



Minutes
Town of Lake Park, Florida
Regular Commission Meeting
March 12, 2008 7:38 p.m.

Town Commission Chambers, 535 Park Avenue

The Town Commission met for the purpose of a Regular Commission Meeting on Wednesday, March 12, 2008 at 7:38 p.m. Present were Mayor Castro, Vice-Mayor Daly, Commissioners Balius, Carey, and Osterman, Attorney Thomas Baird, Town Manager Maria Davis and Town Clerk Vivian Mendez.

Vivian Mendez led the Invocation.
Mayor Castro led the Pledge of Allegiance.
Town Clerk Vivian Mendez performed the Roll Call.

ADDITIONS/DELETIONS/APPROVAL OF AGENDA

Discussion of an additional Commission Meeting on March 19, 2008 added.

Town Manager Maria Davis requested a Special Call Commission Meeting for March 19, 2008 to swear in the new Mayor. She also requested that the meeting begin at 8 p.m. and that the March 26, 2008 meeting be moved to April 2, 2008.

Motion: A motion was made by Commissioner Osterman to approve the Agenda as modified and the change to the March Commission Meetings; Vice-Mayor Daly made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor Castro	X		

Motion passed 5-0.

PUBLIC and OTHER COMMENT

None

COMMENTS BY COMMISSION, TOWN MANAGER, TOWN ATTORNEY

Vice-Mayor Daly stated that the trip the Commission took to Tallahassee was worthwhile.

Commissioner Balius stated that he also enjoyed the trip to Tallahassee.

Commissioner Osterman stated that the representatives at the meeting in Tallahassee expressed how important it was for the Commission to be at the Meeting. The Palm Beach County Public Affairs called her and thanked her for being there. She stated that she has received positive feedback about the lobbyist that the Town has hired. She congratulated Town Manager Maria Davis and staff on the passing of the two referendum questions. She thanked the public for voting positively on the two referendums.

Commissioner Carey stated he believed that the Town's investment in a lobbyist will be beneficial to the Town.

Mayor Castro stated that he was excited about the referendum. He congratulated staff on the passing of the two referendum questions. He stated that the Town could move forward positively. He thanked the community for allowing him to serve as their Mayor for almost 8 years and to serve a total of almost 12 years on the Commission. He appreciated what the current staff has done for him as well as staff from the past. He thanked the Commission and the previous Commissions for allowing him to serve.

Town Attorney Thomas Baird wished Mayor Castro a "Happy Birthday" and "Happy Trails".

Town Manager Maria Davis wished Mayor Castro a "Happy Birthday" and "Farewell". She thanked him for appointing her to the position of Town Manager. She congratulated Desca DuBois as the Mayor-Elect and stated that she looked forward to working with her. She thanked voters for overwhelmingly voting to pass the two referendum questions to improve the Town. She stated that she explained to voters that the Alleyway Project would not increase their taxes. She stated that she was hoping to have the project out to bid within the next 120 days. She thanked Commissioner Balius for spending 12 hours at the polls to answer questions regarding the two referendum questions. She also thanked Commissioner Osterman for her help at the polls.

She stated that the Town had its first annual Arts and Crafts Festival on March 1, 2008. She thanked Joanne Hester of A+ Dance Studio, Lowes, Lake Park Kiwanis Club, Rodney Wallen of Boyers, Singleton & Associates and the Marina staff for their contributions and service at the festival.

She addressed a letter to the editor published in the Weekday regarding the Kelsey Irish Fest. She stated that she wanted to set the record straight regarding the Irish Fest. The article stated that the event might be cancelled due to a lack of funds. She explained that the item was discussed during the budget process in 2007. The Irish Fest as well as other events were eliminated due to budget constraints. She stated that it was a \$15,000 event that comes from Ad Valorem taxes. The article stated that the item was discussed at a Commission Meeting and was then quickly shelved to the next meeting. She explained that Commissioner Carey raised a question at the meeting whether or not it would be possible to raise the funds for the festival. It was decided that even if donations were received there would not have been sufficient time to set up the festival. The article also asked the question of why the Town was holding an Arts and Crafts Festival and asked where the funds were coming from for that event. She explained that the Arts and Crafts Festival was budgeted through the Marina. The cost was a little more than a

tenth of the cost of the Irish Fest. The funds do not come from Ad Valorem taxes but strictly from the Marina budget which sustains itself. It was a promotional activity that was budgeted accordingly. The article also asked if the Fireworks Festival would be canceled and if funds needed to be raised for it. She explained that the Fireworks Festival was already budgeted for this year but she is recommending that it be scaled back dramatically next year due to the passing of Amendment One which has produced a \$551,000 shortfall in the Town's funds next year. She explained that staff was aggressively preparing grant donor packages for donor sponsors for the events that were canceled this year and will hopefully have some of those events back next year.

Mayor Castro stated that residents do not understand what happens during the Town's budget process if they do not watch the Commission Meetings. He stated that they do not understand that it is easier to cut recreational events rather than employees or services.

Town Manager Maria Davis commented on her visit to Tallahassee. She stated that it was essential for the Town's elected officials to be front and center with elected officials in Tallahassee. She named the following as representatives that the Commission met with in Tallahassee: Senators Jeff Atwater, Mandy Dawson and Mr. Erinburg; House Representatives Mary Bradenburg, Susan Buker, Carl Domino, Eddie Gonzalez, Julio Rubina, Kelly Skidmore, Priscilla Taylor and Shelly Vanna.

