

ORDINANCE NO. 13-2018

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, UPDATING THE CAPITAL IMPROVEMENTS ELEMENT OF ITS COMPREHENSIVE PLAN; PROVIDING FOR AN UPDATED FIVE YEAR CAPITAL IMPROVEMENTS SCHEDULE; PROVIDING FOR THE UPDATE TO THE TEXT OF THE CAPITAL IMPROVEMENTS SCHEDULE SO AS TO BE CONSISTENT WITH THE NEW SCHEDULE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature originally required local governments to annually amend their comprehensive plans to update the Capital Improvements Element, including the Five Year Schedule of Capital Improvements contained therein; and

WHEREAS, pursuant to House Bill 7207 the Florida Legislature repealed the requirement that local governments annually amend their comprehensive plans thereby removing the obligation of the state land planning agency's review of the plan amendments of local governments; and

WHEREAS, local governments are now only required to review their Capital Improvements Element and adopt any update thereto pursuant to an Ordinance which is not subject to review by the State land planning agency; and

WHEREAS, the Town staff has prepared an Ordinance which amends the Schedule in the Capital Improvements Element of its comprehensive plan; and

WHEREAS, the Town Commission of the Town of Lake Park has held the duly required public hearings to adopt this update to its Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AS FOLLOWS:

Section 1: The whereas clauses are incorporated herein as the Commission's legislative findings.

Section 2: **Exhibit "A"** which is attached hereto and incorporated herein contains the text of the 2018/19 Update to the Town of Lake Park Comprehensive Plan Capital Improvements Element's Five Year Capital Improvements Schedule.

Section 3: A copy of the current Comprehensive Plan, as amended from time to time, shall be kept on file in the Office of the Town Clerk.

Section 4: A copy of the current Comprehensive Plan, as amended from time to time shall also be maintained in the Department of Community Development.

Section 5: All Ordinances or parts of Ordinances in conflict are hereby repealed.

Section 6: Should any section or provision of this Ordinance or any portion thereof, any paragraph, sentence or word be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this Ordinance.

Section 7: The Ordinance shall become effective upon adoption.

EXHIBIT "A"

**TOWN OF LAKE PARK FIVE YEAR CAPITAL IMPROVEMENT SCHEDULE¹,
FY ~~2016/17~~ -- 2020/21 2018/19 – 2022/23**

Project Category	Project Name	16/17	17/18	18/19	19/20	20/21	21/22	22/23	Funding Source
4	Shuttering and hardening of all Town buildings		\$27,000 (hardening)	\$100,000 (shuttering)	\$0				Grant (LMS Grant)
4	Mirror Ballroom Doors			\$120,000					\$60K (General Fund) / \$60K (State Historic Preservation Grant)
4	Lighting and Park restrooms	\$510,000	\$0	\$0	\$0				Grant (EDGB)
2, 4	Lake Shore Drive Drainage Improvements		\$8,200,000		\$8,200,000				Grants (\$5.6M LMS and HMGP) / \$600K State Appropriations Fund / \$2M One Cent Sales
4	Lake Shore Drive Promenade		\$150,000						Grant

¹ Note: The Town's ability to implement certain projects in accordance with this schedule is contingent upon the receipt of grant funds as identified in the "Funding Source" column.

Project Category	Project Name	16/17	17/18	18/19	19/20	20/21	21/22	22/23	Funding Source
4	New marina parking lot		\$2,000,000						Grant
2, 4	10th Street south of Park Avenue – drainage, lighting, paving, trees		\$4,000,000			\$4,000,000			Grant (LMS), Stormwater Utility Assessment (50/50 split each FY)
2, 4	Park Avenue Improvements from 7th Street to 10th Street through and including the FEC Railroad Intersection/pedestrian connections for quiet zone improvements		\$300,000 / \$25,000 for FEC	\$300,000 / \$25,000 for FEC	\$300,000 / \$25,000 for FEC	\$100,000			Grant (\$250,000 each FY); CRA Funding (\$75,000 each FY)
2, 4	Park Avenue from Federal Highway to 7th Street (improved sidewalks; landscape medians; striping and signalization – complete street design)		\$4,200,000			\$4,200,000			Grant (\$3.36M) / One Cent Sales Tax (\$840K)

Project Category	Project Name	16/17	17/18	18/19	19/20	20/21	21/22	22/23	Funding Source
4	Town Hall Renovations (Town Hall Roof, Exterior Painting, Ceiling Clerk's Office, Awnings Exterior Doors, Community Development Flooring/Painting/Reconfiguration Stage Refinishing, Window/Door repairs)		\$500,000			\$500,000 (including required assessments)			Grant - (\$28K for Clerk's ceiling and exterior doors assessment already appropriated) / One Cent Sales Tax - \$432K / General Fund (Community Development Improvements - \$40K)
2	Vehicle Replacement Plan	\$50,000	\$100,000	\$100,000	\$100,000	\$50,000			General Fund

