



**AGENDA
CITY OF LAKE WORTH
CITY COMMISSION MEETING
CITY HALL COMMISSION CHAMBER
TUESDAY, MAY 17, 2016 - 6:00 PM**

- 1. ROLL CALL:**
- 2. INVOCATION OR MOMENT OF SILENCE:**
- 3. PLEDGE OF ALLEGIANCE: Led by Commissioner McVoy**
- 4. AGENDA - Additions/Deletions/Reordering:**
- 5. PRESENTATIONS:** (there is no public comment on Presentation items)
 - A. Presentation by Palm Beach County Animal Care and Control on Feral Cats Ordinance
 - B. Proclamation declaring May 15-21, 2016 as National Public Works Week
 - C. Proclamation declaring May 21-27, 2016 as National Safe Boating Week
 - D. City Recreation Advisory Board
- 6. COMMISSION LIAISON REPORTS AND COMMENTS:**
- 7. PUBLIC PARTICIPATION OF NON-AGENDAED ITEMS AND CONSENT AGENDA:**
- 8. APPROVAL OF MINUTES:**
- 9. CONSENT AGENDA:** (public comment allowed during Public Participation of Non-Agendaed items)
 - A. Ratify board members to the various City advisory boards
 - B. Contract Award for IFB 16-105 for Electric Meter Retirement Services to Vision Metering, LLC

- C. Approval of the Addendum and Lease Agreement with the Florida Department of Transportation (FDOT) for rental of state right of way along Lake and Lucerne
- D. Approval of Change Order 1 for Rosso Site Development for 6th Ave South - Dixie to Federal construction project
- E. Resolution No. 26-2016 - to authorize the submission of a grant application to the South Florida Water Management District
- F. Amendment to agreement with Pace Analytical Services to extend Laboratory Testing Services for the Water and Electric Utilities Departments
- G. Amendment to agreement with PJ's Land Clearing & Excavating, Inc. for removal and disposal of lime sludge
- H. Authorization to exceed \$25,000 purchasing limit for heavy equipment outside repair vendors for maintenance of fleet
- I. Resolution No. 27-2016 - Third amendment to the Fiscal Year 2015-2016 Budget
- J. Purchase and sale of 501 Lake Ave/Chamber Building

10. PUBLIC HEARINGS:

- A. Ordinance No. 2016-13 - Second Reading and Second Public Hearing - amend various sections and tables of the City's Land Development Regulations
- B. Ordinance No. 2016-15 - Second Reading and Second Public Hearing - amend Downtown (DT) zoning district, permitted use table and amend various sections of the City's Land Development Regulations
- C. Ordinance No. 2016-16 - Second Reading and Public Hearing - adopt Florida Building Code 2014 Edition and Administrative Amendments
- D. Ordinance No. 2016-17 - Second Reading and Public Hearing - adopt Floodplain Management Provisions to continue participation in the National Flood Insurance Program

11. UNFINISHED BUSINESS:

12. NEW BUSINESS:

- A. Ordinance No. 2016-18 First Reading for Changes to Parking Regulations.
- B. Ratification of the PMSA Contract

C. Ratification of the PEU Contract

13. LAKE WORTH ELECTRIC UTILITY:

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

B. **PUBLIC HEARING:**

C. **NEW BUSINESS:**

14. CITY ATTORNEY'S REPORT:

15. CITY MANAGER'S REPORT:

A. Draft agenda for June 7th.

16. ADJOURNMENT:

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.



AGENDA DATE: May 17, 2016 Regular Meeting

DEPARTMENT: City Clerk

EXECUTIVE BRIEF

TITLE:

City Recreation Board Update

SUMMARY:

Mr. Austin Brookley, Board Chair, will update the Commission on activities that have taken place over the past several months.

BACKGROUND AND JUSTIFICATION:

The Board members assist in promoting community awareness and involvement in recreation programs and initiate and assist the City in planning for future facility and program needs. The members shall consult with and advise the City Manager, Recreation Manager, and City Commission in matters affecting recreation policies, program, finances and future land or facility capital projects related to the total community recreation program and to its long-range plans. Last update from the City Recreation Board was on September 17, 2013.

MOTION:

Not applicable

ATTACHMENT(S):

Fiscal Impact Analysis – not applicable

05/17/16 - 5D



AGENDA DATE: May 17, 2016 – Regular Meeting

DEPARTMENT: City Commission

EXECUTIVE BRIEF

TITLE:

Ratify board members to the various City advisory boards

SUMMARY:

This item is to ratify the appointment of members to the City Tree, Sister City, Planning and Zoning, Recreation and Library Advisory Boards.

BACKGROUND AND JUSTIFICATION:

On February 5, 2013, the Commission adopted an ordinance amending the board member appointment process to allow for the selection of board members by individual elected officials. In accordance with the ordinance, the board appointments would be effective upon ratification by the Commission as a whole.

On November 4, 2014, the Commission adopted an ordinance to provide for an elected official to waive his or her right to make an appointment. It also provides for the next elected official responsible for an appointment to make it.

The following appointments are requested to be ratified:

City Tree Board:

Commissioner Maier's appointment of Christian Minaya to the City Tree Board to fill an unexpired term ending on July 31, 2016 and reappoint for a term ending on July 31, 2019.

Sister City Board:

Commissioner Amoroso's appointment of Maryann Polizzi to the Sister City Board to fill an unexpired term ending on July 31, 2017.

Planning and Zoning Board:

Commissioner Maier's appointment of Ricardo Martin to the Planning and Zoning Board to fill an unexpired term ending on July 31, 2017.

Recreation Advisory Board:

Vice Mayor's appointment of Maryann Polizzi to the Recreation Advisory Board to fill an unexpired term ending on July 31, 2018. This was District 4 appointment; however, Commissioner District 4 waived his right to this appointment to the Commission.

