



Minutes
Town of Lake Park, Florida
Special Call Commission Meeting
Wednesday, July 14, 2010, 8:10 p.m.
Town Commission Chamber, 535 Park Avenue

The Town Commission met for the purpose of a Special Call Commission Meeting on Wednesday, July 14, 2010 at 8:10 p.m. Present were Mayor DuBois, Vice-Mayor Osterman, Commissioners Rumsey, Hockman and Longtin, Town Manager Maria Davis, Town Attorney Thomas Baird, and Town Clerk Vivian Lemley.

Mayor DuBois led the Invocation and the Pledge of Allegiance.
 Town Clerk Vivian Lemley performed the Roll Call.

ADDITIONS/DELETIONS/APPROVAL OF AGENDA

The McCraney Property Company Presentation was moved and placed before the Red Light Camera Presentation.

Motion: A motion was made by Vice-Mayor Osterman to approve the Agenda as modified; Commissioner Rumsey made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Longtin	X		
Commissioner Hockman	X		
Commissioner Rumsey	X		
Vice-Mayor Osterman	X		
Mayor DuBois	X		

Motion passed 5-0

PROCLAMATIONS

Ray Wilson

Mayor DuBois read the Proclamation to Ray Wilson.

Mr. Wilson accepted his Proclamation and thanked the Town.

Verdree Patterson

Mayor DuBois read the Proclamation to Verdree Patterson.

Mr. Patterson accepted his Proclamation and thanked the Town and Town Manager Davis.

DISCUSSION AND POSSIBLE ACTION

McCraney Property Company Discussion Regarding U.S. Army Reserve Site

Mr. Steven McCraney introduced himself and Andy Jacobson as his in-house counsel for McCraney Property. He stated that they would be discussing the property site located at the corner of Silver Beach Road and Congress Avenue. He thanked the Commission for allowing them to come and speak regarding the issue and answer any questions they may have. He thanked Palm Beach County Commissioner Karen Marcus for all of her hard work for Biotech and for bringing one of the most exciting things to the community.

He began a PowerPoint presentation regarding the proposed U.S. Army Reserve Site (see Exhibit "A"). He explained what the site would be used for and would not be used for (see Exhibit "A"). He stated that the Army had the right to come in and make plans to move ahead without adhering to many of the State and local planning bylaws. He stated that they were required to be proactive and to work closely with elected officials. He stated that the Army came to Town and met with Community Development Director Sullivan and Mayor DuBois on February 5, 2010. In that meeting the Army shared their interest to work very close with the Town on the subject site. He stated that the Army will be coming to the County. He discussed the issues associated with the possibility of the Army utilizing the property located within the Town. He stated that while everyone was passionate about Biotech coming to the County and Town; they do not know when it will happen. He continued the PowerPoint presentation and gave examples of different types of clusters in the Town and also showed a picture of the proposed site and example layout of the proposed building that the Army would be utilizing on the site (see Exhibit "A"). He turned the presentation over to Andy Jacobson who has met with a number of people and gathered over one hundred ballots of support.

Mr. Jacobson continued the presentation and stated that they supported Biotech. He complemented all of the municipalities for their work on Biotech. He stated that it was not the Army versus the Biotech. The Town can still support the Army project on that site and maintain their commitment to Biotech. It was a matter of looking at a particular site and determining which would be the better use right now. He stated that they have gathered a lot of information which shows why it is not a viable site for Biotech. He stated that the Town had a large retail cluster and there was a security issue in the area. He referred to a chart (see page 9 of Exhibit "A") which showed that within a 10 mile radius of Scripps, Palm Beach County identified over 60 million square feet of land and buildings for Biotech use. The McCraney site represented less than 3/10 of a percent of that total. He stated that if the property would go out of the Biotech inventory it would have no effect. He stated that utilizing the property for the Army would not shirk the commitment to Biotech but strengthen the Town's commitment to the community. He discussed the issue of the Town losing tax dollars as a result of the Army project. He stated that the Town would lose approximately \$14,000 per year in tax dollars and the economic benefits of the Army utilizing the property would far outweigh the loss of tax dollars.

Mayor DuBois introduced and welcomed Palm Beach County Commissioner Karen Marcus.

Palm Beach County Commissioner Karen Marcus stated that she brought with her Shannon LeRoc who was an Assistant County Administrator and the person who took Scripps from contract approval to breaking ground. She stated that Ms. LeRoc knows every intimate detail of Biotech in Palm Beach County. She stated that the Town of Lake Park deserved to have Biotech in the Town. She explained how the property in Lake Park was prime property for spinoff companies of Biotech. She discussed the reasons that Lake Park was a prime location for Biotech. She introduced Ms. LeRoc to discuss the commitment that was made by Lake Park to the Governor and State Legislature.

Ms. LeRoc thanked the Commission and discussed how she had the responsibility in 2006 to stand before Governor Bush and the Cabinet and make a promise on behalf of Palm Beach County and its five municipal partners which included Lake Park. She stated that it was about a billion dollar taxpayer investment not only locally but across the State of Florida. She stated that they acquired more land because they were required to do so and Bioscience companies like clusters but the start of the cluster was in Jupiter and Palm Beach Gardens which was 4 million square feet and they were required to have another 4 million square feet within a five to ten mile radius. She stated that it was a challenging issue but it set a precedent because they made a promise to wait and be patient. She thanked the Commission for the opportunity to be there and stated that she would answer any questions.

Commissioner Marcus stated that the land owner was aware that the property was designated for Bioscience. She stated that Palm Beach County was not anti-Army and the County would be meeting with the Army to discuss another site which was available and is located on Gun Club Road which is adjacent to their existing facility. She stated that the County would work with the Army on that site so that Lake Park could keep their site for Bioscience.

Commissioner Longtin asked Shannon LeRoc what promises were made to the County regarding the Bioscience Overlay and when would it actually happen.

Ms. LeRoc explained that there would not be a specific time frame. She stated that it would be impossible for her to provide a date.

Community Development Director Sullivan stated that one of the big issues would be a zoning and Comprehensive Plan issue. If the Army utilized the property, it would not conform to zoning or the Comprehensive Plan. He stated that the property would be a long term investment if it was utilized for Biotech. He stated that the \$14,000 figure provided by Mr. Jacobson did not take into consideration the fact that there was no improved building on the property. If the 18 acres was built out there could be a 20 million dollar building that could be taxed as well as additional jobs. He explained how the property would be economically viable for the community if it was used for Biotech.

Commissioner Rumsey stated he wanted to disclose that he had met with Mr. McCraney twice on the issue. He met with him at the North Palm Beach Chamber of Governmental Affairs meeting and at that meeting Mr. McCraney presented his position and the Town of Lake Park presented their position. The North Palm Beach Chamber chose not to take a stance on either side of the issue. He stated that he also met with Mr. McCraney on the issue yesterday. He stated that several things had been said on the issue and he wanted to ask questions about a couple of them. He stated that it was said that 30 new jobs would be created by the Army reserve site and he has asked of how many of those jobs would be military and how many would be civilian jobs and he has not gotten an answer to that question yet. So all they know is that all those jobs would be military jobs that would not help the citizens of the community. He stated that the proposed center floor plan does not have labels specifying what the buildings would be utilized for. He stated that he assumed that there would be a cafeteria on the property to serve the soldiers while they are there and that would not help the communities' restaurants. He stated that he assumes that military personnel would utilize the Town's fast food restaurants while going back and forth from their hotel to their facility which would mean that they would not be spending a great deal of time in the community. He then referred to the petition that was done in favor of the reserve site. He stated that it was worded in a way that any "Red Blooded American" would sign. He read the language of the petition (see Exhibit "B"). He stated that because of the way it was worded, he would sign the petition himself. He discussed the findings that he found. He gave a history of the purchase of the McCraney property and how it came to be designated as Bioscience Overlay property. He stated that Congress Avenue Associates broke off two pieces of land and sold them by quick claim deed to Congress Industrial LLC for \$10. He stated that Congress Industrial LLC's managing partners were Auto Divosta and Steve McCraney. At the time that those parcels were broken off from the original Divosta properties there had already been a process put into place when they were developing that land as part of the Bioscience Overlay. The exchange happened after that land had been designated Bioscience. During that time there were meetings that took place where anyone could have come to voice their objection or favor of that land being designated for Bioscience. He and staff has researched the records and did not find that at any time did any of the owners come forward to voice their opinions regarding the designation of the land. He stated that at the time the property was transferred, it was transferred to a C-4 Zoning parcel. In a C-4 Zoning parcel there are approximately 41 uses that it can be utilized for. He asked Community Development Director Sullivan to read those uses.

Community Development Director Sullivan read the list of uses for a C-4 Zoning parcel (see Exhibit "C")

Commissioner Rumsey thanked Community Development Director Sullivan for reading the list. He stated that nowhere on the list did it say for Military use. He stated that the owner of the property purchased it as a C-4 property. There has been a "For Sale" sign on the property for years that stated that it was a C-4 property and designated for Biotech Overlay. Nowhere on the sign does it say for Military use. He stated that in March of 2007, Congress Industrial LLC in which Mr. McCraney is a partner, applied for a site plan review for an office warehouse complex on those two parcels. In March of 2007, the Town began an evaluation and appraisal report based on an amendment process which would create a future land use map and define the Bioscience overlay. In February

of 2008, Congress Industrial appeared before the Planning and Zoning Board requesting approval for their office warehouse site plan. The Planning and Zoning Board continued the hearing asking for more architectural details. Congress Industrial never responded and abandoned the project.

In 2008 the Town was willing to work with Congress Industrial to put a project on that land that was appropriate for a C-4 zoning parcel. He stated that he had asked Community Development Director Sullivan some questions regarding the project. He asked that if when the Bioscience Overlay was created did the owner have to sign an agreement. He stated that Mr. Sullivan's response was that the owner did not have to sign an agreement but they had many opportunities to come to meetings and express whether or not they wanted to be included in Bioscience but that never happened. He stated that he had also been told that the County was willing to give the Army a parcel of land that was adjacent to present Army Reserve property on Gun Club Rd. He expressed that the economy in the U.S. was currently not doing well and the Army has been offered a piece of property that was larger than the property in Lake Park and was not part of the Bioscience Overlay. He stated that it should be noted that the property would be given free and clear to the Army versus the Army having to spend millions of dollars for a property that was smaller. He referred to an article in the Palm Beach Post dated June 26, 2010 titled "Lake Park tried to discourage sale of 18 acres to Army". The article states that McCraney officials stated "Lake Park is a better choice for the 26 million 50,000 square foot training center. The Lake Park location area is totally ill suited for Biotech said Andrew Jacobson of McCraney."

Commissioner Rumsey stated that they have heard the representatives from the County who brought Bioscience to the County and they had said that Bioscience was interested in the Town's land yet Mr. Jacobson stated that the land was not suited for Bioscience however when they bought the land it was in a Bioscience Overlay. He continued to quote Mr. Jacobson who stated "We're mystified at the negative reaction from Lake Park. Army officials say every other community they have ever gone to welcome them with open arms." Commissioner Rumsey stated that he did some research and found that there were other communities that did not want to give up prime property to the Army Reserve. He stated that he respected Mr. McCraney as a businessman and he thinks that Mr. McCraney has every right to sell the property but he disagrees with the purpose that Mr. McCraney wants to sell the property for. He stated that he received a personal apology for comments made but he felt that the whole community of Lake Park deserved an apology. He quoted a comment made that was aired on Channel 5 News on June 30, 2010 Mr. Jacobson made the following quote "With servicemen fighting and dying in Afghanistan and Iraq we think it is a little bit of a slap in the face for the military to be treated at home like Lake Park appears to be treating them." Commissioner Rumsey stated that he raised the issue with Mr. McCraney in private and he received an apology from Mr. Jacobson. He wanted to go on record saying "Don't question the patriotism of this community, we have people who have lived and died for everything that this community believes in. My patriotic duty first and foremost is to the 10,000 residents of Lake Park. That is who elected me to this office. My second responsibility is to Palm Beach County. My third is to the State of Florida and then the United States of America." He stated that several years ago the elected body of this community voted to take part in the Bioscience Overlay that was coming to Palm Beach County. Over 1 billion dollars

was pledged for the project. They were now four years into the process and he did not think it was time for them to abandon the hard work that was created by the County government. He stated that Bioscience would raise the tax base in the community. He stated that if the property was sold to the Army it would only benefit the owner of the property but not the Town of Lake Park. He stated that Mr. McCraney has every right to sell the property but that he could not support its sale to the Army.

Commissioner Longtin stated that the Town had entertained building a commercial development on the property and the only reason it did not take place was because the developer never came back. She asked if there was anyone from the Army that they could speak to.

Mayor DuBois stated that there was no one available from the Army to speak to.

Commissioner Longtin stated that she did not see a quick fix but the Town did not have a say because the Army was going to do what it wants to do. She was saddened about the comments made in the Palm Beach Post saying that the military would not be welcomed in Lake Park. She stated that that was not true and that the Town may not agree with Mr. McCraney but they were welcome to say their peace and she apologized for that.

Mayor DuBois stated that Bill Dipalo from the Palm Beach Post had taken one thing she said out of several things that she had said. She stated that there was no need for Commissioner Longtin to apologize for mentioning the comment because she had spoken with Mr. McCraney and it was understood that everyone was welcome.

Commissioner Longtin stated that the comment would go to the credibility of the Palm Beach Post.

Mayor DuBois stated that it went to the credibility of the fact that he only quoted one thing that she had said.

Commissioner Longtin stated that the Town would benefit by the reservists spending money. She stated that she had a hard time with the fact that there was not a timeline for the Bioscience Overlay. Ultimately she would like to see Bioscience but no one knows when it will happen. She stated that the Army will do what it's going to do and if they come in she would welcome them with open arms.

Vice-Mayor Osterman thanked Commissioner Rumsey for his thorough analysis. She stated that Mr. McCraney had waged an excellent rhetorical campaign but rhetoric could be used to both persuade and influence in such a way that facts are hidden and that was exactly what happened. She stated that the use of the petition was deliberately misleading and the coverage in the Palm Beach Post was unacceptable and was bad reporting. She stated that the facts had been presented in a very skewed manner. She stated that it would hurt the Town in terms of its development with just around 100 days of someone being there and in that proposed building and going back and forth between hotels would not bring much revenue to the Town. She stated that she was offended by the comments that were made by representatives of the McCraney company. She stated that she understood that Mr. McCraney wanted to sell his property but the Town has a

responsibility that was much greater than his desire to sell the property. There are zoning laws in place so that everyone is protected. She gave examples of why zoning laws are in place. She stated that there was already a Biotech company called Transdermal Technologies, Inc. which was located on Killian Drive in Lake Park. She stated that it was not a far stretch to say that Biotech companies would be interested in Lake Park. She stated that the Town had to look at its commitments to the County and to its residents. She stated that if a business that fell within the C-4 District guidelines came to Mr. McCraney with a proposal then the Commission would deliberate on it and make a decision. She stated that she believed the Army Reserve site would hurt the Town and she could not support it.

