MINUTES
CITY OF LAKE WORTH
REGULAR MEETING OF THE CITY COMMISSION
JUNE 2, 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 Jason Fairbanks, First Congregational Church.

3. PLEDGE OF ALLEGIANCE:

The pledge of allegiance was led by Commissioner Ryan Maier.

4. AGENDA - Additions/Deletions/Reordering:

Action: Motion made by Commissioner McVoy and seconded by Commissioner Amoroso to accept the agenda as submitted.

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

5. PRESENTATIONS:

A. Lake Worth High School Class of 1965 Artist Clarence Measelle will present donated historical art work to the City

Vice Mayor Maxwell announced that he had attended a recent Lake Worth High School's 50th anniversary class reunion. The highlight of the reunion was his acceptance, on behalf of the City, of a piece of artwork by Clarence Measelle. The artwork was so large that he wanted to have it formally accepted during a Commission meeting.

Clarence Measelle thanked John and Carole Wright for donating his H.C. Pence painting. He said it was an honor to have his painting hung in City Hall. He cited various past businesses and a drive-in theater that were located in the City.

Comments/requests summaries:

1. City Manager Bornstein commented that the artwork could be hung in the City Hall hallway or City Hall Conference Room.

2. Vice Mayor Maxwell commented that there had been discussion about hanging it in the Library and other areas on a rotating basis.

3. Commissioner McVoy suggested hanging the artwork at the Casino Ballroom as part of the rotation or on permanent display.

B. Flag Day ceremony at Bryant Park by the Lake Worth Scottish Rite

Michael Gribbet, Lake Worth Scottish Rite, explained that they had been a citizen of the City for 97 years. In 2008, the City gave the Scottish Rite the honor of celebrating Flag Day. This year, the Flag Day ceremony would be held on June 14, 2015, at Bryant Park. The event began at 6:30 PM and the pledge of allegiance was scheduled at 7:00 PM. He asked the Commission to help the Scottish Rite get the word out. He invited everyone to visit a 1770 flag that was hung in his office at the Scottish Rite Center on North D Street. He asked that power at Bryant Park be turned on during the celebration. He announced that members of the Scottish Rite would be distributing a booklet on freedom during Evenings on the Avenue.

Comments/requests summaries:

1. Mayor Triolo suggested Commission meetings be held at the Scottish Rite when their meetings needed to be held away from City Hall.

2. City Manager Bornstein commented that he would verify with staff that flags would be installed on poles and entryway signs around the City between Flag Day through July 4, 2015.

3. Commissioner McVoy thanked the Scottish Rite for their support of the Gray Mockingbird garden.

C. Update provided by the Library Board

Mark Parrilla, Library Board member, provided information on the amount of money remaining in the Simpkin Library Trust Fund, attendance, programs offered, hours of operation, events held, and improving users' experiences. He invited volunteers to help with programs.

Comments/requests summaries:

1. Commissioner Amoroso requested updates by the Library Board be scheduled when the Librarian could be present because he had questions

about fund raising.

2. Commissioner Amoroso commented that he gave the Librarian a pile of grant information that would apply to the Librarian. He asked if the Librarian was able to work on them.

3. Commissioner Amoroso commented that a grant to cover the Librarian would end soon and there was a need to talked about it during the budget discussions.

4. Commissioner Amoroso asked if the Librarian, Library Board, or Friends of the Library had any thoughts about how to replace the Librarian or how to continue the grant.

5. Commissioner Amoroso requested his questions be answered since the elected officials were in budget sessions and there was a need to make decisions based around the Library.

D. Vice Mayor Scott Maxwell to announce recipients of the 2015 Resident Education to Action Program (REAP) grants

Vice Mayor Maxwell said neighborhood associations were active in the City. He announced that the recipients of the 2015 Resident Education to Action Program (REAP) grants were Bryant Park, College Park, Downtown Jewel, Parrot Cove, Pineapple Beach, Royal Poinciana, and South Palm Park Neighborhood Associations; Cottages of Lake Worth, Inc.; Lake Worth Visitor's Center; Neighborhood Association Presidents Council; and Friends of the Library of the City of Lake Worth.

Mary Lindsey explained that this was a collaborated effort by neighbors. She announced that there would be five new neighborhoods involved in the Crime Watch program. She displayed a "Take a Book, Leave a Book" mobile "Little Free Library" box and said 34 boxes would be placed throughout the City.

6. <u>COMMISSION LIAISON REPORTS AND COMMENTS:</u>

<u>Vice Mayor Maxwell:</u> announced his attendance at the Memorial Day service by the American Legion in Lake Worth and Boynton Beach; encouraged everyone to attend the services held and for everyone to think about those individuals who served the country; said he continued to attend neighborhood association meetings and that there was a lot of excitement about the annual raft race held on July 4th; and announced the City's raft theme would be "The Grapes of Raft."

