



CITY OF LAKE WORTH

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

ACTION AGENDA
CITY OF LAKE WORTH
CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, JULY 14, 2015 - 6:00 PM

1. **ROLL CALL:** Vice Mayor Scott Maxwell and Commissioners Christopher McVoy, Andy Amoroso, and Ryan Maier were present. Mayor Pam Triolo was absent.

2. **INVOCATION:** Pastor Steve Wipperman, Our Savior Lutheran Church

3. **PLEDGE OF ALLEGIANCE:** Led by Commissioner Ryan Maier

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

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

- Delete Presentations, Item C – Recognize the retirement of Stephen O’neal for his years of service to the City; and
- Approve the agenda as amended.

Vote: Motion approved, 4-0

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

A. Legislative update provided by Senator Jeff Clemens

B. Legislative update provided by Representative Bobby Powell

C. (~~Deleted~~) Recognize the retirement of Stephen Oneal for his years of service to the City

D. 14th Annual Rif Raft Race report provided by Jon Faust

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

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

8. **APPROVAL OF MINUTES:**

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

Vote: Motion approved, 4-0

Agenda Date: July 14, 2015 Regular Meeting

- A. City Commission Meeting - June 2, 2015
- B. City Commission Budget Work Session - June 9, 2015
- C. City Commission Meeting - June 16, 2015

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

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve the Consent Agenda.

Vote: Motion approved, 4-0

- A. Resolution 36-2015 - set the tentative Fiscal Year 2016 millage rate
- B. Resolution No. 37-2015 - 5th amendment to the City's Fiscal Year 2015 budget
- C. Resolution No. 38-2015 - declare the City's intent to issue a revocable permit for property located 1632 North K Street and schedule the public hearing date for August 4, 2015
- D. Resolution No. 39-2015 - authorize submission of the Fiscal Year 2015-2016 State Aid to Libraries Program application
- E. Lake Worth Public Library Annual Plan of Service for Fiscal Year 2015-2016
- F. Variance Agreement to allow brick pavers on a driveway and City right-of-way on property located at 1309 North Palmway
- G. Purchase 2 new vehicles for the Public Services and Water Utilities Departments
- H. Task Order No. 8 with Craven Thompson and Associates, Inc. for design and bid phase services for the Watermain Replacement Downtown project
- I. Task Order No. 15 with Mock Roos and Associates for design and bid phase services for the 11th Avenue North Sewer Rehabilitation project
- J. Task Order No. 6 with URS Corporation, a Division of AECOM, for engineering design, permitting, and bid phase services for the 8th Avenue South Watermain project
- K. Reappointment of members to various City advisory boards
- L. Agreement with Johnson, Anselmo, Murdoch et al for legal services

10. PUBLIC HEARINGS:

- A. Ordinance No. 2015-04 - First Reading and Public Hearing - amend various sections and tables in the Land Development Regulations and schedule the second reading and public hearing date for August 4, 2015

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve Ordinance No. 2015-04 on first reading and schedule the second reading and public hearing date for August 4, 2015.

Action: Amended motion made by Commissioner Amoroso and seconded by Commissioner Maier to amend Exhibit B *Permitted Use Table's "Public High Intensity Public Uses BAC Zoning District"* to delete "P" from the *Recreation Public (Indoor) with Team Sports Facilities and Recreation Public (Indoor) without Team Sports Facilities*; amend "*Public Medium Intensity Public Uses BAC Zoning District*" to delete "P" from the *Recreation Public (Indoor) with Team Sports Facilities*; approve amended Ordinance No. 2015-04 on first reading; and schedule the second reading and public hearing date for August 4, 2015.

Vote: Motion approved, 4-0

11. UNFINISHED BUSINESS: There were no Unfinished Business items on the agenda.

12. NEW BUSINESS:

A. Ordinance No. 2015-05 - First Reading - consider a major amendment to a Residential Planned Development (RPD) located at the northeast intersection of North Dixie Highway and 3rd Avenue North and schedule the public hearing date for August 4, 2015

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve Ordinance No. 2015-05 on first reading and schedule the public hearing date for August 4, 2015.

