pamela Lopez.

2. INVOCATION:

The invocation was offered by Pastor Charley Westbrook, First Baptist Church.

3. PLEDGE OF ALLEGIANCE:

The pledge of allegiance was led by a member of the Boy Scouts.

4. AGENDA - Additions/Deletions/Reordering:

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

- (Reorder Consent Agenda, Item B to New Business as Item C) Resolution No. 12-2015 – declaration of intent to abandon a portion of a 10 foot utility easement and schedule the public hearing date for April 21, 2015; and
- Approve the agenda as amended.

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

5. PRESENTATIONS:

A. Proclamation declaring April 12-18, 2015 as National Library Week

Mayor Triolo read a proclamation declaring April 12-18, 2015, as National Library Week.

B. Recognition of Lake Worth Lifeguard Chief Tim Ehmke and Lifeguards Doug Yoakum and Nicholas Merelli for their actions on March 19, 2015

Mayor Triolo read Certificates of Recognition to Lifeguard Chief Tim Ehmke and Lifeguards Doug Yoakum and Nicholas Merelli.

Lifeguard Chief Ehmke explained that on March 19, 2015, on an unguarded portion of the Town of Palm Beach's beach located just south of Lake Worth's beach and lifeguard coverage zone, the City's lifeguards were alerted to a potential drowning situation. Lifeguard Doug Yoakum immediately started Cardiopulmonary Resuscitation (CPR) on the patient. Mr. Yoakum was assisted by Lifeguard Chief Tim Ehmke and Lifeguard Nicholas Merelli.

C. City Tree Board update

Richard Stowe, Board Chairperson, provided the Commission with an update on the Board's 2014 members and activities.

D. Bryant Park Neighborhood Association update

June Evans, President, provided an update on the Bryant Park Neighborhood Association's boundary; announced their election and bylaws would be discussed at their next meeting and a presentation on the history of Lake Worth would be provided; provided an update on their activities; and announced their Derby Day event on May 2, 2015.

E. Overview of the Fiscal Year 2015-2017 Palm Beach County Urban County Program and the Community Development Block Grant Program

Jerry Kelly, Grants Analyst, explained that the County received allocation of Community Development Block Grant (CDBG) funds from the US Department of Housing and Urban Development then distributed the funds locally to participating jurisdictions and entitlement cities in its Urban County Partnership program.

Carlos Serrano, Director of Strategic Planning and Operation from the Palm Beach County Department of Community Sustainability, explained in detail the application process for the City and distribution of funds. He commended the City Manager and staff for moving CDBG funded improvements along over the past several years. He explained the national objectives of the CDBG program.

Mr. Kelly explained the target boundary area, which was approximately one square mile. He announced an in depth discussion on eligible CDBG funding activities was scheduled on the April 14, 2015, City Commission Work Session. He said the County notified the City that its allocation would be $257,603.

6. COMMISSION LIAISON REPORTS AND COMMENTS:

Commissioner Maier: announced that, as the Commission's liaison, he would be attending the Treasure Coast Regional Planning Council's meeting next month and said he was the Commission's liaison to the Sister City Board; however, they did not meet.

Commissioner Amoroso: announced that the Gay Pride event was a huge success and thanked Compass and the Easter Egg Hunt event was great and thanked everyone involved. He announced Earth Day was in April and said the new Community Redevelopment Agency banners were being installed.

Commissioner McVoy: announced the Gay Pride parade and festival was a big success. He said he had been watching the Community Development Block Grant funded 5th Avenue North construction project, was impressed because the workers took a lot of pride in their work, and thanked the contractor. He thanked three pastors for attending this meeting and thanked everyone for attending the meeting to learn how government worked.

Vice Mayor Maxwell: said the Pride Fest was a great weekend and asked everyone to keep Ruth Dickenson, a longtime supporter of neighborhood associations, in your prayers because she was bedridden.

Mayor Triolo: commented that Pride Fest was amazing; said the Metropolitan Planning Organization cancelled their meeting; announced the Invitation to Negotiate (ITN) Beach Expansion public meeting was scheduled at 6 PM on April 28, 2015; and announced the April 14, 2015, and May 5, 2015, public meetings to discuss the water system replacement program funding.

7. 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: Loretta Sharpe, Peter Timm, Katie McGiveron, Tennant Davitian, Mark Parrilla, John Szerdi, and Tammy Pansa.