<u>Commissioner McVoy:</u> announced his attendance at the Lake Worth Memorial Day service; said he wanted to reiterate his request for the Commission to reexamine the way advisory board members were appointed and to go back to the Commission interviewing advisory board members

during public meetings so that everyone got to meet them and could see the collective "sweet" list of talent; and said the method to appoint advisory board members could be something similar, but improved.

Commissioner Amoroso: announced his attendance at the Memorial Day service, said attendance was lacking, and encouraged everyone to attend in the future; said he attended a May 30, 2015, clean up event on H Street and that there were over 40 volunteers, announced the next clean up event was on June 13, 2015, in the Downtown Jewel neighborhood, and another clean up event was scheduled in July in the Mango Groves neighborhood; commented that he spoke at the Downtown Jewel Neighborhood Association meeting; announced that he was sworn in as a Board of Director of the Palm Beach League of Cities; reported that he was lobbying in Washington, DC on behalf of the National League of Cities and Lake Worth to bring more tax dollars to cities, said over $30 billion was identified in 2013 as not going back to cities, and Congress was being called on to invest in local transportation priorities and municipal bonds; said he would be meeting with Congresswomen Lois Frankel about sober homes and the beach next week; announced his attendance at a ground breaking event today for the Lucente Townhome development behind the Post Office; commented that he was the Commission's liaison on the Beach and Casino Invitation To Negotiate (ITN) Selection Committee, said there was direction to bring the issue up at a Commission meeting, the Commission needed to discuss the ITN's recommendations, and that there was a lot of public comment about hearing from all three proposals, which was not one of the Selection Committee's recommendation; and he distributed information on how to access a prior traffic study and asked the Commission to read it.

Comments/requests summaries:

1. Mayor Triolo commented that the ITN issue needed to be brought back to the Commission as an agenda item, but perhaps a decision could be made to hear from the three proposers without being on an agenda.

2. Commissioner Amoroso commented that the Selection Committee's recommendations, including any negotiation for the Casino Ballroom needed a parking study to identify what was needed or what may not be needed.

3. Commissioner McVoy commented that discussion during the ITN's meetings were about traffic and capacity studies.

4. Mayor Triolo commented that this item was not on the agenda, so the Commission could not vote or move on anything. During the May 12, 2015, Commission work session, the audience said they wanted to hear the proposals. She asked if presentations could be set up without the issue being an agenda item.

City Manager Bornstein replied that, if it was the consensus of the Commission to bring back the three proposals and have presentations, then he would.

Mayor Triolo commented that she wanted to see the three presentations.

5. Vice Mayor Maxwell commented that he and the public wanted to see the presentations. Given the importance of the presentations and issues, he requested a stand-alone public meeting be scheduled.

6. Commissioner McVoy commented that he did not have a problem with scheduling a public meeting to hear presentations as long as there was plenty of notice to the public regardless of whether it was a stand-alone meeting or not. He said it was important to allow public comments, ask questions, and have back and forth discussions.

7. Commissioner McVoy requested a clear, written statement from the City Attorney because he said he would never want the Commission to have set up steps for hearing presentations then be in a position to be sued.

8. Commissioner Maier suggested uploading ITN information onto the City's website versus having a public meeting where the public could speak; however, he said he was open to a public meeting.

Consensus: To schedule a public meeting to hear the three proposals and have presentations.

Commissioner Maier: announced his attendance at the Tropical Ridge and Poinciana Neighborhood Association meetings; said he participated in a May 30, 2015, clean up event and that the next clean up event was scheduled on June 13, 2015; announced his attendance at a public meeting to discuss how to spend a $35,000 Justice Assistance Grant, said he was surprised that he was the only person who attended, asked how to get the word out so that more people would attend these meetings and provide their input; commented that during his campaign, he heard from the public about getting the word out and getting them involved; said he wanted to hear the publics' ideas and to let him and other Commissioners know how to get them more involved in the process; commented that he supported revisiting the advisory board member appointment process, said it was a way for him to connect, as a former board applicant, to the other Commissioners; and supported continuously working to make the process more effective.

Mayor Triolo: announced her attendance at the Memorial Day service and thanked the Junior Reserve Officers' Training Corps (JROTC), Grounds Division staff, and Boy Scouts of America for cleaning Pinecrest Cemetery; announced an Action Forum coordinated by Bridges at Lake Worth at South Grade Elementary School on June 4, 2015, to discuss child abuse and neglect prevention; announced the June 13, 2015, Kids Summer Fund Day

event at the Gray Mockingbird Garden on North D Street; said she attended a Metropolitan Planning Organization meeting last week, a strategic plan for roadway projects would be discussed during their June meeting, and a vote would be taken in July; announced her attendance at several neighborhood association meetings as the Commission's liaison to the Neighborhood Association Presidents Council; commented that she would attend the June 6, 2015, Neighborhood Association Presidents Council meeting; announced the Education Council would meet next week and the members would be working on finding locations for the creation of more Voluntary Pre-Kindergarten (VPK) classes and middle school age after school programs; and announced her attendance at the Lucente Townhome ground breaking event today.

