

Consent Agenda

TAB 1

**Town of Lake Park Town Commission
Agenda Request Form**

Meeting Date: January 4, 2006 Agenda Item No. 1

- | | |
|---|--|
| <input type="checkbox"/> PUBLIC HEARING
<input type="checkbox"/> Ordinance on Second Reading
<input type="checkbox"/> Public Hearing

<input type="checkbox"/> ORDINANCE ON FIRST READING

<input type="checkbox"/> GENERAL APPROVAL OF ITEM

<input type="checkbox"/> Other: | <input type="checkbox"/> RESOLUTION

<input type="checkbox"/> DISCUSSION

<input type="checkbox"/> BID/RFP AWARD

<input checked="" type="checkbox"/> CONSENT AGENDA |
|---|--|

SUBJECT: Regular Commission Meeting minutes from December 21, 2005.

RECOMMENDED MOTION/ACTION: Approve the minutes from the Regular Commission Meeting of December 21, 2005.

Approved by Town Manager *Stephanie Thomas* Date: _____

Originating Department: Town Clerk	Costs: \$ _____ Funding Source: _____ Acct. # _____	Attachments: <i>DRAFT Minutes</i>
Department Review: <input type="checkbox"/> City Attorney _____ <input type="checkbox"/> Community Affairs _____ <input type="checkbox"/> Community Development _____	<input type="checkbox"/> Finance _____ <input type="checkbox"/> Fire Dept _____ <input type="checkbox"/> Library _____ <input type="checkbox"/> PBSO _____	<input type="checkbox"/> Personnel _____ <input type="checkbox"/> Public Works _____ <input checked="" type="checkbox"/> Town Clerk <i>S. Thomas</i> <input type="checkbox"/> Town Manager _____
Advertised: Date: _____ Paper: _____ <input type="checkbox"/> Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ or Not applicable in this case _____: Please initial one.

Summary Explanation/Background:

Minutes
Town of Lake Park, Florida
Regular Commission Meeting
December 21, 2005 7:30 p.m.
Town Commission Chambers, 535 Park Avenue

The Town Commission met for the purpose of a Regular Commission Meeting on Wednesday, December 21, 2005 at 7:30 p.m. Present were Mayor Castro, Commissioners Balius, Carey, and Daly, Town Manager Paul Carlisle, Town Attorney Thomas Baird, and Town Clerk Stephanie Thomas. Vice-Mayor Garretson was absent.

Town Clerk Stephanie Thomas led the Invocation.
 Mayor Castro led the Pledge of Allegiance.
 Town Clerk Stephanie Thomas performed the Roll Call.

ADDITIONS/DELETIONS/APPROVAL OF AGENDA
 None.

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

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Balius	X		
Commissioner Daly	X		
Commissioner Carey	X		
Vice-Mayor Garretson			Absent
Mayor Castro	X		

Motion passed 4-0.

PRESENTATION:

Presentation by Captain Reece, Palm Beach County Sheriff's Office, provided the Commission answers to their concerns from the previous meeting. Captain Reece provided the Town with a monthly report, (see Exhibit "A"). Captain Reece stated that the deputies investigate burglaries aggressively, collect fingerprints and Deoxyribonucleic acid (DNA) from crime scenes; deputies are performing proactive activities that lead to potential arrests. Captain Reece stated that deputies' cell phone uses are often legitimate although occasionally some personal calls are made. Supervisors have advised notified to monitor the use. Captain Reece stated that twenty (20) deputies are assigned to Lake Park, which could explain why different deputies are spotted throughout Town, and not the

same familiar faces. Captain Reece explained that almost all the vehicles are now marked with the Town of Lake Park decals, the remaining vehicles will be completed as more decals arrive. Captain Reece invited the Commission to come out and spend an evening with the deputies to experience a night on the road with them. Mayor Castro thanked Captain Reece for the report and indicated that he would like to ride with the deputies over the New Year's weekend. Captain Reece stated that he would make those arrangements.

PUBLIC and OTHER COMMENT

The following person(s) addressed the Commission:

Dr. Sallent, 500 Federal Highway – Dr. Sallent stated his anticipation to occupy the Pediatric Respiratory Center for mid January, but is not clear to what process he needs to take to proceed. Mayor Castro instructed Dr. Sallent to meet with Jamie Gentile of Calvin Giordano in the Community Development Department for further direction.

Dr. Sallent expressed his concern with a consultant bill he received from the Town. Mayor Castro explained that the bill is a cost recovery fee for services that have been rendered by the Town's consultant.

Roselyn Giordano, 211 E. Ilex Drive – Expressed the need to have a Valentine's Day Family Picnic and Parade for the children. Ms. Giordano submitted a letter for the Mayor through the Town Clerk, see "Exhibit B".

Bert Bostrum, 1451 Flagler Blvd. - Expressed her concern with a Commissioner not being a resident of the Town and opined that the Commissioner should resign.

CONSENT AGENDA:

Commission Meeting Minutes of December 7, 2005.

Palm Beach County Striping Contract the Newly Paved Roads.

Commissioner Balius asked to have item 2 pulled from the Consent Agenda for discussion.

Motion: A motion was made by Commissioner Daly to approve item 1 of the Consent Agenda; Commissioner Balius made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Balius	X		
Commissioner Daly	X		
Commissioner Carey	X		
Vice-Mayor Garretson			Absent
Mayor Castro	X		

Motion passed 4-0.