Library Board:

Vice Mayor's appointment of Theodore Johnson to the Library Board to fill an unexpired term ending on July 31, 2020. This was District 4 appointment; however, Commissioner District 4 waived his right to this appointment to the Commission.

MOTION:

I move to ratify Commissioner Maier's appointment of Christian Minaya to the City Tree Board to fill an unexpired term ending on July 31, 2016 and reappoint for a term ending on July 31, 2019 and Ricardo Martin to the Planning and Zoning Board to fill an unexpired term ending on July 31, 2017; Commissioner Amoroso's appointment of Maryann Polizzi to the Sister City Board to fill an unexpired term ending on July 31, 2017; Vice Mayor's appointment of Maryann Polizzi to the Recreation Advisory Board to fill an unexpired term ending on July 31, 2018 and Theodore Johnson to the Library Board to fill an unexpired term ending on July 31, 2020.

ATTACHMENT(S):

Fiscal Impact Analysis – not applicable
City Advisory Board Applications
City Advisory Board Membership Logs



AGENDA DATE: May 17, 2016

DEPARTMENT: Electric Utility

EXECUTIVE BRIEF

TITLE:

Contract for IFB 16-105 for Electric Meter Retirement Services to Vision Metering, LLC.

SUMMARY:

The Contract for IFB 16-105 Electric Meter Retirement Services to Vision Metering, LLC, for testing of electric meters prior to their retirement for an amount not to exceed \$47,250.00.

BACKGROUND AND JUSTIFICATION:

The City of Lake Worth's Electric Utility is replacing approximately 27,000 electric meters. The meters to be removed are required to be properly tested prior to retirement. On December 28, 2015, the City issued Invitation for Bids #16-105 (IFB) for Electric Meter Retirement Services and, specifically, sought the following retirement services for the meters:

1. End of life accuracy testing including FL, LL, and PF
2. Meter Manufacturer
3. Meter Type
4. Lake Worth's meter number
5. Meter Reading

On January 27, 2016, the City received only one bid from Vision Metering, LLC, in response to IFB 16-105. Joel Rutsky, Revenue Protection Manager, reviewed the bid. The bid is for \$47,250 and is consistent with the City's estimation. Vision Metering, LLC, will provide the City with an electronic file for the abovementioned services. Vision Metering, LLC, will also purchase the meters after retirement services are completed and will assume all freight charges. The services to be provided are set to commence within 30 days of City Commission approval.

On April 12, 2016, this item was reviewed by the Electric Utility Advisory Board.

MOTION:

I move to approve/disapprove the contract for IFB 16-105 for Electric Meter Retirement Services with Vision Metering, LLC in the amount not to exceed \$47,250.00.

ATTACHMENT(S):

FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures	0	0	0	0	0
Operating Expenditures	\$47,250	0	0	0	0
External Revenues	0	0	0	0	0
Program Income	0	0	0	0	0
In-kind Match	0	0	0	0	0
Net Fiscal Impact	\$47,250	0	0	0	0
No. of Addn'l Full-Time Employee Positions	0	0	0	0	0

B. Recommended Sources of Funds/Summary of Fiscal Impact:

Utilities /Electric						
Account Number	Account Description	Project #	FY2016 Budget	Current Balance	Agenda Item Expenditures	Remaining Balance
401-6034-531.46-77	Repair/Maint Services/ Meters	N/A	\$47,250	\$271,801	-\$47,250	\$224,551

C. Department Fiscal Review: John Borsch, Electric Director

05/17/16 - 9B



AGENDA DATE: May 17, 2016

DEPARTMENT: Public Services

EXECUTIVE BRIEF

TITLE:

Addendum and Lease Agreement with the Florida Department of Transportation (FDOT) for rental of state right of way along Lake and Lucerne

SUMMARY:

The Addendum and Lease Agreement (Lease) provides for the lease of sidewalk rights-of-way along a portion of Lake Avenue and Lucerne Avenue between Dixie and Federal Highways from FDOT to the City for the use of such sidewalks by private businesses for sidewalk cafés and valet parking services. The Lease governs the terms, conditions, and division of responsibilities agreed to by the parties.

BACKGROUND AND JUSTIFICATION:

The Lease governs all sidewalks lying within the existing right-of-way of eastbound and westbound State Road S-802 a/k/a Lake Avenue (eastbound) and Lucerne Avenue (westbound) between Dixie Highway to the west and Federal Highway to the east (collectively, the “Sidewalks”). The Sidewalks may only be used for sidewalk cafes and valet parking services. The Lease is for five (5) years but the City may renew for an additional five (5) year term. The FDOT hired an appraiser to determine the market value of the rights-of-way, and the Lease provides for rent during the initial five (5) year term in the amount of \$2.50 per square foot for each sidewalk café and valet parking service. For existing sidewalk cafes and valet parking queues, the total amount to be paid in annual rent is estimated to be \$7,282.50. The City will collect this rent from its sidewalk café and valet parking permittees. The City’s Sidewalk Café Ordinance and the Valet Parking Ordinance ensure that permittees are made subject to the FDOT Lease and that they agree to the Lease’s terms and conditions which include, but are not limited to, insurance and indemnification requirements, the payment of rent, maintenance of the right-of-way, inspections, and termination provisions. The Lease also includes the payment of the FDOT’s appraisal fee in the amount of \$8,850.00.

The initial payment to FDOT will be the sum of the first years’ rental fee (\$7,282.50) and the appraisal fee (\$8,850) for a total of \$16,132.50. Years 2 through 5 of the lease will have a yearly fee of \$7,282.50 (rent only). The City will be collecting rental payments from the businesses in amount of \$11,652 annually to offset the costs of the FDOT rental fee and the ongoing maintenance of the right of way.

Attached are the proposed Lease Agreement and Addendum.

MOTION:

I move to approve / not approve the Lease Addendum and Agreement with the FDOT.