The following individuals spoke on issues written on their comment cards:

Rick Ricardi complimented the City's trash pickup staff for being efficient, fast, and got the job done.

Jon Faust, on behalf of the Neighborhood Association Presidents Council, announced the 2015 Great Raft Race theme.

Mayor Triolo read the comment card written by Lawrence McNamara. Mr. McNamara wrote [asking if] other Lake Worth citizens found it shocking that City Attorney Christy Goddeau had suggested that she may be able to find a way around the beach charter amendment voted for to protect [the City's] beach against over development. [He wrote that] Mayor Triolo, Vice Mayor Maxwell, and Commissioner Amoroso must be complicit or she would not be suggesting this.

Comments/requests summaries:

1. Mayor Triolo commented that items being added to the agenda needed to be made with more notice.

2. Mayor Triolo commented that issues would not be debated by the Commission on the dais, as was done in the past, and said she would work shop any agenda item that had discussion beyond 30 minutes. Each Commissioner would be allowed one comment then one rebuttal or the item would be scheduled to a work session. She commented that Commission meetings were handled professionally.

3. Vice Mayor Maxwell commented that, according to Robert's Rule of Order, the only time to speak on an item was if there was an objection to the motion. The backup material for agenda items was available and, if the public had concerns about an issue, they could contact their elected officials.

4. Vice Mayor Maxwell commented that for many years he fought the City's challenges to bring in infrastructure, to bring in people, and to provide the same service to all. He apologized to those who misunderstood his comment at the March 24, 2015, Commission meeting on racism. He clarified that he did not say those who voted against the bond issue were racist, but those individuals who spearheaded against the bond.

5. Commissioner Maier commented that he requested the Invitation To Negotiate (ITN) item be added to the March 24, 2015, agenda on the Friday before the Tuesday meeting. He said he did not know why the request and backup material was brought forward two hours before the meeting. He apologized to the public for keeping people in the dark about his request to discuss the ITN, but rather wanted the issue added to the agenda to draw people to the issue. He said he was glad the information was now uploaded on the website. He commented that he did not agree with streamlining the process at Commission meetings because issues needed to be discussed. He said he did not want racism perpetuated and welcomed having further discussion in City Hall if it was needed.

6. Commissioner Amoroso clarified that the April 28, 2015, ITN meeting

was open to the public; however, no public comment would be allowed. The Selection Committee members requested this meeting because they had additional questions which were not answered. Afterwards, this issue would be scheduled before the Commission. He explained that the ITN meeting was fact finding.

7. Commissioner McVoy commented that there was a noticeable amount of people who said staff did not deal with them professionally. He said he heard from many in the community that they appreciated him asking questions on the dais and that he would continue to ask questions and challenge issues.

8. Mayor Triolo commented that the Commission should do their homework on agenda issues, bring any questions to the City Manager during their individual meetings so that staff could respond to them, and then still have discussion during the Commission meeting on why they agreed or disagreed with the item.

Commissioner Amoroso left the meeting at 7:34 PM.

Mayor Triolo recessed the meeting at 7:34 PM and reconvened at 7:49 PM.

8. APPROVAL OF MINUTES:

There were no Approval of Minutes on the agenda.

9. CONSENT AGENDA:

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve the Consent Agenda, less Item B.

A. Resolution No. 11-2015 – accept $20,023 in Fiscal Year 2014-2015 State Aid to Libraries Program grant funds

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

RESOLUTION NO. 11-2015 OF THE CITY OF LAKE WORTH, FLORIDA, APPROVING AND AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS FROM THE FLORIDA DEPARTMENT OF STATE, DIVISION OF LIBRARY AND INFORMATION SERVICES FOR GRANT FUNDS PROVIDED THROUGH THE FISCAL YEAR 2014-2015 STATE AID TO LIBRARIES PROGRAM IN THE AMOUNT OF $20,023; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

B. (Reordered to New Business as Item C) Resolution No. 12-2015 – declaration of intent to abandon a portion of a 10 foot utility easement and schedule the public hearing date for April 21, 2015

C. Settlement Agreement with The Townhomes of Pineapple Ridge at Lake Worth, LLC and Best Built Construction, Inc.

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

10. PUBLIC HEARINGS:

A. Ordinance No. 2015-02 – Second Reading and Second Public Hearing – amend the Comprehensive Plan to include a water supply plan and amend various elements

City Attorney Torcivia read the following ordinance by title only:

ORDINANCE NO. 2015-02 OF THE CITY OF LAKE WORTH, FLORIDA, ADOPTING A COMPREHENSIVE PLAN TEXT AMENDMENT BY INCORPORATING A WATER SUPPLY PLAN AND AMENDING THE FUTURE LAND USE ELEMENT, INFRASTRUCTURE ELEMENT, COASTAL MANAGEMENT ELEMENT, CONSERVATION ELEMENT, INTERGOVERNMENTAL COORDINATION ELEMENT AND CAPITAL IMPROVEMENTS ELEMENT; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve Ordinance No. 2015-02 on second reading.

