

**MINUTES  
CITY OF LAKE WORTH  
REGULAR MEETING OF THE CITY COMMISSION  
NOVEMBER 10, 2015 – 6:00 PM**

The meeting was called to order by Vice Mayor Maxwell on the above date at 6:02 PM in the City Commission Chamber located at City Hall, 7 North Dixie Highway, Lake Worth, Florida.

**1. ROLL CALL:**

Present were Vice Mayor Scott Maxwell and Commissioners Christopher McVoy, Andy Amoroso, and Ryan Maier. Mayor Pam Triolo teleconferenced into the meeting at 8:55 PM. Also present were City Manager Michael Bornstein, City Attorney Glen Torcivia, and City Clerk Pamela Lopez.

Vice Mayor Maxwell announced that Mayor Triolo was very ill.

**2. INVOCATION:**

The invocation was offered by Pastor Sherry Colby, Victory Worship Center.

**3. PLEDGE OF ALLEGIANCE:**

The pledge of allegiance was led by Commissioner Ryan Maier.

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

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

- (Reorder Consent Agenda Item B to New Business as Item E) Resolution No. 59-2015 – amend the Commission's Rules of Procedures to include a policy for Invocation and Moment of Silence;
- (Delete Consent Agenda Item C) Resolution No. 60-2015 – Amendment No. 1 to the Professional Services Agreement (Special Magistrate Services) with Diane James-Bigot; and
- Approve the agenda as amended.

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

**5. PRESENTATIONS:**

**A. Palm Beach County Property Appraiser's update on ad valorem tax assessment data**

Dorothy Jacks, Chief Deputy Property Appraiser, explained that Lake Worth properties had a combined market value of \$2.1 billion, taxable value of \$1.3 billion, and parcel count of 13,043. She explained in detail the market

value assessment differential, assessed value exemptions and reductions, taxable value, and 2016 projections. She said the law stated that properties needed to be inspected every five years. She commented that the Property Appraiser's Office received a lot of reports about rental properties being homesteaded. She explained that if it was found that a property was rented, staff removed the homestead and calculated any back taxes owed. She said Lake Worth was a residential community and homesteaded residents stayed in their homes longer, which did not allow for an increase in property values.

Vice Mayor Maxwell announced that he would allow the public to ask questions.

Loretta Sharpe said the City had many charter schools and asked why the owners did not pay taxes.

Ms. Jacks replied that an owner received a tax credit because it was a school, did not keep the tax credit, and was required to pass the tax credit along. She explained that nonprofit owners had to prove that they were using their property as a nonprofit. In some states, tax exemptions were not given to nonprofits or religious organizations, and any change to the tax exemption laws would have to come at the State level. She said the Property Appraiser's Office checked yearly to make sure nonprofit property owners were meeting the letter of the law.

**B. Proclamation declaring November as Joey Bergsma Retinoblastoma Awareness Month**

Vice Mayor Maxwell read a proclamation declaring November 2015 as Joey Bergsma Retinoblastoma Awareness Month.

Pam Bergsma accepted the proclamation and showed a video on an eye examination.

**C. Pineapple Beach Neighborhood Association update**

Pam Bergsma, Pineapple Beach Neighborhood Association President, explained the boundaries of the neighborhood association and said all of their roads led to the beach. She provided an update on activities and vision in their neighborhood.

**D. South Palm Park Neighborhood Association update**

Maryann Polizzi and Ted Johnson, South Palm Park Neighborhood Association President and Past President, explained their boundaries and provided an update on activities and private/public partnerships in their neighborhood. Mr. Johnson announced that the neighborhood association was the oldest in the City and celebrated over 50 years.

**E. Recognize former Recreation Advisory Board member Dick Oyer for his 12 years of service**

Vice Mayor Maxwell announced that Dick Oyer was a resident of Lake Worth for 30 years and a member of the Recreation Advisory Board for 12. He cited Mr. Oyer's accomplishments and contributions made to the Recreation Advisory Board. He announced that the City would be forever grateful for his years of service, efforts, and dedication.

