



CITY OF LAKE WORTH

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ACTION AGENDA
CITY OF LAKE WORTH
CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, AUGUST 04, 2015 - 6:00 PM

1. **ROLL CALL:** The Mayor and all Commissioners were present.
2. **INVOCATION:** Reverend Frederick James Sr., Grant Chapel AME Church
3. **PLEDGE OF ALLEGIANCE:** Led by Commissioner Christopher McVoy
4. **AGENDA - Additions/Deletions/Reordering:**

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

- Reorder Consent Agenda, Item H to New Business as Item E – Settlement and Relocation and Reconstruction Agreements with Clear Channel Outdoor, Inc.;
- Reorder Consent Agenda, Item B to New Business as Item F – First Amendment to a Lease with RTT Benny’s On the Beach, Inc. for additional space; and
- Approve the agenda as amended.

Vote: Motion approved, 5-0

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

A. Recognition of PBSO Captain Rolando Silva

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

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

8. **APPROVAL OF MINUTES:**

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

Vote: Motion approved, 5-0

- A. City Commission Budget Work Session - June 30, 2015
- B. City Commission Meeting - July 14, 2015

Agenda Date: August 4, 2015 Regular Meeting

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

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

Vote: Motion approved, 5-0

- A. Resolution No. 41-2015 - interlocal agreement for the membership expansion of the Palm Beach Metropolitan Planning Organization (MPO)
- B. (Reordered to New Business as Item F) First Amendment to a Lease with RTT Benny's On the Beach, Inc. for additional space
- C. Contract with Rosso Site Development for the 7th Avenue South roadway and watermain improvements project
- D. Purchase two new vehicles for the Electric Utility Department
- E. Task Order No. 7 with URS Corporation, a Division of AECOM, for engineering design, permitting, and bid phase services for the water plant acid dilution project
- F. Contract with Electron Corp. of South Florida for the replacement of two variable frequency drives at the Master Pump Station
- G. Task Order No. 6 with Mathews Consulting, Inc. for engineering services for lime system upgrades and improvements
- H. (Reordered to New Business as Item E) Settlement and Relocation and Reconstruction Agreements with Clear Channel Outdoor, Inc.

10. PUBLIC HEARINGS:

- A. Ordinance No. 2015-04 - Second Reading and Second Public Hearing - amend various sections and tables in the Land Development Regulations

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve Ordinance No. 2015-04 on second reading.

Vote: Motion approved, 5-0

- B. Ordinance No. 2015-05 - Second Reading and Public Hearing - consider a major amendment to a Residential Planned Development (RPD) located at the northeast intersection of North Dixie Highway and 3rd Avenue North

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve Ordinance No. 2015-05 on second reading.

Commissioner Amoroso left the meeting at 6:49 PM and returned at 6:51 PM.

Vote: Motion approved, 4-1 (Commissioner McVoy dissenting)

Agenda Date: August 4, 2015 Regular Meeting

- C. Resolution No. 42-2015 - Public Hearing - issue a revocable permit for property located at 1632 North K Street

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve Resolution No. 42-2015 and issue the revocable permit for the property located at 1632 North K Street.

Vote: Motion approved, 5-0

11. UNFINISHED BUSINESS:

There were no Unfinished Business items on the agenda.

12. NEW BUSINESS:

- A. Ordinance No. 2015-08 - First Reading - allow future municipal election date changes in the event of any countywide or statewide election in March and schedule the public hearing date for August 18, 2015

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve Ordinance No. 2015-08 on first reading and schedule the public hearing date for August 18, 2015.

Vote: Motion approved, 5-0

- B. Amendment 5 to the Law Enforcement Services Agreement with the Palm Beach County Sheriff's Office through September 30, 2016

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner McVoy to approve Addendum No. 5 to the Law Enforcement Services Agreement for Fiscal Year 2016.

Vote: Motion approved, 5-0

- C. Village of Palm Springs claim for additional franchisee fees for electric revenues

Consensus: Directed staff to look further into Proposal 3 - to increase the franchise fee for Palm Springs residents located in the annexed area to collect the franchise fees that were not collected previously over a five year period.

- D. First Amendent to an Agreement with USP Technologies to provide odor control treatment in the City's sewer collection system

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve an amended agreement with USP Technologies (formerly US Peroxide) for an additional \$60,000 and budget transfers in the amount of \$34,300 to provide odor control treatment to the City sewer collection system.

Vote: Motion approved, 5-0

Agenda Date: August 4, 2015 Regular Meeting

- E. (Formerly Consent Agenda, Item H) Settlement and Relocation and Reconstruction Agreements with Clear Channel Outdoor, Inc.

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve the settlement agreement and relocation and reconstruction agreement with Clear Channel Outdoor, Inc.

Vote: Motion approved, 4-1 (Commissioner McVoy dissenting)

- F. (Formerly Consent Agenda, Item B) First Amendment to a Lease with RTT Benny's On the Beach, Inc. for additional space

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve the First Amendment to a Lease with RTT-Benny's On the Beach, Inc.

Vote: Motion approved, 5-0

13. LAKE WORTH ELECTRIC UTILITY:

- A. **PRESENTATION:** (there is no public comment on Presentation items)

- 1) Update on the electric utility system

City Manager Bornstein provided an update and introduced the new Electric Utility Director, Jack Borsch.

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

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:**

- 1) Contract with Alpha-Omega Training & Compliance, Inc. for no. 8 fuel tank cleaning

Action: Motion made by Commissioner Amoroso and seconded by Commissioner McVoy to approve a contract for Invitation For Bid 15-106 for no. 8 fuel tank cleaning to Alpha-Omega Training & Compliance, Inc.

Vote: Motion approved, 5-0

14. CITY ATTORNEY'S REPORT:

Assistant City Attorney Ansay did not provide a report.

Agenda Date: August 4, 2015 Regular Meeting

15. CITY MANAGER'S REPORT:

City Manager Bornstein did not provide a report.

A. August 18, 2015 Draft Commission Agenda

16. ADJOURNMENT: The meeting was adjourned at 8:17 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.