Mayor Triolo announced that this was the time for public comment.

Jo-Ann Golden asked about the energy initiatives because the City did not do energy conservation; however, it was included in the ordinance. She asked that Mangrove trees along the intracoastal not be cut down without prior knowledge from the City.

Comment/request summary:

1. Commissioner Amoroso commented that energy conservation was left in the ordinance so that it could be brought back as an option in the future.

Lengthy discussion ensued regarding beach casino land use category, water use for landscaping, bringing any landscape ordinance changes to the City Tree Board, water conservation, reviewing the water supply to determine what the City would or would not be doing, and identify costs for water conservation.

Water Williams, Community Sustainability Director, explained that the Ordinance amended the Comprehensive Plan text to incorporate a water supply plan and amended the future land use element, infrastructure

element, coastal management element, conservation element, intergovernmental coordination element, and capital improvements element. He explained that changes to the Ordinance's Exhibit A, as suggested by the South Florida Water Management District (District), were incorporated.

Larry Johnson, Water Utility Director, explained that the District requested changes be incorporated prior to the adoption of the amendment. The changes were related to providing an explanation of the per capita rates and description for bulk purchase and/or sale of water. He explained in detail the requested changes.

Action: Amended motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve Ordinance No. 2015-02 with revisions to Exhibit A on second reading.

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

11. UNFINISHED BUSINESS:

A. Update on the modified 7th Avenue South improvement design between A and F Streets

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve the modified 7th Avenue South improvement design between A and F Streets.

Mayor Triolo announced that this was the time for public comment.

Mark Parrilla, on behalf of Genesis Neighborhood Association, thanked Mayor Triolo, Vice Mayor Maxwell, Commissioners Amoroso and Szerdi, and City Manager Bornstein for using Community Development Block Grant funds in his community. He said he was told that there were no fund available for this project, thanked everyone, and thanked the elected officials for listening to residents.

Jamie Brown, Public Services Director, explained that this item was to update the Commission on a modified design of 7th Avenue South as a result of a meeting between staff and residents. He explained that the original design converted an existing unimproved shell rock right-of-way into a residential roadway consisting of two drive lanes, sidewalks, two bicycle lanes, drainage improvements, water main upgrades for water pressure and fire hydrant coverage, and stop signs and pavement striping.

He said residents in the area were displeased with the design and voiced their concerns at a meeting with staff. The new modified design included a one way westbound street with a meandering multi-use path on the north

side. The design added more green space and restricted traffic to west bound only. The new design addressed residents' concerns, added more green space and restricted traffic to westbound only. It also addressed staff's goal to improve drainage and beautification.

At the February 17, 2015, Commission meeting, staff brought forward an updated typical section drawing prior to beginning the redesign of the plans. At the direction of the Commission, staff was now bringing forward an updated set of plans for discussion.

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

12. NEW BUSINESS:

A. Amendment No. 1 to Agreement with Mock, Roos & Associates to furnish Professional Services for Park of Commerce – Phase 1 Infrastructure Improvements

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve Amendment No. 1 to the Agreement with Mock, Roos & Associates to furnish Professional Services for Park of Commerce – Phase 1 Infrastructure Improvements for an increased fee of $62,830 and increased the contract time of 60 days.

Mayor Triolo announced that this was the time for public comment.

Peter Timm asked if the design phase would ever end or was the City just spending more money for design.

Loretta Sharpe said she did not see anything in the backup material about the design work. She supported improvements to the Park of Commerce and did not care how much money it cost.

City Manager Bornstein explained that the amendment would provide design changes to accommodate a revised right-of-way along Boutwell Road. The City would not have to acquire more land because of the new design, which would be a cost saving to the City.

Larry Johnson, Water Utilities Director, explained that staff had significant discussion with Mock, Roos & Associates about the amount of work needed for the changes, which would allow for a decrease in roadway acquisition. The cost of acquisition would have been more than the cost of this amendment.