Commissioner Hockman stated that he had mixed emotions regarding the issue. He stated that he met with Mr. McCraney as well. He stated that his concern was that military use kept being brought up with concerns to zoning use. He stated that it was really a training type of use with offices and classrooms. He stated that it was his understanding that the military can just come in and buy the property and the Town has no say anyhow. He asked if any Biotech businesses had any interest in the property over the last few years.

Commissioner Karen Marcus stated that they receive contacts all of the time. She stated that the property is shown whenever there is a Biotech business interested in property and it has been shown in the past few years.

Commissioner Hockman asked if any of the vacant warehouses in the Town had been shown in the past few years.

Commissioner Marcus explained that all of the property near an industrial area was available because you can convert existing industrial to Bioscience.

Commissioner Hockman stated that the McCraney's had informed him that they had also spoken to some Biotech companies and they were not interested in the property. He asked why that would be.

Mr. McCraney explained that they sought out the opinions of Biotech site consultants who consult Bioscience companies when they are looking for new locations. Two of the most nationally renowned consultants both told them that the property was not a suitable site for Biotech and they have not heard from any Bioscience user of having any interest in the property.

Commissioner Hockman stated that with regards to the question of whether or not money would be spent in the community the Army Reserves, he stated that he had friends in the military and Army Reserves and he knew that even though they may be a cafeteria on site, 90% of the time the trainees do go out to eat and spend money in the community. He stated that if the Army Reserve was going to happen he would like to have a say in how the building will look.

Mayor DuBois stated that she thought that the Army Reserve would be willing to work with the Town on the look of the building.

Mr. McCraney stated that the Town should know that he did not go out seeking the U.S. Army but they sought him out to purchase the property. He explained that there would only be a couple of jobs that would be military jobs and the rest would be hired locally. He stated that he was also told that there would not be any food services on site. He asked the Commission to remember that within the same amount of time which was roughly four years ago in 2006 that Kohls and PetSmart was built after that period of time. He stated that the Commission asked why they presented the project to the Commission and then went away. He explained that they were ready to follow through with the project if there were a market for it and a bank that would lend for it. He stated that he was informed while on vacation that the bank, Lehman Brothers had disappeared. He stated that Lehman Brothers fell in August of 2007. He stated that they could not follow through with the project because there were no banks that would lend and because of the economy there were still no banks that would lend. He stated that they were excited by Bioscience and if they had a Bioscience buyer they would gladly entertain their offer but they do not know when Bioscience is coming and right now they have a willing and able buyer who can put money into the community right now. Mr. McCraney continued to explain his position and the situation of the economy.

Mayor DuBois stated that there was a reference in the Palm Beach Post regarding construction starting around the airport in Palm Beach County where they were bringing in contractors from other states. She stated that that was one of the worries. She read a letter she received from Representative Carl Domino regarding the proposed Army Reserve site (see Exhibit "D"). She read a copy of a letter addressed to Joseph Calcara, Deputy Secretary Assistant to the Army from Representative Mack Bernard (see Exhibit "E").

Vice-Mayor Osterman stated that Commissioner Rumsey had pointed out that the North Palm Beach Chamber of Commerce did not take a position on the issue but she wanted to point out an additional fact that Mr. McCraney serves on the North Palm Beach Chamber of Commerce so they could not take a position. She believed that if they could have supported their board member they would have and by the Chamber not taking sides that was an additional support to the Town.

PUBLIC AND OTHER COMMENTS:

Laurie Cohen, Wellington, FL - introduced herself and stated that she had served as a councilwoman for the Village of Wellington from 2003 to 2008 and that she knew how difficult it was to make some of the decisions that have to be made. She commended the Commissioners for their difficult work and their commitment to public service. She stated that she has placed her name into the running for County Court Judge Group 7. She stated that she was an attorney with Rutherford Mull Hall and has practiced as an attorney in Palm Beach County for 15 years. She stated that prior to law school she worked in business for 10 years. She has vast litigation and government experience. Her legal career began as a prosecutor in North Florida. She continued to state her credentials and experience and stated that she felt her background made her suitable to be elected for County Court Judge.

Dan Lippman Representative for Congressman Alcee Hastings - stated that the topic of the proposed Army Reserve Site was covered very well especially by Commissioner Rumsey and Vice-Mayor Osterman. He stated that he worked with Congressman Alcee Hasting and with those who have sent letters to the Army strongly opposing the effort to bring the Army Reserve Site to Lake Park. He stated that everyone in his office has the greatest respect for Mayor DuBois. He addressed the Commission and the Town's residents and stated that they must have faith in the Mayor since they elected her to office and she does not like the idea of the Army Reserve site in Lake Park. He stated that the Commission and the Town's residents should support her in the opposition.

Mayor DuBois convened the meeting at 9:25 p.m. for a five minute recess.

The meeting reconvened at 9:36 p.m.

Samantha Carol, Store Manager for Pet Smart - introduced herself and Pet Trainer Beth O'Hara. She thanked the Town for letting the business come into its community and she stated that she hoped to have a great relationship and work on some community events with the Town over the next few years.

Roselyn Saunders 211 East Ilex. Dr. - announced that she would like to be the Town's next lady Mayor. She stated that it has been a long time endeavor of hers. She gave a brief history of her background and attempts at being elected to a seat on the Commission. She gave a brief description of what she would like to do for the Town as Mayor.

Bert Bostrom 1451 Flagler Blvd. - stated that she remembered when the proposed property for the Army Reserve Site was being considered for Bioscience. She stated that she has not been able to attend meetings lately for personal reasons. She stated that she was going to go home and do her research regarding the property and she wanted to give that information to the Commission. She stated that she had other information regarding the property that has not been disclosed and she wanted to disclose that information to the Commissioners.

Public Comment Closed

PRESENTATION

Red Light Camera Presentation by American Traffic Solutions

Al Buscemi introduced himself and began a PowerPoint presentation titled "Lake Park, Florida Intersection Safety Program" (see Exhibit "F"). He discussed the Agenda of the presentation (see page 2 of Exhibit "F"). He discussed and reviewed the 2009 Florida Crash Statistics (see page 3 of Exhibit "F"). He showed pictures of graphic pictures depicting traffic crashes (see page 5 of Exhibit "F"). He discussed common issues and questions for municipalities related to red light cameras (see page 4 of Exhibit "F"). He discussed the solution and "Goal of an Intersection Safety Program" (see page 7 of Exhibit "F"). He explained and reviewed the "Red Light Program" (see page 8 of Exhibit "F"). He reviewed the "New York City Red Light Camera Program Historical Violations Per Camera Per Day" (see page 9 of Exhibit "F"). He explained the "2007 Florida

Traffic Safety Public Opinion Poll Results” (see page 10 of Exhibit “F”). He discussed “Community Outreach Components” (see page 11 of Exhibit “F”). He discussed why “Intersection Safety Camera Programs Work” (see page 12 of Exhibit “F”) He asked the question “Why ATS?” and he reviewed the answers why (see page 14 of Exhibit “F”). He showed a map of North America which showed the states with ATS Clients (see page 15 of Exhibit “F”). He discussed “ATS Florida Customers” (see page 16 of Exhibit “F”). He discussed the image that the red light cameras give (see page 17 of Exhibit “F”). He discussed and reviewed “Shot Data Elements” (see pages 18 through 19 of Exhibit “F”). He discussed the “Multi-Dimensional Video System” (see page 20 of Exhibit “F”). He reviewed the “Live Video Capture System” (see page 21 of Exhibit “F”). He reviewed the “Violation Processing System and Work Flow” (see page 22 of Exhibit “F”). He reviewed the process of the red light camera system from the point of the video and picture shots taken of violators to the sample notice that is mailed to those violators (see pages 23 through 26 of Exhibit “F”). He discussed “Site Selection and Evaluation” (see page 34 of Exhibit “F”). He reviewed “Cost Control Procedures” (see page 35 of Exhibit “F”). He concluded the presentation and stated that the company feels that they are the most qualified and would be proud to earn the Town’s business.

Mayor DuBois asked how long ATS had a business relationship with Coral Gables.

Mr. Buscemi stated that he believed it was two years but was not totally sure and stated that he could get that information for the Mayor if she wished. He asked if there were any other questions she had regarding Coral Gables that he could get back to her about.

Mayor DuBois stated that she knew a lot of people there and if she wanted to ask someone there about ATS she could.

Vice-Mayor Osterman stated that she had some questions for ATS from a resident who contacted her. She stated that they wanted a further understanding of the term cost neutral. She stated that she explained it to him and wanted to know if her understanding was correct. She reviewed her explanation to Mr. Buscemi.

Mr. Buscemi stated that her interpretation and understanding of cost neutral was correct.

Vice-Mayor Osterman asked if the Town could be sued as a result of implementing the program should an accident occur resulting from the red light camera program. She stated that the resident who asked the question had their parents involved in a rear end collision when they stopped short for the red light for fear of getting a ticket or being pictured going through the intersection.

Mr. Buscemi explained that there was a lot of information out there regarding the program. He stated that the program actually reduces rear end collisions. He explained that rear end collisions were the fault of the driver behind the vehicle not the vehicle that stops short since the driver should be following the car in front of them at a reasonable distance. He stated that statistics show that the program reduces incidents.

Vice-Mayor Osterman stated that the incidents would decrease over time but initially may increase.

Emily Griffin of ATS explained that the incidents should not increase dramatically but will eventually dramatically decrease.

Vice-Mayor Osterman asked if the car would be in violation only if it crossed the white line when the light was red not crossing into the intersection when the light was yellow.

Ms. Griffin stated that that was correct.

Vice-Mayor Osterman asked Attorney Baird if he knew of any litigation issues or other cases of rear end collisions.

Attorney Baird stated that he did not know of any cases regarding rear end collisions at red light camera intersections yet and that could be because the program was still fairly new. He explained that the possibility of liability to the Town but that it would be remote.

Vice-Mayor Osterman asked if the video taken at the intersections could be viewed with regards to a crime incident and wanted to know if there would be no charge for that.

Mr. Buscemi stated that yes the videos could be viewed at no charge.

Commissioner Hockman stated that he had questions regarding the agreement that he reviewed that was included in the information he received. He asked if the agreement had to be for five years or if it could be started off as a one year incremental agreement.

Mr. Buscemi explained that they do not normally do one year agreements and that the details of the agreement would have to be discussed with legal.

Commissioner Hockman had more questions regarding the red light camera program agreement.

Mr. Buscemi and Ms. Griffin answered Commissioner Hockman's questions related to the agreement and explained that there were things in that agreement that have been changed or needed to be changed based on what was recently passed by the legislature.

Attorney Baird stated that he reviewed an agreement that did not match the contract that Mr. Hockman was referring to. He stated that if there was another newer contract then they were wasting their time reviewing the old one.

Mr. Buscemi explained that they were not legal staff and they were not there to negotiate the agreement and there were things that would need to be changed based on issues that Commissioner Hockman brought up.

Commissioner Rumsey asked if there were ever any contracts that come into the Town that the attorney does not review.

Attorney Baird stated that there are no contracts for the Town that he does not review.

Vice-Mayor Osterman stated that they should move forward and postpone the decision on the program until they had more information and all concerns were addressed and she stated that Mr. Buscemi must have a discussion with their legal staff.

Mr. Buscemi stated that they wanted to update and present the program to the Town and not negotiate the contract. He stated that their legal staff would work with the Town's attorney to negotiate the contract.

Commissioner Rumsey stated that he wanted to speak with staff and ask them to speak with other cities who have sent the program out to bid and see if the Town could piggyback on their contract.

A representative of ATS recommended that the Commission move forward and approve the Ordinance on first reading that accepts a red light program so that should the Commission approve a red light program for their Town, the installation could be expedited.

Commissioner Longtin stated that she would like to receive information from other red light camera companies and other municipalities. She discussed costs of the red light camera program. She stated that for the time and money that would need to be invested in the program she would rather hire another deputy and place them out in the Town to catch red light camera violators and give someone else a job.

Vice-Mayor Osterman stated that the revenue of the program should be considered instead of just the costs.

Discussion ensued between the Commissioners regarding the proposed red light camera program.

Ms. Griffin continued to explain the red light camera program and its benefits.

More discussion ensued between the Commissioners regarding the red light camera program.

Commissioner Rumsey requested three to five quotes from other companies and he encouraged staff to speak with other municipalities who have utilized the red light program. He stated that it also should be considered that a code enforcement officer could be trained and used to view the traffic light videos and that could potentially save a code enforcement officer's job.

Vice-Mayor Osterman asked if the cost of training the code enforcement officer was covered by ATS.

Ms. Griffin explained that ATS could cover the cost and would be a negotiable in the contract. She stated that everything was up for negotiation in the contract.

Commissioner Hockman asked if the agreement could be removed from Tab 7 and be postponed to the next meeting. He asked if the agreement could be removed from the Ordinance and be passed without it.

Town Manager Davis explained that the agreement or contract was simply a sample contract that would not be included in the Ordinance. She explained that the Ordinance needed to be approved in order to implement a red light camera program should the Town decide to implement one.

Attorney Baird clarified and stated that the Ordinance stands alone and no contract whether it was through ATS or another company would be attached or part of that Ordinance.

A representative from ATS stated that they were currently in negotiation with the City of Riviera Beach. He explained that should Lake Park and Riviera Beach have the same system it would be a seamless system because both jurisdictions would be able to track a perpetrator coming into and out of each community. He stated that the police could also communicate with each other regarding those incidents. He stated that the Village of Royal Palm Beach also had a contract with ATS.

Vice-Mayor Osterman asked if Palm Beach Gardens also had a contract with ATS.

Ms. Griffin stated that they were currently in negotiation with Palm Beach Gardens.

Commissioner Longtin asked if other Palm Beach County communities besides just Northern Palm Beach County communities could be contacted for a comparison of red light camera programs.

Commissioner Rumsey agreed that other communities in Palm Beach County could be contacted besides those in the Northern part of Palm Beach County.

Commissioner Longtin expressed her opinions regarding the Commission reviewing contracts she stated that anyone should be able to review and ask questions about a contract without being admonished for it.

Mr. Buscemi agreed with Commissioner Longtin and clarified that they were there to make a presentation only and do not get involved in negotiating contracts.

Town Manager Davis thanked Emily Griffin for all of her hard work.

Ms. Griffin thanked Manager Davis and stated that it had been a pleasure to work with her as well.

Commissioner Longtin asked if the Town Manager could research other companies that provide red light camera services.

Commissioner Rumsey stated that researching other companies was part of the piggyback process.

Town Manager Davis stated that she needed clarified direction.

Discussion ensued regarding the piggy back process and researching other red light camera firms.

Attorney Baird clarified and explained the piggy back process.

Town Manager Davis asked for clarification again on the Commission's direction.

Mayor DuBois explained that she was fine with the information that was found when reviewing the information on the other red light camera piggy back contracts. She stated that she wanted what would be economically best for the Town.