ATTACHMENT(S):

Fiscal Impact Analysis (none)

Lease Agreement and Addendum (including proposed rent)

City of Lake Worth and FDOT rent summary breakdown

FISCAL IMPACT ANALYSIS

D. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures	0	0	0	0	0
Operating Expenditures	16,132.50	7,282.50	7,282.50	7,282.50	7,282.50
External Revenues	11,652	11,652	11,652	11,652	11,652
Program Income	0	0	0	0	0
In-kind Match	0	0	0	0	0
Net Fiscal Impact	(4,480.50)	4,369.50	4,369.50	4,369.50	4,369.50
No. of Addn'l Full-Time Employee Positions	0	0	0	0	0

E. Recommended Sources of Funds/Summary of Fiscal Impact:

Public Services						
Account Number	Account Description	FY2016 Budget	Project #	Pre Exp; Balance	Expenditure for this item	Post Exp; Balance
001-5010-519-34-50	Other Contractual Services	135,000	N/A	21,028.66	-16,132.50	4,896.16

F. Department Fiscal Review: ____JB____

05/17/16 - 9C



AGENDA DATE: May 17, 2016

DEPARTMENT: Public Services

EXECUTIVE BRIEF

TITLE:

Change Order 1 for Rosso Site Development for 6th Ave South - Dixie to Federal construction project

SUMMARY:

Change Order #1 for Rosso Site Development for the 6th Ave South – Dixie Hwy to Federal Hwy Roadway Improvements Project for unforeseen roadway/subgrade conditions in an amount not to exceed \$53,000.00.

BACKGROUND AND JUSTIFICATION:

On April 21, 2015, the City awarded a Task Order to Craven Thompson and Associates for the design of the 6th Ave South construction project. The design included the construction of new ADA curb ramps, minor existing sidewalk and curbing repair, extensive asphalt milling work to reconstitute the roadway grades, pavement overlay, and striping and signage.

On October 28, 2015, the City received four (4) bids for the construction of the project. Rosso Site Development as the lowest and most responsive bidder, was awarded the project on December 14, 2015 with a corresponding construction contract with the City.

The Rosso Site Development mobilized to the site in late January 2016 and began demolition of the existing curb ramps according to the design plans. Immediately upon commencing demolition work, it was brought to the attention of the City's project manager/inspector that the existing roadway conditions were inconsistent with the design plan. The City directed that the contractor perform a subsurface investigation (cores). The investigation revealed that existing pavement (subgrade, baserock, asphalt) was located at each alley intersection every 150 feet. The original engineering design was based on numerous asphalt cores however, they were drilled only at sections of roadway "mid-block" between South J St, South K St, South L St, and South M St. As a result, the design engineer did not expect the underlying conditions at the alleys which had to be addressed.

Based on the survey of the roadway performed by the original design consultant, the Contractor was able to re-design the roadway in a manner that was consistent with City's standards, maintain the drainage characteristics of the street, and also incorporate new curbing and new sidewalks along the entire project. The re-design of the project provided the City with new curbing and sidewalks where existing ones were originally going to remain. Overall, the revised project resulted in improvements to the safety of pedestrians, bicyclists, and vehicles with still meeting the original intent of the project design.

MOTION: I move to approve / not approve Change Order #1 in an amount not to exceed \$53,000 for Rosso Site Development for the 6th Ave South – Dixie Hwy to Federal Hwy Roadway Improvements Project.

ATTACHMENT(S):

Fiscal Impact Analysis

Change Order #1 – Rosso Site Development

FISCAL IMPACT ANALYSIS

G. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures	53,000	0	0	0	0
Operating Expenditures	0	0	0	0	0
External Revenues	0	0	0	0	0
Program Income	0	0	0	0	0
In-kind Match	0	0	0	0	0
Net Fiscal Impact	53,000	0	0	0	0
No. of Addn'l Full-Time Employee Positions	0	0	0	0	0

H. Recommended Sources of Funds/Summary of Fiscal Impact:

Public Services						
Account Number	Account Description	FY2016 Budget	Project #	Pre Exp; Balance	Expenditure for this item	Post Exp; Balance
408-5090-538-63-15	Improve other than Build / Infrastructure	142,000	ST1601	30,000	-30,000	0.00
408-5090-538-46-40	Repair/Maint Serv/Infrastructure	100,000	ST1601	57,000	-23,000*	34,000

*Funds to be transferred from 408-5090-538-46-40 into 408-5090-538-63-15 upon approval of item.

I. Department Fiscal Review: ___JB___

05/17/16 - 9D



AGENDA DATE: May 17, 2016, Regular Meeting

DEPARTMENT: Public Services

EXECUTIVE BRIEF

TITLE:

Resolution No. 26-2016 - to authorize the submission of a grant application to the South Florida Water Management District

SUMMARY:

The Resolution authorizes the submission of an application to South Florida Water Management District for funding assistance in the amount of \$100,000 under the Cooperative Funding Program. These funds will be used to assist with the purchase and installation of an internal backflow device inside the 72" outfall pipe located at 17th Avenue South.

BACKGROUND AND JUSTIFICATION:

The South Florida Water Management District (SFWMD) has announced the Cooperative Funding Program in order to partner with local governments and other entities to support local storm management, alternative water supply and water conservation projects. Grant funds under this program have been made available on a competitive basis for eligible projects throughout the sixteen county region under the jurisdiction of SFWMD that are related to flood control, water supply, water quality and ecosystem restoration. Such projects must be construction-ready or ready-to-implement conservation technology projects that can provide the most immediate benefits. Proposed projects must be constructed/implemented during the period of October 1, 2016 through September 30, 2018.

If awarded, the installation of a backflow prevention device at the 17th Avenue South outfall will restrict the tidal inflows and maximize storage capacity in the upstream piping, thereby mitigating flooding and repetitive loss damages to the surrounding properties. This location is of significance as this outfall system is connected to two FDOT roadways – Federal Highway and Dixie Highway- that are critical evacuation routes and major collectors within the City.