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

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

Maryann Polizzi thanked Vice Mayor Maxwell and Commissioner Amoroso for diligently following up on sober home legislation in both Tallahassee and Washington, DC. She said Mayor Triolo was phenomenal and thanked her along with all of the other Commissioners for attending other meetings. She commented that it was important for all of the Commission members to attend neighborhood association meetings. The Palm Beach Sheriff's Office personnel attended neighborhood association meetings. She said there was a special meeting held for businesses located east of Federal Highway that upset the South Palm neighborhood residents.

Katie McGiveron said she was told that the Community Redevelopment Agency (CRA) did not have funds to clean up one of their lots. She advocated for the Commission to take over the CRA because their financial books were currently not open to the public for inspection, but they would be open if the Commission served as the CRA. She said there was a new County policy about spaying and neutering feral cats.

Tammy Pansa commented that it would be great for Lake Worth if the City had a Public Information Officer. She said a lot of news began as editorials rather than factual. The City could do a great service by having an Information Officer and to include more website activities. She said the Beach and Casino Invitation To Negotiate's Selection Committee members asked why there was no discussion between them and the Commission during the May 12, 2015, Commission Work Session. She also asked what the Commission thought about the Selection Committee.

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

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 – May 5, 2015
B. City Commission Work Session – May 12, 2015
C. City Commission Meeting – May 19, 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 Amoroso to approve the Consent Agenda.

A. Resolution No. 23-2015 – submit two Fiscal Year 2017 Small Matching Historic Preservation Grant applications

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

RESOLUTION NO. 23-2015 OF THE CITY OF LAKE WORTH, FLORIDA, AUTHORIZING THE SUBMISSION OF TWO APPLICATIONS TO THE FLORIDA DEPARTMENT OF STATE, DIVISION OF HISTORICAL RESOURCES FOR GRANT FUNDS PROVIDED THROUGH THE FISCAL YEAR 2017 SMALL MATCHING HISTORIC PRESERVATION GRANTS PROGRAM IN THE AMOUNT OF UP TO $50,000; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

B. Resolution No. 24-2015 – Amendment 002 to the CDBG Interlocal Agreement for the 7th Avenue South Roadway Improvements project

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

RESOLUTION NO. 24-2015 OF THE CITY OF LAKE WORTH, FLORIDA, APPROVING AMENDMENT 002 TO THE 7TH AVENUE SOUTH RECONSTRUCTION PROJECT INTERLOCAL AGREEMENT TO INCREASE THE ALLOCATION OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM $450,750 TO $480,750, TO EXTEND THE PROJECT COMPLETION DATE TO MAY 31, 2016, AND TO REPLACE SECTIONS 9 AND 10 WITH NEW TERMS CONSISTENT WITH PALM BEACH COUNTY POLICY; AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT 002; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

C. Increase Purchase Order to GT Supplies for additional dumpster and roll-off container repairs

D. Amendment to Agreement with Alcalde & Fay, Ltd. for temporary suspension of services

E. Waiver of conflict for Baker, Donelson, et al to assist the City with FEMA de-obligation/disallowance of disaster assistance

F. Task Order No. 13 with Mock Roos and Associates for design phase services for the Water Treatment Plant High Service Pump Improvements

G. Task Order No. 14 with Mock Roos and Associates for design and bid phase services for the Wastewater Pump Station #4 Replacement

H. Ratify board members to various City advisory boards

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

10. PUBLIC HEARINGS:

There were no Public Hearings items on the agenda.

11. UNFNISHED BUSINESS:

There were no Unfinished Business items on the agenda.

Comment/request summary:

1. Commissioner McVoy requested the Commission be allowed to comment on Public Participation of Non-Agendaed Items and Consent Agenda comments.

   Mayor Triolo responded that if a Commissioner wanted to allow Commission comments on Public Participation of Non-Agendaed Items and Consent Agenda, then the issue needed to be brought back as an agenda item.

12. NEW BUSINESS:

A. Authorize the City's Public Services Department to design, engineer and obtain construction phase services for the 6th Avenue South Improvements Project – Federal to Dixie Highways

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to authorize the Public Services Department to proceed with the design, engineering, and construction services of the 6th Avenue South Improvements Project – Federal Highway to Dixie Highway.

Jamie Brown, Public Services Director, explained that staff was seeking authorization to proceed with the design, engineering, and construction services. Afterwards, a contract for the construction of the project would be brought before the Commission for consideration. He said 6th Avenue South was one of two gateways into the City and was awful. He explained the proposed improvements.

