



**Minutes  
Town of Lake Park, Florida  
Regular Commission Meeting  
October 4, 2006 7:30 p.m.**

**Town Commission Chambers, 535 Park Avenue**

The Town Commission met for the purpose of a Regular Commission Meeting on Wednesday, October 4, 2006 at 7:30 p.m. Present were Mayor Castro, Vice-Mayor Daly, Commissioners Balius, Carey, and Osterman, Interim Town Manager Cynthia Sementelli, Attorney Karen Roselli, and Town Clerk Vivian Mendez.

Vivian Mendez led the Invocation.  
Vice-Mayor Daly led the Pledge of Allegiance.  
Town Clerk Vivian Mendez performed the Roll Call.

**ADDITIONS/DELETIONS/APPROVAL OF AGENDA**

Request for Special Call Meeting to narrow list of new Town manager candidates to five (5) or (6) candidates added to Discussion and Possible Action as item number fourteen (14).

**Motion: A motion was made by Commissioner Balius to approve the agenda as modified; 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.

**PRESENTATION:**

Update from Mariner's Key

Dodi Glass on behalf of Mariner's Key, stated there have been changes made to project management staff. She introduced two (2) members of Principle Design Group, Harry McDonald, Senior Project Manager and Bill Hughes, Senior Architectural Project Manager.

Harry McDonald, Senior Project Manager stated that he understood the Mariner Key Project had languished and they have been hired to get the project moving forward. He stated that previous construction documents provided to the Commission needed embellishment and refinement. He stated that they took the original drawings and reviewed them for design details, constructability

and structural entities. He stated that they refined the drawings so that they could be reasonably approved by permitting.

Mayor Castro asked for a website address from Mr. McDonald.

Mr. McDonald stated that the website address was marinerskey.com and stated that he would confirm that address. He stated that the website was being updated to reflect the new changes.

Bill Hughes, Senior Architectural Project Manager stated that they wanted to keep the Key West Style of the project. He reviewed and explained the architectural refinements that were made to the project to make it more constructively viable. He stated that they added exterior balconies with water views.

Mr. McDonald stated that a Dutch hip was added to the project's roof. He stated that they would be submitting the documents to permitting and review on October 15, 2006. He stated that roof work would begin in three (3) to four (4) weeks.

Mayor Castro stated that the changes to the elevations are substantial and stated that the project must be reviewed by the Planning and Zoning Board.

Patrick Sullivan, Community Development Director stated that in his opinion the changes to the Mariners Key project were not substantial.

Mr. McDonald stated that they refined the details of the project to make it constructible.

Mayor Castro stated that the changes made to Mariners Key was an improvement. He expressed concern over the administrative procedure to go forward with the project.

Patrick Sullivan, Community Development Director stated that there were no changes to the parking or to any other site issues on the Mariners Key project that would impact the community as a whole.

Mayor Castro stated that there were major changes made to the elevation of the Mariners Key project.

Commissioner Balius expressed concern over delaying the Mariners Key project.

Vice-Mayor Daly stated the he showed neighbors the past pictures of the Mariners Key project and the project has now changed.

Dodi Glas stated the main issue for the Mariners Key project was the constructability. She stated approved plans are not always 100% in terms of maintaining colors, and materials.

Mayor Castro stated that it was not Patrick Sullivan, Community Development Director's decision to make when it came to making changes to the elevation of a project.

Dodi Glas stated that Patrick Sullivan, Community Development Director recommended bringing the changes to the Mariner's Key project before the Commission.

Mayor Castro stated that the elevations that were approved were the approved elevations and

should have been part of the Resolution.

Dodi Glas stated that it was not uncommon for materials to change during construction plan review.

Mayor Castro stated that those types of changes do not happen during the construction phase of a project. He stated that the Mariners Key project must go through the process of being approved by the Planning & Zoning Board.

