



**Minutes**  
**Town of Lake Park, Florida**  
**Regular Commission Meeting**  
**Wednesday, February 16, 2011, 7:00 p.m.**  
**Town Commission Chamber, 535 Park Avenue**

The Town Commission met for the purpose of a Regular Commission Meeting on Wednesday, February 16, 2011 at 7:00 p.m. Present were Mayor Desca DuBois, Vice-Mayor Patricia Osterman, Commissioners Kendall Rumsey, Steven Hockman and Jeanine 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**

None

**Motion: A motion was made by Commissioner Rumsey to approve the Agenda; 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 AND OTHER COMMENTS:**

*Carlos Berrocal of Jones, Foster, Johnston, & Stubbs 801 Maplewood Dr. Jupiter, FL – introduced himself and thanked the Commission for allowing them to be their new law provider. He gave a brief background of Attorney Baird’s experience and spoke about how he was an asset to their law firm.*

**SWEAR IN CEREMONY FOR MAYOR**

**Town Clerk Vivian Lemley swore in Desca DuBois as the Town’s Mayor.**

**Appointment of a Vice-Mayor**

**Motion: A motion was made by Vice-Mayor Osterman to nominate Commissioner Rumsey as Vice-Mayor; 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 4-1

**Public Comment Open.**

*None*

**Public Comment Closed.**

**CONSENT AGENDA:**

1. Regular Commission Meeting Minutes of January 5, 2011
2. Regular Commission Meeting Minutes of January 19, 2011
3. Regular Commission Meeting Minutes of February 2, 2011
4. Great American Cleanup on April 16, 2011
5. Engineering Design Services for Downtown Alleyway Improvements of 7<sup>th</sup> and 8<sup>th</sup> Street with Simmons & White

**Public Comment Open.**

*None*

**Public Comment Closed.**

Commissioner Hockman pulled item #5 for discussion.

**Motion: A motion was made by Commissioner Hockman to approve item numbers 1 through 4 of the Consent Agenda; Commissioner Osterman made the second.**

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Longtin	X		

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

Motion passed 5-0

Commissioner Hockman stated that he would like to have the lighting certification as part of the engineering design services contract for downtown alleyway improvements of 7<sup>th</sup> and 8<sup>th</sup> Street with Simmons & White. He stated that he would also have to abstain from voting on the item due to the relationship he has with Simmons & White.

Commissioner Longtin asked why the funds were coming out of the storm water utility funds and not the CRA funds.

Town Manager Davis stated that the project was a storm water utility project.

**Motion: A motion was made by Vice-Mayor Rumsey to approve item number 5 of the Consent Agenda with the modification of adding the lighting certification to the contract; Commissioner Osterman made the second.**

Vote on Motion:

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

Motion passed 4-0

**ORDINANCE ON 1<sup>ST</sup> READING**

**ORDINANCE NO. 01-2011 – Garage/Yard Sale Signage**

**AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AMENDING CHAPTER 70, ARTICLE IV, SECTION 70-103(1), OF THE TOWN CODE ENTITLED “RESIDENTIAL SIGNS”; PROVIDING FOR AMENDMENTS TO THE REGULATIONS PERTAINING TO GARAGE OR YARD SALE SIGNS; PROVIDING FOR ADDITIONAL REGULATIONS PERTAINING TO SIGN REMOVAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT;**

**PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**Public Comment Open.**

*None*

**Public Comment Closed.**

Commissioner Hockman requested that the Ordinance state that signs could not be posted on trees as well as utility poles.

Town Manager stated that the new language could be added to the Ordinance.

**Motion: A motion was made by Commissioner Hockman to approve Ordinance No. 01-2011 as modified; Commissioner Osterman made the second.**

Vote on Motion:

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

Motion passed 5-0

Attorney Baird read Ordinance No. 01-2011 by caption-only.

**DISCUSSION & POSSIBLE ACTION**

**Town Manager Performance Evaluation**

Mayor DuBois explained the reason for the discussion item. She stated that her score for Town Manager Davis was a 4.9.

Commissioner Longtin clarified that the score was a 4.9 out of 5 which was a good score.

Vice-Mayor Rumsey stated that he gave Town Manager Davis a 4 out of 5 score on her evaluation. He stated that he has discussed the issues that he had concerns about with Town Manager Davis and believed that those issues would be addressed and he had complete faith in her abilities as the Town's Manager. He stated that it was nice to see consistency in the office of Town Manager because for several years the Town had experienced a "revolving door" of Town Managers.