Mr. Oyer thanked his wife and granddaughter for allowing him the time to serve the City. He cited several contributions he and the Recreation Advisory Board members made to the City.

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

Commissioner Maier: commented that there was a Lake Worth gentleman who lost his partner, had no family, and was left by himself. He designed custom gowns and would auction the garments at a fund raiser to pay expenses. There was also a downtown business owner who was diagnosed with Stage 3 breast cancer. A fund raiser event was scheduled on December 9, 2015, to raise money for her health costs because she did not have health insurance.

Commissioner Amoroso: announced that the Halloween events were the best, and he thanked staff from Propaganda and Community Redevelopment Agency for their work. He announced the Armory Art Center would hold their first showing on November 19, 2015; and cited the Veterans Day, Bonfires at the Beach, and Evenings on the Avenue events.

Commissioner McVoy: announced his attendance at the National League of Cities conference in Tennessee last week, said this was his first time attending the conference, he came away from the conference being impressed with the organization and learning where the City fit into the organization, and would provide a presentation on his visit at the conference in the future. He said Nashville, TN was active in education and developing a strong work force and cited other issues and information he learned at the conference. He said he heard from his constituents that they wanted more beach community activity.

Vice Mayor Maxwell: expressed Mayor Triolo's regrets for not being at the meeting and that she may not be able to attend the Veterans Day events. He announced the Neighborhood Association Presidents Council would be hosting another Thanksgiving event on November 14, 2015. He also announced his attendance at the National League of Cities conference and spent a couple of days in classes dealing with creative infrastructure financing and private/public partnerships. He said he had an opportunity to present information about sober homes to the Human Development

Committee. He commented that there were some well run and some not so well run sober homes. He said Tallahassee had approved a voluntary registration and accreditation process for sober homes, and he had asked Senator Clemens to take a bill back to the State asking to include county and local business license requirements to the accreditation process. He said it took a couple of years to get Washington, D.C. to recognize what a sober home was.

Comment/request summary:

1. Commissioner McVoy requested adding to the legislative priority list, scheduled later in the meeting, the business license requirement to the sober home accreditation process.

**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, Mary Lindsey, Laurel Decker, Barbara Jean Weber, and Greg Rice.

**8. APPROVAL OF MINUTES:**

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

**A. City Commission Meeting – October 20, 2015**

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

**9. CONSENT AGENDA:**

Action: Motion made by Commissioner Maier and seconded by Commissioner McVoy to approve the Consent Agenda, less Items B and C.

**A. Resolution No. 58-2015 – 1<sup>st</sup> amendment to the Fiscal Year 2016 budget**

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

RESOLUTION NO. 58-2015, A GENERAL APPROPRIATION RESOLUTION OF THE CITY OF LAKE WORTH, A MUNICIPAL CORPORATION OF THE STATE OF FLORIDA, MAKING SEPARATE AND SEVERAL BUDGET AMENDMENTS AND CORRESPONDING APPROPRIATIONS FOR THE CITY'S NECESSARY OPERATING EXPENSES, THE USES AND EXPENSES OF THE VARIOUS FUNDS AND DEPARTMENTS OF THE CITY FOR THE FISCAL YEAR

BEGINNING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016;  
AND PROVIDING FOR AN EFFECTIVE DATE.

- B. **(Reordered to New Business as Item E) Resolution No. 59-2015 – amend the Commission’s Rules of Procedures to include a policy for Invocation and Moment of Silence**
- C. **(Deleted) Resolution No. 60-2015 – Amendment No. 1 to the Professional Services Agreement (Special Magistrate Services) with Diane James-Bigot**
- D. **Trade-in Badger Water Meters that are removed from service to Innovative Metering Solutions, Inc.**
- E. **Agreement with Playmore West, Inc. for the purchase and installation of playground equipment at Northwest Park**
- F. **Agreement with Palm Beach Mobile Home Park, LLC and Palm Beach Home Sales, LLC for acquisition of certain rights of way for the Boutwell Road Infrastructure Project**
- G. **Monument Sign Access and Easement Agreement for “The Village I” project located at 2220 Lake Worth Road**

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

**10. PUBLIC HEARINGS:**

There were no Public Hearings items on the agenda.