Comments/requests summaries:

1. Commissioner McVoy commented that there was a need for a pedestrian crossing on 6th Avenue South between I-95 and Dixie Highway.

2. Commissioner McVoy commented that he would support this item; however, he would not move forward on the issue without something being done in the western area of 6th Avenue South.

   Mr. Brown replied that the City could not do anything along 6th Avenue South between I-95 and Dixie Highway because that portion was a county road.

3. Mayor Triolo commented that the Metropolitan Planning Organization was addressing the pedestrian issue; however, the County Department of Transportation would not address it. She invited everyone to meet with staff and, as a community, gather signatures in order to send the Florida Department of Transportation a report.

   City Manager Bornstein replied that he would discuss the issue with staff and report back to the Commission.

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

Loretta Sharpe said there were many problems along 6th Avenue South between Dixie and Federal Highways. One of the biggest problem was not being able to see around bushes that were too high near South K and L Streets.

Yolanda del Sanchez said the intersection of 6th Avenue South and South D Street was horrible. That area was a gateway into the community and she walked her children to school every day. The road between Dixie and Federal Highways were bad and said she was glad to hear that traffic calming devices would be installed there. She commented that South D Street was not made for semi-trucks and there was no ordinance in place to stop speeders. She

asked that "no thru truck" signs be installed and to make sure the signs were valid so that they could be enforced by the Palm Beach Sheriff's Office.

Mark Easton said he could remember, as a child, when 6th Avenue South had a bicycle crossing and when there was no problem crossing the avenue. He suggested reducing the speed limit on 6th Avenue South to 25 miles per hour between I-95 and Federal Highway.

City Manager Bornstein replied that the County would not consider changing the speed limit without a study. The results of the study may show that the speed limit needed to be increased.

Peter Timm said he was surprised that the City was not contracting with Mock Roos & Associates to design the road and that the design work was being done in-house.

John Szerdi said he traveled along 6th Avenue South a lot and many people were trying to cross the avenue. He said there were two traffic lights on 10th Avenue North and asked why the 6th Avenue South corridor did not justify having a second traffic light. This was a four lane highway and tough for pedestrians to cross. He said there was a lot of abandoned housing on 6th Avenue South between Dixie and Federal Highways. He asked that dumpsters between Dixie and Federal Highways not be picked up before 6 AM. He said the area on 6th Avenue South between Dixie and Federal Highways needed more attention than just roadwork.

Comments/requests summaries:

1. Commissioner Amoroso asked that the palm trees located near South K and L Streets be identified because travelers could not see around them.

2. Commissioner Amoroso requested staff look into why there was an extra traffic light on 10th Avenue North but not on 6th Avenue South.

3. Commissioner McVoy commented that people were concerned about Lake Worth and making neighborhoods a better quality of life.

4. Commissioner McVoy asked if the City could go against the "green book" which set speed limit standards and if the City could, then it should. He suggested putting pressure on the County to reduce the speed limit and install a second traffic light.

5. Vice Mayor Maxwell suggested creating a notruck route ordinance to prohibit trucks through certain areas and to begin with those streets that would be easier.

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 was provided.

Comment/request summary:

1. Commissioner Amoroso requested that updates on the electric system be scheduled in the future.

   City Manager Bornstein replied that an update could be scheduled at the next meeting.

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. June 16, 2015 – draft Commission agenda

City Manager Bornstein provided the following report:

- Announced that the Palm Beach County League of Cities presented City Attorney Torcivia with an Associate Member of the Year award for exemplary involvement and support to the priorities and programs of the League of Cities. He thanked the City Attorney for his continued service and dedication.

- Announced a plan to split the amount of resident beach decal parking spaces between the lower west and lower south end lot areas. He said the split would require changing signage without a tremendous cost to the

City.

Comments/requests summaries:

1. Commissioner Maier asked for the process to be streamlined and to mail information to everyone who had a beach decal sticker.

2. Commissioner Amoroso commented that the Palm Beach Sheriff's Office personnel did not have a problem parking because they could park anywhere. He said the problem was getting into the beach area because of traffic.

3. Mayor Triolo commented that, if the City was looking at adjusting the beach parking or traffic pattern, then she asked why change the beach decal parking area.

4. Vice Mayor Maxwell asked if Beach and Casino tenant parking and installing parking booths would be looked into if a traffic study was done.

   City Manager Bornstein replied that everything came with a cost. He asked who would design a traffic pattern and who would pay. He said there would be impacts no matter what the Commission decided.

5. Commissioner McVoy asked for information on paying the beach debt and on parking fees be included in the ITN proposal discussion. He also requested the public be asked what they wanted at the beach.

16. ADJOURNMENT:

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Maier to adjourn the meeting at 8:10 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: July 14, 2015

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