Resolution No. 26-2016 authorizes the submission of an application by the City to SFWMD for grant funding in the amount of \$100,000 under the Cooperative Funding Program. These funds will be used to assist with the purchase and installation of an internal backflow device inside the 72" outfall pipe located on 17th Avenue South. The City is required to provide a local cost share match of \$100,000 for this purpose.

The City's application must be submitted by the announced deadline of May 20, 2016.

MOTION:

I move to approve/not approve Resolution No. XX-2016.

ATTACHMENT(S):

Fiscal Impact Analysis – not applicable
Resolution

FISCAL IMPACT ANALYSIS

J. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures	0	0	0	0	0
Operating Expenditures	0	0	0	0	0
External Revenues	0	0	0	0	0
Program Income	0	0	0	0	0
In-kind Match	0	0	0	0	0
Net Fiscal Impact	0	0	0	0	0
No. of Addn'l Full-Time Employee Positions	0	0	0	0	0

K. Recommended Sources of Funds/Summary of Fiscal Impact:

L. Department Fiscal Review: _____



AGENDA DATE: May 17, 2016

DEPARTMENT: Water Utilities

EXECUTIVE BRIEF

TITLE:

Second Amendment to agreement with Pace Analytical Services to extend Laboratory Testing Services for the Water and Electric Utilities Departments on an as need basis.

SUMMARY:

The Water and Electric Utilities Departments request authorization to utilize and extend the piggyback contract based on the City of Pompano Beach Contract # T-27-14 Laboratory Testing Services with Pace Analytical Services in an amount not to exceed \$32,379.00.

BACKGROUND AND JUSTIFICATION:

On June 2, 2014, the City of Pompano Beach sought bids for laboratory testing services through a competitive bid process and awarded Pace Analytical Services contract # T-27-14 for Laboratory Testing Services. The City of Lake Worth is currently utilizing this contract #T-27-14 (Laboratory Testing Services) through a Piggy-Back Agreement authorized by the City Commission on February 3, 2015 for services beyond the capabilities of the in-house laboratory. The City of Pompano Beach has exercised its second one year extension option which extends the contract period to June 1, 2017 and the Utilities Departments would like to request the same extension via this second amendment.

All testing must be performed by a laboratory that is NELAP (National Environmental Laboratory Accreditation Program) certified through the Florida Department of Health Environmental Laboratory Services Program, in which Pace Analytical is certified.

MOTION:

Move to approve/not approve the Second Amendment to an Agreement with Pace Analytical Services and authorize the continued use of the City of Pompano Beach's contract as needed through June 1, 2017, not to exceed \$32,379.00.

ATTACHMENT(S):

Fiscal Impact Analysis
Pompano Beach Renewal Extension 2016-2017
2015-02-03 PACE Agreement
2015-12-14 PACE First Amendment
PACE Bid Document for Pompano 2014

FISCAL IMPACT ANALYSIS**M. Five Year Summary of Fiscal Impact:**

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures	0	0	0	0	0
Operating Expenditures	\$10,793.00	\$21,586.00	0	0	0
External Revenues	0	0	0	0	0
Program Income	0	0	0	0	0
In-Kind Match	0	0	0	0	0
Net Fiscal Impact	\$10,793.00	\$21,586.00	\$0	\$0	\$0

No. of Additional Full-Time Employees	0	0	0	0	0
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N. Recommended Sources of Funds/Summary of Fiscal Impact:

Water Utilities/ Water Treatment							
Account Number	Account Description	Project #	FY 2016 Proposed Budget	Amended Budget	Current Balance	Agenda Item Expenditures	Remaining Balance
402-7022-533.31-90	Professional Services	N/A	\$60,000.00	N/A	\$22,806.10	-\$7,975.00	\$14,831.10

Electric Utilities/ Power Plant							
Account Number	Account Description	Project #	FY 2016 Proposed Budget	Amended Budget	Current Balance	Agenda Item Expenditures	Remaining Balance
401-6031-531.31-70	Environmental Compliance	N/A	\$78,350.00	N/A	\$19,428.12	-\$2,818.00	\$16,610.12

O. Department Fiscal Review: _BS_

Brian Shields –Director
 Marie Elianor – Finance
 Christy Goddeau – Attorney
 Michael Bornstein – City Manager



AGENDA DATE: May 17, 2016

DEPARTMENT: Water Utilities

EXECUTIVE BRIEF

TITLE:

Amendment Number 1 to agreement with PJ's Land Clearing & Excavating, Inc., for removal and disposal of lime sludge.

SUMMARY:

This First Amendment to the Agreement authorizes the Water Utilities Department to extend the contract with PJs Land Clearing and Excavating, Inc., for removal and disposal of lime sludge from the Water Treatment Plant. The estimated annual cost is not to exceed \$46,050.00.

BACKGROUND AND JUSTIFICATION:

The Water Production Division of the Lake Worth Utilities Department has an on-going need for the cleaning of the lime sludge ponds by the removal of lime sludge to a drying area, and then subsequent legal removal of the dried sludge from the drying area. This is a service that the City cannot perform internally, as it does not have the equipment nor the personnel necessary to successfully perform the requirements.

The Department advertised and issued a formal Invitation for Bids (IFB UT-WT-12-13-111). Three sealed bids were received and opened at a publicly-noticed meeting held at 2:00 PM on March 13, 2013. The low, responsive, responsible bidder based on the removal and disposal of historical amounts of lime sludge was PJ's Land Clearing and Excavating, Inc., at an annual estimated cost of \$92,100. The term of this Service Contract was for an initial three (3) year term beginning April 17, 2013, with the option of two (2) one-year renewals. This amendment is to approve the first one year renewal option through April 17, 2017. Pricing provided on the Bid Form is fixed for that period.

MOTION:

I move to approve/not approve the first amendment to agreement with PJ's Land Clearing & Excavating, Inc. for an annual amount not to exceed \$46,050.00.

