

Minutes
Town of Lake Park, Florida
Town Commission Meeting
October 15, 2003 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 15, 2003 at 7:30 p.m. Present were Mayor Paul Castro, Vice-Mayor G. Chuck Balius, Commissioners Garretson, Longtin and Otterson, Town Manager Doug Drymon, Town Attorney Thomas Baird, Recording Secretary Vivian Otero.

Mayor Castro called the Meeting to order at 7:30 p.m.
 Commissioner Garretson gave the Invocation.
 Mayor Castro led the Pledge of Allegiance.
 Recording Secretary Vivian Otero performed the Roll Call.

ADDITIONS/DELETIONS

Town Manager Doug Drymon requested that a request from Steve Mizerak for in-kind contributions from the Town be added. Mayor Castro added the item as K 10 and a discussion on the grant policy is to be included at the same time.

MOTION: A motion was made by Vice Mayor Balius to approve the October 15, 2003 Regular Commission Meeting Agenda as amended; Commissioner Otterson seconded the motion.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Otterson	X		
Commissioner Longtin	X		
Vice-Mayor Balius	X		
Mayor Castro	X		

Motion passed 5-0.

PRESENTATIONS

Palm Beach County Fire Rescue

Mayor Castro gave a recap of his meeting with the Fire Department.

He feels that there are some things that need to be worked out concerning the first unit on the scene and what they do, and the protocol that relates to the second unit arriving at the scene. He indicated that first response protocol is a concern. Commissioner Otterson feels that considering everything it sounds like a good deal, if service can be improved.

Vice Mayor Balius feels that the subject should be put on a referendum in March and let the citizens decide if they want to continue receiving services from Palm Beach County Fire and Rescue Department. Commissioner Garretson wants to have Lake Park's first response to have two men in, and two men out. Commissioner Longtin stated that if there is a referendum then the public needs to be educated and the issue should not be based on emotion. She feels that the problem has a lot to do with attitude.

After a brief discussion, Mayor Castro stated that the level of service that was provided at the recent Ilex Drive fire was not the type of service that Palm Beach County Fire and Rescue are capable of providing. He expressed major concern with the necessity of required manpower and protocol of the first responding unit to arrive at the scene of an emergency.

In spite of the concern of the attitude that was perceived by the community at a previous Commission Meeting, *Chief Brice of Palm Beach County Fire and Rescue* feels that the staff and he are very disturbed by what had taken place at the scene of the Ilex fire. He indicated that they have great pride in the services that they provide and will continue to provide excellent services to the Town of Lake Park. He presented a brief overview of the Ilex fire. He stated that the action taken by the first arriving unit is very critical. They play a major part in the decision of how to attack the fire. He communicated to the Commission that PBC Fire and Rescue are planning to rebuild the volunteer structure within the Town. He indicated that the decision of referendum is one that needs to be made by the Town Commission along with careful planning and cost comparison. He pledged that their services will be improved and expressed hope in continuing serving the Town.

Deputy Chief of Operations of Palm Beach County Fire and Rescue stated that they are planning to make a transfer of firefighters that are familiar with the Town and providing them with the necessary training. He stated that there have already been replacements within the past two weeks.

The pleasure of the Commission requested a monthly report stating the status of the firefighters and also to providing information on programs that are available to the public that provide information as well as education on the how fires are to be handled, fire prevention, as well as home equipment. They publicly commended the firefighters for their talent and service.

Presentation by Jim Knox

Mr. Jim Knox, 414 Lake Shore Drive, provided a presentation regarding the North Palm Beach Yacht Club. He stated that the project is for the children and anyone that may be interested in participating in the proposed water sports program that NPBYC has to offer. He stated that the program does not cost the Town anything. Mr. Knox requested that the Town Manager do a Request for Proposals (RFP) on option #2 (See Exhibit "B").

The pleasure of the Commission was to move forward with the current Marina Plans without making any amends or changes based on the presentation provided by Mr. Jim Knox.

MOTION: A motion was made by Commissioner Jeanine Longtin to proceed with the current Marina plans. Commissioner Paul Garretson made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Otterson	X		
Commissioner Longtin	X		
Vice-Mayor Balias	X		
Mayor Castro	X		

Motion passed 5-0.

