

**MINUTES
CITY OF LAKE WORTH
REGULAR MEETING OF THE CITY COMMISSION
MAY 5, 2015 – 6:00 PM**

The meeting was called to order by Mayor Triolo on the above date at 6:01 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 Petri Kosenen, All Nations Church.

3. PLEDGE OF ALLEGIANCE:

The pledge of allegiance was led by Commissioner Andy Amoroso.

4. AGENDA - Additions/Deletions/Reordering:

No changes to the agenda were made.

Mayor Triolo announced that there would be a Commission Work Session to discuss and have public comment about the Casino Building's Invitation To Negotiation on May 19, 2015, immediately following the Commission's 6:00 PM regular meeting. She said the public's time to comment would be extended from two to three minutes.

5. PRESENTATIONS:

A. 2015 Florida Lineman Rodeo

City Manager Bornstein announced that City linemen participated in the 2015 Florida Lineman Rodeo competition on April 17-18, 2015, hosted by the Florida Municipal Election Association in Tallahassee. He explained the competition and said the linemen who participated were Carlos Dias, Cody Johnson, Chris Paris, Bill Zimmer, Willie Canizares, Scott Sprinker, Sam Jackson, and Mike Castillo. In the apprentice event, Mike Castillo received a perfect 500 score and Willie Canizares scored a close perfect score with 498. He commented that there was discussion about Lake Worth hosting a future rodeo.

B. Eden Place Neighborhood Association update

Jon Faust, Neighborhood Association Presidents Council President, announced Eden Place Neighborhood Association's boundaries; provided an update on their activities; and thanked the Mayor, Commissioners, and many individuals for their support.

C. Housing Partnership's support of NeighborWorks Week event by Jaimie-Lee Brown

Jaimie-Lee Brown, Vice President of Community Partners, explained in detail the NeighborWorks Week events, spoke about a grant received, and invited the Lake Worth community to a fun family event on June 6, 2015. She said the location for the event had not yet been determined. Families and residents would enjoy a day of art, literacy, music, education, and activities recognizing the rich cultures and strong community.

D. Sunshine Law Overview

City Attorney Torcivia explained that the Sunshine Law provided for a right of access to state and local government meetings, the basic requirements of the Law, who it did and did not apply to, exemptions, exceptions, curing a Sunshine Law possible violation, and enforcement. He said the Sunshine Law was defined as any gathering of two or more members of the same board in which they discuss a matter which would foreseeably come before that board for action.

E. Public Records Law Overview

City Attorney Torcivia explained that the Public Records Law provided for a right of access to state and local government records as well as records of private entities acting on their behalf, scope of the Florida Public Records Act, how records could be requested and the City's response, fees, and remedies to enforce public records law.

6. COMMISSION LIAISON REPORTS AND COMMENTS:

Vice Mayor Maxwell: announced the City demolished a blighted structure on South J Street, asked residents who wanted to receive the Commission meeting agendas to contact the City Clerk, said the Earth Day event was a huge success, the Bryant Park Neighborhood Association's Derby Day event was well attended, said he attended as many neighborhood association meetings as he could and passed any requests or concerns residents had onto the City Manager, asked about the City's policy on donating money or paying for a park bench, asked the Palm Beach Sheriff's Office to create Citizen On Patrols in synergy with neighborhood association

members to receive training, and asked that a downtown beat cop be included in the Fiscal Year 2016 budget.

Commissioner McVoy: commented that the public was aware of and had concern about the recent policing approaches going on in Baltimore, Maryland and other areas in the country and the results of that policing; said Lake Worth had been spared from any policing approaches and he was following up on the Palm Beach Sheriff's Office police training; and commented that he read about a long-term study done on neighborhoods about the upward movement of residents from poverty.

Commissioner Amoroso: commented that the beat cop would stay in the downtown corridor area; the downtown beat cop worked with the homeless coalition; announced upcoming events; said the Earth Day event was a huge success; and announced Amnesty Week to put out an unlimited amount of landscaping and vegetation in preparation for the hurricane season was on May 26-30, 2015.