Commissioner Rumsey stated that by statute the meeting would need to conclude in 20 minutes. He asked if there was anything on the Agenda that was time sensitive and need of approval that night.

Mayor DuBois discussed the direction she would take.

CONSENT AGENDA:

1. Traffic Calming and Safety Measures Workshop Minutes of June 15, 2010
2. Regular Commission Meeting Minutes of June 16, 2010
3. Resolution No. 25-07-10 U.S. Environmental Protection Agency Grant Application
4. Resolution No. 26-07-10 Palm Beach County Local Mitigation Strategy
5. Sidewalk Repair Contract Award

Commissioner Longtin asked that item numbers three and five be pulled for discussion.

Public Comment Open.

None

Public Comment Closed.

Motion: A motion was made by Commissioner Rumsey to approve item numbers 1, 2, and 4 of the Consent Agenda; Commissioner Longtin made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Longtin	X		
Commissioner Hockman	X		
Commissioner Rumsey	X		
Vice-Mayor			

Mayor DuBois	X		
-----------------	---	--	--

Motion passed 5-0

Commissioner Longtin asked what the grant money from the Environmental Protection Agency would be used for.

Town Manager Davis stated that it would be used for strategic planning.

Commissioner Longtin asked for clarification.

Town Manager Davis explained that the money would provide the Town a blueprint for its future.

Commissioner Longtin stated that she needed more information and would vote no since she did not know what the money would be used for.

Motion: A motion was made by Commissioner Rumsey to approve item number 3 of the Consent Agenda; Vice-Mayor Osterman made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Longtin		X	
Commissioner Hockman		X	
Commissioner Rumsey	X		
Vice-Mayor Osterman	X		
Mayor DuBois	X		

Motion passed 3-2

Commissioner Longtin stated that she knew that the project was under \$25,000 but would like to see the project go out to bid.

Town Manager Davis stated that they received letter quotes which were the equivalent of bidding the project. She explained and clarified.

Commissioner Hockman asked why they would not piggyback a County project for this project.

Public Works Director David Hunt stated that they wanted to keep it in the spirit of a competitive process. He stated that he contacted contractors that they used in the past and obtained the three quotes.

Commissioner Hockman stated that he was unsure of what determined the sidewalks that were chosen for repair. He stated that he has seen other sidewalks in more need of repair.

Motion: A motion was made by Vice-Mayor Osterman to table item number 5 to the next Commission Meeting of August 4, 2010; Commissioner Longtin made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Longtin	X		
Commissioner Hockman	X		
Commissioner Rumsey	X		
Vice-Mayor Osterman	X		
Mayor DuBois	X		

Motion passed 5-0

A motion was made by Commissioner Rumsey to table Ordinance No. 07-2010 until the next Commission Meeting of August 4, 2010

Commissioner Osterman stated that the item could be approved that night but that she just had one comment. She stated that the Ordinance should include businesses that were moving from one place in Lake Park to another place in Lake Park.

Commissioner Rumsey withdrew his motion to table Ordinance No. 07-2010.

More discussion ensued regarding making changes to the Ordinance.

Commissioner Rumsey made a motion to approve Ordinance No. 07-2010 upon 1st reading with modifications made before 2nd reading.

Commissioner Rumsey withdrew his motion to approve Ordinance No. 07-2010.

ORDINANCES ON 1ST READING

ORDINANCE NO. 07-2010 – Temporary Signage

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING SECTION 70-103(3)(e)(10) OF CHAPTER 70, ARTICLE IV, PERTAINING TO TEMPORARY SIGNS; PROVIDING FOR THE WAIVER OF PERMIT FEES FOR TEMPORARY SIGNS ANNOUNCING THE OPENING OF A NEW BUSINESS OR A CHANGE IN THE OWNERSHIP OF AN ESTABLISHED BUSINESS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR THE REPEAL OF ALL LAWS IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Comment Open.

None

Public Comment Closed

Motion: A motion was made by Commissioner Rumsey to table Ordinance No. 07-2010 until the next Commission Meeting of August 4, 2010; Commissioner Hockman made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Longtin	X		
Commissioner Hockman	X		
Commissioner Rumsey	X		
Vice-Mayor Osterman	X		
Mayor DuBois	X		

Motion passed 5-0

Public Comment Open.

None

Public Comment Closed.

ORDINANCE NO. 08-2010 Traffic Infraction Detectors

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA TO AUTHORIZE THE INSTALLATION OF TRAFFIC INFRACTION DETECTORS INSTALLATIONS; PROVIDING THAT THE TOWN COMMISSION MAY IDENTIFY THE SPECIFIC LOCATIONS OF THE INSTALLATION OF TRAFFIC INFRACTION DETECTORS BY SEPARATE RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR THE REPEAL OF ALL ORDINANCES, OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Motion: A motion was made by Commissioner Rumsey to approve Ordinance No. 08-2010 upon 1st reading; Vice-Mayor Osterman made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Longtin		X	
Commissioner			

Hockman	X		
Commissioner Rumsey	X		
Vice-Mayor Osterman	X		
Mayor DuBois	X		

Motion passed 4-1

Attorney Baird read Ordinance No. 08-2010 by caption-only.

BOARD APPOINTMENTS

Community Redevelopment Agency Board

Christiane Francois was re-appointed to the Community Redevelopment Agency Board.

Leila Kidd McCann was appointed to the Community Redevelopment Agency Board.

DISCUSSION AND POSSIBLE ACTION

Irrigation Repair on Flagler Blvd. Median

This item was tabled for discussion at the next Commission Meeting of August 4, 2010.

COMMENTS BY COMMISSION, TOWN MANAGER, TOWN ATTORNEY

Mayor DuBois thanked the Village of North Palm Beach for their invitation and hospitality of including Lake Park in their celebration of the 4th of July. She requested that a discussion be added to the next agenda regarding having an affordable 4th of July celebration for Lake Park next year.

Vice-Mayor Osterman

None

Commissioner Hockman requested that Town Manager Davis look into having an ad for businesses of Lake Park on the Channel 18 and the possibility of having rotation of 10 different businesses advertised every month.

Town Manager Davis stated that was a great idea and she would look into it.

Commissioner Longtin expressed her sadness that Park Center Hardware was closing their doors. She stated that they have been a staple in the community for many years and nothing but an asset.

Commissioner Rumsey stated that he would like to ask staff to contact the Village of North Palm Beach to see if they would be interested in partnering with Lake Park for their 4th July Celebration that would float between cities each year.

Mayor DuBois stated that that was a great idea.

Town Attorney Baird

None

Town Manager Davis announced that Mayor DuBois would be participating in the Library's Children Summer Reading program next Thursday, July 22, 2010 and she will be sharing her archeological experiences with the children

ADJOURNMENT

There being no further business to come before the Commission and after a motion to adjourn by Vice-Mayor Osterman and seconded by Commissioner Hockman, and by unanimous vote, the meeting adjourned at 10:54 p.m.

P. Osterman
Mayor Desca DuBois

Jessica Shepherd
Deputy Town Clerk, Jessica Shepherd, CMC

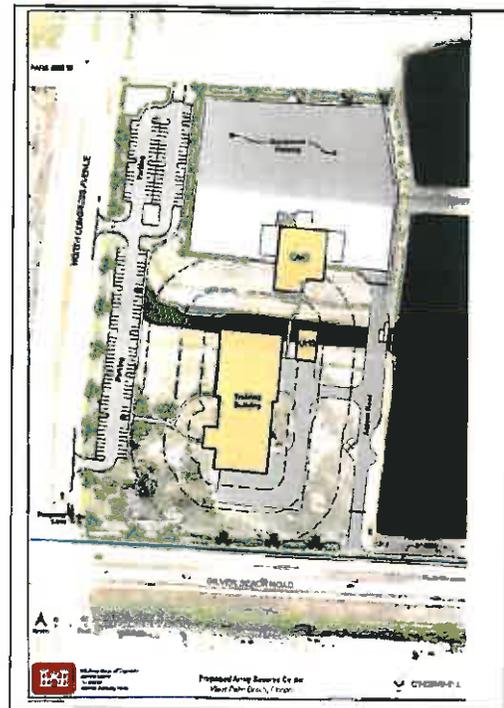


FLORIDA
Approved on this 18 of August, 2010

The United States Army Reserve



Lake Park, Florida



Presented By:

Steven E. McCraney
President & CEO

Andrew M. Jacobson
Vice President/Legal Affairs

McCRANEY
PROPERTY COMPANY



TABLE OF CONTENTS

Army Reserve Center – Lake Park

“Why It Makes Sense”

I. Fact Sheet

- a. What it is
- b. What it is not
- c. Army's Rights
- d. Benefits to Lake Park & Surrounding Area

II. Site Plans/Maps/Drawings

- a. Locator Map
- c. Site Plan
- d. Proposed Reserve Center Elevation
- e. Proposed Reserve Center Floor Plan

III. Community Support

- a. Petitions
- b. Summary

IV. Map – North County Bio-Science Available Inventory

V. The Biotech Commitment

- a. Economic Impact Study



What It Is

- It is an Army reserve training center for training Army reserve units – classroom activities, marching, weapons education and firing in simulators only.
- Dealing with the repair of equipment, morale building and keeping reserve soldiers ready in case they are called into actual combat in Iraq, Afghanistan or wherever else the Army is needed.
- 600 reservists will train twice a month and there will be a 2 week muster period during the year.

What It Is Not

- A military base.
- No live ammunition used or stored at the center.
- All weapons training is done by indoor simulators
- No bombs, tanks
- Soldiers do not sleep there
- Site is approx. 14 acres. Balance of drainage lakes not sold to Army.

ARMY'S RIGHTS:

- Federal law exempts the Army from having to adhere to state and local zoning, planning and building laws, therefore the Town's permission is not necessary to the Army to build here.
- HOWEVER**, the Army is required to actively work with local officials.
- On the February 5th, 2010 meeting with Mayor DuBois and Patrick Sullivan this project was initially presented. The Army clearly stated that they would fully cooperate and would work very closely with Town officials being sensitive to building an aesthetically pleasing project.

BENEFITS TO LAKE PARK AND SURROUNDING AREA

- Roughly \$20 million in federally approved construction. **NOW!** Almost no construction is taking place anywhere locally.
- 30 new jobs during an unemployment crisis providing job opportunity to Lake Park residents.
- 600 reservists pumping life into OUR economy every other weekend patronizing local businesses and services, restaurants, gas/convenience stations, & retail stores.
- A military presence adds security of to a challenging neighborhood drawing a line in the sand at **NO COST** to Lake Park based on the data points you shared during our discussions.
- The opportunity to spread the good work of Lake Park and to share the amenities of your fine City, namely, the New Marina, the Art, Culture and restaurants of Park Avenue.
- Reinforce Lake Park's reputation as a friend of the military, giving rise to opportunity to compliment each other with everything from facilities to support and security.
- Reported, overall \$37 million economic benefit to the area.



Lake Park, Florida

NE Corner of Congress Avenue & Silver Beach Road

(Just south of Northlake Boulevard)



McCRANEY
PROPERTY COMPANY



Site Plan



U.S. Army Corps of Engineers
Leavelle Center
P.O. Box 60
Lexington, Kentucky 40511