Vice-Mayor Daly agreed with Mayor Castro's comments and stated that the Mariners Key project should be reviewed by the Planning & Zoning Board.

Patrick Sullivan, Community Development Director stated that the Mariners Key project would be delayed approximately two (2) months.

Attorney Karen Roselli stated that she would have to review the Resolution related to the Mariners Key project to see if a review by the Planning & Zoning Board is required.

Commissioner Balius recommended a Special Call Meeting for the Planning & Zoning Board to discuss the changes to the Mariners Key Project.

Attorney Karen Roselli stated that she would speak with Patrick Sullivan, Community Development Director regarding her findings upon reviewing the Resolution relating to the Mariners Key Project.

#### **PUBLIC and OTHER COMMENT**

*Christina Catusus, 102 6<sup>th</sup> St.* – stated that she was walking her dog and saw a Lake Park Shark urinating on the wall at the ball field. She stated that the young man was a Lake Park Shark and was wearing a black shirt. She stated that she had pictures (see Exhibit "A") she had taken of the Lake Park Sharks on Saturday, September 30, 2006 in which there were nine (9) games played on the field and there was no police present for crowd control or traffic control.

Mayor Castro asked Ms. Catusus if she reported the young man who urinated on the wall to the Sheriff's Department.

Ms. Catusus stated that she reported the incident to the Sheriff's Office.

Commissioner Osterman asked for clarification on how many games were played by the Lake Park Sharks on September 30, 2006.

Ms. Catusus stated that two (2) or three (3) of the games were played by the Lake Park Sharks. She stated that the other games were played by West Palm Beach, Port Saint Lucie, Fort Pierce, Riviera Beach and Stuart.

Commissioner Balius expressed concern over the sod on the ball field being destroyed.

Interim Town Manager Cynthia Sementelli stated that the Pop Warner League uses the ball field and they rotate the use of other ball fields for teams from other municipalities to play on.

*Genane Doughty, 1008 7<sup>th</sup> St.* – stated that books for election close on October 10, 2006. She stated that a little under twenty-five (25%) of eligible voters in Lake Park are registered. She stated that there are four (4) precincts. She expressed concern and commented over the lack of voter participation.

*Tanya Smith, 731 W. Ilex Dr.* – stated that the issue over the ball field is getting ridiculous. She stated that parents cannot watch the basketball players in addition to their own children playing football. She stated that the police are called if there is an incident. She stated that they cannot monitor everyone. She stated that the Lake Park Sharks do not wear black jerseys. She stated that the Lake Park Sharks wear blue and yellow jerseys.

*Desca Dubois, 516 Sabal Palm Dr.* - stated that as she drove to the Lake Park Post office she saw that the One Park Place project on Park Ave. was a mess. She asked for the status of the project and how long it would remain in its present condition.

*Bert Bostrum, 1451 Flagler Blvd.* – stated that there were nine (9) games played on September 30, 2006. She stated that she resented the fact that she had to share the ball field with teams from other cities. She stated that the final game on Saturday, September 30, 2006 ended at 9:15 pm. She expressed concern of overuse of the ball field.

*Diane Munroe, Hawthorne Dr.* – asked about fees for ball games on the ball field and asked if fees were collected for the games that were played on Saturday, September 30, 2006.

*Robert Drew, 527 Palmetto Rd.* – stated that he attended a football game on Saturday, September 30, 2006. He stated that he observed people taking pictures from on top of the pump house and people hanging on dugouts. He stated that there was no police supervision. He stated that staff should be out at the ball fields supervising when games are taking place. He suggested that parents keep back from the sidelines when football games are taking place.

Commissioner Osterman stated that she would like to know how much money was collected for the games that took place on September 30, 2006.

Mayor Castro requested a motion to approve moving the Commissioner Comment portion of the agenda to take place after Public Comment.

**Motion: A motion was made by Commissioner Balius to move the Commissioner Comment portion of the Agenda to take place after Public Comment; 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		
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Motion passed 5-0.