Commissioner Maier: announced his attendance at the Sacred Heart Catholic School's new library opening, Social House opening, and the May 3, 2015, crime walk; commented that he planned on attending more crime walks to create an awareness; announced his attendance at the May 24, 2015, Homeless Coalition event and said, in the past, he served as a volunteer for the Coalition; said homeless individuals were living in the Cultural Plaza; explained the services provided by the Homeless Coalition; and encouraged everyone to support, volunteer, and/or donate to the Homeless Coalition.

Mayor Triolo: announced her attendance at the Social House opening and May 3, 2015, crime walk; commented that the City was going after blight, said crime was down in certain areas, and that there was a need to fight for safe neighborhoods, families, and streets; said she would be hosting the May 7, 2015, National Day of Prayer event; commented that the Earth Day event was incredible; said she attended her first Neighborhood Association President Council's meeting as the Commission's liaison; announced that she was invited to be the keynote speaker at the ITT Technical Institute School; and commented that there were a lot of applications from Lake Worth for Resident Education to Action Program (REAP) grant funds.

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: Peter Timm, Jo-Ann Golden, and Loretta Sharpe.

Mayor Triolo read the comments written by Lorelei Engel. Ms. Engel, a six

year old, [wrote asking to] please put a bubbler back at Bryant Park. The kids wanted the water fountain back at the playground [because] they got very thirsty when they played.

The following individuals commented on various issues written on their comment cards:

Dustin Zacks spoke about beaches, the need to commit to beaches, and asked everyone to appreciate the beaches in Florida instead of fighting about beaches.

Tammy Pansa thanked Mayor Triolo and Commissioner Maier for attending a crime walk on May 3, 2015. She said there was quite a turn out. She announced the next crime walk event was on May 17, 2015, and commented that walking around created a sense of community.

Patrick Livingston said he relocated to the City and was doing a lot of community services such as distributing food. He asked to use the Osborne Center property for training and education on how to do things to make a community safe and asked the Commission for support to move this along.

Mary Watson said she appreciated the presentation on the Sunshine Law and was disappointed after listening to the Casino Building's Invitation To Negotiate meeting audio about plans to renovate the beach, which was fraud, and said emergency medical and law enforcement already could not get to the beach because of crowding.

Mayor Triolo announced that she would follow the agenda, which included Commission Liaison Reports and Comments and Public Participation on Non-agendaed Items and Consent Agenda. She said there was no agenda item for Commission comments on the publics' comments.

8. APPROVAL OF MINUTES:

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve the following minutes, as submitted:

- A. City Commission Meeting – March 24, 2015**
- B. City Commission Meeting – April 7, 2015**
- C. City Commission Work Session – April 14, 2015**
- D. City Commission Special Meeting – April 21, 2015**
- E. City Commission Meeting – April 21, 2015**

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

9. CONSENT AGENDA:

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Maier to approve the Consent Agenda.

- A. Ratify the appointment of members to various City advisory boards**
- B. First amendment to agreements with Ashbritt Environmental and Ceres Environmental for disaster debris removal and disposal services**
- C. Purchase Orders with Rechten International, Inc. and Pat's Pumps and Blowers, Inc. for a new truck chassis and vacuum body through the Florida Sheriff's Cooperative Purchase contract**
- D. Authorize the cooperative purchase agreement with the Florida Sheriff's Association for the purchase of tires and related services**
- E. Final plat map application for the Lucente Townhomes project located on the southeast corner of 2nd Avenue North and North J Street**

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

Mayor Triolo recessed the meeting at 7:29 PM and reconvened at 7:42 PM.

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 with revisions to Exhibit A on second reading.

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

Jo-Ann Golden asked about the capacity of the water supply because of saltwater intrusion, how much affect would there be on water if more than three hotels were in the downtown area, and the need to know the effect on water in the future.

Peter Timm asked the Commission to stop over commercializing the beach.