ATTACHMENT(S):

Fiscal Impact Analysis
BIDTAB 12-13-111 Lime Sludge Removal & Disposal
Notice of Recommendation of Award 12-13-111
PJs Land Clearing and Excavating Contract April 17, 2013
PJs Land Clearing and Excavating Contract First Amendment

FISCAL IMPACT ANALYSIS

P. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures	0	0	0	0	0
Operating Expenditures	\$46,050.00	\$46,050.00	0	0	0
External Revenues	0	0	0	0	0
Program Income	0	0	0	0	0
In-Kind Match	0	0	0	0	0
Net Fiscal Impact	\$46,050.00	\$46,050.00	\$0	\$0	\$0

No. of Additional Full-Time Employees	0	0	0	0	0
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Q. Recommended Sources of Funds/Summary of Fiscal Impact:

The funds have been identified in the Operation and Maintenance budget from account 402-7022-533.34-50

Water Utilities							
Account Number	Account Description	Project #	FY 2016 Proposed Budget	Amended Budget	Current Balance	Agenda Item Expenditures	Remaining Balance
402-7022-533.34-50	Other Contractual Services	N/A	\$284,400	325,507	\$127,182	-\$46,050	\$81,132

R. Department Fiscal Review: _BS_

Brian Shields –Director
 Marie Elianor – Finance
 Christy Goddeau – Attorney
 Michael Bornstein – City Manager



AGENDA DATE: May 17, 2016

DEPARTMENT: Public Services

EXECUTIVE BRIEF

TITLE:

Authorization to exceed \$25,000 purchasing limit for heavy equipment outside repair vendors for maintenance of fleet for Sole Source and Contract Vendors

SUMMARY:

The Public Services Fleet Maintenance Division is seeking authorization to exceed the purchasing limit threshold of \$25,000 for the repair and maintenance of heavy equipment in the City's fleet.

BACKGROUND AND JUSTIFICATION:

The City's Fleet Maintenance Division is actively engaged in the repair and maintenance of light vehicle, truck, and heavy equipment fleet stock. The Division actively utilizes outside vendors for the repair, maintenance, and parts purchases for the heavy equipment fleet and budgets are in place to fund these types of repairs.

The heavy equipment fleet comprised of Refuse trucks, Sewer and Water trucks, Electric Utility trucks, and various other pieces of heavy equipment are costly to repair and in many cases, based on warranty and expertise, can only be repaired by sole source or highly specialized vendors.

Given the minimal number of vendors that can be utilized for repairs and maintenance and parts purchases, contracted work normally exceeds \$25,000 per vendor over the course of a fiscal year and therefore the Public Services Department is seeking authorization to utilize the following vendors not exceeding the specified dollar amounts:

Sole Source

GT Supplies not exceeding \$200,000
Nextran Truck not exceeding \$200,000
Rechtien International not exceeding \$75,000
McNeilus not exceeding \$200,000
Peterson Industries not exceeding \$50,000

Contract Vendors

Pats Pumps and Blowers not exceeding \$50,000
RTS Fleet Services not exceeding \$50,000
Lake Worth Auto House not exceeding \$50,000
General GMC not exceeding \$50,000

MOTION: I motion to approve / not approve the authorization to exceed the \$25,000 purchasing limit for the repair, maintenance, and parts purchases for heavy equipment vendors GT Supplies, Nextran Truck, Rechtien International, McNeilus, Pats Pumps and Blowers, Peterson Industries, Lake Worth Auto House, General GMC, and RTS Fleet Services.

ATTACHMENT(S):

Fiscal Impact Analysis – N/A

05/17/16 - 9H



AGENDA DATE: May 17, 2016 Regular Meeting

DEPARTMENT: Financial Services

EXECUTIVE BRIEF

TITLE:

Resolution 27-2016 – Third amendment to the Fiscal Year 2015-2016 budget

SUMMARY:

The Resolution amends the City of Lake Worth FY 2015-2016 budget by appropriating existing fund balances from the Self-Insurance Fund and the Golf Fund to meet operational expenditures.

BACKGROUND AND JUSTIFICATION:

On September 22, 2015 the City Commission adopted the FY 2015-2016 annual budget which contained projections for all expenditures and was amended by resolution 58-2015 on November 10, 2015, and resolution 65-2015 on December 8, 2015. However, said budget did not anticipate or record the following expenditures.

1) Self-Insurance Fund

- a. Funding in the amount of \$13,237: is requested from self-insurance fund to cover costs of office furniture for Public Services recently replaced new offices. Office furniture include desks, file pedestals, chairs, bookcase, and conference table.

2) Capital Projects Fund

- a. Funding in the amount of \$68,650: is requested for the purpose of completing repairs to the golf course club house roof.

3) Garage Fund

- a. Reclassify purchase costs of \$30,394 for 2016 Ford Expedition vehicle from project # GV 1602 to project # GV 1511 in the Garage Fund.

4) Electric Fund

- a. Funding in the amount of \$940,812 for the purchase of four (#4) 55' Bucket Trucks each costing 220,453 for a total of \$881,812; plus the purchase of radio equipment in the amount \$59,000. Trucks and radio equipment will be used in the Transmission and Distribution division.

MOTION:

I move to approve / not approve Resolution No. 27-2016 to amend the FY 2015-2016 budget as list below in financial summary.

ATTACHMENT(S):

Exhibit A
Resolution

FISCAL IMPACT ANALYSIS

- S. Recommended Sources of Funds/Summary of Fiscal Impact:
See attachment.