Proposed Army Reserve Center
West Palm Beach, Florida

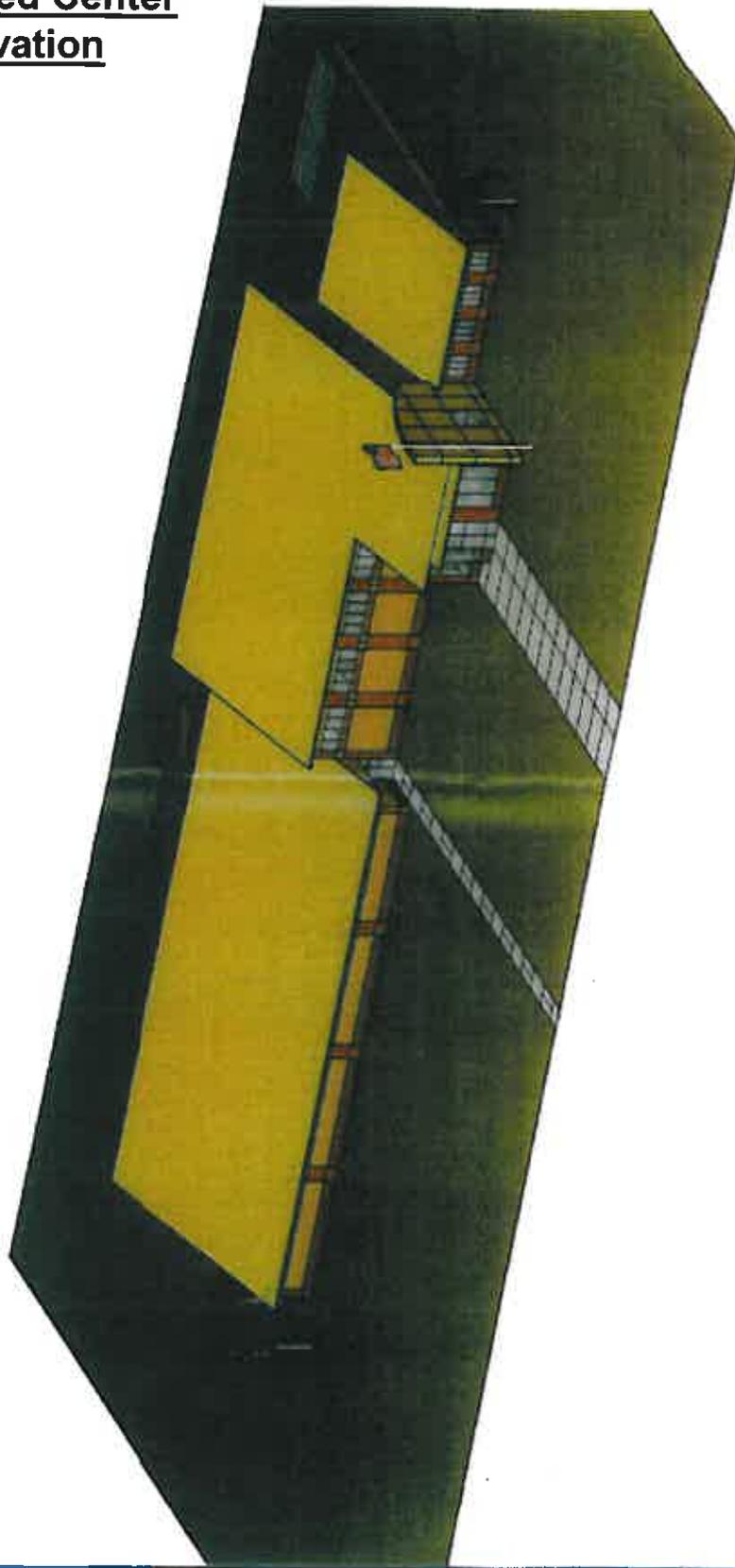




U.S. ARMY

ARMY STRONG®

Proposed Center Elevation



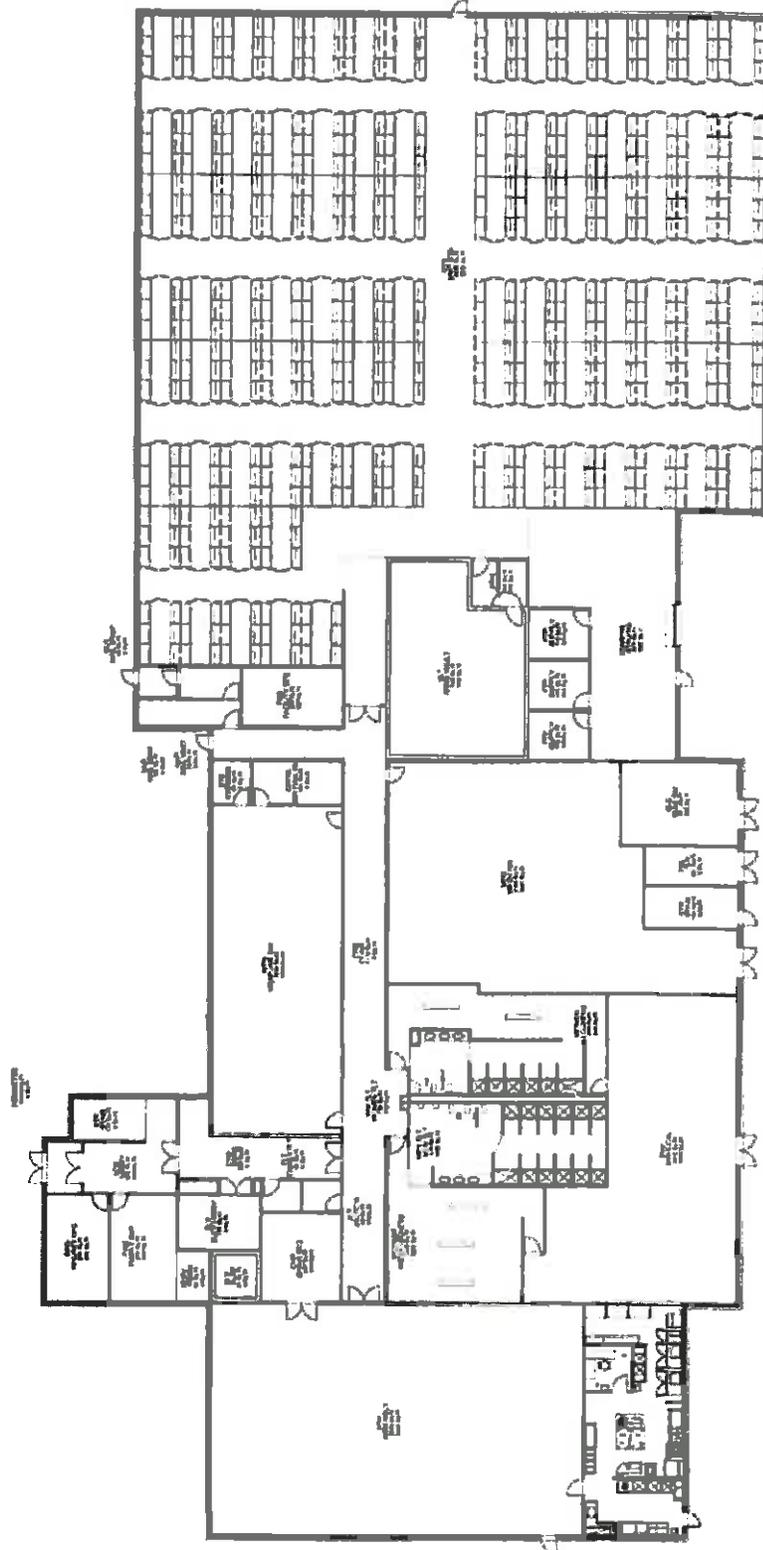
Proposed Army Reserve Center
Wesley Palm Beach, Florida

U.S. Army Corps of Engineers
Corvallis District
PO Box 20
Corvallis, Oregon 97331

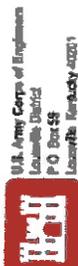




Proposed Center Floor Plan



Proposed Army Reserve Center
Training Center Floor Plan
West Palm Beach, Florida



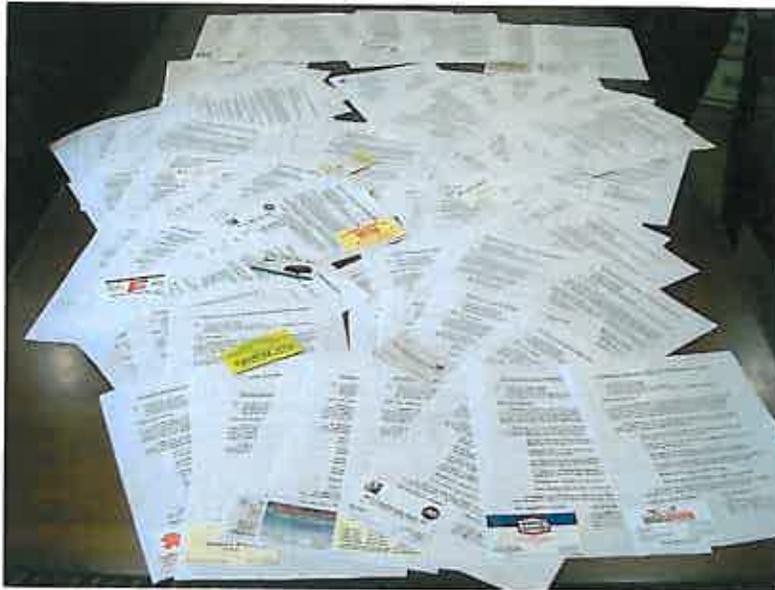
U.S. Army Corps of Engineers
Lebanon District
PO Box 56
Lebanon Kentucky 40031



Lake Park Army Reserve Training Center

Widespread Community Support

McCraney Property Company has canvassed local businesses from all parts of Lake Park. 100% favor the Army coming to their community and over 100 businesses have signed petitions urging the Army to come.

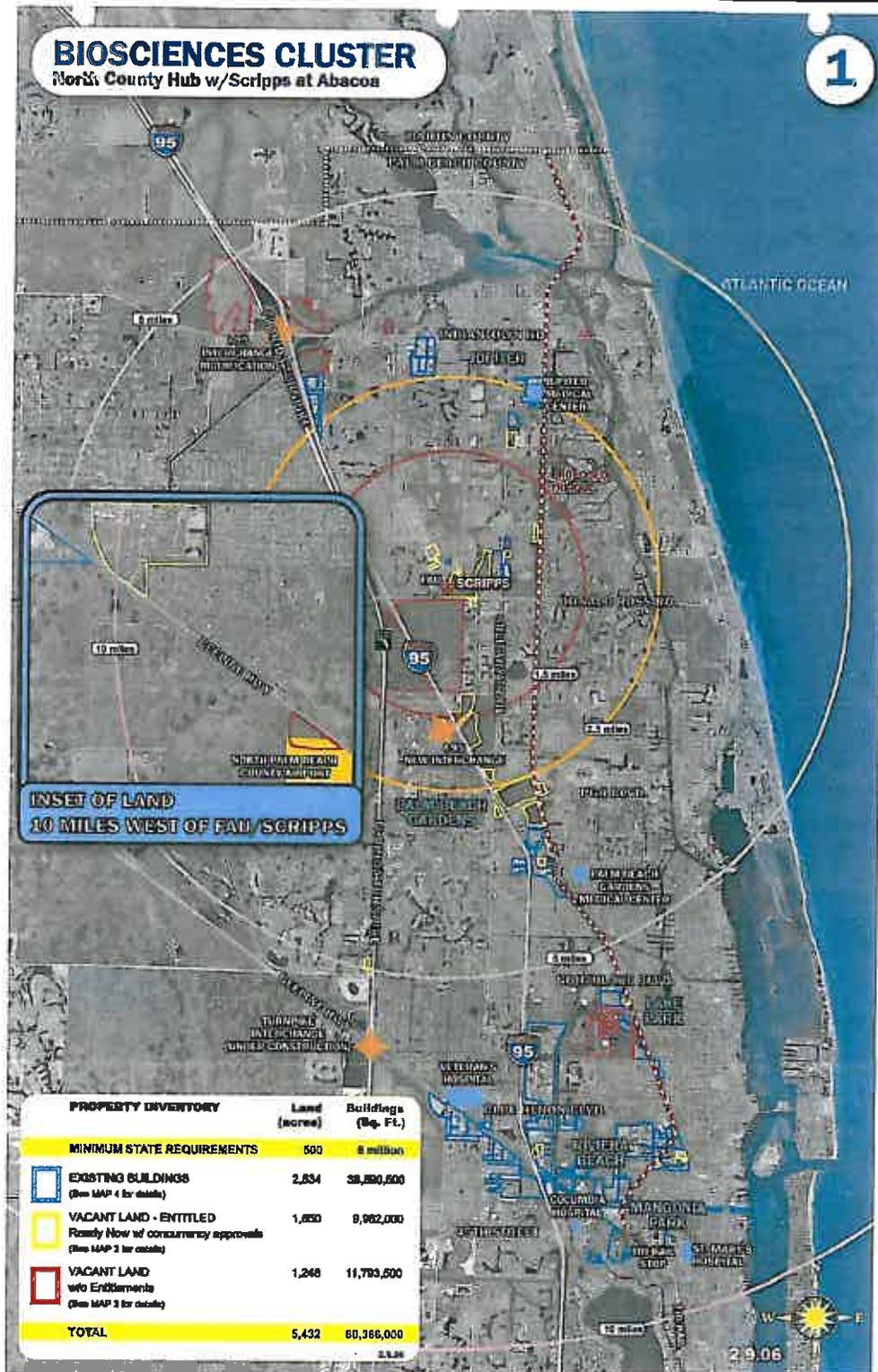


Summary

- It is clear that the local officials oppose the Army Reserve Center
- Community welcomes the United States Army Reserve Center
- \$37 million in Economic Benefits: Jobs, Construction, Security
- Building project now will benefit community economically and otherwise

McCRANEY
PROPERTY COMPANY

North County BioScience Available Inventory



AVAILABLE BIOTECH SQUARE FOOTAGE – Proof Statement

- Within 1.5 miles of Scripps: 5,807,500 - Vacant Land / 749,000 Existing buildings. Total 6,556,500 sf
- Within 2.5 miles of Scripps: 6,113,500 - Vacant Land / 1,474,500 Existing buildings. Total 7,588,000 sf
- Within 5.0 miles of Scripps: 11,406,500 - Vacant Land / 8,483,000 Existing buildings. Total 19,889,500 sf
- Within 10 miles of Scripps: 21,775,500 - Vacant Land / 38,590,500 Existing buildings. Total 60,366,000 sf

•13,000,000 (+)sf defined as “Ready Now” with zoning & entitlements allowing biotech use.



The Biotech Commitment

- Lake Park, in conjunction with Palm Beach County and 5 other north county cities, set up a bioscience zoning overlay 3 years ago to attract future biotech users.
- McCraney Property Company ardently supports the continued commitment to the biotech initiative. Lake Park and the other cities under Commissioner Marcus' leadership have maintained that commitment and we applaud you.
- This is not a case of the Army vs. the push for biotech. This is a case of what is a better use right now – a real Army project with lots of benefits or a vacant site with visions of a future biotech user.
- There significant evidence to show why there will be no biotech user coming to our land now or in the foreseeable future.
- The Congress corridor has developed as a retail cluster, not a biotech cluster. Biotech companies like to cluster around Scripps or Max Planck – not WalMart, Kohls, Loews and PetSmart. Our site is surrounded by big box users - not bioscience users.
- Biotech site selectors shy away from areas which pose security challenges.
- Opinions from independent bioscience site selectors familiar with the local effort confirm that our site is not suitable for biotech users.
- There are over 60 million SF of biotech designated land within 10 miles of Scripps and our site represents only 3 tenths of 1% of that total. Our site also represents only .005 of the so called "less expensive" biotech space in Lake Park, Riviera Beach and Mangonia Park
- This will have no impact on the available biotech land inventory for bitoech firms in the future.
- The best use of this property is to support the Army project with all of its benefits to Lake Park and the Northern Palm Beach Business Community.
- Remember – supporting the Army Reserve Center on this site does not mean you are shirking your commitment to biotech. You are strengthening your commitment to the community!**



Economic Impact Projections for US Army Corps of Engineers Reserve Center

Economic impact analysis estimates the changes in economic output (gross domestic product), employment, personal income (labor compensation and proprietors' income), property income (rents), and tax revenues that result from changes in demand for products or services in a given study area (referred to as an event). Impacts can be measured for zip codes, counties, states, or the entire country.

The table below illustrates the estimated economic impacts to Palm Beach County resulting from the new US Army Corps of Engineers Reserve Center. These results are based on the following inputs: 25 personnel (officers and soldiers) stationed at the center full-time; 528 soldiers stationed at the center four days of each month, creating a total of 553 full-time and part-time employees; and an estimated average annual wage of \$35,000.

Business Development Board

Economic Impact Projections for US Army Corps of Engineers Reserve Center

	Direct	Indirect	Induced	Total
Output	\$28,145,010	\$0	\$8,785,754	\$36,930,770
Jobs	553.0	0.0	64.9	617.9
Wages	\$20,113,150	\$0	\$2,740,246	\$22,853,400
Taxes	\$358,587	\$0	\$616,199	\$974,784

Avg Wage as % of County Average

	80%	84%
Company Avg Wage	\$35,000	\$36,986
County Avg Wage	\$43,846	\$43,846

Total Economic Impact is an estimated combined effect of a company and the ancillary industries impacted. Direct, indirect, and induced economic effects based on the variables of output, income and employment were examined using IMPLAN Pro Version 3 and 2005 County IMPLAN data from MIG.