Project Category	Project Name	16/17	17/18	18/19	19/20	20/21	21/22	22/23	Funding Source
2	Sanitary Sewers in Tri-City Industrial Park; Lake Park Public Works; and Water Tower Road/Old Dixie Highway (north of Water Tower, east of Old Dixie commercial property; <u>Gateway Road Reconstruction and Sanitary Sewer along the south side (approx. 1,250 linear feet)</u>			\$1,200,000		\$1,325,000			Special Assessment
2	<u>Gateway Road Reconstruction and Sanitary Sewer along the south side (approx. 1,250 linear feet)</u>		\$125,000						Streets and Roads
2	Outfall to C-17 Canal	\$90,000 (Stormwater Fund)	\$100,000 (Grant)	\$200,000					Stormwater Fund Grant

Project Category	Project Name	16/17	17/18	18/19	19/20	20/21	21/22	22/23	Funding Source
2	Coastal Link/Tri-Rail/Palm Tran Extension Improvements for parking and feeder system improvements on the Town-owned property behind Fire Station 68 (including Quiet Zone Improvements)			\$100,000 (Grant)	\$600,000 (\$350,000 Grant; \$250,000 special assessment)		\$700,000		Grant; Special Assessment (split 50/50)
2	Park Avenue Extension Improvements (acquiring property for ROW)			\$5,000,000					Grant
2	Bert Bostrom Park Improvements (Master Plan for future improvements)		\$30,000		\$30,000				Grant
2	Complete Streets Initiative/Safe Streets Program (Federal Highway – approx. 4,100 linear feet)			\$6,000,000	\$6,000,000				Grant

Project Category	Project Name	16/17	17/18	18/19	19/20	20/21	21/22	22/23	Funding Source
2,4	Library Improvements (includes technology; security; carpets & lighting; shelving; 2 nd floor; exterior renovations and marquee)	\$85,000 (\$70,000 Grants / \$15,000 General Fund)	\$45,000 (\$25,000 General Fund; \$20,000 Grants)	\$30,000 (\$20,000 General Fund; \$10,000 Grants)	\$1,110,000 (\$140,000 General Fund; \$1,000,000 Grants) \$85,000 (\$70,000 Grants / \$15,000 General Fund)	\$45,000 (\$25,000 General Fund; \$20,000 Grants)	\$30,000 (\$20,000 General Fund; \$10,000 Grants)	\$1,110,000 (\$110,000 General Fund; \$1,000,000 Grants)	General Fund; Grant
2	Community Garden Area Parking Lot "Temporary" Improvements (millings, enclosure, striping and signage)		\$420,000	\$10,000					One-Cent Sales Tax <u>CRA</u>
2	Improvements (Fiber Optic) – <u>PHASE 1 (approx. \$80K)</u> Town Hall to 10 th \$61,082; Town Hall to Library \$6,347; 10 th Street Fire Station to Public Works \$10,755 <u>PHASE 2 (approx. \$136K)</u> Town Hall to Kelsey Park \$85,442; Kelsey Park to Marina \$50,882 – (sub-total of three items in blue = approx. \$80,000)		\$80,000	\$80,000	\$136,000				One Cent Sales Tax

Project Category	Project Name	16/17	17/18	18/19	19/20	20/21	21/22	22/23	Funding Source
1	Johnson Controls – (LED Lighting Retrofit; Domestic Water Conservation; Building Automation Upgrades; HVAC Upgrades/Replacements)			(\$1.5M total cost over 16 years) - Cash outlay commitment of approximately \$121K per year, principal and interest, for a 16 year financing plan with a 3.2% interest rate assumption	\$121,000	\$121,000	\$121,000	\$121,000	General Fund
	Total	\$663,200	\$20,342,000	\$12,870,000	\$1,055,000	\$1,485,000	\$851,000	\$1,231,000	
				\$531,000	\$14,572,000	\$10,291,000			

Project Category Codes

- 1 – Project necessary to achieve Level of Service
- 2 – Project will enhance ability to continue to meet Level of Service
- 3 – Project will enhance ability to meet Level of Service for Optional Element
- 4 – Project will further the achievement of Comprehensive Plan goals, objectives and policies.