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

B. Resolution No. 16-2015 – declare 21 properties as surplus and directing the method of sale

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

RESOLUTION NO. 16-2015 OF THE CITY OF LAKE WORTH, FLORIDA, DECLARING TWENTY-ONE PROPERTIES ON THE INVENTORY LIST OF ALL CITY OWNED PROPERTY AS SURPLUS; FINDING ONE PROPERTY APPROPRIATE FOR AFFORDABLE HOUSING; FINDING TWENTY PROPERTIES NOT USABLE FOR CITY PURPOSES AND NOT APPROPRIATE FOR AFFORDABLE HOUSING; DIRECTING THE METHOD OF SALE; AND, PROVIDING AN EFFECTIVE DATE.

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Maier to approve Resolution No. 16-2015.

William Waters, Community Sustainability Director, explained that staff had identified 21 properties for the Commission's review. It was recommended that the Commission find the property, located at 110 North F Street, was appropriate for affordable housing and convey it to the Lake Worth Community Redevelopment Agency. Staff also recommended the Commission find the remaining 20 properties as not being appropriate for affordable housing and not usable or needed for City purposes and should be disposed of. He explained in detail the method for disposition and that the sale price for disposition through the Request For Proposal (RFP) process would begin at 100% of a property's fair market value.

Comments/requests summaries:

1. Commissioner McVoy commented that the 601 North E Street property use to be a community garden and suggested using some of the lots as community gardens or parks.

2. Commissioner Maier commented that the 732 South C Street property could be removed from the surplus list and added to the next 8th Avenue South Community Development Block Grant (CDBG) funded greenway project.
3. Vice Mayor Maxwell supported providing an incentive for an owner/occupied sale.

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

Darrin Engel commented that the selling price for properties should not be based on the properties' tax appraisals, but disposition of the properties should be in response to the RFP. He said a few lots on the list were not buildable and may require a variance. There was a need to emphasize owner/occupied sales. He said 15-20% of the public could take on the responsibility of building then selling a house.

Loretta Sharpe said a home located on a 25 foot wide lot would not generate much taxes after it was homesteaded. She suggested releasing a RFP and include a clause for demolition of an existing structure.

Tammy Pansa said the lot at 431 South K Street was beautiful and had landscaping, but she wanted to see a house built on it and a family moved in. She commented that she did not want neighborhoods to be "slummed down", but preferred a home built and a family moved in.

Peter Timm commented that some of the Commissioners wanted to turn the lots into parks, which took tax money away from the City and would require maintenance. He said the City needed to sell the lots and make money.

Comments/requests summaries:

4. Mayor Triolo commented that she supported having homes built on the vacant lots.
5. Mayor Triolo suggested changing the disposition ordinance to allow first right purchases to adjacent property owners.
6. Commissioner McVoy commented that adding parks raised the value of nearby properties.

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

C. Resolution No. 17-2015 – designate five trees located in the Cultural Plaza as historic

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

RESOLUTION NO. 17-2015 OF THE CITY OF LAKE WORTH, FLORIDA, DESIGNATING FIVE TREES IN THE CITY'S CULTURAL PLAZA AS HISTORIC TREES; DIRECTING THE CITY HORTICULTURIST TO PERMANENTLY MARK THE TREES AS HISTORIC AND DIRECTING THE CITY CLERK TO MAINTAIN AN OFFICIAL RECORD OF SUCH DESIGNATION; AND, PROVIDING FOR AN EFFECTIVE DATE

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve Resolution No. 17-2015.

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.

11. UNFINISHED BUSINESS:

There were no Unfinished Business items on the agenda.

12. NEW BUSINESS:

A. Resolution No. 18-2015 – authorize the CDBG Interlocal Agreement for 11th Avenue South greenway project

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

RESOLUTION NO. 18-2015 OF THE CITY OF LAKE WORTH, FLORIDA, APPROVING THE INTERLOCAL AGREEMENT BETWEEN PALM BEACH COUNTY AND THE CITY IN THE AMOUNT OF \$267,396 IN COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR THE 11TH AVENUE SOUTH GREENWAY IMPROVEMENTS PROJECT; AUTHORIZING THE MAYOR TO EXECUTE THE INTERLOCAL AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Action: Motion made by Commissioner McVoy and seconded by Vice Mayor Maxwell to approve Resolution No. 18-2015.

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.