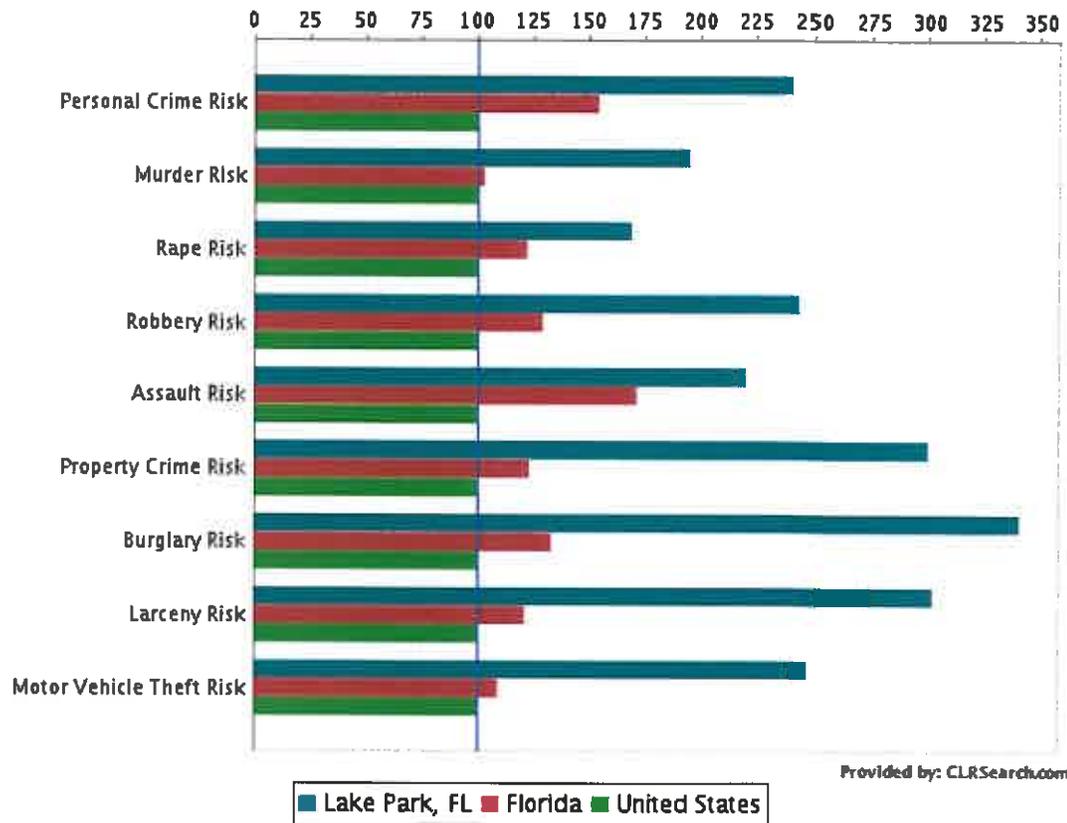
Wages based on Florida Agency for Workforce Innovation, 2005 ES-202 program, average county wage of \$43,846 as stated by EFi incentive guidelines.

Taxes estimated are sales, excise, property taxes, fees, licenses and other taxes paid by businesses as derived from U.S. Bureau of Economic Analysis Gross State Product data.



Lake Park Statistics

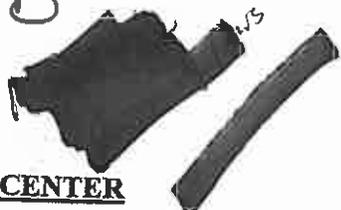
2009 Crime Risk Index



Crime Statistics	Lake Park, FL	Florida	United States
Personal Crime Risk	241	154	100
Murder Risk	195	103	100
Rape Risk	169	122	100
Robbery Risk	244	129	100
Assault Risk	220	171	100
Property Crime Risk	300	123	100
Burglary Risk	341	133	100
Larceny Risk	302	121	100
Motor Vehicle Theft Risk	247	109	100
Total Crime Risk	254	126	100

Reported by: www.clrsearch.com & OnBoard Informatics

Exhibit "B"



PETITION IN FAVOR OF US ARMY LAKE PARK RESERVE CENTER

**TO: UNITED STATES ARMY
TOWN OF LAKE PARK
REPRESENTATIVE ALCEE HASTINGS
PALM BEACH COUNTY, BOARD OF COUNTY COMMISSIONERS**

Ladies and Gentlemen:

As business owners/operators in and around the Town of Lake Park, Florida we have been advised that the U.S. Army is anxious to build a Reserve Training Center at Congress Avenue and Silver Beach Road. The purpose of this petition is to let the Army and our elected officials know that we **FULLY SUPPORT** the Reserve Center at this location and would welcome the Army's presence here.

In this down economy where we are all struggling to stay in business this project would provide a much needed economic shot in the arm for this area and our business community because of the following:

- 600 reservists, many from out of town, spending money locally for the goods and services offered by our business 30 full time jobs at a time where we are suffering through the worst unemployment in 30 years Approx.
- \$20 million in federally funded construction to begin almost immediately to help our devastated local construction industry
- \$37 million in overall positive economic stimulus for the community as estimated by the Palm Beach County Business Development Board
- Hastening the extension of Park Avenue
 - Army presence adds security to a crime challenged area

We support the tremendous benefits that the Reserve Center will bring to the area and urge the Army to start this project as soon as possible!

Name and address of business

Authorized signature

Name: _____

Title: _____

Date: _____



McCRANEY PROPERTY COMPANY

ANDREW M. JACOBSON
Vice President/Legal Affairs
2257 Vista Parkway #17
West Palm Beach, FL 33411
Tel: (561) 478-4300
Fax: (561) 478-7111
www.mcctaneyproperty.com
ajacobson@mcctaneyproperty.com

C-4 USES

Uses permitted. Within the C-4 business district, no building, structure or land shall be used, and no building shall be erected, structurally altered or enlarged, unless otherwise permitted by those regulations, except for the following uses:

Permitted Uses:

Appliance stores and service

Other general retail

Auctions, enclosed

Vehicle Sales

Vehicle Repair

Bakeries

Confectionaries

Boat Sales

Boat service and storage

Building wholesales

Building remodeling retail

Studios (dance, art, photography etc.)

Electronic equipment sales

Furniture sales

Hardware, paint, garden supplies

Medical laboratories

Dental laboratories

Mobile homes and recreational vehicles, including motorcycles, sales, service, storage

Monument sales

Office/warehouse

Barbershops

Beauty Salons

Health Studios

Other personal services

Precision instruments and optics

Printing plants

Publishing plants

Public Utility Services

Private Utility Services

Research and development, including BioScience uses

Restaurants, no drive through

Self Storage Facilities

Upholstery Shops

Buildings, structures and uses accessory and customary incidental to any of the above uses.

Special Exception Uses:

Auto Paint

Body Shops

Chemical sales and storage

Dry cleaning plants

Lumberyards

Machinery sales

Machinery manufacturing

Millwork sales and manufacturing

Woodwork sales and manufacturing

Machinery, equipment, vehicle storage as an accessory use to a primary use

Other uses of the same general character as those listed above and deemed appropriate by the Town Commission.



Exhibit "D"

Florida House of Representatives

Representative Carl J. Domino

District 83

Email: Carl.Domino@myfloridahouse.gov

District Office:

Juno Beach Professional Building
13700 U.S. Highway One, Suite 202C
Juno Beach, FL 33408
Tel: (561) 625-5176
Fax: (561) 625-5178

Tallahassee Office:

417 The Capitol
402 South Monroe Street
Tallahassee, FL 32399-1300
Tel: (850) 488-0322

June 16th, 2010

The Hon. Desca DuBois
Mayor, The Town of Lake Park
535 Park Avenue
Lake Park, FL 33403

Dear Mayor DuBois:

I have received the material you forwarded to my office. It appears that you have clearly communicated your concerns to the Federal Government along with a suggested alternative site. Two County Commissioners have also expressed their opposition.

Please let me know if there is any specific assistance that I can provide. Obviously the State of Florida, having made a substantial investment in the Scripps Research Institute, would like to maximize sites that will be available for Life Science companies that wish to develop operations in Palm Beach County.

Best regards,

Town Of Lake Park
Town Clerk's Office

JUN 21 2010

CJD: ies

Carl J. Domino
State Representative

RECEIVED

Councils:

Criminal & Civil Justice Policy Council

Committees:

Health Care Appropriations
Economic Development Policy

Civil Justice & Courts Policy Committee (CHAIR)
Insurance, Business & Financial Affairs Policy

Exhibit "E"



FLORIDA LEGISLATURE

DISTRICT OFFICE

526 24th Street
West Palm Beach, Florida
33407

Phone: 561-650-6880

Fax: 561-650-6882

E-mail:

mack.bernard@myfloridahouse.gov

CAPITOL OFFICE

303 House Office Building
402 South Monroe Street
Tallahassee, Florida 32399

COMMITTEES

Finance & Tax Council

Government Operations
Appropriations Committee

Military & Local Affairs Policy
Committee

Public Safety & Domestic Security
Policy Committee

STAFF

Al Jacquet
Legislative Aide

Bobby Powell Jr.
District Assistant

Theresa Fordham-Jones
District Assistant

Florida House of Representatives

Mack Bernard

Representative, District 84

Joseph F. Calcara, Deputy Assistant Secretary of the Army
Department of the Army
Office of the Assistant Secretary of the Army
Installations and Environment
110 Army Pentagon
Washington, DC 20310-0110

RECEIVED

JUN 29 2010

LAKE PARK
"JOHN BERRY'S OFFICE"

June 20, 2010

RE: Army Reserve Project

Dear Mr. Calcara:

As the State Representative for House District 84, which encompasses Lake Park, I am opposed to the proposal of the U.S. Army Corps of Engineers to build an Army Reserve Center on an approximately 18 acre property in Lake Park. Although the proposed use is a very important use, it appears to be inconsistent with the Town's Comprehensive Plan, which outlines its long term vision for growth and development. The site is currently in the Town's Bioscience Overlay, which will allows bioscience compatible uses.

As I am not opposed to this use, and only its location, I would request that the U.S. Army Corps of Engineers continue its search for available properties of suitable size within Palm Beach County.

If you have any further questions, comments or concerns regarding my position on this matter please contact me at 561-650-6880.

Regards,

Mack Bernard

Mack Bernard
State Representative, House District 84

Cc: Desca Dubois, Mayor of Lake Park

Exhibit "F"

ATS American Traffic Solutions™



Lake Park, Florida Intersection Safety Program

Making Life Safer and Easier on the Road Ahead™

July 14, 2010
Emily Griffin
Business Development Manager



- **The Problem**
- **The Solution**
- **ATS Is Your Partner for Safety**
- **Next Step**
- **Discussion/Q&A**

- **5,190 People Injured in Crashes Where Driver Disregarded Traffic Signal**
- **56 People Killed...**
- **Florida Highway Safety And Motor Vehicles Traffic Crash Statistics Report**

Do we cut, save, or spend public funds on:

- Roads?
- Fire Department?
- Police Department?
- Public Safety?....



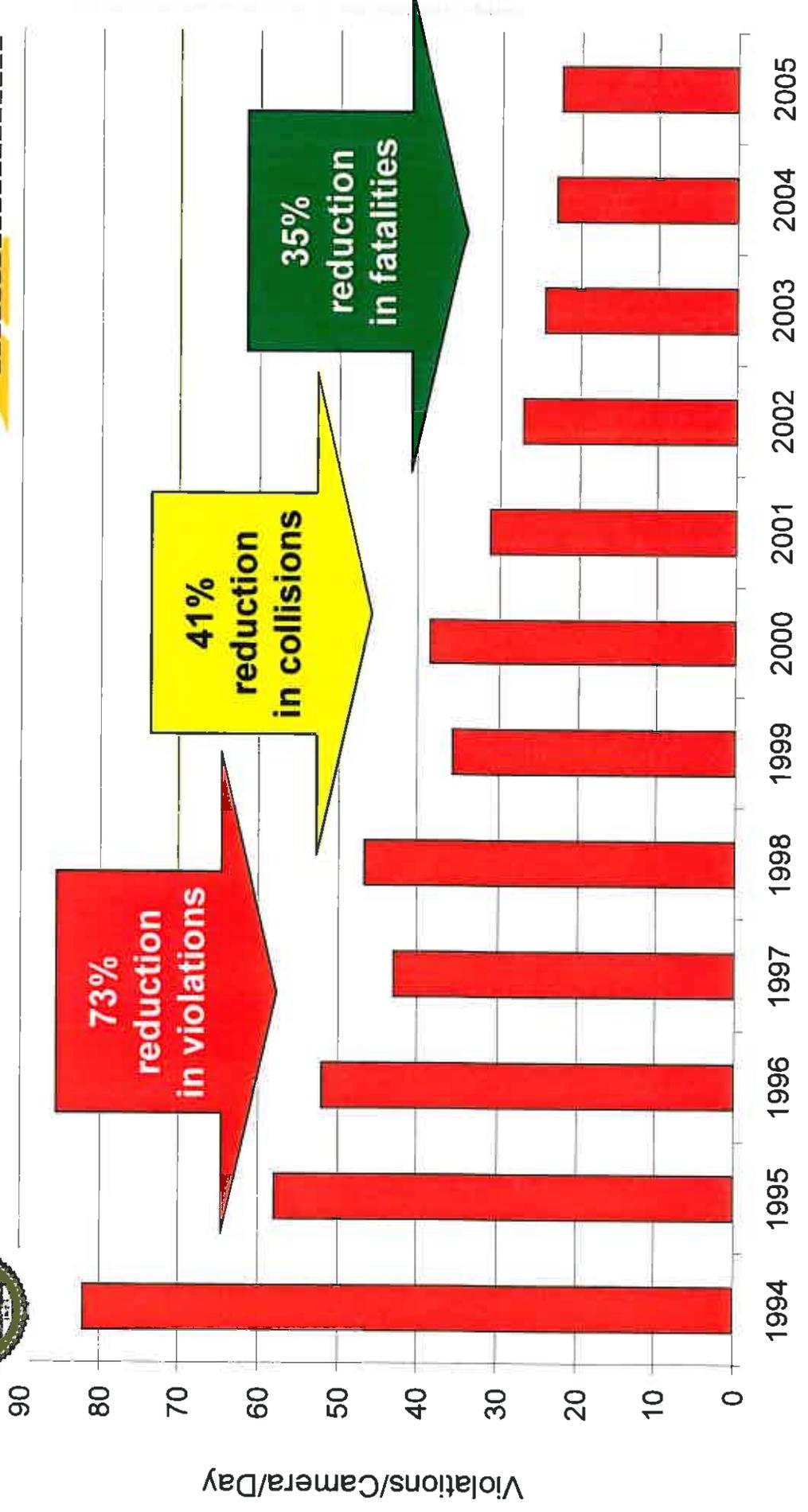
- The Problem
- **The Solution**
- **ATS Is Your Partner for Safety**
- Next Step
- Discussion/Q&A

