



ACTION AGENDA
CITY OF LAKE WORTH
CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, DECEMBER 08, 2015 - 6:00 PM

1. **ROLL CALL:** The Mayor (arrived at 6:27 PM) and all Commissioners were present

2. **INVOCATION:** Moment of Silence

3. **PLEDGE OF ALLEGIANCE:** Led by Vice Mayor Scott Maxwell

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

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

- Delete Consent Agenda, Item G – Contract with Waste Management for roll-off services; and
- Approve the agenda as amended.

Vote: Motion approved, 4-0

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

A. Proclamation declaring December 1, 2015 as World AIDS Day

B. Update provided by School Board, District 4 representative Erica Whitfield

The Mayor arrived at the meeting, 6:27 PM.

C. PBSO Community Policing update

D. ROLO Neighborhood Association update

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 Amoroso to approve the following minutes, as submitted.

Vote: Motion approved, 5-0

A. City Commission Meeting - November 10, 2015

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

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

Vote: Motion approved, 5-0

- A. Resolution No. 59-2015 - amend the Commission's Rules of Procedures to include a policy for Invocation or Moment of Silence
- B. Resolution No. 63-2015 - set the general election ballot
- C. Resolution No. 64-2015 - amend the Municipal Canvassing Board members during the March 15, 2016, election
- D. Resolution No. 65-2015 - second amendment to the Fiscal Year 2015-2016 budget
- E. Resolution No. 66-2015 - agreement with Palm Beach County for improvements to the Osborne Pavilion
- F. Contract with Rosso Site Development, Inc. for the construction of the 6th Ave. South - Federal to Dixie Roadway Improvements Project
- G. ~~(Deleted)~~ Contract with Waste Management for roll-off services
- H. Variance Agreement to allow stamped concrete on a driveway and City right-of-way on property located at 173 Vassar Drive
- I. General Release Agreement with Boris Pritsker for payment of a claim for damages
- J. Second amendment to a contract with Utilities Services Company for elevated tank maintenance
- K. First Amendment to an Agreement with Pace Analytical Services, Inc. for laboratory testing services on an as needed basis
- L. Agreement with All Webbs Enterprises, Inc. for the construction of Surficial Aquifer Test Well TW-18
- M. Agreement with All Webbs Enterprises, Inc. for the performance of Mechanical Integrity Testing of Class 1 Deep Injection Well IW-1
- N. Purchase authorization for Badger water meters from Innovative Metering Solutions, Inc.
- O. Utility easement by and between La Joya Villages, Ltd. and the City of Lake Worth
- P. Agreement with CP Logistics Lake Worth, LLC for acquisition of certain rights of way and an easement for the Boutwell Road Infrastructure Project

10. PUBLIC HEARINGS:

- A. Ordinance No. 2015-16 - Second Reading and Public Hearing - adopt amendments to the Lien Reductions and Release of Liens Code

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve Ordinance No. 2015-16 on second reading.

Vote: Motion approved, 5-0

- B. Ordinance No. 2015-17 - Second Reading and Public Hearing - clarity authority to regulate, inspect, and permit managed honeybee colonies

Action: Motion made by Commissioner Amoroso and seconded by Vice Mayor Maxwell to approve Ordinance No. 2015-17 on second reading.

Vote: Motion approved, 5-0

11. UNFINISHED BUSINESS:

There were no Unfinished Business items on the agenda.

12. NEW BUSINESS:

- A. Property located 200 feet west of the 10th Avenue North and Boutwell Road intersection:

- 1) Ordinance No. 2016-01 - First Reading - voluntary annexation of 6.54 acres and schedule the public hearing date for January 5, 2016

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve Ordinance No. 2016-01 on first reading and schedule the public hearing date for January 5, 2016.

Vote: Motion approved, 5-0

- 2) Ordinance No. 2016-02 - First Reading - Small Scale Future Land Use Map Amendment and schedule the public hearing date for January 5, 2016

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve Ordinance No. 2016-02 on first reading and schedule the public hearing date for January 5, 2016.

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

- 3) Ordinance No. 2016-03 - First Reading - rezone property and schedule the public hearing date for January 5, 2016

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve Ordinance No. 2016-03 on first reading and schedule the public hearing date for January 5, 2016.

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

- B. Ordinance No. 2016-04 - First Reading - rezone a portion of the Gulfstream Hotel and schedule the public hearing date for January 5, 2016

Action: Motion made by Commissioner Amoroso and seconded by Vice Mayor Maxwell to approve Ordinance No. 2016-04 on first reading and schedule the public hearing date for January 5, 2016.

Note: City Attorney Torcivia swore in individuals providing testimonies separately. Individuals offering public comment were not sworn in and did not offer testimonies.

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

Vote: Motion to extend the meeting approved, 5-0

Vote: Original motion approved, 3-2, (Commissioners Maier and McVoy dissenting)

Mayor Triolo recessed the meeting at 10:41 PM and reconvened at 10:49 PM.

- C. Ordinance No. 2016-05 - First Reading - amend the hours of sales for alcoholic beverages and schedule the public hearing date for January 5, 2016

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Amoroso to approve Ordinance No. 2016-05 on first reading and schedule the public hearing date for January 5, 2016.

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

No update was provided.

- B. **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.

- C. **PUBLIC HEARING:**

- 1) Resolution No. 67-2015 - Public Hearing - abandon six utility easements that run through the center of the Wawa project

Action: Motion made by Commissioner Amoroso and seconded by Vice Mayor Maxwell to approve Resolution No. 67-2015.

Vote: Motion approved, 5-0

D. NEW BUSINESS:

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

14. CITY ATTORNEY'S REPORT:

City Attorney Torcivia wished everyone a Happy Holiday.

15. CITY MANAGER'S REPORT:

City Manager Bornstein wished everyone a Happy Holiday.

A. January 5, 2016 draft Commission agenda

ADJOURNMENT: The meeting was adjourned at 10:51 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.