**11. UNFINISHED BUSINESS:**

- A. **Ordinance No. 2015-16 – First Reading – adopt amendments to the Lien Reductions and Release of Liens Code and schedule the public hearing date for December 8, 2015**

City Attorney Torcivia read the following ordinance by title only:

ORDINANCE NO. 2015-16 OF THE CITY OF LAKE WORTH, FLORIDA, AMENDING CHAPTER 2, “ADMINISTRATION”, ARTICLE VI, “CODE COMPLIANCE”, SECTION 2-64, “APPOINTED” TO CLARIFY THAT THE SPECIAL MAGISTRATE IS SERVING IN AN EX OFFICIO CAPACITY; AMENDING SECTION 2-69.3.1, “LIEN REDUCTIONS AND RELEASE OF LIENS” BY ENACTING SUBSECTION 2-69.3.1(J), PROVIDING FOR REGULATIONS REGARDING THE PARTIAL RELEASE OF LIENS;

PROVIDING FOR CONFLICTS, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE

Action: Motion made by Commissioner Amoroso and seconded by Commissioner McVoy to approve Ordinance No. 2015-16 on first reading and schedule the public hearing and second reading date for December 8, 2015.

William Waters, Community Sustainability Director, explained that the ordinance amended the lien reduction and release of liens provision of the Code and clarified the role of the Special Magistrate as an ex officio appointee of the City and not an employee. He said that at the Commission's October 20, 2015, meeting, the Commission voted 5-0 to have the ordinance brought back under first reading with changes to the procedures, payments, and applicability. He said these changes were incorporated in this ordinance.

Vice Mayor Maxwell announced that this was the time for public comment. No one from the public commented.

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

**12. NEW BUSINESS:**

**A. Ordinance No. 2015-17 – First Reading – clarify authority to regulate, inspect, and permit managed honeybee colonies and schedule the public hearing date for December 8, 2015**

City Attorney Torcivia read the following ordinance by title only:

ORDINANCE NO. 2015-17 OF THE CITY OF LAKE WORTH, FLORIDA, AMENDING CHAPTER 6 "ANIMALS AND FOWL", BY CREATION OF A NEW SECTION 6-3, "HONEYBEE COLONIES" TO ADDRESS THE STATE'S PREEMPTION OF LOCAL ORDINANCES REGULATING HONEYBEE COLONIES AND FOR OTHER PURPOSES; PROVIDING FOR RE-NUMBERING OF EXISTING SECTIONS, SEVERABILITY, REPEAL OF LAWS IN CONFLICT, CODIFICATION, AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

Action: Motion made by Commissioner Maier and seconded by Commissioner McVoy to approve Ordinance No. 2015-17 on first reading and schedule the public hearing date for December 8, 2015.

Vice Mayor Maxwell announced that this was the time for public comment.

Lisa Stewart said she was a beekeeper and people should not be afraid of bees. She explained that bees only attacked if their homes were attacked. She said backyard beekeepers raised new colonies and infused the bee

population with healthy bees. She commented that the State Department of Agriculture inspected bee colonies.

Vice Mayor Maxwell read the comment card written by Jo-Ann Golden. Ms. Golden wrote that she had gardened for over 50 years and noticed less and less pollination of fruits and vegetables that she and many others attributed to the lack of bees. This was just one of the many steps "we as the City" could take to improve the viability of the living ecosystem that [citizens] relied on. The next step was to prohibit insect killing fertilizers and herbicides that were harmful and greatly endangered bird and bee populations. A sustainable city was one that promoted a healthy environment. Bees were essential to [citizens'] lives. [She wrote asking] to please pass this ordinance.

City Manager Bornstein explained that this ordinance clarified that the authority to regulate, inspect, and permit managed honeybee colonies was preempted to the State of Florida and superseded any related ordinance adopted by the City.