*Change Driving Behavior
Save Lives and Lifetimes!*

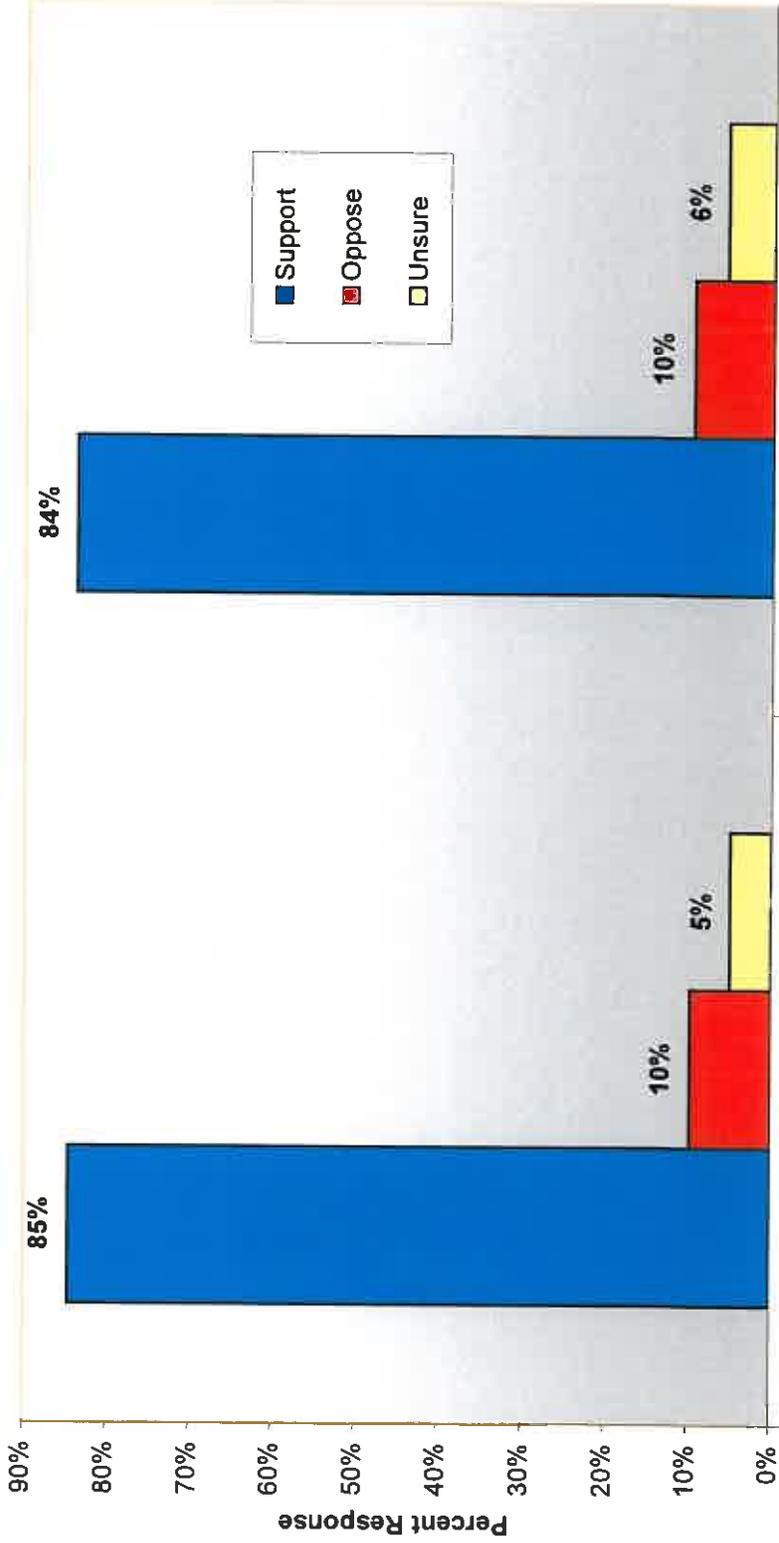


- **Local Jurisdiction Enforces on City, County and State Roads**
 - Counties Enforce on Unincorporated County and State Roads
- **No Points and No Insurance Reporting**
- **Civil Infraction (Like Toll or Parking)**
- **No Pictures of Driver, Only Rear of Vehicle**
- **Police Verify and Authorize Violations**
- **Violator Has Access to Court, (Can Still “Face Accuser”)**
- **Self-Funding System (No New Taxation Required)**
- **Low Impact on Government – Majority of Service is “Outsourced”**
- **Allows More Effective Use of Existing Police Resources**
- **Effective Deterrent to Red-Light Running**
- **58 and Growing Florida Clients Currently Served**

**New York City Red Light Camera Program
Historical Violations Per Camera Per Day**



2007 Florida Traffic Safety Survey Results



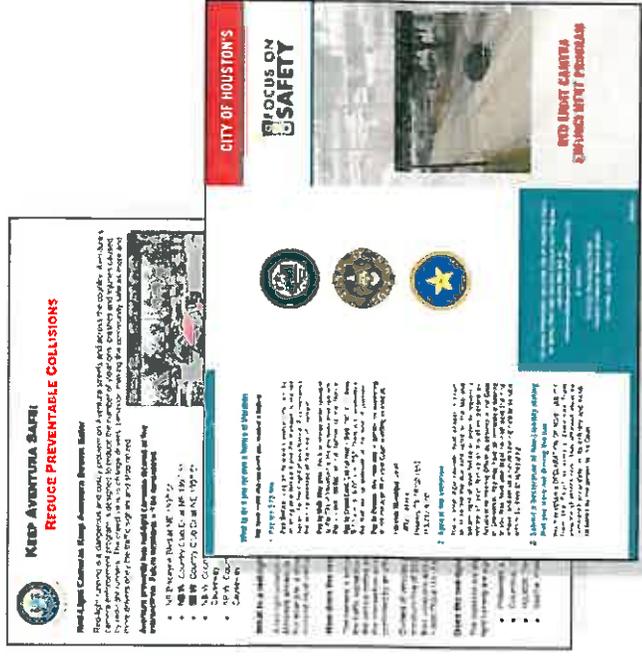
Would you support or oppose red light cameras in Florida?

Would you support or oppose State legislation supporting red light camera enforcements in communities throughout Florida?

Questions

Community Outreach Coordination

- **Public Awareness**
- Radio Public Service Announcements - Traffic Sponsorships
- Traffic Research Results
- Press Coverage
- Public Opinion Polling & Monitoring
- **Education**
- Why Cameras are Needed and Used
- Costs of Roadway Crashes and Fatalities
- Benefits Received
- **Enforcement**
- Effective Camera and Processing Systems
- Equal Enforcement and Application of the law



- **Proven to save lives by reducing red-light running violations**
- **Proven to save lives by reducing crashes and injuries due to red-light running**
- **Law enforcement multiplier – frees law enforcement personnel to focus on more serious crimes**
- **Self-funded – paid for by the violators**
- **Public supports these safety programs**

- The Problem
- The Solution
- **ATS Is Your Partner for Safety**
- Next Step
- Discussion/Q&A

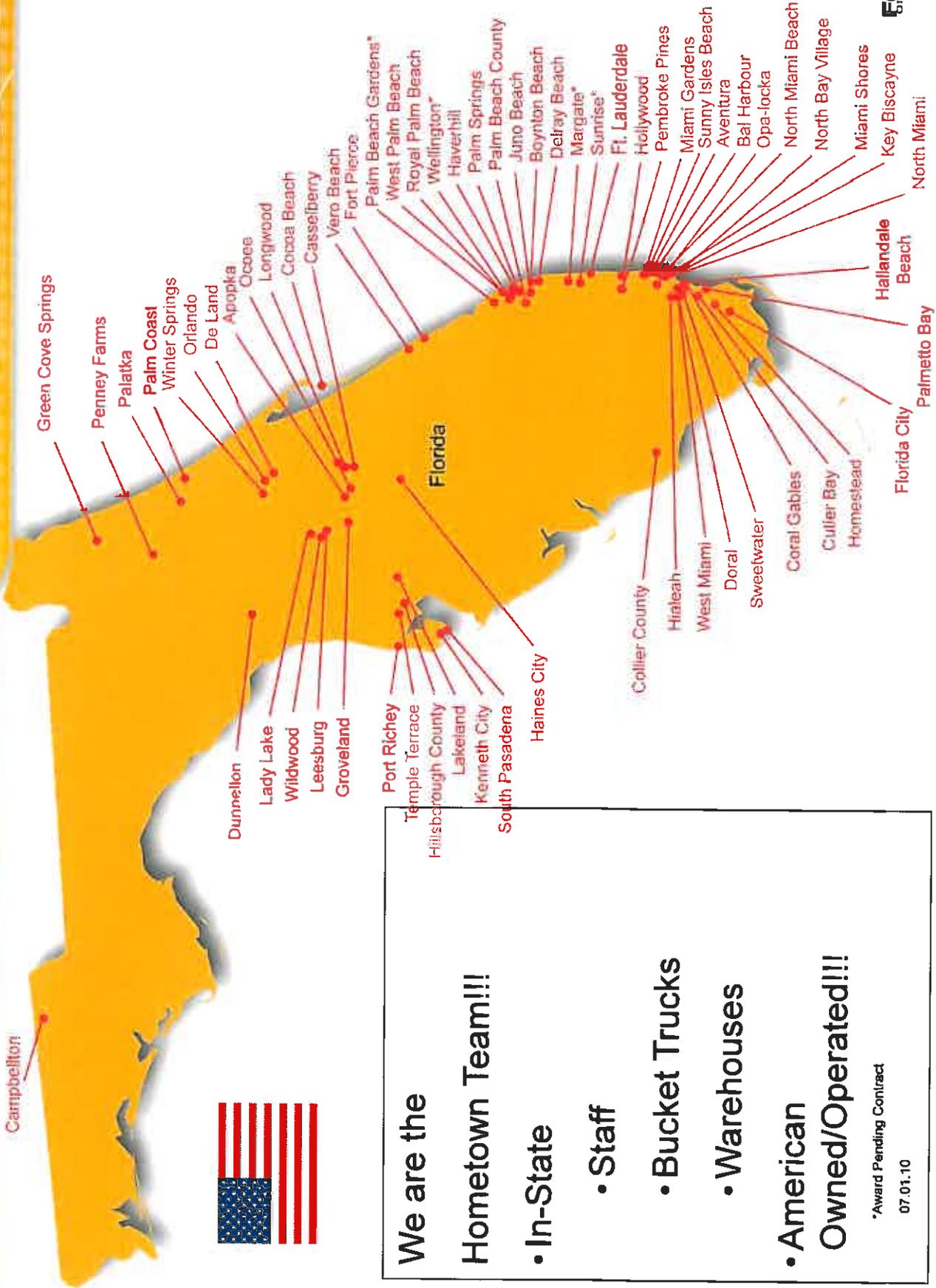
Making Life Safer and Easier on the Road Ahead™

- **Most PROVEN Florida Experience** –
 - Selected to Operate Almost Every Major Program in Florida
 - Most Experience With FDOT
 - Florida Based Service Personnel
- **US Company, US Owned and American Made Equipment**
- **Process More Incidents Per Month (> 1,500,000 touches/ month)**
- **Most Law Enforcement Benefits (24 x7 Archived Video, Live View)**
- **Largest Intersection Safety Camera Dedicated Staff, 800+**
- **Least Intrusive, Most Aesthetic Installation (Least Amount of Poles-1))**



American Traffic Solutions™

ATS Florida Customers



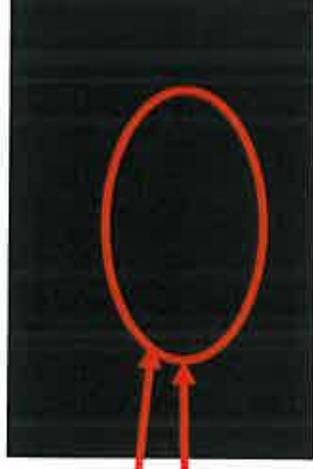
We are the Hometown Team!!!

- In-State
- Staff
- Bucket Trucks
- Warehouses
- American Owned/Operated!!!

*Award Pending Contract 07.01.10



16



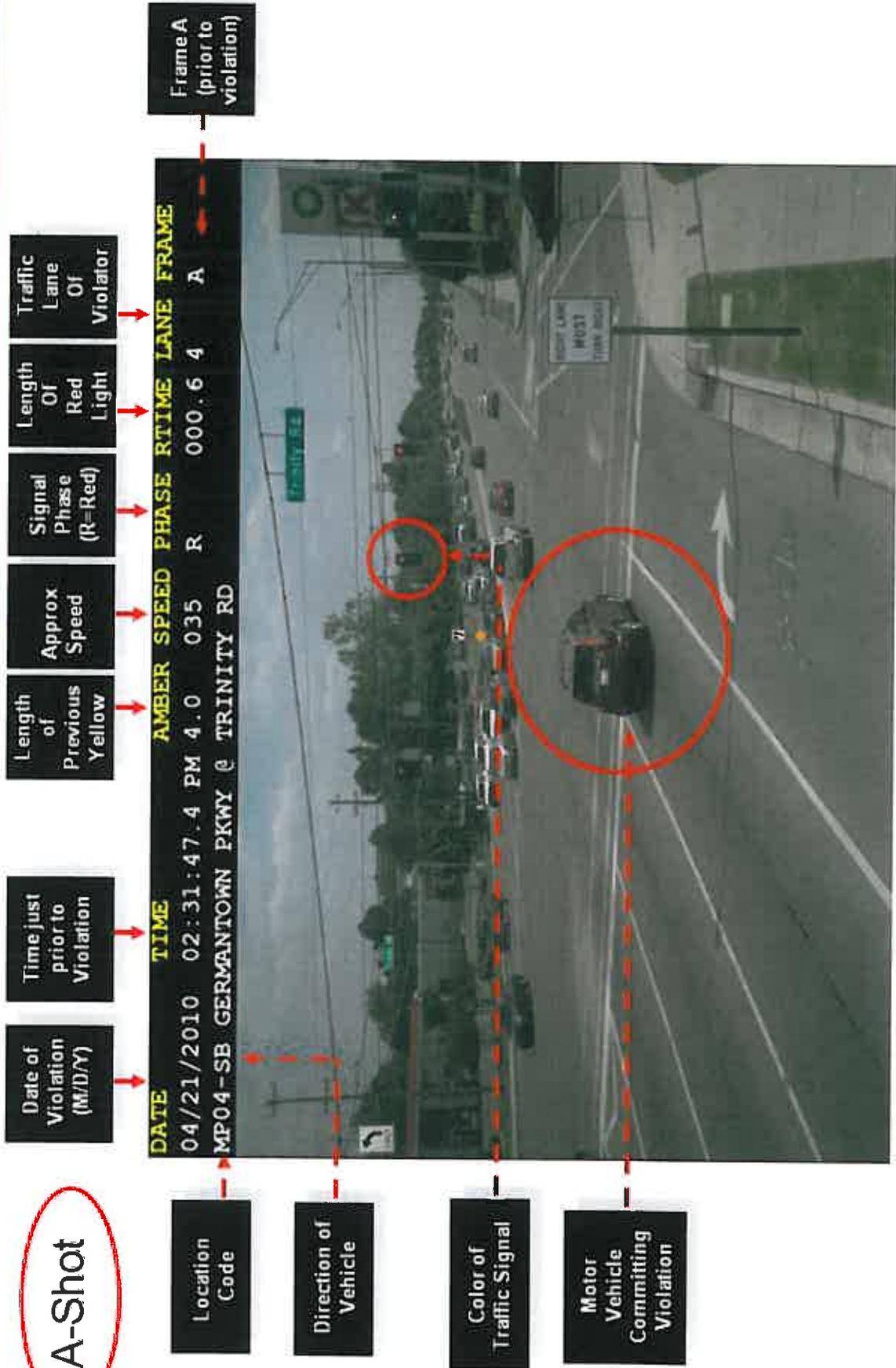
Axis RLC-300™
RED LIGHT CAMERA SYSTEM

- Ultra-high resolution 16 megapixel camera
- Proprietary firmware
- Wide range of ultra-high resolution lenses
- Flexible camera placement
- Variable electronic strobe – 100ws to 350ws – perfect lighting
- Prima facie evidence - single camera captures all images