Vote: Motion approved, 4-0

B. Ordinance No. 2015-06 - First Reading - increase Business Tax Receipt rates by five percent (5%) and schedule the public hearing date for August 18, 2015

Action: Motion made by Commissioner McVoy and seconded by Commissioner Maier to approve Ordinance No. 2015-06 on first reading and schedule the public hearing and second reading on August 18, 2015.

Vote: Motion approved, 4-0

C. Ordinance No. 2015-07 - First Reading - Interlocal Service Area Boundary Agreement with the County and schedule the public hearing date for August 18, 2015

Action: Motion made by Commissioner McVoy and seconded by Commissioner Amoroso to approve Ordinance No. 2015-07 and schedule the public hearing date for August 18, 2015.

Vote: Motion approved, 4-0

D. Resolution No. 40-2015 - affirm support for the Southeast Florida Regional Climate Action Plan

Agenda Date: July 14, 2015 Regular Meeting

Action: Motion made by Commissioner McVoy and seconded by Commissioner Amoroso to approve Resolution No. 40-2015.

Vote: Motion approved, 4-0

- E. Purchase Order with Mobile Modular for a new triple-wide modular trailer for the Public Services administration staff

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve a Purchase Order with Mobile Modular for a new modular trailer for the Public Services administration staff.

Vote: Motion approved, 4-0

- F. Tolling Agreement with REG Architects and The Morganti Group

Action: Motion made by Commissioner McVoy and seconded by Commissioner Amoroso to approve the Tolling Agreement with REG Architects, Inc. and The Morganti Group, Inc.

Vote: Motion approved, 4-0

- G. Designate a voting delegate for the business meeting during the 2015 Florida League of Cities 89th annual conference on August 13-15, 2015 in Orlando, Florida

Action: Motion made by Commissioner Amoroso and seconded by Commissioner McVoy to appoint Vice Mayor Maxwell as the voting delegate for the Florida League of Cities Annual Business Meeting at the Florida League of Cities annual conference on August 13-15, 2015, in Orlando, Florida.

Vote: Motion approved, 4-0

13. LAKE WORTH ELECTRIC UTILITY:

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

There were no Lake Worth Electric Utility Consent Agenda items on the agenda.

- B. **PUBLIC HEARING:**

There were no Lake Worth Electric Utility New Business items on the agenda.

- C. **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:

City Manager Bornstein provided the following report:

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- Announced Todd Baer would be replacing Captain Rolando Silva as the Lake Worth's Palm Beach Sheriff Office District 14 new captain.
- Reported that crematoriums did not spring up in Lake Worth overnight, but were in the City for over 30 years. According to the City's current zoning code, they could not locate into the City or abut a residential area. He said that, as long as the current crematoriums were functioning, then legally they were allowed to exist until they went out of business. He clarified that it was the City's understanding that crematoriums were regulated by the Health Department. He asked the Commission for an opportunity to "circle back" with the staff, City Attorney, and Health Department on the black smoke issue. He said the City's code did not address smoke coming from the crematoriums.
- Reported that road work was done when the City could find money. Funding for roads and utilities had been worked on for several years. He reported that the Utility Departments had money because they had a revenue stream. In 2005 projects were identified, which then became the basis for what the Utility Department was now designing and doing. If a road was torn up to replace utilities, then the road would be repaired at the same time. He commented that some recent road work was done using Community Development Block Grant funds.
- Reported that the City already had funding for utility infrastructure improvements in the Park of Commerce; however, there was no funding source for their roads. He commented that the City still had not found a solution to fund roadway projects.

A. August 4, 2015 Draft Commission Agenda

16. ADJOURNMENT: The meeting was adjourned at 8:51 PM.

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.