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

**B. Resolution No. 61-2015 – certify the Homes for Working Families Program is consistent with the City's Comprehensive Plan and local regulations**

Jerry Kelly, Grants Analysis, explained that the resolution certified that the Neighborhood Renaissance, Inc.'s Homes for Working Families program was consistent with local plans and regulations, including the City's Comprehensive Plan. He said this certification of consistency was required for Neighborhood Renaissance, Inc. to become an eligible sponsor of affordable housing under the Community Contribution Tax Credit Program.

Terri Murray, Executive Director of Neighborhood Renaissance, explained what they did and that they were a community housing authority. She said that, as a partner of the Lake Worth Community Redevelopment Agency's Neighborhood Stabilization Program 2 (NSP2), Neighborhood Renaissance was proposing its Homes for Working Families program. The program aimed to reclaim 75 distressed properties within the City for home ownership and provided decent, sanitary, and safe housing that was affordable for working families.

Comments/requests summaries:

1. Commissioner Maier asked about the criteria for purchasing a home.
2. Commissioner Amoroso commented that this was an extension of NSP2.

Action: Motion made by Commissioner Amoroso and seconded by Commissioner McVoy to approve Resolution No. 61-2015.

Comments/requests summaries:

3. Vice Mayor Maxwell asked what happened over the past four years to increase their projects to \$18 million.
4. Vice Mayor Maxwell asked if they did a study on the Lake Worth housing stock and if they knew what Lake Worth's needs were.
5. Commissioner Maier commented that he understood the benefit to the community, but did not understand this request because there were businesses doing the same thing Neighborhood Renaissance proposed. He asked, as a nonprofit organization, what gap in services they were serving. He also asked about the length of time a buyer had to stay in the home before selling.

Vice Mayor Maxwell announced that it was time for public comment. No one from the public commented.

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

Commissioner McVoy left the meeting at 7:56 PM.

### **C. 2016 Lake Worth Legislative Priorities**

Richard Pinsky, Akerman LLP, distributed the Fiscal Year 2016-17 budget update and 2016 Legislative priorities.

Commissioner McVoy returned to the meeting at 7:58 PM.

Mr. Pinsky explained that, as the City's legislative representative, he monitored everything and tracked direct and indirect impact legislation. The City's two proposed funding requests for Fiscal Year 2016-17 were \$3.5 million for Boutwell Road Lake Worth Park of Commerce Infrastructure Improvements and \$500,000 for School Water Infrastructure Upgrades. He discussed the legislative session dates.

Comments/requests summaries:

1. Vice Mayor Maxwell asked to include a requirement for business licenses to the sober homes accreditation process.
2. Commissioner Amoroso encouraged everyone to attend and discuss sober homes with Representative Bill Hager during his "Coffee with Bill"

in Lake Worth on November 14, 2015.

3. Commissioner Maier asked if South Grade Elementary School could be added to the list of school water infrastructure upgrades.
4. Commissioner Amoroso requested the Water Utility Director put together a packet of information about water improvement priorities for Commissioner Maier.

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve the Lake Worth State of Florida 2016 Legislative Agenda.

Vice Mayor Maxwell announced that it was time for public comment. No one from the public commented.

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

**D. Amend the September 22, 2015, Special City Commission minutes**

Commissioner McVoy explained that this item was to request the September 22, 2015, Special City Commission minutes be amended to include the Electric Fund Workbooks and Options' graph and email sent to the Electric Utility Director into the official minutes.

He said during that meeting, he distributed Electric Fund Workbooks and Options' graph and email sent to the Electric Utility Director. After lengthy discussion, he asked that the graph and email be placed into the record.

Comments/requests summaries:

1. City Attorney Torcivia explained that minutes were just words and not documents. This issue may be moot because these documents were now part of the November 10, 2015, backup material, which had a permanent retention.
2. Commissioner Amoroso asked how something could be transparent when the Commission did not have time to review documents added during that meeting.

City Attorney Torcivia replied that the best procedure could be to adopt an agenda and to state under Additions/Deletions/Reordering a request for additional backup material to be included. This procedure was not as transparent; however, if there was a last minute item, then the Commission could make a motion to add it then take a vote on whether or not to accept it or not.

3. Commissioner McVoy commented that there was a bit of implication that

he was trying to slip in information that he did not learn about until September 21, 2015. He said this was why he summarized the workbooks and option graphs.