Exhibit - A					
FY 2016 - 3rd Budget Amendment - Presented to CC - May 17th, 2016					
Fund Name/ Acct #	Project #	Account Description	B/A #	Incr / Decr Revenues	Incr / Decr Expenditures
1 - A		New Funds Requested for FY 2016			
Self Insurance Fund					
520-0000-395-00-00		Use of Fund Balance		13,237	
520-9010-581-91-80		Transfer to Capital Projects			13,237
301-0000-381-50-20		Internal Service Self Insurance Fund		13,237	
301-5060-513-62-20		Transfer to Public Services (furniture)			13,237
2 - A		New Funds Requested for FY 2016			
Golf Fund					
301-0000-395-00-00		Use of Fund Balance		68,650	
301-8030-575-63-00	GV # 1419	Golf Course (Roof Repairs)			68,650
3 - A		New Funds Requested for FY 2016			
Garage Fund					
530-9010-549-64-30	GV # 1602	Reclass cost of 2016 Ford Expedition		30,394	
530-9010-549-64-30	GV # 1511	Reclass cost of 2016 Ford Expedition			30,394
4 - A		New Funds Requested for FY 2016			
Electric Fund					
401-0000-395-00-00		Use of Fund Balance		940,812	
401-6034-531-64-30		Purchase of Bucket trucks			881,812
401-6034-531-46-10		Radio Equipment			59,000

- T. Department Fiscal Review: ___ME___



AGENDA DATE: May 17, 2016

DEPARTMENT: City Manager

EXECUTIVE BRIEF

TITLE:

Purchase Authorization of former Chamber of Commerce building and property

SUMMARY:

The Purchase Authorization would facilitate the acquisition of the Property at 501 Lake Avenue known as the Chamber of Commerce Building for an amount not to exceed \$250,000.

BACKGROUND AND JUSTIFICATION:

The Palms West Chamber of Commerce, Inc., d/b/a Central Palm Beach County Chamber of Commerce ("Chamber of Commerce") is the current owner of the property at 501 Lake Avenue in the City of Lake Worth ("Property"). The Chamber of Commerce desires to sell the Property in order to merge its operations into one location in Wellington. The City Manager and the Executive Director of the Chamber negotiated a purchase price of \$250,000, which represents a significant discount from the Property's anticipated market value.

According to the Palm Beach Property Appraiser, the Property's total market value for 2015 is listed as \$374,987. It is typically assumed that the listed total market value with the Property Appraiser is at least 20% less than the true market value. Additionally, an appraisal was conducted February 2014 that valued the Property at \$430,000.

In 2004, the City approved assigning a \$200,000 County grant to the Chamber of Commerce (at the time known as the Greater Lake Worth Chamber of Commerce) in order for them to purchase and renovate the Property. The City Commission conditioned the assignment on a reverter clause, requiring the Chamber to return the \$200,000 to the City if the Chamber ever ceased to exist and the Property was sold. In 2012, when the then Greater Lake Worth Chamber of Commerce merged with the Palms West Chamber of Commerce, the City and Chamber acknowledged the reverter clause. By entering this Purchase and Sale Agreement, the City is releasing the Chamber from any claims or liability related to the reverter clause.

If this purchase is approved, City staff is also seeking City Commission approval to have the Mayor and City Clerk (or designee) execute all reasonably necessary closing documents in order to close the purchase transaction.

MOTION:

I move to approve/not approve the purchase of the Chamber of Commerce property at 501 Lake Avenue and authorize the Mayor and City Clerk (or designee) to execute all reasonably necessary closing documents.

ATTACHMENT(S):

Fiscal Impact Analysis
Purchase and Sale Agreement

FISCAL IMPACT ANALYSIS

U. Five Year Summary of Fiscal Impact:

Fiscal Years	2016	2017	2018	2019	2020
Capital Expenditures	250,000	0	0	0	0
Operating Expenditures	0	0	0	0	0
External Revenues	0	0	0	0	0
Program Income	0	0	0	0	0
In-kind Match	0	0	0	0	0
Net Fiscal Impact	250,000	0	0	0	0
No. of Addn'l Full-Time Employee Positions	0	0	0	0	0

V. Recommended Sources of Funds/Summary of Fiscal Impact:

City Manager		Chamber of Commerce Building				
Account Number (s)	Account Description	Project #	FY 2016 Budget	Budget Transfer	Agenda Expense	Balance
301-XXXX-XXX-XX-XX	Chamber of Commerce Bldg		-	250,000	(250,000)	-

The funding of \$250,000 for the purchase of this property was not included in the FY2015-2016 budget, however, approval of this agenda item by the City Commission includes authorization to fund purchase from the General Fund contingency account # 001-0000-395-00-00.

W. Department Fiscal Review: ME



AGENDA DATE: May 17, 2016

DEPARTMENT: Community Sustainability

EXECUTIVE BRIEF

TITLE:

Ordinance No. 2016-13 - Second Reading and Second Public Hearing - amend various sections and tables of the City's Land Development Regulations

SUMMARY:

The Ordinance amends Chapter 23, Land Development Regulations, of the City's Code of Ordinances including six (6) articles of the Land Development Regulations: General Provisions, Administration, Zoning Districts, Development Standards, and Supplemental Regulations. The ordinance also revises the Land Development Regulation's permitted use table, and Environmental Regulations.

BACKGROUND AND JUSTIFICATION:

On August 6, 2013, the City of Lake Worth adopted Chapter 23, Land Development Regulations (LDRs), of the Code of Ordinances. The LDRs include six (6) articles governing all development within the City. As use of the adopted LDRs progress, some provisions require clarification and edits/additions to provide consistency, improve understanding and facilitate implementation as well as address issues that have arisen since adoption.

The proposed amendments provide clarification, edits and additions to the LDRs' definitions; notice requirements for public hearing; site plan review; zoning districts; development standards; off-street parking; sign code; and, landscape regulations.

On February 3, 2016, the Planning & Zoning Board, at its regularly scheduled meeting, discussed the proposed amendments to the LDRs and voted 7-0 to recommend approval to the City Commission.

On February 10, 2016, the Historic Resources Preservation Board, at its regularly scheduled meeting, discussed the proposed amendments to the LDRs and voted 5-0 to recommend approval to the City Commission.

