

**MINUTES  
CITY OF LAKE WORTH  
REGULAR MEETING OF THE CITY COMMISSION  
APRIL 19, 2016 – 6:00 PM**

The meeting was called to order by Vice Mayor Maxwell on the above date at 6:00 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. Also present were City Manager Michael Bornstein, City Attorney Glen Torcivia, and Interim City Clerk Karen Hancsak.

Mayor Triolo was absent in order be part of a grant presentation for a local non-profit to facilitate a program that will affect approximately 400 Lake Worth students. She extended her apologies.

**2. INVOCATION OR MOMENT OF SILENCE:**

Pastor Jason Fairbanks, First Congregational United Church of Christ, provided the invocation, on behalf of Commissioner McVoy.

**3. PLEDGE OF ALLEGIANCE:**

The pledge of allegiance was led by Commissioner Maier.

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

There were no changes to the agenda as presented.

Action: Motion made by Commissioner Amoroso and seconded by Commissioner Maier to accept the agenda as presented:

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

**5. PRESENTATIONS:**

**A. Senator Jeff Clemens, Representative Lori Berman and Representative Dave Kerner 2016 Legislature Update**

Senator Clemens, Representative Lori Berman and Representative Dave Kerner provided the Commission with a legislative update.

The audience was advised that three bills lobbied by the NRA died which included: upgrading the stand your ground law; open carry regulations; and allowing guns on college campuses.

Several amendments will be on the ballot including: 2 citizens petitions for medical marijuana and solar energy relief; and 3 legislative including granting property tax relief for 1<sup>st</sup> responders disabled on duty; a tax exemption for those 65 and older whereby their property value gets locked in at \$250,000; and tax relief for the usage of solar panels and renewable energy products. There were 77 laws passed during this session.

All three expressed their disappointment in the Governor vetoing the city funding on the five year plan.

Senator Clemens also commented that the recent re-districting has resulted in Lake Worth changing from District 27 to District 31 and the new borders are from the C51 Canal to Delray Beach and he still represents the majority of the city. He added that in 2020 there will be an effort made for municipalities to be located in one district. He also commented that Lois Frankel was currently working with various federal agencies to change the rule making procedures regarding Sober Homes. He concluded by stating that he encouraged the citizens to contact their offices if they need any type of assistance.

The Commission thanked Senator Clemens, and Representatives Berman and Kerner for their update.

## **B. Genesis Neighborhood Update**

Mark Parrilla, Genesis Neighborhood Association President, provided the Commission with an update on activities in the neighborhoods.

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

Commissioner McVoy: asked for a moment of silence for Corey Jones (6 month anniversary) shot in Palm Beach Gardens, Encino Lopez (18 years old) killed in Jupiter, and also Jackie Jacobson (long time Lake Worth resident and business owner) succumbing to cancer.

Commissioner McVoy stated he has heard from a number of residents and citizens regarding baseball fields in John Prince Park and reiterated his opposition citing another location would be more suitable.

Commissioner Amoroso: read an email from Lynn Anderson concerning

the comments from last meeting regarding the ROLOH Assoc. The email stated that Commissioners don't need to be invited to attend their meetings, however; they cannot speak unless requested to do so. The email also stated that Vice Mayor Maxwell was not kicked out. He commented that he has never attended a meeting that he could not speak and that usually when he is present he is asked questions. He thanked those that participated in Earth Day and those that will for the Old Bridge Park cleaning on Sunday.

Commissioner Maier: commented that being on a Commission in a minority sometimes brings hostility in both the personal and business arena. He stated that he was asked to run to represent ideas regarding the beach area, residential/commercial concerns, and also opposition to the park. He reminded everyone that even though there are differing opinions they should all be respected. He is aware that two individuals have filed to run for his seat, which he occupy until such time, and he hoped that they respected individual opinions as well.

Vice Mayor Maxwell: commented that he participated in the Royal Poinciana cleanup and thanked the other volunteers. He then distributed copies of an email from Renatta Espinoza, School for Positive Learning, requesting various types of donations for the earthquake victims in Ecuador and the method to contribute.

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: Nicholas Petrino, Peggy Fisher, Herman Robinson, Maryann Polizzi, and Monica Bilotti.

Those with comments on cards included:

Katie McGiveron rebutted what she stated was false information reiterated in the prior comment from Commissioner Amoroso by stating that Vice Mayor Maxwell invited himself to leave the meeting.

Lynn Anderson commented that she attended the union negotiation meeting today and felt that those employees hired under the old plan should be respected and the city needs and must have integrity in this regard and find a way to honor its original agreement.

Todd Velez read a proclamation he prepared related to the Church of Builders, Centennial of First Presbyterian Church Lake Worth and also commented that the churches have great influence in the community and needs the City's support.

**8. APPROVAL OF MINUTES:**

There were no minutes on the agenda for adoption.