4. Vice Mayor Maxwell commented that he had a concern because the documents were marked up.

No motion was made.

**E. (Formerly Consent Agenda, Item B) Resolution No. 59-2015 – amend the Commission’s Rules of Procedures to include a policy for Invocation and Moment of Silence**

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

RESOLUTION NO. 59-2015 OF THE CITY OF LAKE WORTH, FLORIDA, ADOPTING RULES AND PROCEDURES FOR THE CITY COMMISSION; REPEALING RESOLUTION NO. 56-2013 AND ANY OTHER RESOLUTION IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Commissioner McVoy commented that he requested this item be reordered to New Business because there was a virtue to having an invocation at the beginning of the meeting. He said it was important for the separation of church and state and there was a need to be completely agnostic. The Commission needed to be respectful, and as long as they did that then he had no problem with an invocation.

Comments/requests summaries:

1. Commissioner Maier commented that he appreciated the invocation or moment of silence being rotated and liked having the invocation. He asked for the rest of the community to respect other religions. He said he liked the idea of the Commission inviting someone to offer the invocation.
2. Vice Mayor Maxwell commented that the process worked for 200 years, then individuals or a nation wanted to mock invocations.

City Attorney Torcivia replied that religions and invocations were around for 200 years. What Lake Worth had been doing met the requirements of the United States Constitution. There was a trend to move towards a moment of silence. He explained that members of the County Commission offered either an invocation or moment of silence, on a rotating basis, at the beginning of their meetings. This item was a policy decision. He said he looked at the City’s invocation list and found that it was diverse and represented many religions, including an atheist.

Mayor Triolo teleconferenced into the meeting at 8:55 PM, but Vice Mayor Maxwell continued to Chair the meeting.

3. Mayor Triolo commented that she appreciated Commissioner McVoy removing this item from the Consent Agenda because it was important to her. The spirit of the invocation was to call upon someone to make sound decisions that affected the majority of the community. She said she was of Christian faith and attended interfaith events that included all religions. She said she liked having the invocation at the beginning of the meeting. The Commission did the right thing and everyone was welcomed to offer an invocation as long as it was in the spirit and benefit of people. She said personally, it was an important part of the meeting. She commented that she would appreciate either continuing with the invocation or having the elected officials provide the invocation, on a rotating basis, like the County Commission meetings.
4. Vice Mayor Maxwell commented that he had always attended public meetings which had an invocation. He said he never saw people leave the meeting or be upset over the invocation. Why change things now? Because a small segment of the population wanted a change or wanted to mock the invocation. As a Catholic and Christian, he said he felt strongly about this issue. He commented that he was okay with people either believing or not believing as long as they did not try to impose their religious beliefs on another.
5. Commissioner Maier commented that three commissioners walked off the dais when an atheist offered the invocation last year. He said the list of invocators were mostly Christian.

Mayor Triolo replied that she walked out of the meeting because of a comment the atheist made and because he used an analogy about a teenage girl who was raped. She said she did not find rape funny nor using it as an analogy of religion during a meeting. She clarified that she did not leave the meeting because he was an atheist, but because he used raping of a child. The atheist had mocked her religion and other religions.

6. Commissioner McVoy commented that people had strong-held views. He said he was hearing, "as long as" which was where the invocation issue broke down. If the Commission was going to keep the invocation system, then he asked that more effort be made to bring in more variety of religions. What would not be negotiable was a commitment from the Commission to be respectful. The Commission could not pick and choose who to respect. He said he understood Mayor Triolo's comments about the rapist analogy. The Commission could request the invocator be respectful of all religions. He asked if the City could legally impose invocation restrictions.

City Attorney Torcivia replied that the Commission could limit the length of time to provide the invocation, but could not tell the invocator what to say. If the guidelines were not met, then they would not be invited back.

7. Vice Mayor Maxwell commented that there was discussion about reaching out for more religious diversity. The atheist had a history and to discuss a rapist was not acceptable. That individual had an obligation to speak, but asked if the Commission was obligated to stay at the meeting.