At its meeting of April 5, 2016, the City Commission voted 3-1 to approve the changes to the LDRs providing that modifications to the original home occupation section were removed.

At its meeting of April 19, 2016, the motion to approve the ordinance died for lack of a second. Also, the motion to reschedule hearing to a date certain failed for a lack of a second. Consequently, the proposed ordinance has been re-advertised and is being heard as a first reading during a public hearing.

At its meeting of May 3, 2016, the City Commission voted 3-2 to approve the ordinance and to schedule the Second Reading and Public hearing for May 17, 2016.

MOTION:

I move to approve/disapprove Ordinance No. 2016-13 on second

ATTACHMENT(S):

Fiscal Impact Analysis – not applicable

P&Z Board and HRPB Staff Reports

Ordinance – revised from April 5, 2016 City Commission agenda.

05/17/16 - 10A



AGENDA DATE: May 17, 2016

DEPARTMENT: Community Sustainability

EXECUTIVE BRIEF

TITLE:

Ordinance No. 2016-15 - Second Reading and Second Public Hearing - amend Downtown (DT) zoning district, permitted use table and amend various sections of the City's Land Development Regulations

SUMMARY:

The Ordinance amends the LDRs by providing a definition for drive through facilities, amends the Downtown (DT) zoning district to allow drive through facilities as a conditional use for properties zoned DT, which are west of Dixie Highway. In addition, the Medium and High Intensity conditional use section is amended to provide criteria to review drive through facilities within the City.

BACKGROUND AND JUSTIFICATION:

The Downtown (DT) zoning District is designed for the commercial core of Lake Worth, primarily along Lake and Lucerne Avenues from Golfview to the Florida East Coast Railroad Right-of-way. The Dixie Highway corridor, which is geared to heavier vehicular traffic bisects the district north to south. The proposed amendment would allow commercial drive through facilities at properties within the Downtown District subject to conditional use approval but limited to only those properties west of Dixie Highway. Properties with frontage along Lake and Lucerne Avenues also would be excluded. As such, any request to establish a drive through facility will require Conditional Use approval from the decision making board (either the Planning and Zoning Board or the Historic Resources Preservation Board depending upon the location of the subject property), whose process is discretionary and requires a public hearing.

On April 6, 2016, the Planning & Zoning Board discussed the text amendment to the LDRs and voted unanimously (6-0) to recommend approval to the City Commission.

On April 13, 2016, the Historic Resources Preservation Board reviewed the text amendment to the LDRs and voted 6-0 to recommend approval to the City Commission with the conditions that it exclude those properties having frontage on Lake and Lucerne Avenues. This condition is included in the proposed ordinance.

At its meeting on May 3, 2016, the City Commission voted 3-2 to approve the ordinance, including the deletion of language regarding excluding commercial drive-throughs on properties fronting Lake Avenue and Lucerne Avenue, and to schedule the second reading and second public hearing

MOTION:

I move to approve/disapprove Ordinance No. 2016-15 on second reading including deletion of language as directed on May 3, 2016.

ATTACHMENT(S):

Fiscal Impact Analysis – not applicable
P&Z and HRPB Boards Staff Report and Minutes
Ordinance 2016-15

05/17/16 - 10B



AGENDA DATE: May 17, 2016

DEPARTMENT: Community Sustainability

EXECUTIVE BRIEF

TITLE:

Ordinance No. 2016-16 - Second Reading and Public Hearing - adopt Florida Building Code 2014 Edition and Administrative Amendments

SUMMARY:

This ordinance proposes the adoption of the 2014 edition of the Florida Building Code including specific administrative amendments.

BACKGROUND AND JUSTIFICATION:

The Florida Building Commission has adopted, by rule, pursuant to section 120.536(1) and 120.54, Florida Statutes, the 2014 Florida Building Code (Code) with an effective implementation date of June 30, 2016. The Code is applicable throughout the entire State of Florida pursuant to section 553.73(6), Florida Statutes, without adoption on the City for implementation. However, section 553.73(4)(a), Florida Statutes, authorizes the City to adopt local amendments to the administrative provisions contained in Chapter 1 of the Code, so long as any such administrative amendments are more stringent than the minimum standards contained in the Code. The recommended administrative amendments for the City are included as part of the proposed ordinance as Exhibit "A".

MOTION:

I move to approve/disapprove Ordinance No. 2016-16 on second reading.

ATTACHMENT(S):

Fiscal Impact Analysis – N/A
Ordinance No. 2016-16, w/Exhibit A

05/17/16 - 10C



AGENDA DATE: May 17, 2016

DEPARTMENT: Community Sustainability

EXECUTIVE BRIEF

TITLE:

Ordinance No. 2016-17 - Second Reading and Public Hearing - adopt Floodplain Management Provisions to continue participation in the National Flood Insurance Program

SUMMARY:

Adopt ordinance to provide for updated floodplain management provisions within the City's Code of Ordinances to continue the City's participation in the National Flood Insurance Program and the insurance discounts associated with participation.

BACKGROUND AND JUSTIFICATION:

The City is required to enact this ordinance in order coordinate its floodplain management regulations with the Florida Building Code - 2014 Edition, to repeal and replace existing regulations in order to satisfy the requirements of the National Flood Insurance Program and to meet the requirements of Florida Statute Section 553.73(5) as it relates to adopting certain administrative and technical amendments to the Florida Building Code regarding flood resistance in order to implement the National Flood Insurance Program.

MOTION:

I move to approve/disapprove Ordinance No. 2016-17 on second reading.

ATTACHMENT(S):

Fiscal Impact Analysis – N/A

Ordinance No. 2016-17

05/17/16 - 10D



AGENDA DATE: May 17, 2016

DEPARTMENT: Leisure Services

EXECUTIVE BRIEF

TITLE:

Ordinance No. 2016-18 – First Reading – provide for clarification and modification to certain general parking requirements, parking enforcement and administrative processes relating to parking citations and to schedule the public hearing date for June 7, 2016.

