



ACTION AGENDA
CITY OF LAKE WORTH
CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, JANUARY 19, 2016 - 6:00 PM

1. **ROLL CALL:** The Mayor and all Commissioners were present
2. **INVOCATION OR MOMENT OF SILENCE:** Offered by Reverend Elie Louissant, Salem Haitian Evangelical Lutheran Church, on behalf of Vice Mayor Scott Maxwell
3. **PLEDGE OF ALLEGIANCE:** Led by Commissioner Andy Amoroso
4. **AGENDA - Additions/Deletions/Reordering:**

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

- Add to Consent Agenda, Item H – Resolution No. 07-2016 – enforcement of the Palm Beach County’s firearm sales mandatory waiting period and records check ordinance

Vice Mayor Maxwell and Commissioner Amoroso withdrew their motion.

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

- Add to New Business, Item E – Resolution No. 07-2016 – enforcement of the Palm Beach County’s firearm sales mandatory waiting period and records check ordinance; and
- Approve the agenda as amended.

Vote: Motion approved, 5-0

5. **PRESENTATIONS:** (there is no public comment on Presentation items)
 - A. City-Wide Wayfinding Plan: Update from KMA Design Consulting
 - B. Certificates of Appreciation for contributions to the Picture My World program

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

Action: Motion made by Commissioner Maier and seconded by Commissioner McVoy to reorder Consent Agenda Items A and F to New Business.

Vote: Motion failed, 2-3 (Mayor Triolo, Vice Mayor Maxwell and Commissioner Amoroso dissenting)

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 - January 5, 2016

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.

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

A. Resolution No. 05-2016 - City Support for Enterprise Florida and the Creation of the Florida Enterprise Fund

B. Enterprise Licensing Agreement with ESRI for Geographic Information Systems (GIS)

C. First Amendment to an Agreement with Online Information Services, Inc. for collection services

D. Utility easement by and between Woodspring Suites West Palm Beach Florida South Lake Worth LLC and the City

E. Appoint a member to the Police and Employee Retirement Pension Boards

F. First Amendment to Retail Lease with Shore Restaurants of Lake Worth, LLC (Mulligans)

G. Franchise Agreement with Waste Management, Inc. for roll-off refuse services

10. PUBLIC HEARINGS:

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

1) Ordinance No. 2016-01 - Second Reading - voluntary annexation of 6.54 acres

Action: Motion made by Vice Mayor Maxwell and seconded by Commissioner Maier to approve Ordinance No. 2016-01 on second reading.

Vote: Motion approved, 5-0

2) Ordinance No. 2016-02 - Second Reading - Small Scale Future Land Use Map Amendment

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve Ordinance No. 2016-02 on second reading.

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

3) Ordinance No. 2016-03 - Second Reading - rezone property

Action: Motion made by Commissioner Amoroso and seconded by Vice Mayor Maxwell to approve Ordinance No. 2016-03 on second reading.

Vote: Motion Approved, 3-2 (Commissioners Maier and McVoy dissenting)

B. Ordinance No. 2016-06 - Second Reading - provide regulations for "public property"

Action: Motion made by Commissioner Amoroso and seconded by Vice Mayor Maxwell to approve Ordinance No. 2016-06 on second reading.

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

Mayor Triolo left the meeting at 8:43 PM and passed the gavel to Vice Mayor Maxwell.

C. Ordinance No. 2016-07 - Second Reading - amend various ordinances to include sexual orientation and gender identity or expression

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve Ordinance No. 2016-07 on second reading.

Vote: Motion approved, 4-0

11. UNFINISHED BUSINESS:

There were no Unfinished Business items on the agenda.

12. NEW BUSINESS:

A. Ordinance No. 2016-08 - First Reading - revise the special assessment procedure and the collection of such assessments for the clearing of nuisance lots and schedule the public hearing date for February 2, 2016

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to approve Ordinance No. 2016-08 on first reading and schedule the public hearing date for February 2, 2016.

Vote: Motion approved, 4-0

B. Ordinance No. 2016-09 - First Reading - revise the special assessment procedure and the collection of such assessments for the boarding and securing of structures and schedule the public hearing date for February 2, 2016

Action: Motion made by Commissioner McVoy and seconded by Commissioner Maier to approve Ordinance No. 2016-09 on first reading and schedule the public hearing date for February 2, 2016.

Vote: Motion approved, 4-0

- C. Ordinance No. 2016-10 - First Reading - revise the special assessment procedure and the collection of such assessments for the demolition of unsafe structures and schedule the public hearing date for February 2, 2016

Action: Motion made by Commissioner McVoy and seconded by Commissioner Amoroso to approve Ordinance No. 2016-10 on first reading and to schedule the public hearing date for February 2, 2016.

Vote: Motion approved, 4-0

Note: City Attorney Torcivia read the following ordinance by title only after the motion and requested a second motion and vote on the item.

Action: Motion made by Commissioner McVoy and seconded by Commissioner Maier to approve Ordinance No. 2016-10 on first reading and to schedule the public hearing date for February 2, 2016.

Vote: Motion approved, 4-0

- D. Resolution No. 06-2016 - establish opening/closing hours for "public property" owned by the City

Note: Lengthy discussion ensued

Action: Motion made by Commissioner Maier and seconded by Commissioner McVoy to end the debate.

Vote: Motion approved, 4-0

Action: Motion made by Commissioner Amoroso and seconded by Commissioner McVoy to approve Resolution No. 06-2016.

Vote: Motion tied, 2-2 (Commissioners Maier and McVoy dissenting)

- E. (Added) Resolution No. 07-2016 – enforcement of the Palm Beach County’s firearm sales mandatory waiting period and records check ordinance

Commissioner Amoroso left the meeting at 9:02 PM

Action: Motion made by Commissioner McVoy and seconded by Commissioner Maier to approve Resolution No. 07-2016.

Vote: Motion approved, 3-0

LAKE WORTH ELECTRIC UTILITY:

- F. **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.

- G. **PUBLIC HEARING:**

There were no Lake Worth Electric Utility Public Hearing items on the agenda.

H. NEW BUSINESS:

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

13. CITY ATTORNEY'S REPORT:

City Attorney Torcivia did not provide a report.

14. CITY MANAGER'S REPORT:

City Manager Bornstein did not provide a report.

Commissioner Amoroso returned to the meeting at 9:03 PM.

A. February 2, 2016 - draft Commission agenda

15. ADJOURNMENT: The meeting was adjourned at 9:03 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.