*Richard Ahrens, 1461 Kinetic Rd.* – updated the Commission on the status of the One Park Place Project. He stated that code enforcement violations would be addressed and taken care of by the end of the week. He stated that he was following the agreement that he made with the Town.

Mayor Castro explained to the audience Public Comment and its procedures.

**Public Comment Closed.**

**COMMENTS BY COMMISSION, TOWN MANAGER, TOWN ATTORNEY**

**Mayor Castro**

Mayor Castro recommended that the ball field issue be made an agenda item to be discussed at the next regularly scheduled Commission meeting.

Mayor Castro recognized Ed Dunbar who is terminally ill and in the hospital. He expressed condolences and prayers to his family.

Mayor Castro stated that he was disappointed that the search for the new town manager has not progressed much since it was started in July.

Mayor Castro stated to Interim Town Manager Cynthia Sementelli that there needed to be better communication with staff on all levels in terms of issues such as the ball field, and Mariners Key.

Mayor Castro stated there needs to be better supervision at the ball fields and monitoring of the parking on swales and residential areas.

Mayor Castro stated that he received phone calls regarding weekend plays in terms of Sundays. He stated that there were high school football and soccer players out on Sunday. He stated that there needed to be better supervision from the Sheriff's office.

Mayor Castro stated that the Town should improve on maintaining its own public properties and alleyways.

Mayor Castro asked what the status of FPL restoring broken street lights in the Town.

Mayor Castro stated that the One Park Place Project was being addressed.

Mayor Castro asked why Lake Park was not mentioned as sponsors in the boat parade.

Mayor Castro stated that the Town won litigation against the Fire Rescue Pension.

**Commissioner Carey**

Commissioner Carey stated that the trooper at the ball field was dressed in full fatigues. He stated that he had a black long sleeved shirt, black pants, a black hat and black boots. He stated that he had an emblem on the front of his shirt.

Commissioner Carey stated that he attended the football games on September 30, 2006. He stated that he left at approximately 10:15 pm. He stated that the lights were left on so that garbage could be picked up.

Commissioner Carey stated that the Town could not police everyone who attends a football game.

Commissioner Carey stated that the Commission has said that they want more recreation programs but at the same time making decisions and comments that state otherwise.

Commissioner Carey recommended that police be on the streets, not in the current Recreation Building.



Commissioner Carey recommended that the Recreation Station be utilized for the children not as a police station.

Commissioner Carey stated that he believed there were other options for the Recreation Department and that the Commission's decisions were harming not helping the children of Lake Park.

#### **Commissioner Osterman**

Commissioner Osterman addressed Ms. Smith regarding pattern of use for the ball field. She stated that practices have been running on Saturdays and the field has never looked like it did in the pictures she reviewed from Ms. Catusus. She stated that she is frustrated about the ball field issue. She stated that it is embarrassing and unacceptable. She stated that the commission has given clear direction and it has yet to be handled. She stated that the level of disrespect toward the Commission, residents, and audience was appalling. She asked Interim Town Manager Cynthia Sementelli how much money was received from the games that took place on September 30, 2006. She asked Interim Town Manager Cynthia Sementelli to ask Dale Dougherty, Recreation Department Director to come to the podium and state how much money was received from the games on September 30, 2006.

Commissioner Osterman expressed concern over the illegal parking at the ball fields and the lack of police supervision.

#### **Dale Dougherty, Recreation Department Director**

Dale Dougherty, Recreation Department Director stated that there was a state trooper at the football games that took place on September 30, 2006. He stated that the money could not go through him for security purposes. He stated that he was at the ball field the entire time and was there to turn the lights on and then off at 9:30 pm.

#### **Commissioner Balius**

Commissioner Balius recommended a letter be sent to the FEC Railroad asking them to cut the grass surrounding the railroads and to copy the letter to the governor and the Department of Transportation. He stated that the grass had not been cut for approximately five (5) months.