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

B. Employment Agreement with Michael Bornstein as City Manager

Action: Motion made by Commissioner Amoroso and seconded by Vice Mayor Maxwell to approve the continuation of City Manager services with Michael Bornstein.

Mayor Triolo announced that this was the time for public comment.

David Stewart said Mr. Bornstein had been with the City for three years, the Commission needed to listen the comments made from the public about grants, and said he heard from people about how great Lake Worth was doing. Former Lake Worth City Managers were compensated greater than his current salary, and the Commission needed to take care of their administrator.

Jon Faust commented that he was a downtown business professional, Downtown Jewel Neighborhood Association President, and Neighborhood Association Presidents Council President and that everyone had shown their support for Mr. Bornstein. He distributed a letter of support from the Neighborhood Association Presidents Council. He encouraged the Commission to support keeping Mr. Bornstein as City Manager.

Loretta Sharpe supported extending Mr. Bornstein's contract. She said she liked what he did with staff, staff's stress was gone, liked what he did with Code Enforcement, people were pleased with the way Lake Worth was growing, and the City's reputation had improved.

Herman Robinson said Commissioners came and went, but not the professional staff. He asked the Commission to give Mr. Bornstein the best contract.

John Deese said he was a small business owner and said staff from the Town of Lantana still talk about the things Mr. Bornstein taught them when he was their Town Manager. He commented that he had seen major improvements in the City under Mr. Bornstein.

John Szerdi said Mr. Bornstein had always supported the Commission, there was a need to get rid of the disincentives, he was proactive, had ideas on how to fix things, and was not afraid to bring those ideas forward. An Internal Auditor was hired, which made the City more efficient under Mr. Bornstein.

Ted Johnson commented that Mr. Bornstein was a tremendous asset to the City and said he hoped the Commission would do well to keep him retained.

Chip Guthrie said the current City Manager had the most positive effect, and

he raised the trust of the Commission. Mr. Bornstein delegated to his staff, he was approachable, and returned emails. He allowed Code Enforcement to hire more staff, worked on innovative ways to get the Casino Building opened, and was instrumental in bringing the Benzaiten Center for the Creative Arts to Lake Worth. He had the expertise, held the Town Manager position in Lantana, and saw Lantana become a stable, bedroom community.

JoAnn Golden commented that she had not seen any City Manager reports, which would be important to have. She said people felt there was a lack of transparency and there had been no City Manager evaluations. It was important for the City Manager to write reports so that people could learn what was happening before and not behind the scenes. She asked about the two inch water pipe replacement project, why streets were being torn up for a gas system, and had there been better coordination between departments, the water system replacement could have been done at the same time.

Lisa Maxwell said she was concerned about Lake Worth before Mr. Bornstein came here. In the past, there was an unfortunate series of Commissioners that were not competent to govern and City Managers who were not competent. The State was looking to take over the City. Mr. Bornstein offered new hope for the City. He came to the City because he wanted the challenge. He was available at Electric Utility Advisory Board meetings and communicated with board members. He was competent and said she supported extending his contract.

Mayor Triolo read from the comment card written by an individual named "C". "C" wrote that Mike had been a welcomed addition to Lake Worth. [Residents] needed to extend his contract and [the City] needed a Public Information Officer to ensure facts were communicated instead of misinformation.

Peggy Fisher thanked Mr. Bornstein for helping the City for the past three years. She said she watched past Commissions' do nothing, Community Development Block Grant funds not spent, and problems with the Community Development Corporation going on. Mr. Bornstein took the initiative and tried to solve problems. He was striving to make the City better rather than throwing out accusations. The fact was that Mr. Bornstein helped the City in many ways and recommended the Commission continue his contract.

Tammy Pansa commented that a person could be a good manager, but not a good leader. Mr. Bornstein was a good leader. He was personal, but got the job done. He took a volatile town and pulled out what needed to be done in the shortest amount of time. He attended all events. She said she appreciated the job he had done and hoped he would continue.

Mark Parrilla said he went through a tumultuous time with the former City Manager and was disrespected. In the past three years, he watched departments improve. There were big differences in the Customer Service area and Code Enforcement. He asked the Commission to renew Mr. Bornstein's contract and to give him something as an incentive. He thanked Mr. Bornstein for engaging the community and giving him respect.