Public Comment

Priscilla Taylor, 1448 Street, West Palm Beach, Representative of the Martin Luther King, Jr. Coordinating Committee, stated that the committee had previously submitted a proposal requesting support by way of the Town of Lake Park donating funds in the amount of \$2,500.00 and use of Kelsey Park for the celebration. She indicated that the committee has not received a response from the Town and requests that the Commission reconsiders the offer and provide them with an answer.

The Commission stated that the Town is in full support of the event, however the committee is required to be a 501C3 non-profit organization before they can even be considered a prospect in receiving funds.

Dorothy Taylor, 236 Cypress Drive, stated that she is unsure at this point if the County will be funding the \$10,000.00 due to discrepancies resulting in the committee not having an account to channel the funds through. She indicated that an account for the funds has been provided to Town Manager Drymon along with forms that needed to be submitted to the office of Commissioner Addie Greene in order for the funds to be distributed. Mrs. Taylor stated that she has not yet received a response from the Town Manager, questioning whether this step in the process has been completed.

The pleasure of the Commission at this time was to provide the committee with the use of Town facilities for the event. They indicated that the 501C3 documentation be provided to the Commission and at that time the item will be brought back before the Commission.

MOTION: A motion was made by Commissioner Garretson to add this item to the Agenda after the 501C3 documentation has been acquired. Vice Mayor Balias made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Otterson	X		
Commissioner Longtin	X		
Vice-Mayor Balias	X		
Mayor Castro	X		

Motion passed 5-0.

Jim Knox, 414 Lake Shore Drive, stated that the Marina Board members have volunteered to be on the Fishing Tournament Committee. He stated that the tournament would be held on June 5, 2004. He stated that the beneficiary of the Tournament would be the Lake Park Recreation Association. Mr. Knox also requested the support of the residents. Town Manager Drymon stated that he will provide Mr. Knox with the necessary documentation.

Richard Ahrens, 1461 Kinetic Road, requested information on the occupational license letter that was sent to the property owners of the future annexation and Lake Park property addressing the occupational license fee in the amount of \$50.00 per bay. Mr. Ahrens was directed to speak with the Town Manager.

Consent Agenda

Engagement Letter to move forward on the 2002/2003 Audit.
 Revised Inter-local Agreement for Invasive Species.

MOTION: A motion was made by Commissioner Longtin to approve the consent agenda. Commissioner Paul Garretson made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Otterson	X		
Commissioner Longtin	X		
Vice-Mayor Balias	X		
Mayor Castro	X		

Motion passed 5-0.

Public Hearing (s)

ORDINANCE ON FIRST READING/APPROVAL

ORDINANCE NO. 17-2003

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING CHAPTER 33 OF THE CODE OF ORDINANCES OF THE TOWN OF LAKE PARK PERTAINING TO LAND DEVELOPMENT REGULATIONS, CREATING A NEW SECTION 33-74 PROVIDING FOR THE PROVISION OF CERTIFIED MAIL NOTICES OF PLANNING AND ZONING MEETINGING AND TOWN BOARD HEARINGS TO PROPERTY OWNERS WITHIN 300 FEET OF A PROPERTY WHICH IS THE SUBJECT OF A DEVELOPMENT APPLICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: A motion was made by Commissioner Garretson to approve **ORDINANCE NO. 17-2003.** Commissioner Otterson made the **second.**

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Otterson	X		
Commissioner Longtin	X		
Vice-Mayor Balius	X		
Mayor Castro	X		

Motion passed 5-0.

ORDINANCE ON SECOND READING/ADOPTION

ORDINANCE NO. 13-2003

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA CREATING A TRUST FUND FOR THE PURPOSE OF PAYING PENSION, DISABILITY AND SURVIVOR BENEFITS FOR RETIREES OF THE LAKE PARK PENSION FUND; CREATING A TRUST FUND AS PART OF THE PLAN; PROVIDING FOR AN ORDERLY TRANSFER OF FUNDS TO THE FUND; PROVIDING FOR THE ESTABLISHMENT OF A BOARD OF TRUSTEES; PROVIDING A SAVINGS CLAUSE; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE.

MOTION: Vice Mayor Balius made a motion to adopt Ordinance No. 13-2003. Commissioner Otterson made the **second.**

Vote on Motion:

Commission Member	Yes	No	Other
Commissioner Garretson	X		
Commissioner Otterson	X		

Commissioner Longtin	X		
Vice-Mayor Balius	X		
Mayor Castro	X		

Motion passed 5-0.