Commissioner Balius asked how the Town can request a quiet zone.

Commissioner Balius stated that he was still looking for a Code Enforcement Report.

Commissioner Balius stated that the street lights at Lake Shore Park were still down. He stated that parking after sundown has not been enforced.

Commissioner Balius stated that he received complaints about commercial vehicles parked in residential areas.

Commissioner Balius stated that there was a commercial vehicle parked on 10<sup>th</sup> St. for one (1) month and just received a ticket from code enforcement.

Commissioner Balius inquired about the League of Cities Florida City Government week which is taking place the week of October 15-23, 2006 and whether or not the Town was going to do a Resolution.

Commissioner Balius recommended that the Commission review the Comprehensive Plan.

Commissioner Balius stated that he did not believe the ball field could support a football team. He recommended that the games be played in moderation.

Commissioner Balius stated that it was his understanding that one code enforcement officer works on Saturday and the other on Sunday.

Commissioner Balius stated that he received a phone call that a meeting was held at the Police Station.

Commissioner Balius stated that the Town of Lake Park is one of a few towns that leave their ball fields open to the public. He stated that he made phone calls to the thirty-seven (37) municipalities in Palm Beach County.

**Vice-Mayor Daly**

Vice-Mayor Daly stated that the Commission was not against the Lake Park Sharks playing on the ball fields. He stated that he blamed the Recreation Department for not making the Commission aware of what goes on at the ball field. He stated that the issue was determining a pattern to follow for playing games on the ball field. He stated that there is not adequate parking for the amount of people that show up for games. He stated that the maintenance staff is shorthanded. He expressed concern about overuse of the ball field. He stated that it was the Recreation Department's responsibility to have supervision on the ball field. He commented on the fire that took place at the pavilion at Lake Shore Park and stated that the door had been left open and children were coming in and out of the building.

Vice-Mayor Daly addressed Dale Dougherty, Recreation Department Director and stated that if he was doing his job the Commission would not have to deal with all of the issues that have been presented related to the ball field. He stated that Dale Dougherty, Recreation Department Director was not communicating to the Commission.

Vice-Mayor Daly asked if the trooper that was at the ball field was dressed in uniform.

Vice-Mayor Daly stated that police supervision at the ball field should be identifiable.

Vice-Mayor Daly asked if the attorney's fees would be paid in the suit against the Fire Rescue Pension.

**Interim Town Manager Cynthia Sementelli**

Interim Town Manager Cynthia Sementelli stated that Venetian Isles had a new manager, new gates had been ordered and they are working hard to resolve code enforcement violations.

Interim Town Manager Cynthia Sementelli addressed residents and asked them to place their trash outside before 7 am.

Interim Town Manager Cynthia Sementelli stated that a commercial van was cited and the dumpster in the swale issue was resolved.

Interim Town Manager Cynthia Sementelli stated that there was staff and security present at the ball games that occurred on Saturday, September 30, 2006.

Interim Town Manager Cynthia Sementelli stated that tickets were written by the Sheriff's department on Saturday, September 30, 2006. She addressed residents and asked them to call the non-emergency Sheriff's department at 688-3466 regarding issues on the ball field.

Interim Town Manager Cynthia Sementelli stated that staff is working internally on reorganizing the Recreation Department. She reviewed the different events and programs to be implemented in the coming months.

Interim Town Manager Cynthia Sementelli recommended that residents watch Channel 18.

**Attorney Karen Roselli**

None

**CONSENT AGENDA:**

- Commission Meeting Minutes of September 20, 2006.