SUMMARY:

The Ordinance clarifies/modifies parking requirements regarding motorcycles, disabled parking, parking in fire lanes, parking in alleys, enforcement procedures and provides for an administrative review process by allowing the Leisure Services Director or designee to dismiss/void certain citations and waive late fees when applicable.

BACKGROUND AND JUSTIFICATION:

The ordinance will clarify and modify certain sections of the code that regulates parking at the beach and surrounding area as well as parking downtown and in residential areas. The major changes are as follows:

- No more than 2 motorcycles shall be allowed in one space
- A vehicle may not obstruct a handicapped parking space
- A person shall have 15 days to pay a citation (currently 10 days are allowed)
- No parking in a fire lane
- A person may not park in an alley so as to obstruct the alley
- Certain commercial vehicles shall not be allowed to be parked overnight in a residential district
- The Leisure Services Director, or designee, shall be allowed to waive or void certain fees and citations
- Administrative fees, as adopted in the schedule of fees, may be imposed

If the ordinance passes on first reading, it is staff's intent to present the resolution modifying the schedule of fees at the Commission meeting when this ordinance will be scheduled for second reading.

MOTION:

I move to approve/not approve Ordinance No. 2016-18 on first reading and schedule the public hearing date for June 7, 2016.

ATTACHMENT(S):

Fiscal Impact Analysis – not applicable
Ordinance

05/17/16 - 12A



AGENDA DATE: May 17, 2016

DEPARTMENT: Human Resources

EXECUTIVE BRIEF

TITLE:

Approval of the Collective Bargaining Agreement between City and the Professional Manager's & Supervisor's Association ("PMSA").

SUMMARY:

The Approval of the Collective Bargaining Agreement with PMSA is for the contract period of October 1, 2015 through September 30, 2018.

BACKGROUND AND JUSTIFICATION:

The most recent collective bargaining agreement expired on September 30, 2015. Since that time, the terms and conditions set forth in the expired agreement were "status quo" and the parties have been operating under the prior agreement. The parties engaged in active negotiations and reached tentative agreements on multiple provisions that modify the prior contract. The parties agree to a 4% increase in pay, retroactive to October 1, 2015. The parties agreed to separately negotiate issues to the Pension Plan. The parties also agreed to reopeners to discuss wages from Fiscal Year 2016-2017 and Fiscal Year 2017-2018.

Attached is the new proposed Collective Bargaining Agreement in both "track changes" and a "clean" final version.

Staff recommends approval and ratification of the Collective Bargaining Agreement with PMSA.

MOTION:

I move to Approve and Ratify/not approve the Collective Bargaining Agreement with PMSA.

ATTACHMENT(S):

1. Collective Bargaining Agreement with PMSA ("Clean" final)
2. Collective Bargaining Agreement with PMSA ("track changes")
3. PMSA Certification of Ratification by Majority Vote of Members (to be distributed)

FISCAL IMPACT ANALYSIS

X. Five Year Summary of Fiscal Impact:

Fiscal Years	2015/2016	2016/2017	2017/2018
Capital Expenditures	0	0	0
Operating Expenditures	0	0	0
External Revenues	0	0	0
Program Income	0	0	0
In-kind Match	0	0	0
Net Fiscal Impact	0	0	0
No. of Addn'l Full-Time Employee Positions	0	0	0

Y. Recommended Sources of Funds/Summary of Fiscal Impact:

Funding for the four (4) percent increase in pay retroactive to October 1, 2015 was provided for in the FY 2015-2016 adopted Budget.

Z. Department Fiscal Review: _____

05/17/16 - 12B



CITY OF LAKE WORTH

7 North Dixie Highway · Lake Worth, Florida 33460 · Phone: 561-586-1600 · Fax: 561-586-1750

AGENDA DATE: May 17, 2016 Regular Meeting

DEPARTMENT: Human Resources

EXECUTIVE BRIEF

TITLE:

Approval of the Collective Bargaining Agreement between City and the Public Employees Union (“PEU”).

SUMMARY:

The Approval of the Collective Bargaining Agreement with the PEU is for the contract period October 1, 2015 through September 30, 2018.

BACKGROUND AND JUSTIFICATION:

The most recent collective bargaining agreement expired on September 30, 2015. Since that time, the terms and conditions set forth in the expired agreement were “status quo” and the parties have been operating under the prior agreement. The parties engaged in active negotiations and reached tentative agreements on multiple provisions that modify the prior contract. The parties agree to a 4% increase in pay, retroactive to October 1, 2015. The parties agreed to separately negotiate issues to the Pension Plan. The parties also agreed to reopeners to discuss wages from Fiscal Year 2016-2017 and Fiscal Year 2017-2018.

Attached is the new proposed Collective Bargaining Agreement in both “track changes” and a “clean” final version.

Staff recommends approval and ratification of the Collective Bargaining Agreement with PEU.

MOTION:

I move to approve and ratify/not approve the Collective Bargaining Agreement with PEU.

ATTACHMENT(S):

4. Collective Bargaining Agreement with PEU (“Clean” final)
5. Collective Bargaining Agreement with PEU (“track changes)

6. PEU Certification of Ratification by Majority Vote of Members (to be distributed)

FISCAL IMPACT ANALYSIS

AA. Five Year Summary of Fiscal Impact:

Fiscal Years	2015/2016	2016/2017	2017/2018
Capital Expenditures	0	0	0
Operating Expenditures	0	0	0
External Revenues	0	0	0
Program Income	0	0	0
In-kind Match	0	0	0
Net Fiscal Impact	0	0	0
No. of Addn'l Full-Time Employee Positions	0	0	0

BB. Recommended Sources of Funds/Summary of Fiscal Impact:

Funding for the four (4) percent increase in pay retroactive to October 1, 2015 was provided for in the FY 2015-2016 adopted Budget.

CC. Department Fiscal Review: _____