B. Resolution No. 19-2015 – submit an application for Fiscal Year 2016 CDBG funding to replace the Osborne Pavilion roof structure

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

RESOLUTION NO. 19-2015 OF THE CITY OF LAKE WORTH, FLORIDA, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO PALM BEACH COUNTY FOR FISCAL YEAR 2015-2016 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR IMPROVEMENTS TO THE OSBORNE PAVILION; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner McVoy to approve Resolution No. 19-2015.

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

Jo-Ann Golden asked about the cost and how this project was selected. She asked for clarification on the issue.

Retha Lowe said she was glad to hear that Commissioner Maier had visited the Osborne Pavilion location, about 25-30 gentlemen visited the Osborne Pavilion every day, and 90% of the visitors were retired City staff. Families used it for picnics and people used the ball fields. She thanked the Commission for using Community Development Block Grant funds for this project. She asked the Commission to invite the public to the roof design decision discussions.

Loretta Sharpe commented that the men who visited the Osborne Pavilion every day kept it clean and the improvement was needed.

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

C. Resolution No. 20-2015 – submit an application for Fiscal Year 2016 CDBG funding for improvements to Tropical Drive and Barton Road

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

RESOLUTION NO. 20-2015 OF THE CITY OF LAKE WORTH, FLORIDA, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO PALM BEACH COUNTY FOR FISCAL YEAR 2015-2016 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR IMPROVEMENTS TO TROPICAL DRIVE AND BARTON ROAD; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve Resolution No. 20-2015.

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.

D. Resolution No. 21-2015 – authorize a State Revolving Fund Loan for replacement of 2 inch steel water piping within the City

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

RESOLUTION NO. 21-2015 OF THE CITY OF LAKE WORTH, FLORIDA, RELATING TO THE STATE REVOLVING FUND (SRF) LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING THE SRF REQUEST FOR INCLUSION, AUTHORIZING THE LOAN APPLICATION; AUTHORIZING EXECUTION OF THE LOAN AGREEMENT; AUTHORIZING STAFF TO PROCEED WITH THE PROJECT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING LEGAL AUTHORITY; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner McVoy to approve Resolution No. 21-2015 authorizing a Drinking Water State Revolving Fund loan.

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

Peter Timm asked if matching funds were needed for the loan.

Jo-Ann Golden about for coordination between City departments when the infrastructure improvements were made and roads dug up.

Comments/requests summaries:

1. Larry Johnson, Water Utilities Director, explained that this was a State Revolving Loan and no matching funds were required.
2. City Manager Bornstein explained that there was no coordination with the City when a private gas company dug up roads for improvements.
3. Mr. Johnson commented that there had been coordination discussions with the private gas company about the replacement pipe project. He said he was working with them on the design process.

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

13. LAKE WORTH ELECTRIC UTILITY:

A. PRESENTATION:

1) Update on the electric utility system

No update on the electric utility system was provided.

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 did not provide a report.

15. CITY MANAGER'S REPORT

A. May 19, 2015 – draft Commission agenda

City Manager Bornstein provided the following report:

- Announced that there was leftover Community Development Block Grant funds available and staff was looking into getting those funds for Domino Park improvements.
- Richard Pinsky, Akerman LLP, reported that the 2015 Florida Legislative Session was the least productive in modern history. He explained in detail the issues not passed and those that were passed. He said the City's request for \$2.5 million for Park of Commerce improvements was still included in the State's budget, the list for water projects was never released, the City requested \$2.5 million for Tropical Drive and Barton

Road, and requested \$1.5 million for North M and North K Streets improvements. A Special Legislative Session could be called with limits to the scope of discussions because the State's budget was not yet approved. He said the deadline for an approved State budget was June 30, 2015, to avoid a government shutdown. He announced that Senator Clemens's aide lost her battle with cancer and died 10 days ago.

Mayor Triolo asked for a moment of silence in remembrance of the Senator's aide.

16. ADJOURNMENT:

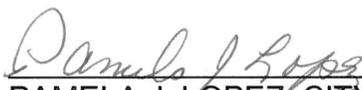
Action: Motion made by Commissioner McVoy and seconded by Vice Mayor Maxwell to adjourn the meeting at 8:55 PM.

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: June 2, 2015

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