**Public Comment Open.**

None

**Public Comment Closed.**

**Motion: A motion was made by Vice-Mayor Daly to approve the Commission Meeting Minutes of September 20, 2006; Commissioner Balius 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 HEARING(S)**

**ORDINANCE NO. 12-2006 – Board Member Termination**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE TOWN OF LAKE PARK, CHAPTER 2, ARTICLE IV, DIVISION 1, SECTION 2-112 ENTITLED “MEMBERSHIP ON CERTAIN BOARDS AND COMMITTEES TERMINATED FOR MISSING MEETINGS, FILLING OF VACANCIES”; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION AND PROVIDING FOR AN EFFECTIVE DATE.**

Mayor Castro stated that he received several phone calls regarding the lack of board member attendance. He stated that there are only certain situations in which a board member can miss a meeting.

Commissioner Osterman read a portion of the current ordinance related to board member absences. She stated that she had an issue with the wording of the current ordinance related to board member absences.

Commissioner Balius read a portion of the current ordinance related to board member absences.

Commissioner Osterman suggested that an objective person such as the town clerk, be in charge of keeping attendance records for boards and making decisions on excused and unexcused absences.

Mayor Castro suggested a protocol in writing ahead of time.

Commissioner Balius stated that he served on six (6) town boards and that in the past it would be the board’s chairman’s responsibility to inform the town clerk of any member absences.

**Public Comment Open.**

*None*



**Public Comment Closed.**

**Motion:** A motion was made by Commissioner Osterman to make changes to Ordinance 12-2006 and to defer first reading to the next Commission Meeting of October 18, 2006; Commissioner Balius 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.

**RESOLUTION NO. 48-09-06**

**A RESOLUTION OF THE TOWN COMMISSION OF LAKE PARK, FLORIDA, APPROVING THE NEW CLASSIFICATION AND PAY PLAN FOR THE LAKE PARK PUBLIC WORKS DEPARTMENT; AND PROVIDING FOR AN EFFECTIVE DATE.**

Interim Town Manager Cynthia Sementelli explained and clarified Resolution 48-09-06. She stated that it was a classification plan that needed to be adopted.

**Public Comment Open.**

*None*

**Public Comment Closed.**

**Motion:** A motion was made by Vice Mayor Daly to approve Resolution 48-09-06.; Commissioner Carey 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.

**RESOLUTION NO. 52-09-06 – Ramp hours**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AMENDING THE HOURS OF OPERATION FOR THE BOAT LAUNCHING RAMP AT THE LAKE PARK HARBOR MARINA AND AUTHORIZING THE MAYOR TO EXECUTE ALL NECESSARY DOCUMENTS TO REFLECT SUCH AMENDMENT; AND PROVIDING AN EFFECTIVE DATE.**

Interim Town Manager Cynthia Sementelli explained the ramp hours at the Lake Park Harbor Marina. She stated that the operation is from 6 am to 9 pm. She stated that if the ramp could close at 6 pm the Lake Park Harbor Marina could have security.

Vice-Mayor Daly expressed concern over seeing staff sitting in front of the Lake Park Harbor Marina with nothing to do. He suggested that staff take time to clean up the marina instead of sending them home early.

Commissioner Balius agreed with Vice-Mayor Daly and stated that hiring security would just be switching from town labor to contract labor. He stated that the Lake Park Harbor Marina currently has a security problem. He expressed concern over shortening ramp hours at the Lake Park Harbor Marina. He stated that a salary of \$9.31 per hour was a good salary for a dock attendant.

Mayor Castro agreed with Commissioner Balius and stated that daylight hours would change with Daylight Savings Time. He stated that help would be needed at the boat ramps should any boaters have problems with their boats.

Commissioner Osterman recommended setting boat ramp hours to cease at sunset.

David Hinamin, Harbor Marina Manager addressed the security issue at the Lake Park Harbor Marina. He stated that one of the thefts that occurred was a smash and grab that occurred during daylight hours. He stated that the golf cart theft occurred when one of his employees had called in sick and another employee stayed on for eleven (11) hours. He stated that the employee called the dock master and asked if he could leave because there was no activity. He was allowed to leave and the marina was unattended for two (2) hours and in that time frame the golf cart was stolen.