TOWN OF LAKE PARK ESTIMATED FUNDING SOURCES FOR CAPITAL IMPROVEMENTS FY 2016/17 – 2020/21

Funding Source	16/17	17/18	18/19	19/20	20/21	21/22	22/23
General Fund	\$56,600	\$145,000	\$120,000	\$120,000	\$160,000	\$141,000	\$231,000
Stormwater Utility Assessment		\$2,000,000			\$2,000,000		
Grants	\$546,600	\$13,637,000	\$11,470,000	\$610,000	\$1,250,000		
Special Assessment			\$60,000	\$11,700,000	\$5,408,000	\$710,000	\$1,000,000
CRA Funding			\$1,200,000	\$250,000	\$1,325,000		
Streets and Roads		\$75,000	\$75,000	\$75,000	\$75,000		
Stormwater Fund	\$90,000	\$125,000	\$10,000		\$100,000		
State Funds				\$600,000			
One Cent Sales Tax	\$4,360,000 (room for contingencies and grant subsidies)		\$80,000	\$2,136,000	\$1,272,000		
Total	\$5,123,200	\$15,962,000	\$12,866,000	\$14,572,000	\$10,291,000	\$851,000	\$1,231,000

**LEGAL NOTICE OF PROPOSED ORDINANCE
TOWN OF LAKE PARK**

Please take notice that on Wednesday, November 7, 2018 at 6:30 p.m. or soon thereafter the Town Commission, of the Town of Lake Park, Florida in a regular session to be held in the Commission Chambers, Town Hall, 535 Park Avenue, Lake Park, Florida will consider the following Ordinances on second reading and proposed adoption thereof:

Ordinance No. 13-2018

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, UPDATING THE CAPITAL IMPROVEMENTS ELEMENT OF ITS COMPREHENSIVE PLAN; PROVIDING FOR AN UPDATED FIVE YEAR CAPITAL IMPROVEMENTS SCHEDULE; PROVIDING FOR THE UPDATE TO THE TEXT OF THE CAPITAL IMPROVEMENTS SCHEDULE SO AS TO BE CONSISTENT WITH THE NEW SCHEDULE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

If a person decides to appeal any decision made by the Town Commission with respect to any hearing, they will need a record of the proceedings and for such purpose 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. For additional information, please contact Vivian Mendez, Town Clerk at 561-881-3311.

Vivian Mendez, CMC, Town Clerk
Town of Lake Park, Florida
PUB: The Palm Beach Post October 21, 2018.

Upon First Reading this 17 day of October, 2018, the foregoing Ordinance was offered by Commissioner Michaud, who moved its approval. The motion was seconded by Commissioner Lynch and being put to a vote, the result was as follows:

	AYE	NAY
MAYOR MICHAEL O'ROURKE	<u>/</u>	_____
VICE-MAYOR KIMBERLY GLAS-CASTRO	<u>/</u>	_____
COMMISSIONER ERIN FLAHERTY	<u>/</u>	_____
COMMISSIONER ANNE LYNCH	<u>/</u>	_____
COMMISSIONER ROGER MICHAUD	<u>/</u>	_____

PUBLISHED IN THE PALM BEACH POST THIS 21 DAY OF October, 2018

Upon Second Reading this 7 day of November, 2018, the foregoing Ordinance, was offered by Vice-Mayor Glas-Castro, who moved its adoption. The motion was seconded by Commissioner Michaud and being put to a vote, the result was as follows:

	AYE	NAY
MAYOR MICHAEL O'ROURKE	<u>/</u>	_____
VICE-MAYOR KIMBERLY GLAS-CASTRO	<u>/</u>	_____
COMMISSIONER ERIN FLAHERTY	<u>Absent</u>	_____
COMMISSIONER ANNE LYNCH	<u>/</u>	_____
COMMISSIONER ROGER MICHAUD	<u>/</u>	_____

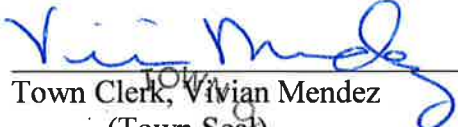
The Mayor thereupon declared **Ordinance No.** 13-2018 duly passed and adopted this 7 day of November, 2018.

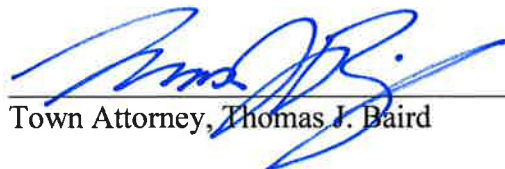
TOWN OF LAKE PARK, FLORIDA

BY: 
Mayor, Michael O'Rourke

ATTEST:

Approved as to form and legal sufficiency:


Town Clerk, Vivian Mendez
(Town Seal)


Town Attorney, Thomas J. Baird