Rick Riccardi encouraged the Commission to continue the employment with Mr. Bornstein. He was approachable and made him feel like his concerns were important. He asked the Commission not to allow anyone else to hire him away.

Greg Rice thanked Michael Bornstein's wife Deborah for allowing him to come to town. He said it was easy to complain, but when people were happy and content, they did not attend a meeting. If they were unhappy, people would come to protest and speak against something. Mr. Bornstein moved into Lake Worth, but a former City Manager did not. The City had regained respect because of Mr. Bornstein's connections. He knew what he was getting into when he came to Lake Worth. He asked the Commission to do what had to be done to keep Mr. Bornstein and continue the forward momentum.

Mary Lindsey thanked Mr. Bornstein for his service. It had been an absolute pleasure, joy, and productive three years. There was a time when the City had eight City Managers and now the City had stability. She said she worked with different neighborhoods through their associations, and Mr. Bornstein made their jobs much easier. She said Mr. Bornstein made the Commission and the City.

Comments/request summaries:

1. Commissioner Maier commented that Mr. Bornstein was well liked, friendly, and more easygoing than the previous City Manager. He said he was glad he was working with that type of quality and supported Mr. Bornstein as the City Manager. He said he would vote to renew his contract. There was a need to strive for the best for the City. There recently was an incident about City business not being done "in the light." A lot of people felt that a lot of City business was not being done "in the light." The previous City Manager's evaluation was grueling, while this process was pleasant.

2. Commissioner Amoroso said Mr. Bornstein was the best thing to happen to the City; his salary was the third lowest in the area; and he no longer needed an Assistant City Manager, which saved the City money.

Action: Amended motion made by Commissioner Amoroso and seconded by Vice Mayor Maxwell to increase Mr. Bornstein's salary $10,000; give him an additional one week of vacation; and approve the continuation of services with Michael Bornstein as City Manager.

Comments/requests summaries:

3. Commissioner McVoy commented that Mr. Bornstein added a "flavor to the City" since arriving three years ago. He was personable; however, he said there were concerns raised by citizens. Policies should be set by the Commission during public meetings so the public could see and the City Manager follow. He commented that he recognized issues may or may not be discussed, but Lake Worth was an engaged community with a range of views on which direction to go. He said he admired Mr. Bornstein for listening and understanding the variety of views. There was a need for progress in getting public input on a number of things. The City became ingrown and it was easy to forget that many residents did not attend meetings and their opinions not valuable. There was a need to reach out in anticipation of getting information out. He said he would vote to continue Mr. Bornstein's contract; however, he had a lot of hesitation about changing the composition of the contract because employees had not received a salary increase in seven years. There was a need to send out a signal that Lake Worth was a bit underpaid in all levels. The Commission may want to keep Mr. Bornstein's salary where it was. He supported giving Mr. Bornstein the extra week of vacation with the stipulation that he took it.

4. Vice Mayor Maxwell commented that he could not think of a time, in his professional career, where he saw so many people speak in support of extending a contract. The people who spoke did it from their hearts. Each comment from the public was different and he said he was awestruck by them. He commented that Mr. Bornstein was extremely positive. The difference between today and the past was that people respected Mr. Bornstein. He administrated with a lot of honesty and integrity. The last three years flew by for the City. The groundwork that needed to be covered and personnel he had to deal with was a whirlwind. He said evaluations should have been done. He commented that he was hesitant to second the amended motion to increase Mr. Bornstein's salary because other employees had not seen a raise. He asked the City Attorney and Human Resources Director to extend his contract for two years, pull the salary increase "off the table", and give him more time. He asked the maker to withdraw his motion and extend the contract for five years.

5. Commissioner Amoroso commented that he would not withdraw his motion. There was a need to lead by example, to start here, and to

figure out how to give staff raises. Some staff were top heavy. There was a need to give fair raises across the board. He said he wanted to leave the salary "on the table" and had no problem extending the contract for five years. He commented that Mr. Bornstein came to the City underpaid.

6. Vice Mayor Maxwell commented that Mr. Bornstein deserved the $10,000 salary increase, and challenged the Commission, during the budget cycle, to have discussion on what could be done to increase revenue, reduce expenses, and give salary increases to employees. He asked the Commission to come "to the table" with ideas to grow revenues and reduce expenses to achieve what Commissioner Amoroso wanted prior to going into the budget cycle.

Action: Amended motion made by Commissioner Amoroso and seconded by Vice Mayor Maxwell to extend Mr. Bornstein's contract five years; increase his salary $10,000; give him one additional week of vacation; and approve the continuation of services with Michael Bornstein as City Manager.