Vice-Mayor Daly stated that the Lake Park Harbor Marina was being watched.

David Hiniman, Harbor Marina Manager stated that the month of July was the marina's busiest time of year. He stated that amount of money between salaries and contract labor would be a wash. He stated the need for part-time employees who are available from mid-afternoon to 9 pm. He stated that because of the wind, staff has been picking up more trash from the water.

Vice-Mayor Daly asked David Hiniman, Harbor Marina Manager what he would suggest to get quality employees working at the Lake Park Harbor Marina.

David Hiniman, Harbor Marina Manager stated that raising the salaries may alleviate the problems with obtaining quality employees working at the Lake Park Harbor Marina.

Vice-Mayor Daly stated that he knew people who were interested in obtaining a good quality job such as those offered at the Lake Park Harbor Marina.

David Hiniman, Harbor Marina Manager explained and described the background check process that the Town implements in hiring a new employee.

**Public Comment Open.**

*None*

**Public Comment Closed.**

**Motion: A motion was made by Vice-Mayor Daly to refer Resolution 52-09-06 to the Lake Park Harbor Marina Advisory Board to review and make recommendations; 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.

**RESOLUTION NO. 57-09-06 – Canopy Repair**

**A RESOLUTION BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE CONTRACT WITH BROWNING & BECKER CONSTRUCTION, INC. TO PROVIDE CONSTRUCTION SERVICES TO ERECT A REPLACEMENT CANOPY STRUCTURE AT THE PUBLIC WORKS GARAGE FACILITY IN THE TOWN OF LAKE PARK, FLORIDA AND PROVIDING AN EFFECTIVE DATE.**

Interim Town Manager Cynthia Sementelli explained Resolution No. 57-09-06 and stated that the resolution was authorizing the Mayor to sign a contract to replace the canopy at Public Works that was lost in Hurricane Wilma.

**Public Comment Open.**

*None*

**Public Comment Closed.**

**Motion: A motion was made by Vice-Mayor Daly to approve Resolution No. 57-09-06; Commissioner Carey 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.

**RESOLUTION No. 59-10-2006**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AMENDING RESOLUTION 34-09-05, TO AMEND A CONDITION OF THE DEVELOPMENT ORDER WHICH REQUIRED THAT THE OWNER INITIATE DEVELOPMENT WITHIN ONE YEAR OF THE APPROVAL OF THE PROJECT KNOWN AS "VILLA LIANA" LOCATED ON LOTS 17 TO 28 OF BLOCK 47, ON THE EAST SIDE OF 10<sup>TH</sup> STREET, SOUTH OF PARK AVENUE AND APPROXIMATELY 211 FEET SOUTH OF EVERGREEN DRIVE, IN THE TOWN OF LAKE PARK; AND PROVIDING FOR AN EFFECTIVE DATE.**

As for having any Ex-Parte communication prior to this Quasi Judicial Hearing the members stated as follows:

Mayor Castro – stated that he had a brief discussion regarding the concrete fence with Interim Town Manager Cynthia Sementelli.

Vice-Mayor Daly - none

Commissioner Balias – none

Commissioner Osterman – none

Commissioner Carey – none

Richard Ahrens, owner of the Villa Liana project read the conditions he received from Patrick Sullivan, Community Development Director and stated that he was confused.

Mayor Castro stated that Patrick Sullivan, Community Development Director would have an opportunity to address Mr. Ahrens concerns and questions regarding the Villa Liana project.

Mr. Ahrens explained and reviewed the requirements set forth in Resolution No. 34-09-05 (see Exhibit "B"). He expressed his concerns over each requirement and explained the time it would take him in order to begin construction on the Villa Liana project. He expressed concern with the six (6) month time limit to obtain a permit.

Patrick Sullivan, Community Development Director stated that he based the six (6) month time frame to obtain a permit on the fact that the project had already taken twelve (12) months. He stated that the project had all approvals and the next step

would be to apply for a permit and break ground.