Commissioner McVoy replied that the Commission was obligated to stay at the meeting. If individuals were invited to provide an invocation, then it was the Commission's responsibility, whether they agreed or not, to stay. It was their job to be equally respectful.

City Attorney Torcivia replied that the Commission could establish a policy not to denigrate other religions and set time limits.

8. Vice Mayor Maxwell commented that there was never any controversy over the list of invocators.
9. Mayor Triolo commented that it was very hard not to have a strong belief about rape and its inappropriateness during an invocation. She said that was her reason for leaving the meeting.

Commissioner Amoroso left the meeting at 9:28 PM.

Comments/requests summaries:

10. City Manager Bornstein commented that, from a pragmatic position, he appreciated the issue. Staff would be happy to test this process. How the Commission handle it mattered. Invocations, like the one offered by an atheist, would happen again. There was a firestorm of emails, after that invocation, which rained down on staff and the Commission from both sides of the issue. Additionally, the christian right and Fox News were appalled because staff and a Commissioner stayed on the dais. The firestorm clogged the organization's system and it would happen again. The Commission needed to expect it to happen again because the issue would illicit a cause for people. He said he objected to people coming into the City to hammer us. Last year Lake Worth became a battleground with its boundaries reaching beyond ourselves, and Lake Worth suffered the battle scars. There was a need to be united, consistent, respectful, and stick together as a community.

Commissioner Amoroso returned to the meeting at 9:30 PM.

Action: Motion made by Commissioner McVoy to keep the current system of preceding the meeting with an invocation; develop some written guidelines, using the US Supreme Courts wording; and include language such as “may not be seen eye to eye, but to be respectful.”

Comments/requests summaries:

11. Vice Mayor Maxwell asked if the motion was to embrace the US Supreme Court’s language as a basis for the invocation and if someone was blasphemous then there would be a recourse.

Commissioner McVoy replied that if someone did not follow the guidelines then they would not be invited again.

City Attorney Torcivia replied that if the invocator broke the rules and denigrated other religions or tried to convert people to their religion, and it was clear, then they could be banned for some period of time. If the invocator broke the rules, then there should be consequences. That was why the resolution provided for an invocation on a rotating basis. The Commission could invite someone to provide an invocation or could have a moment of silence as a middle ground. He said he heard from the Commission that they wanted it to be inclusive, but there would be a risk.

12. City Attorney Torcivia restated for clarification purposes that the Commission wanted to maintain the current process, but for him to come up with guidelines similar to the US Supreme Court and if anyone clearly violated those standards then they would not be invited back for some period of time. He said he would tweak the resolution and bring it back to the Commission for action.

Commission Amoroso replied that he was more comfortable with making it either an invocation or moment of silence, but liked to be able to invite someone to do the invocation. He said he walked away from last year’s meeting, during an invocation by an atheist, because of the analogy of a rapist. He said he received hundreds of thank you from people because he walked out of the meeting. He commented that the next month those same people accused him of trying to close down a church. He said he had no problem representing all religions. If members of the County Commission were using the same process, then he supported having either a choice of prayer, moment of silence, or inviting someone to provide the invocation.

Commissioner Maier replied that he appreciated and liked the rotation process because it would embrace the spirit of having different religions. He commented that if other religions were picked apart,

references to rape would be found. The Commission were discussing this issue because the old system created some hiccups. The Commission met twice a month to make decisions, and to have a better representation of the community. It was not being progressive to continue with the minority of other religions. He said he hoped everyone could live together and accept or tolerate his beliefs. He said he was not here to express his personal belief, and the most progressive decision tonight would be to accept the resolution.

13. City Attorney Torcivia commented that a gentleman made a request last year to provide an invocation. At first, he said he thought the man withdrew his request, which resulted in him inadvertently not being scheduled. If the Commission desired to stay with the current process, then this man would be scheduled.
14. Commissioner Maier asked how three elected officials simultaneously left the public meeting last year during an invocation.
15. Commissioner Amoroso asked what religion the gentleman represented who "fell through the cracks."

City Attorney Torcivia replied that he was making a point that anyone could make an invocation.