7. Mayor Triolo commented that she did not know anything about Mr. Bornstein except that he worked for the Town of Lantana. She then met with all of the City Manager candidates and found his answers to be profound. She appreciated Mr. Bornstein stretching her imagination. She could not get information on what was going on from the former City Manager and said she was a huge proponent of infrastructure. Mr. Bornstein was honest and had integrity, kindness, sensitivity, and a sense of humor. She commented that she was grateful he came to the City, and the City was now in a better place. She said she could not image the City without Mr. Bornstein as its partner. Staff had been "beaten down" prior to him coming. He engaged his staff and made great choices and decisions.

8. Commissioner McVoy commented that he was concerned about staff and the signal the Commission was sending by giving a salary raise to Mr. Bornstein. The City did not have any way to give salary raises to staff. He supported giving him more vacation time. He said the Commission could always come back and give him a salary increase after the employees were given a raise. He said he would support extending the contract for two or five years, but not the salary increase without giving something to the staff.

9. Vice Mayor Maxwell commented that this issue needed all five of the elected officials "on board" and in agreement. He said he hated to think that someone would vote against the contract because of a $10,000 salary increase. Everyone in the Chamber spoke highly of Mr. Bornstein and he said he did not want the Commission's vote to be split.

10. Commissioner Maier commented that he supported renewing the contract, but did not support the additional benefits. Staff did not get a raise, they were being removed, and there were vacancies that needed to be filled. Mr. Bornstein was doing an excellent job, but said he was not comfortable with the additional funding. He commented that he would vote against the motion.

11. Commissioner Amoroso commented that he would not amend his motion to remove the salary increase. The Commission had spoken for years about staffing. A lot of staff were fired, many had not received a raise since 2008, and a lot of things could have been done prior to 2008. He asked to call the motion.

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

Comment/request summary:

12. City Manager Bornstein commented that Lake Worth had been challenging. He said he could not have asked for better people to work with and could not say enough good things about his management staff. Staff made the City look good beyond its resources. All accomplishments were a team effort with his management staff. He said he jumped into this job with his heart and thanked the Commission and public for their kind words.

C. (Formerly Consent Agenda, Item B) Resolution No. 12-2015 – declaration of intent to abandon a portion of a 10 foot utility easement and schedule the public hearing date for April 21, 2015

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

RESOLUTION NO. 12-2015 OF THE CITY OF LAKE WORTH, FLORIDA, DECLARING THE INTENT OF THE CITY COMMISSION TO CONSIDER THE ABANDONMENT OF A 10 FOOT UTILITY EASEMENT AS DESCRIBED IN DEED BOOK 1153, PAGE 228, PALM BEACH COUNTY, FLORIDA; SETTING A PUBLIC HEARING TO CONSIDER THE PROPOSED ABANDONMENT; PROVIDING AN EFFECTIVE DATE.

City Clerk Lopez explained that this item was removed from the Consent Agenda because the first WHEREAS clause referred to the location as the southeast corner of Boutwell Road and Seventh Avenue North. She said the location should have been Boutwell Road and 10th Avenue North.

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to change Seventh Avenue North to 10th Avenue North; approve amended Resolution No. 12-2015; and schedule the public hearing date for

April 21, 2015.

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 Maier. NAYS: None.

Mayor Triolo announced that her dog died from Canine Pneumonia and encouraged everyone to get their dog vaccinated.

13. LAKE WORTH ELECTRIC UTILITY:

A. PRESENTATION:

1) Update on the electric utility system

No one provided an update on the electric utility system.

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 announced his desire for advice concerning pending litigation in the case of Joseph Viera, et al versus City of Lake Worth, Case No. 502010CA000606XXXXMB during a closed door attorney/client session at 4:15 PM on April 21, 2015. Those in attendance would be the Mayor, Vice Mayor, City Commissioners, City Manager, himself, and a Court Reporter. The estimated length of the session was 45 minutes.

15. CITY MANAGER'S REPORT

A. April 21, 2015 – draft Commission agenda

City Manager Bornstein did not provide a report.

16. ADJOURNMENT:

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner McVoy to adjourn the meeting at 9:39 PM.

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

PAM TRIOLO, MAYOR

ATTEST:

PAMELA J. LOPEZ, CITY CLERK

Minutes Approved: May 5, 2015

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