Mayor Castro stated that it was hard to apply for a permit and break ground on a project in six (6) months.

Patrick Sullivan, Community Development Director recommended a concrete fence verses a wooden fence to be placed between Villa Liana and the surrounding single-family homes. He stated that Mr. Ahren's satisfied the conditions from previous resolutions and the conditions have not changed.

**Public Comment Open.**

*Rick Goodsell, 410 9<sup>th</sup> St.* – stated that the Villa Liana Project is located behind his home. He stated that the project was originally zoned as an R-2 District. He stated that the zoning was changed to a C-2 District. He stated that he had attended Planning & Zoning Meetings regarding the Villa Liana projects. He stated that the project has proceeded as an R-2 District when it was zoned as a C-2 District. He expressed concern over the fact that a sign posted on the project stated that they were selling town homes not condos. He stated that he has not observed any maintenance on the project and expressed concern over the property being surrounded by commercial property. He recommended that the property be rezoned to be a C-2 District.

Vice-Mayor Daly asked Mr. Goodsell if he would be satisfied with documents showing an association for condominiums at the Villa Liana project.

Mr. Goodsell stated that he would not be totally satisfied with documents. He stated that he liked the plan that staff presented to Mr. Ahrens stating time limits on a permit and requiring a concrete fence.

Mayor Castro stated that he sympathized with Mr. Ahrens, but he had one (1) year to get the project off the ground and resolve any issues. He agreed with staff's requirement of a six (6) month extension to obtain a permit. He stated that the town attempted to rezone the property to a C-2 District but it was never officially rezoned. He expressed concern over the fact that the property is located in a light industrial area. He stated that his concern was the maintenance of the property.

Commissioner Balius stated he did not mind giving Mr. Ahrens a six (6) month extension on the Villa Liana project.

Commissioner Carey agreed with giving Mr. Ahrens a six (6) months extension the Villa Liana project.

Commissioner Osterman agreed with giving Mr. Ahrens a six (6) months extension the Villa Liana project.

Mr. Ahrens expressed concern over a six (6) month extension. He stated that it would be a great monetary risk for him.

**Public Comment Closed.**



**Motion: A motion was made by Commissioner Balius to approve Resolution No. 59-10-06; Commissioner Carey 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.

**RESOLUTION NO. 60-10-06**

**A RESOLUTION BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE CONTRACT WITH SHEENAN TURF CARE INC. TO PROVIDE FERTILIZATION AND HERBICIDE SERVICES FOR TURF AND TREE CARE IN THE TOWN OF LAKE PARK, FLORIDA AND PROVIDING AN EFFECTIVE DATE.**

Joseph Kroll, Public Works Director stated that Resolution No. 60-10-06 would authorize a contract for the fertilizing of all exotic palm trees and lawns throughout the town.

Commissioner Carey asked if the ball fields would be fertilized.

Joseph Kroll, Public Works Director stated that the ball fields are included in the contract and would be fertilized.

Interim Town Manager, Cynthia Sementelli stated that staff was planning on hiring an irrigation specialist to look at Lakeshore Park and replace its sod.

Vice-Mayor Daly stated that there was no reason to delay the irrigation and sod for Lakeshore Park.

**Public Comment Open.**

*None*

**Public Comment Closed.**

**Motion: A motion was made by Commissioner Balius to approve Resolution No. 60-10-06; Vice-Mayor Daly made the second.**

Vote on Motion:

Commission	Aye	Nay	Other

Member			
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor Castro	X		

Motion passed 5-0.

**Discussions and Possible Action**

**Board appointment to code compliance**

Commissioner Osterman recommended that board appointments to be moved on the agenda to follow the Commissioner Comment section.

Mayor Castro agreed with Commissioner Osterman's recommendation.

The Commission appointed the following person as a member to the Code Compliance Board: Alvin Feinstein – 1<sup>st</sup> alternate member.