Commissioner Balius inquired about the charges from the striping contract. Town Manager Paul Carlisle stated that he would confirm those figures. Commissioner Balius stated that the Commission could approve the contract and not the proposal.

Motion: A motion was made by Commissioner Balius to approve the contract without the proposal; Commissioner Daly made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Balius	X		
Commissioner Daly	X		
Commissioner Carey	X		
Vice-Mayor Garretson			X
Mayor Castro	X		

Motion passed 4-0.

PUBLIC HEARING(S)

ORDINANCES ON SECOND READING/APPROVAL:

ORDINANCE NO: 10-2005 – Adelpia Customer Service Requirements.

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING SECTION 2.8 AND 2.9.02 OF ORDINANCE 8, 1998 BY REPLACING SAME WITH NEW SECTION 2.8.01 AND 2.8.02, ENTITLED "CUSTOMER SERVICE REQUIREMENTS AND PERFORMANCE STANDARDS;" PROVIDING FOR AN ENFORCEMENT DATE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION AND PROVIDING FOR AN EFFECTIVE DATE.

Public Hearing Opened.

None.

Public Hearing Closed.

Motion: A motion was made by Commissioner Carey to approve Ordinance 10-2005; Commissioner Balius made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Balius	X		

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

Motion passed 4-0.

ORDINANCE NO. 16-2005 Removal of 1% sales tax from Fire & Windstorm Insurance.
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, REPEALING ORDINANCE NO. 327, WHICH ASSESSED AND IMPOSED AN EXCISE OR LICENSE TAX LEVIED ON EVERY INSURANCE COMPANY, CORPORATION, OR OTHER INSURER, ENGAGING IN OR CARRYING ON, THE BUSINESS OF INSURING WITH RESPECT TO FIRE AND WINDSTORM RISKS, IN ADDITION TO THE LICENSE OR TAX LEVIED BY THE TOWN OF LAKE PARK, IN AN AMOUNT OF ONE PERCENT (1%) OF THE GROSS AMOUNT OF RECEIPTS OF PREMIUMS COLLECTED FROM POLICYHOLDERS ON ALL PREMIUMS FOR FIRE AND WINDSTORM INSURANCE POLICIES COVERING PROPERTY WITHIN THE CORPORATE LIMITS OF THE TOWN OF LAKE PARK; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Public Hearing Opened.

None.

Public Hearing Closed.

Motion: A motion was made by Commissioner Balius to approve Ordinance 16-2005; Commissioner Daly made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Balius	X		
Commissioner Daly	X		
Commissioner Carey	X		
Vice-Mayor Garretson			X
Mayor Castro	X		

Motion passed 4-0.

RESOLUTION(S)

RESOLUTION NO. 45-12-05 – Revision of Deferred Compensation Portion of Town of Lake Park General Employees Retirement Plan.

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, REVISING THE TOWN OF LAKE PARK GENERAL EMPLOYEES RETIREMENT PLAN TO COMPLY WITH INTERNAL REVENUE SERVICE REQUIREMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Manager Paul Carlisle explained that the purpose of this Resolution is to come into compliance with the Internal Revenue Services (IRS) requirements.

Public Hearing Opened.

None.

Public Hearing Closed.

Motion: A motion was made by Commissioner Daly to approve Resolution 45-12-05; Commissioner Balius made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Balius	X		
Commissioner Daly	X		
Commissioner Carey	X		
Vice-Mayor Garretson			X
Mayor Castro	X		

Motion passed 4-0.

COMMENTS BY COMMISSION, TOWN MANAGER, TOWN ATTORNEY

Commissioner Carey

Commissioner Carey asked for an update on the One Park Place project. Town Manager Paul Carlisle stated that there are some issues that are being addressed, and the applicant should resume construction soon.

Commissioner Carey wished everyone a Merry Christmas.

Commissioner Daly

Commissioner Daly asked for an update on the Park Avenue BBQ project. Town Manager Paul Carlisle stated that Code Compliance is actively pursuing this property. Commissioner Daly wished everyone a Merry Christmas and a great 2006.

Commissioner Balius

Commissioner Balius wished everyone a Merry Christmas and a Happy New Year.

Mayor Castro

Mayor Castro asked the Town Attorney for clarification with regards to residency of the Commissioner. Town Attorney Tom Baird explained this issue is a jurisdiction of the Commission on Election. Town Attorney Tom Baird stated that it is not a function of this Town Commission, Town Clerk, Town Manager or Town Attorney to make determinations of residency.

Mayor Castro asked the Town Manager to contact Dr. Sallent to get his project completed.

Mayor Castro stated that he likes the Christmas or Holiday lights in Town.

Mayor Castro said hello to his family whom were viewing from home.

Mayor Castro asked the residents to watch out for their neighbors and their properties and report any situations that seem suspicious to the authorities.

Mayor Castro wished everyone a Merry Christmas and a Happy New Year.

Town Attorney

Town Attorney Tom Baird wished everyone Season Greetings.

Town Manager

Town Manager wished everyone a Merry Christmas and a Happy New Year.

ADJOURNMENT

There being no further business to come before the Commission and after a motion to adjourn by Commissioner Carey and seconded by Commissioner Daly, and by unanimous vote, the meeting adjourned at 8:10 p.m.

Mayor Paul Castro

Town Clerk Stephanie Thomas

Deputy Town Clerk Vivian Mendez

Approved on this 4th day of January, 2006.