**9. CONSENT AGENDA:**

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

- A. Contract with TLC Diversified, Inc. for the Wastewater Pump Station No. 4 Improvements**
- B. Task Order No. 29 with Mock Roos for construction phase engineering services for the Wastewater Pump Station No. 4 Improvements Project**
- C. Resolution No. 20-2016 – Professional Services Agreement (Special Magistrate Services) with Susan Ruby**
- D. Additional Services for Mock Roos for design engineering services for the Park of Commerce Phase 1A project**
- E. Amendment 2 for Mathews Consulting for owner’s representative services for the Park of Commerce Phase 1A project**
- F. Approval of Contract for Sale and Purchase of 416 3<sup>rd</sup> Avenue South, 629 South H Street, 1203 18<sup>th</sup> Avenue North and 624 Highland Avenue**
- G. Professional Services Agreement with Spectrum Systems for environmental testing and reporting of the continuous emissions monitoring system (CEMS)**
- H. Purchase 2 MVA Step-Up Padmount Transformer**
- I. Resolution No. 21-2016 – to authorize the Memorandum of Understanding with the National Recreation and Parks Association**
- J. Resolution No. 22-2016 – to authorize an application for grant funding under the Transportation Alternatives Program**
- K. Approval of Interlocal Agreement with Palm Beach County for Information Technology services to certify the City’s non-ad valorem assessment roll**
- L. Resolution No. 23-2016 – submit two Fiscal Year 2018 Small Matching Historic Preservation Grant Applications**

**M. Approval of Agreement with Burton & Associates for a Comprehensive Integrated Financial Sustainability Analysis for the City in the amount of \$181,145**

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

**10. PUBLIC HEARINGS:**

**A. Ordinance No. 2016-13 – Second Reading and Second Public Hearing – amend various sections and tables in the City’s Land Development Regulations**

City Attorney Torcivia read the following ordinance by title only:

ORDINANCE NO. 2016-13 OF THE CITY OF LAKE WORTH, FLORIDA; AMENDING CHAPTER 23 OF THE CODE OF ORDINANCES BY AMENDING ARTICLE I DIVISION 2, SECTION 23.2-12, DEFINITIONS; ARTICLE 2, DIVISION 3, SECTIONS 23.2-30 SITE PLAN REVIEW; ARTICLE 3, DIVISION 1, SECTION 23.2-15, NOTICE REQUIREMENTS; ARTICLE 3, DIVISION 1, SECTION 23.3-6, PERMITTED USE TABLE; ARTICLE 3 DIVISION 2, SECTION 23.3-17, MU-DH – MIXED USE DIXIE HIGHWAY; ARTICLE 4, DEVELOPMENT STANDARDS, SECTION 23.4-3, EXTERIOR LIGHTING; SECTION 23.4-6, HOME OCCUPATIONS, SECTION 23.4-10, OFF-STREET PARKING; ARTICLE 5, SUPPLEMENTAL REGULATIONS, SECTION 23.5-1, SIGNS; ARTICLE 6, ENVIRONMENTAL REGULATIONS, SECTION 23.6-1, LANDSCAPE REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

William Waters, Community Sustainability Director, explained that the ordinance amends Chapter 23, Land Development Regulations to provide clarification, edits, and additions to the LDR’s definitions; notice requirements for public hearing; site plan review; zoning districts; development standards; off-street parking; sign code; and, and landscape regulations. He described each proposed change, adding that the most substantial changes involved landscaping, which was lacking for commercial properties. He reminded the Commission of the modifications made on first reading which included changes to the Home Occupations, Chapter 23, Zoning: that paragraph a and b through b #4 contain no proposed changes from the original form (with the exception of correcting the error of lf to ls in paragraph a and changing Person to Persons in paragraph b #1); b #5 remain as proposed; and b #11 and #12 be stricken from the proposed ordinance.

Action: Motion made by Commissioner Amoroso to approve Ordinance No. 2016-

13 on second reading and second public hearing. There was no second to the motion.

William Waters reminded the Commission that this was an advertised public hearing and it must be re-advertised or deferred to a time certain, either the May 3<sup>rd</sup> or May 17<sup>th</sup> meeting, to avoid additional costs.

Action: Motion made by Commissioner Amoroso to move Ordinance No. 2016-13 for on second reading and second public hearing to the next agenda. There was no second to the motion.

**11. UNFINISHED BUSINESS**

There were no unfinished business items.

**12. NEW BUSINESS:**

There were no new business items.

**13. CITY ATTORNEY'S REPORT:**

City Attorney Torcivia advised that he felt the union negotiation meeting held earlier this date made progress and all left with positive attitudes. He stated that he may request a closed session meeting next week.

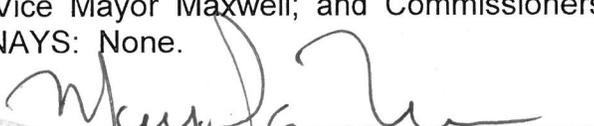
**14. CITY MANAGER'S REPORT**

A. May 3, 2016 draft Commission agenda

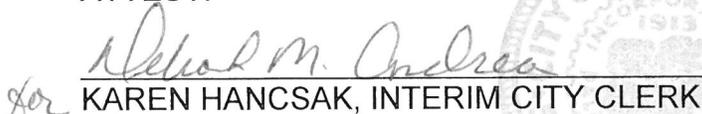
**15. ADJOURNMENT:**

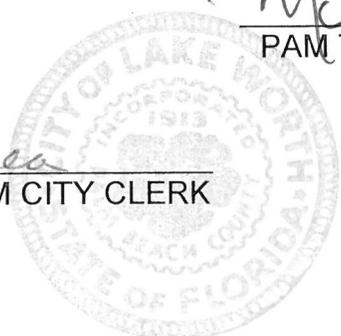
Action: Motion made by Commissioner Maier and seconded by Commissioner McVoy to adjourn the meeting at 7:10 PM.

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

  
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PAM TRIOLO, MAYOR

ATTEST:

  
for KAREN HANCSAK, INTERIM CITY CLERK



Minutes Approved: May 3, 2016

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