Vice Mayor Maxwell announced that it was time for public comment.

Barbara Jean Weber said liberty and liberal sounded the same and that she was glad the City Attorney read from the US Supreme Court. She cited several quotes and asked who would want to be involved with a city that did not offer an invocation. People already thought the residents were closed minded.

Action: Motion made by Commissioner Amoroso and seconded by Commissioner McVoy to extend the meeting one hour in accordance with Rule 1 of their Rules of Procedures.

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

Peggy Fisher said she supported offering an invocation on a rotating basis or inviting someone to offer the invocation. The individual who talked about rape then quoted scriptures during his invocation put himself in that place. If the Commission thought that was okay, then she said she was not okay with that.

The main motion died for lack of a second.

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to amend Resolution No. 59-2015 to allow the Commission to bring in their own representative to offer an invocation.

Action: Amended motion made by Commissioner Amoroso and seconded by Commissioner Maier to amend Resolution No. 59-2015 to allow the Commission to bring in their own representative to offer an invocation, and add US Supreme Court guideline language.

Comments/requests summaries:

16. City Attorney Torcivia clarified that the Commission could also do a moment of silence.

17. Commissioner McVoy suggested allowing a Commissioner, who did not want to offer an invocation, to inform the City Clerk who would then select someone from a list of invocators so that a Commissioner would not be attached to the invocator.

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to call the question.

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

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

Vice Mayor Maxwell left the meeting at 10:06 PM.

Note: Resolution No. 59-2015 would be brought back to the Commission for action at their next meeting.

**13. LAKE WORTH ELECTRIC UTILITY:**

**A. PRESENTATION:**

**1) New Outage Map**

Jason Bailey, System Operator II, explained in detail the City's new outage map. He demonstrated that the map would show locations of outages and projected repair time.

Vice Mayor Maxwell returned to the meeting at 10:08 PM.

Dolores Key, Economic Development Manager, announced that information about the new outage map was included in the City's "Worth Noting" electronic newsletter. She said staff developed this software on their own.

**B. CONSENT AGENDA:**

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

- 1) **Resolution No. 62-2015 – declare intent to abandon six (6) utility easements that run through the center of the Wawa project and schedule the public hearing date for December 8, 2015**

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

RESOLUTION NO. 62-2015 OF THE CITY OF LAKE WORTH, FLORIDA, DECLARING THE INTENTION OF THE CITY COMMISSION TO CONSIDER THE ABANDONMENT OF SIX (6) EXISTING UTILITY EASEMENTS LOCATED AT NORTH EAST CORNER OF LAKE WORTH ROAD AND SOUTH CONGRESS, AS RECORDED IN THE FOLLOWING: PLAT BOOK 27683 PAGE 191, 27522 PAGE 366, 27619 PAGE 1335, 27687 PAGE 1488, 08390 PAGE 0158, 23286 PAGE 1399, 27685 PAGE 1478, 20501 PAGE 683, 24741 PAGE 242, OF PALM BEACH COUNTY PUBLIC RECORDS; SETTING A PUBLIC HEARING TO HEAR AND CONSIDER OBJECTIONS TO AND PROTESTS AGAINST THE PROPOSED ABANDONMENT; PROVIDING AN EFFECTIVE DATE.

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

**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 provided the following report:

- Wished everyone a Happy Veterans Day and Happy Birthday to the City Clerk.

**15. CITY MANAGER'S REPORT**

**A. December 8, 2015 – draft Commission agenda**

City Manager Bornstein did not provide a report.

Mayor Triolo apologized to everyone for not being able to attend the Veteran's Day events due to her being ill.

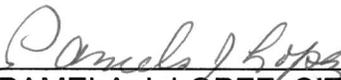
**16. ADJOURNMENT:**

Action: Motion made by Commissioner Amoroso and seconded by Commissioner McVoy to adjourn the meeting at 10:23 PM.

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

  
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PAM TRIOLO, MAYOR

ATTEST:

  
\_\_\_\_\_  
PAMELA J. LOPEZ, CITY CLERK

Minutes Approved: December 8, 2015

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