DISCUSSION AND POSSIBLE ACTION

Bid Award for Fuel Facility for Marina

Town Manager Doug Drymon informed the Commission that staff has submitted a Request for Proposal (RFP) for the fuel system at the marina. He stated that staff is recommending that the bid be accepted from Florida Petroleum Contractors in the amount of \$197,930.00. The pleasure of the Commission was to table this item until November 5, 2003. The result of the vote was 5/0.

Selection of Colors for the Lowe's building

Jamie Gentile, Calvin, Giordano & Associates, representing the Town of Lake Park's Community Development department, stated that the applicant wishes to modify the colors of the Lowe's building to be consistent with the Northlake Square West project. *Lowe's Representative Ellen Halperon*, indicated that she does not know why the building is being painted at this time. She stated that Lowe's is willing to keep the colors the same or change them. The pleasure of the Commission was to move forward with the existing colors. The result of the vote was 4/1. Commissioner Otterson provided the dissenting vote.

Changes to the Marina Site Plan

The pleasure of the Commission was to move forward with the current marina plans.

Steve Mizerak's Billiard

The pleasure of the Commission was to refer this item to the upcoming Community Redevelopment Agency meeting. The result of the vote was 5/0.

COMMENTS BY COMMISSION, TOWN MANAGER AND TOWN ATTORNEY

Mayor Castro

Stated that he likes the appearance of Park Avenue. He stated that he has hopes of Walmart coming to town. He requested an update on the status of the paving and street lighting project. He commended the appearance of the swales at the 401 building. He also requested an update on the Stewart Toyota project.

Vice Mayor G. Chuck Balius

Stated that he still has concerns with the Sanitation Department retrieving the trash before 6:00 a.m. He expressed concern with the grass not being cut by FEC Railroad. The Commission stated that a letter will be submitted and if they do not comply they will

sited with a code violation. He stated that he has issues with cars in the swales and the excessive horn blowing by the trains in the a.m. He asked that the residents near the railroad tracks should give the Town Manager a call.

He stated that he has requested a minimum housing code update for a year now and has not received a response.

He stated that the Riviera Beach is having trouble with the Florida Power and Light Plant. It is causing problems such as loud noise coming from the new diesel engines and soot being blow over the neighborhoods, including Lake Park. He would like to know if there is any assistance that the Town of Lake Park can offer. Mayor Castro informed him that the site presently meets EPA Standards and that they have never been cited. The desire of the Commission is to see where Riviera Beach stands before they take any action. The item is to be placed on the agenda. An inquiry is to be made on the early morning horn blowing for the train.

Vice Mayor Balius concluded by requesting an update on the hiring of a Harbor Manager.

Commissioner Garretson

Commissioner Garretson publicly commended the Marlins.

Commissioner Jeanine Longtin

Addressed the Town Attorney regarding the legalities of the Marina Board meeting with the Fishing Tournament Committee. He responded that if two or more of the Marina Development and Control board are a part of the Fishing Tournament Committee then the meeting needs to be advertised.

Commissioner Longtin wished Vice Mayor Balius, former Tree-board chairperson Elizabeth Drew, Greg Henry and Mr. Friis a Happy Birthday. She further thanked Mario's Restaurant and others for flying the American flag. She thanked the citizens for calling her. She provided a contact number for residents to receive free smoke alarms at 561-734-4025.

Commissioner Longtin publicly announced that there are vacancies on the Town's Volunteer Boards and to contact the office of the Town Clerk at 561-881-3311 if anyone is interested. She provided a contact number for herself (881-3309) and thanked the citizens for attending the meeting and those watching at home. Website: www.lakeparkflorida.gov.

Commissioner Bill Otterson

Expressed concern with people being cited for parking on the sidewalks at Lake Park Baptist.

He stated that Joe Crisifull stated that he would purchase cabinets for the Building Department.

He stated that at the joint Planning and Zoning meeting, it was decided to let Target remain in the Town of Lake Park.

Town Manager J. Douglas Drymon

Town Manager Drymon provided a handout and a brief overview of the draft annexation. He indicated that if they have any questions, they should contact the Town Manager's office.

ADJOURNMENT:

There being no further business to come before the Commission, after a motion to adjourn by Commissioner Garretson, seconded by Vice Mayor Balius, by unanimous vote, the meeting adjourned at 9:50 p.m.

Approved on this 5th day of November, 2003.

Mayor Paul Castro

Town Clerk, Carol Simpkins, CMC