She stated that last Friday night there was a firework display at Lake Shore Park and she failed to notify the condominium associations and residents on neighboring streets. She wanted to publicly apologize to the residents surrounding Lake Shore Dr. She stated that the fireworks display was fully permitted but she was remiss in not making the residents aware.

Mayor Castro stated that he received many phone calls regarding the incident and he was distraught that he was not aware of what was going on. He recommended that any future similar events come before the Commission as an agenda item so that everyone is made fully aware. He stated that he did not believe anyone had been negatively impacted by the firework display.

Commissioner Osterman stated that Recreation Director Greg Dowling did a good job in arranging the Arts and Crafts Festival at the Marina. She stated that one of the vendors had spoken to her and complimented Greg on his handling of the event especially the advertising, and how he was very informative and up front with her about everything.

Mayor Castro recommended vendors with higher quality products at the next Arts & Crafts Festival.

Town Manager Maria Davis stated that the Town Library will be providing registration and information for the Town's Teen Leadership Program on March 27, 2008 from 5 pm to 6 pm. Registration forms will also be available online.

CONSENT AGENDA:

1. Regular Commission Meeting Minutes of February 6, 2008
2. Regular Commission Meeting Minutes of February 20, 2008
3. Professional Engineering Services to Develop a Fee-Schedule for the Town's Stormwater Utility
4. Resolution No. 16-03-08 Solid Waste Authority Interlocal Agreement

5. Authorization for the Change Work Order to Decrease the Bayberry Drainage Improvements Contract by \$5,100 (net)
6. Award of Contract for Final Phase of Seawall Replacement at Lake Shore Park to Vance Construction

Commissioner Balius requested that item #6 be pulled from the Consent Agenda for discussion.

Public Comment Open.

None

Public Comment Closed.

Motion: A motion was made by Commissioner Balius to approve the Consent Agenda with the exception item # 6; Vice-Mayor Daly made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor Castro	X		

Motion passed 5-0.

Commissioner Balius iterated that the contract stated that the Town would certify the concrete and certify and pay for the density check and compaction.

Town Manager Maria Davis explained that the engineer, Cutcher & Associates would be acting as the owner's agent and provide this oversight.

Discussion ensued between Town Manager Maria Davis and the Commission regarding the final phase of seawall replacement at Lake Shore Park.

Motion: A motion was made by Commissioner Balius to approve item # 6 Award Contract for Final Phase of Seawall Replacement at Lake Shore Park to Vance Construction; Commissioner Osterman made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		

Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor Castro	X		

Motion passed 5-0.

PUBLIC HEARINGS

QUASI-JUDICIAL HEARING

RESOLUTION NO. 17-03-08 – Twigg Learning Tree Childcare, Inc.

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, APPROVING A SITE PLAN FOR THE CONSTRUCTION OF A 3,168 SQUARE FOOT CHILD DAY CARE FACILITY SUBJECT TO CONDITIONS OF APPROVAL, TO BE LOCATED ON AN 0.601 ACRE OF PROPERTY, OWNED BY TWIGGS LEARNING TREE CHILD CARE, INC., AND LOCATED ON THE NORTHEAST CORNER OF SILVER BEACH ROAD AND 10TH STREET IN THE TOWN OF LAKE PARK, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Vivian Mendez swore in all witnesses.

Ex-parte communication was declared as follows:

- Mayor Castro – none
- Vice-Mayor Daly –none
- Commissioner Balias – none
- Commissioner Osterman – none
- Commissioner Carey – none

Community Development Director Patrick Sullivan explained how Mr. Twigg needed a land use change in order to bring his property into compliance. He wanted to redevelop a neighboring building into an addition to the learning center. He stated that the site plan has been through the Planning & Zoning Board and both the board and staff recommend the Commission’s approval. He stated that Mr. Twigg has met all requirements for the project.

Mr. Twigg stated that he will be at his location 20 years on March 14th. He stated that he houses 96 students ranging in age from 4 months to 5 years old. The center is accredited by the State and has met all requirements. He stated that the school was a learning center and they teach the students to meet the requirements to start Kindergarten in public schools.

Mrs. Eunice Twigg stated that they do not have a volunteer Pre-Kindergarten program because some of the parents cannot afford the three hour program. She stated that they have an outstanding program and their children have done well in the surrounding public elementary schools.

Motion: A motion was made by Commissioner Osterman to approve Resolution No. 17-03-08; Commissioner Balias made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balias	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor Castro	X		

Motion passed 5-0.

Discussion and Possible Action
Marina Patio Covering

Town Manager Maria Davis stated that she had provided samples of different options for the patio covering at the Marina. Prices were also obtained from various vendors. She stated that a concrete pavilion with a tile roof would cost \$62.18 per square foot for a total of \$115,000. She also provided information on Tiki Huts which had various prices. The cheapest alternative would be a vinyl patio covering at \$17.86 per square foot. She stated that she could not recommend spending any money at the Marina at this time.

Mayor Castro recommended saving money or budgeting money over the next five years to build or place a patio covering at the Marina.

Commissioner Osterman stated that a resident recommended a lighted sign stating "Lake Park Harbor Marina" on top of the building facing the water to advertise the Marina.

Discussion ensued between the Commission regarding a sign for the Marina.

No action was taken on either issue.

ADJOURNMENT

There being no further business to come before the Commission and after a motion to adjourn by Vice-Mayor Daly and seconded by Commissioner Balius, and by unanimous vote, the meeting adjourned at 8:25 p.m.



Mayor DuBois



Deputy Clerk Jessica Shepherd



Town Clerk Myrian Mendez



Approved on this 2 of April, 2008.