**Fireworks bid award**

Mayor Castro recommended awarding the fireworks bid to the fireworks company who supplied fireworks for the town last year. He stated that the company would give the town a \$1000.00 credit.

Interim Town Manager Cynthia Sementelli stated that the fireworks company would also provide a barge.

**Public Comment Open.**

*Gary Jackson, 1210 Gateway Rd.* – expressed concern over the Town of Lake Park Firework Festival. He stated that if it is a 4<sup>th</sup> of July celebration it should be named as such and celebrated on the 4<sup>th</sup> of July, not merely named a Firework Festival and celebrated on a different day.

**Public Comment Closed.**

**Motion: A motion was made by Commissioner Balius to award the Town of Lake Park fireworks bid to Creative Fireworks Co.; 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.

**Sale of alcohol at fireworks festival**

**Motion: A motion was made by Commissioner Balius to approve the sale of alcohol at the Town of Lake Park Fireworks Festival; 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.

**Sale of alcohol at Irish Fest**

**Motion: A motion was made by Commissioner Balius to approve the sale of alcohol at the Town of Lake Park Irish Fest.; Commissioner Carey 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.

### **Site plan for trailer**

Interim Town Manager, Cynthia Sementelli stated that a facility was needed to provide open recreation for the children who need aftercare. She stated that cost for a trailer would be approximately \$18,000.00 to set up with a yearly cost of approximately \$9,000.00.

Vice-Mayor Daly asked if there were any used trailers could be purchased. He stated that a trailer could be used in the future for a natural disaster.

Commissioner Balias stated that there was a place in Florida that had stored many trailers.

Mayor Castro directed Interim Town Manager Cynthia Sementelli to look into the purchase of a used trailer and to look into the process of creating a recreational facility/community center.

### **Discussion of new town bus**

Interim Town Manager, Cynthia Sementelli explained past discussions regarding a new town bus. She stated that Public Works has tried to repair the current town bus but the bus was not repairable. She stated that the Town has been receiving phone calls inquiring about bus trips. She stated that a new bus would cost approximately \$56,000.00 and the old bus could be auctioned for \$10,000.00. She stated that a new bus would cost the town approximately \$46,000.00. She stated that she looked into the option of renting a bus for the bus trips and stated that it would cost approximately \$9,000.00 per year.

Vice-Mayor Daly stated that he reviewed the prices of new buses. He stated that he looked at the old town bus and concluded that it averaged 6000 miles per year. He stated that the bus was in very bad condition and if a new town bus was purchased it must be better taken care of.

Commissioner Osterman stated that her recollection of the budget meetings showed that the Commission was not interested in purchasing a new town bus. She stated that school buses are 1/3 the cost to rent and do not have air conditioning. She stated that children are used to riding on buses without air conditioning. She stated that a new town bus should be considered when a new recreational facility was in place.

Commissioner Carey stated that if money for a new town bus was budgeted, it should be spent while the money is allotted.

Commissioner Osterman recommended that the money allotted for a new town bus be used to purchase a trailer for the ball fields.

### **Public Comment Open.**

*Gary Jackson, 1210 Gateway Rd.* - stated that a new town bus was not justifiable. He stated that the current town bus was not taken care of or maintained properly. He stated that the police department vehicles average 170,000 miles because they are properly taken care of and maintained and are capable of reaching 250,000 to 300,000 miles.

### **Public Comment Closed.**





Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor Castro	X		


Motion passed 5-0.

**ADJOURNMENT**

There being no further business to come before the Commission and after a motion to adjourn by Commissioner Balius and seconded by Commissioner Carey, and by unanimous vote, the meeting adjourned at 10:30 p.m.

  
\_\_\_\_\_  
Mayor Paul Castro

  
\_\_\_\_\_  
Deputy Clerk Jessica Shepherd

  
\_\_\_\_\_  
Town Clerk Vivian Mendez



Approved on this 1 of Nov., 2006.