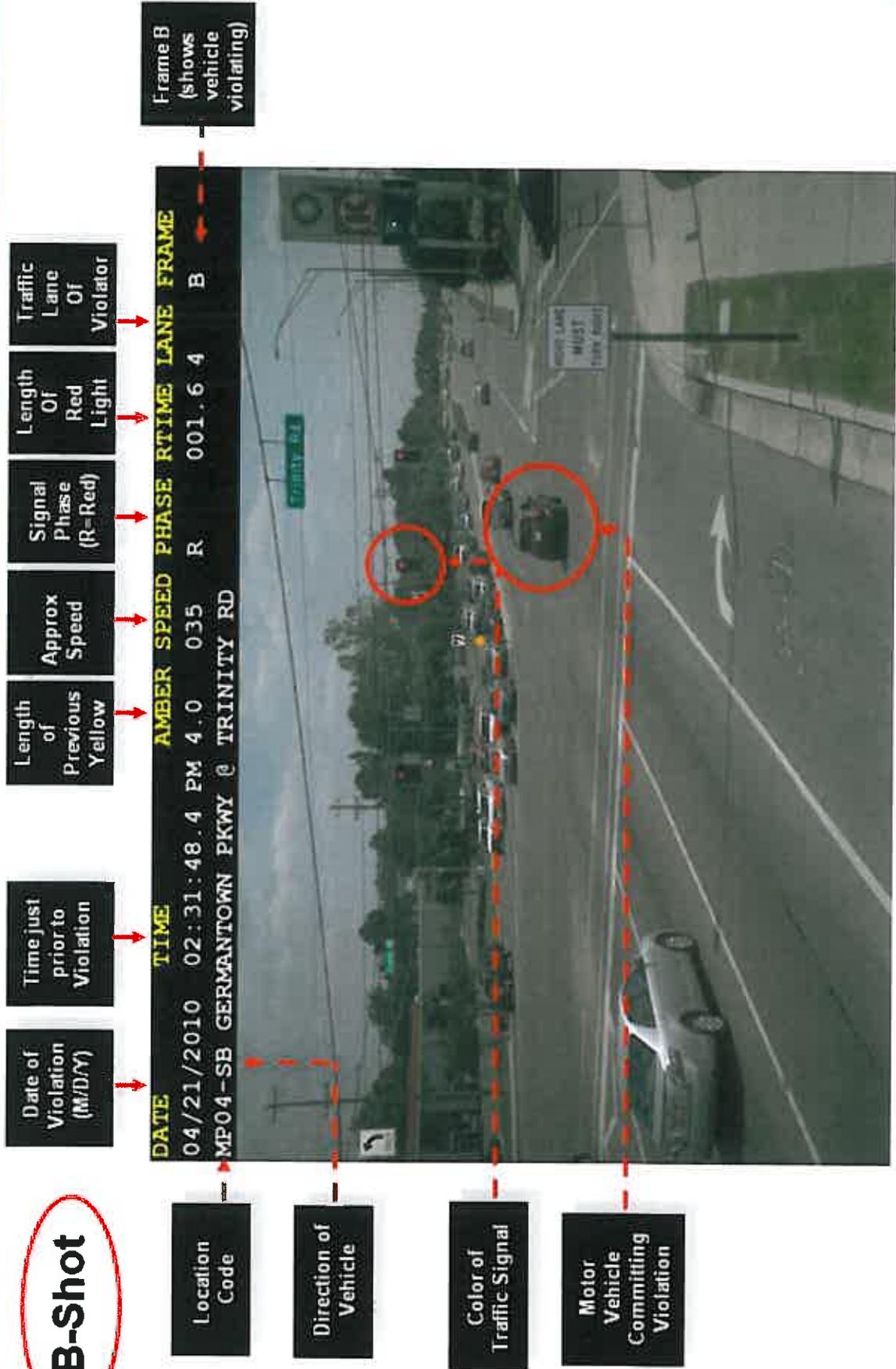
“A” Shot Data Elements

A-Shot



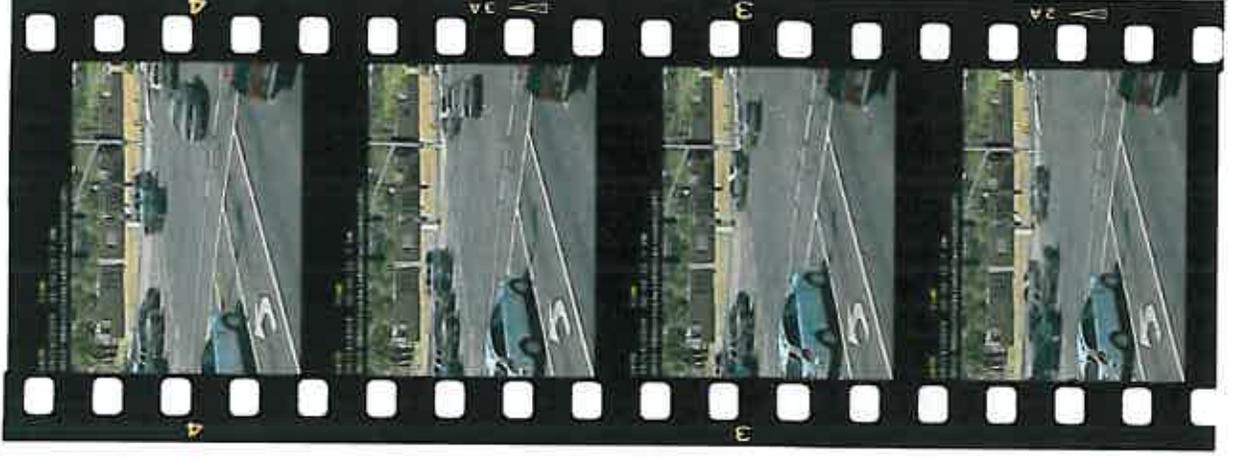
"B" Shot Data Elements

B-Shot





- **Violation Video Clip**
- **Live Viewing**
- **Historical Recording**
- **Multiple Views**
- **BOLO Alert Image Sharing**





American Traffic Solutions™

Live Video Capture System

The screenshot displays the Axis Live™ interface. It features four live video feeds from different camera angles: top-left shows a street with a red building; top-right shows a street with a white van; bottom-left shows a street with a white van; bottom-right shows a street with a white van. The control panel on the right includes:

- Four camera status indicators (1-4) with 'All' and 'Stop' buttons.
- Control buttons for zoom (x1, x2, x1/2) and pan/tilt/rotate.
- A 'Sensor status' section with buttons 1, 2, 3, 4.
- A 'Relay On/Off' section with a power button.
- A directional pad for camera movement.
- Buttons for 'F+', 'A/F', and 'F-'.
- A note: 'Click to activate and use this control'.

Axis LIVE™

LIVE VIDEO SYSTEM





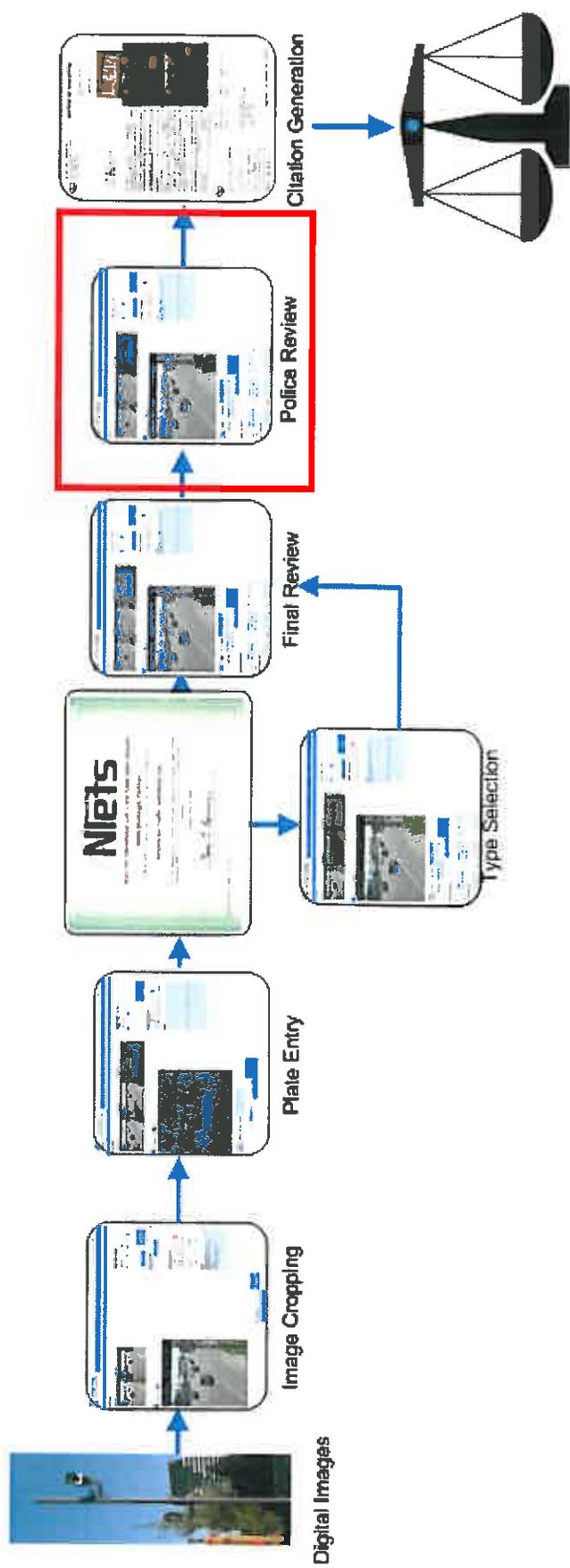
American Traffic Solutions™

Violation Processing System & Work Flow



VIOLATION PROCESSING SYSTEM

Developed with User in mind – Intuitive, flexible and fast....



Police Review Screen



Requires Less Than 30 Seconds to Review a Violation Event

ILLUSTRATIVE PURPOSES ONLY

AVENTURA, FLORIDA VIOLATION PROCESSING

Police Review

Overview 1 Overview 2 Plate Roll

Violation Count: 2

Violation Information

Type: RED LIGHT VIOLATION
 Date/Time: 06/20/2008 10:28:55.1 AM
 Location: US W COUNTY CLUB DR @ WILLOW LEAF CHAUNTRY

Vehicle Information

Plate: X96YW

State: FL Plate: X96YW

First: JANE Middle: State: FL

City: AVENTURA Zip: 33246

Year: 2007 Model: Sedan

Color: GRAY

Buttons: ACCEPT, REJECT, CLEAR HISTORY, SUPERVIEW, RELOAD

Focus Safety



American Traffic Solutions™

Sample Notice

CITY/COUNTY OF NOTICE OF VIOLATION

City/County of Intersection Safety Program PO Box 59995 Phoenix, AZ 85078-9995



NOTICE # 094070001234 PIN # 012B
Pay with your Visa or MasterCard at www.YetAnother.com

Amount Due: \$158.00
Due Date: 12/12/08 + 30 days

JOHN T SMITH
123 MAIN STREET
CITY, FL 33333

City/County	1/29/2008	11:15:26 PM	123 MAIN STREET	FL	33333
Vehicle Make	2001	Chrysler	4-door	Silver	2008
Vehicle License	L	AAA BBB	FL		
Vehicle Color	C				
Vehicle State					
Vehicle Year					
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File Edit View Favorites Tools Help

Address: <https://www.violationinfo.com/home.aspx>

Search Web Upgrade Now! Bookmarks

Home Add Tab



City of Aventura, Florida

Customer Service Info Logout Print

Most Asked Questions

Q: What is a red light running violation?
A: A red light running violation occurs when a motorist enters an intersection after the traffic signal has turned red. Motorists already on the intersection when the signal changes to red, when waiting to turn for example, are not considered red light violators.

Q: Why did I receive this notice of violation?
A: Based upon images captured by the automated system, your vehicle was determined to have committed a red light violation. As the owner of the vehicle the notice of violation is mailed to you.

Q: What is the fee? Are there any fees for late payments?
A: The fine is \$125.00 for a first offense, \$250 for a second offense and \$500 for each additional offense.

Review Evidence

Click on an icon below to view an image or video associated with your violation:

 Overview A
  Overview B
  License Plate
  AVI Video Clip
  PRINT HELP

Balance Information

Notice Number: 0930900054717
 Balance: \$275.00

This balance is updated once per day (at night).
 If you made an online payment today, this balance will not reflect today's payment.
 Please check back on the next business day.





Convenience fee of \$4.00 will be added

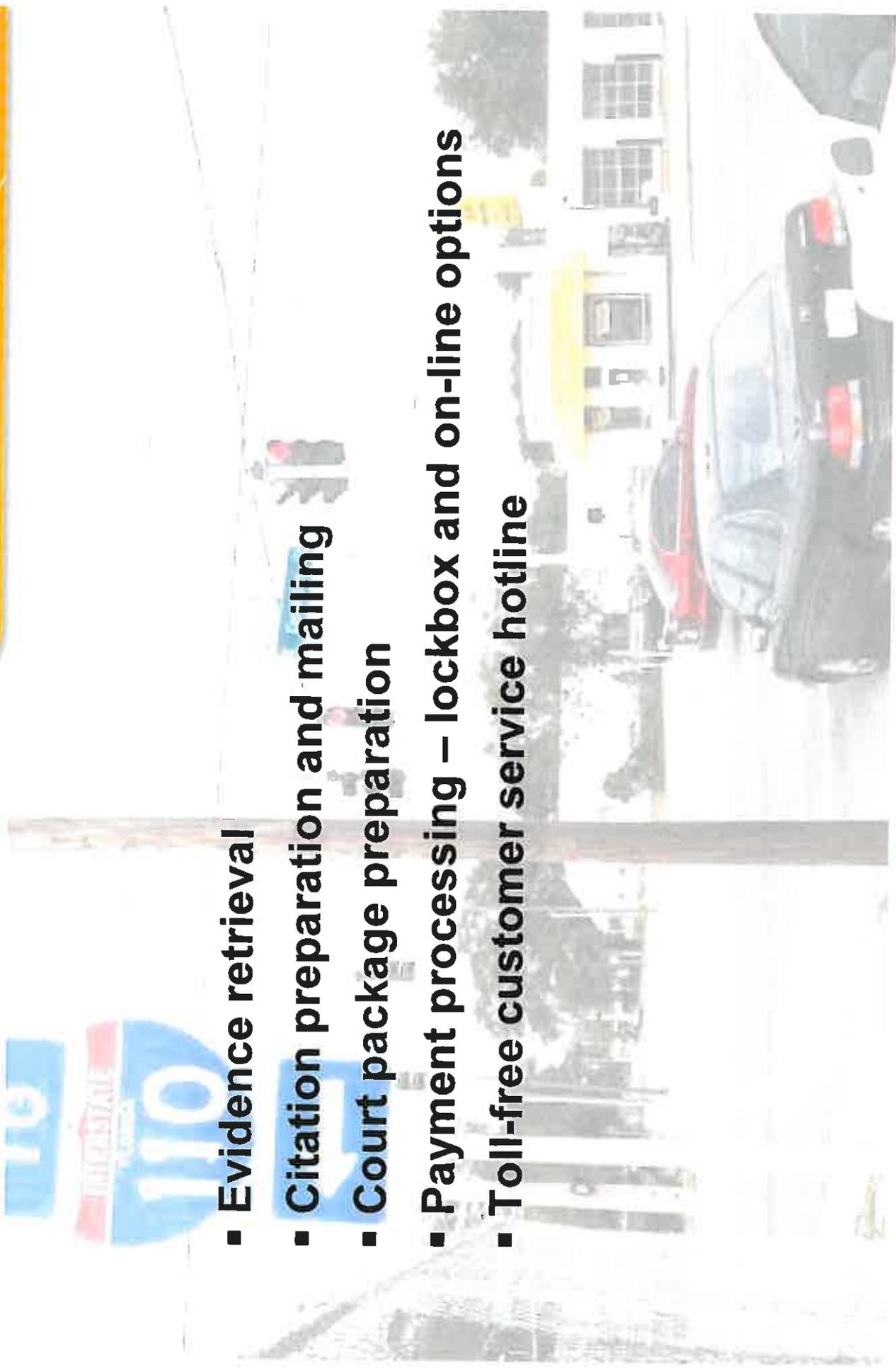
[To download Affidavit of Non-Responsibility Form click here](#)
[To download Owner Affidavit form click here](#)
[To download Return Request Form click here](#)



American
Traffic Solutions™

Additional Turn-key Program Services

- Evidence retrieval
- Citation preparation and mailing
- Court package preparation
- Payment processing – lockbox and on-line options
- Toll-free customer service hotline



HB 325 Referenced Notices, Affidavits, Sample Ordinances-Available Immediately

WHEREAS, the Florida Legislature passed CS/CS/HB325 during the 2010 Legislative Session authorizing the use of red light cameras as traffic infraction detectors to enforce certain provisions of Chapter 316 of the Florida Statutes relating to red light violations; and

WHEREAS, the Governor of the State of Florida signed CS/CS/HB325 into law on [CITY/COUNTY OF [NAME OF CITY OR COUNTY]] Intersection Safety Program

WHEREAS, the [City/COUNTY] has jurisdiction over the area about the significant danger to the public safety within its jurisdiction; and

WHEREAS, local government officials in [City/COUNTY] have successfully used red light cameras to

WHEREAS, this local government has successfully enforced red light violations with

WHEREAS, this local government has been effective in enforcing provisions of Chapter 316 of the Florida Statutes with more efficient use of limited resources;

WHEREAS, this local government has successfully enforced red light violations with

Affidavit Establishing Exemption Under Florida Statutes § 316.0083(1)(d)

This is an affidavit you may use to prove an exemption from the penalty described in the notice of violation you received. Section I contains instructions for filling out this form. Section II is the form that you must fill out if you choose to use this affidavit. If this affidavit is not received before the due date, documentation, or is not received before the due date, avoid court fees, costs and the issuance of a Uniform Traffic Citation.

- (1) Florida Statutes § 316.0083 provides that the traffic infraction detector to have violated Florida Statutes § 316.0083 relating to adherence to traffic control device owner establishes by affidavit that an exemption received explains the statutory exemptions and
- (2) Section II of this document is an affidavit you must fill out with the information requested if you



City/County of
Phoenix
 Intersection
 Safety Program PO Box
 99996 Phoenix, AZ
 85076-9996

JOHN T SMITH
 123 MAIN STREET
 CITY, FL 33333

DATE	1/25/2008	TIME	1:13:35 PM	LOCATION	N.B. SHEELER AVE @ US441
PLATE	AAA BBB	MAKE	Chevrolet	MODEL	Silverado
CITY	Phoenix	STATE	FL	ZIP	33333
OFFICER	John T Smith	VEHICLE	AAA BBB	PLATE	AAA BBB
VIOLATION	Red Light Signal Infraction (Failure to Stop at a Steady Red Signal)				
STATUTE	Florida Statute §§ 316.074(1) and 316.075(1)(c)				
AMOUNT	\$158.00				
SCANNED	1/28/2008 2:17:08 PM				
STATUTE	STATUTORY PENALTY OF \$158.00				

CITY/COUNTY OF PHOENIX

NOTICE OF VIOLATION

NOTICE #: 094050001234 FIN # 0123
 Pay with your Visa or MasterCard at www.ViolationInfo.com

Amount Due: \$158.00

The Official Website for the **City of Aventura** The City of Aventura

Home | **Agendas** | **Services** | **Calendar** | **Forms** | **FAQs** | **Site Offices** | **Technology**

Red Light Cameras

About the Police | **Cops** | **Bookings** | **Dept. Services** | **Director** | **Forms** | **FAQs** | **Site Offices** | **Technology**

Red-Light Cameras Keep Aventura Streets Safer

Red-light running is a dangerous and costly problem on Aventura streets. As part of the county's Red Light Camera enforcement program, we designed a program to reduce the number of violations, crashes and injuries caused by red-light running. The program is making the community safer as more and more drivers obey the traffic signals and stop on red.



THE LIGHT IS RED FOR A REASON
 Red Light Camera Program [More Info](#)

Use Information for more FAQs about our Red-Light Camera Program

Unusable (No page)

What is a red-light running violation?

A red-light running violation occurs when a motorist enters an intersection after the traffic signal has turned red. Motorists already in the intersection when the signal changes to red, waiting to turn for example, are not considered red-light violators.



What to do if you receive a Notice of Violation.

1. View the violation

Log onto www.aventuracity.com by entering your Notice number and PIN shown in the red box at the top right corner of your Notice to view photos and video of your violation.

2. Pay the fine

The fine is \$125 for the first offense, second offense is \$250. Subsequent offenses are \$500 each time.

Pay Online Log onto www.aventuracity.com by entering your Notice number and PIN shown in the red box at the top right corner of your Notice. There is a convenience fee of \$4.00.

- Department Sections
- Bicycle Patrol Unit
- Code (6-0) Unit
- Community Center
- Community Policing
- Crime Prevention
- Crime Scene Investigation
- Crime Suppression Unit
- Dive Team
- Handicap Parking Enforcement Group
- Honor Guard
- Internal Affairs
- Log Unit
- Marine Patrol
- Personnel & Training
- Property Unit
- Public Information Unit
- Records
- SWAT
- Victim Advocate

Choose a Service

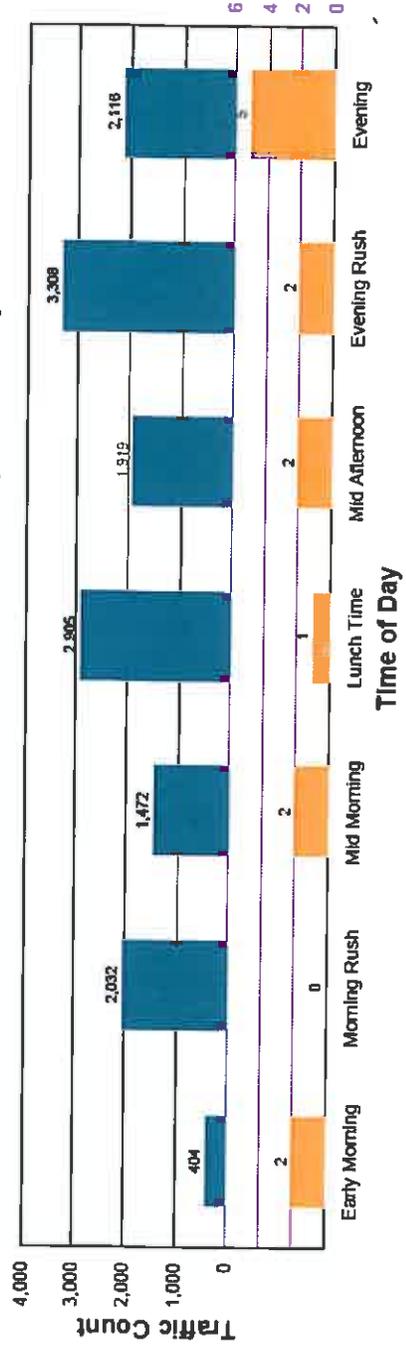
Forms

- Complaint
- Complaint
- Records Request
- RPRT Application

Total Traffic by Hours of Day

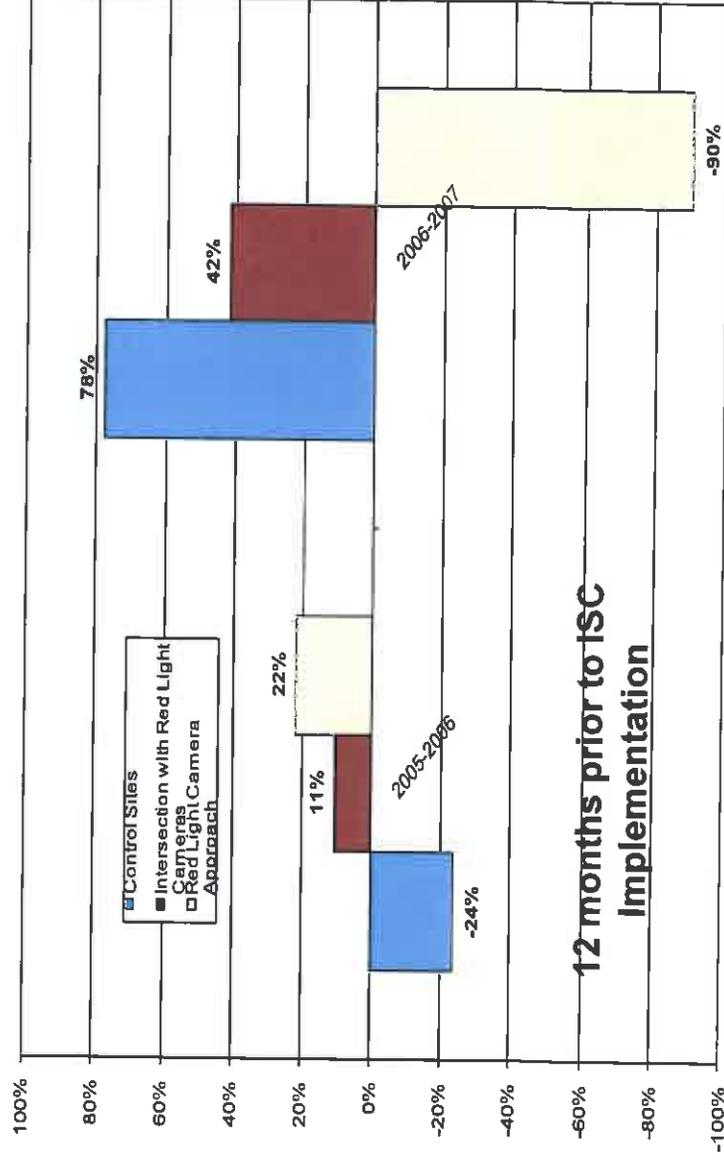
	Lane 3		Lane 4		Lane 5		Total
	Vio's	Event's	Vio's	Event's	Vio's	Event's	
Early Morning Hours - 00:00 AM to 06:00 AM	0	98	1	185	1	121	2
Morning Rush Hours - 06:01 AM to 09:00 AM	0	614	0	834	0	584	0
Mid Morning Hours - 09:01 AM to 11:00 AM	0	492	1	522	1	458	2
Lunch Time Hours - 11:01 AM to 02:00 PM	0	792	0	1,129	1	984	1
Mid Afternoon Hours - 02:01 PM to 04:00 PM	0	531	1	743	1	645	2
Evening Rush Hours - 04:01 PM to 07:00 PM	1	963	0	1,205	1	1,140	2
Evening Hours - 07:01 PM to 11:59 PM	2	644	2	768	1	704	5
Total	3	4,134	6	5,386	6	4,636	14

Summary of Traffic Counted by Time of Day



- In-house department able to assist City in analyzing and evaluating program
- Staff experienced in reviewing crash reports; intersection diagramming
- Gather and/or analyze ISC statistical data
- Contract with third-party expert and facility to assist in reviewing and analyzing unbiased study
- Only vendor with dedicated resources to assist the City with this vital component of a successful program

Percent Change Red Light Violation Crashes



12 months prior to ISC Implementation

12 months after ISC Implementation



- The Problem
- The Solution
- ATS Is Your Partner for Safety
- **Next Steps**
- Discussion/Q&A

Making Life Safer and Easier on the Road Ahead™

ATS will work with the various City agencies including the Police, Traffic Engineering and Department of Public Works to identify the City's most dangerous intersections.

The process includes but not limited to:

- Collision histories
- Collision diagrams – which provide a clearer understanding of the nature and type of collisions;
- Engineering studies
- Site walkthroughs
- Pavement analysis
- Intersection violation studies in accordance with FHWA guidelines
- Video analysis of identified intersections to validate where violations are occurring



VIMS Installation Violation Incident Monitoring System (Used to Assess red light violation rates)

ATS offers a pricing structure which ensures that fees paid to ATS will never exceed the City's revenue generated by the program.

This way, the program will be 100% funded by red light violators and not by the taxpayers.

- ATS is offering the City a cost neutral program.
- Pricing covers all costs required for and associated with camera system installation, maintenance and on-going field and back-office operations.
- ATS pricing includes all costs, including "transaction fees." There are no hidden fees. All fees are disclosed in price proposal.

Cost/Financial Benefit to the City

- Most Violations Captured
- Most Revenue to the City
- Fastest Implementation
- Cost Neutral Pricing Structure

System Capabilities & Service Delivery

- Most Full Turnkey Photo Enforcement Experience in Florida
- Most Non-Invasive Signal and Violation Detection Systems Experience
- Accurate Real-Time Matching Data Bar
- 16-Megapixel Camera
- Dedicated Florida-Based Service Personnel
- Cooperative Viewing of ATS Clients' Live and Archived Video Images

Implementation Plan

- Operational within 30 days of Permit Approval
- Proven Track Record with Fast Implementation
- Regional Service Operations Office in Tampa
- Immediate Support on a 24 x 7 Basis
- Single Point-of-Contact through Dedicated Account Manager

Qualifications & References

- Most Experience with FDOT
- Most and Longest Experience Operating FL Photo Enforcement Programs
- Most Photo Enforcement Experience with Large Cities
- Proven Success Changing Driver Behavior
- Customers Enjoy Tremendous Success



Making Safety Happen In Lake Park!

Making Life Safer and Easier on the Road Ahead™



Made in America &
Serviced in America