Commissioner Osterman stated that she had also spoken with Town Manager Davis about her areas of concern and praise. She stated that above all she was grateful for the budget process and the fact that the Town has been able to provide phenomenal service despite all of the budget cuts. She stated that she felt that the Town was in the best possible position that it could be in because Town Manager Davis was leading the Town through it which gave her confidence in going into the next budget year. She made Town Manager Davis aware that she could make any comments and clarify anything regarding her evaluations.

Commissioner Hockman stated that he gave Town Manager Davis an overall score of 3. He stated that he thought that she was an effective manager. He stated that he has spoken to Town Manager Davis about his concerns over the last year and has seen some improvements. He stated that he believed that no one should get a perfect score of 5 because everyone has room for improvement. He stated that he was sure that over the next year they could work together and make accomplishments. He stated that he wanted to work on making the Town known as a friendly Town and he wants new businesses to come in and know that they are welcome.

Commissioner Longtin asked if the Town Manager's contract would need to be renewed.

Town Manager Davis explained that the contract was a year to year contract based on the Commission's evaluation of her. If there came a time where 4/5<sup>th</sup> of the Commission questioned her performance then that would raise the contract issue, otherwise it is automatically renewed based on her evaluation.

Commissioner Longtin asked for a copy of Town Manager Davis' contract.

Vice-Mayor Rumsey stated that he would be happy and thought his fellow Commissioners would be happy to take a vote to have Town Manager Davis' contract renewed.

Commissioner Hockman stated that he was under the impression that the contract was automatically renewed unless someone has an issue and wants to withdraw the contract.

Attorney Baird explained that the only action that would be taken that night on the contract would be the Town Manager's evaluation.

Town Manager Davis thanked the Commission for her evaluations and stated that she takes them very seriously. She stated that she also appreciated the candor. She stated that because she took them seriously, there were some comments made in the evaluations that were stated as fact that were not fact and she asked for the opportunity to provide the Commission with a report with the actual facts at the next Commission Meeting.

The Commissioners agreed that Town Manager Davis could bring a report to the next Commission Meeting.

Town Manager Davis explained that her contract states that upon a favorable review she would receive a merit increase. She stated that she wanted to decline the merit increase for a second year in a row.

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

**Commissioner Hockman** congratulated Mayor DuBois upon her re-appointment to the office of Mayor. He announced that on February 27<sup>th</sup> from 11 a.m. to 4 p.m. at Downtown at the Gardens there would be a car show fundraiser put on by the Boy Scouts.

**Vice-Mayor Rumsey** stated that on behalf of Downtown at the Gardens he welcomed the Boy Scouts and their fundraiser car show. He stated that if anyone rides the carousel the day of the car show at Downtown at the Gardens the funds would go to sponsoring the Boy Scouts.

He stated that the Town has been designated a Tree City for the 20<sup>th</sup> year in a row. He thanked Assistant to the Public Works Director Kim Alexander for her hard work in helping the Town receive that award. He addressed Mayor DuBois and stated that it was great to have her back for another three year term. He stated that it was great to know that the community supports her and the work that she's been doing. He thanked her for all of her good work. He addressed former Vice-Mayor Osterman for her hard work as Vice-Mayor and thanked her for her confidence in him as the new Vice-Mayor. He addressed Commissioner Hockman and stated that they do not agree on all things but appreciated all of the hard work he has put in for his first year as a Commissioner. He congratulated Commissioner Longtin on completing one year as a Commissioner. He thanked the community for their hard work and looked forward to working with everyone in the coming year.

**Commissioner Osterman** congratulated Mayor DuBois and thanked her for her hard work and leading the way legislatively on the sober house issue. She stated that there was an article published in the Stuart news regarding the Town's art district. She stated that she asked that the article be published on the Town's website and sent out by e-blast but found that only the link could be sent because of the copyright. She congratulated the Town's new Art Gallery Manager Dee Carnelli.

**Commissioner Longtin** stated that she was not present for the Proclamation that was given to Alice Loiuise-Fullerton. She thanked Ms. Fullerton for her contributions to the Town.

**Mayor DuBois** stated that it was a privilege and a gift to be Town Mayor and was looking forward to working with the Town on legislative issues. She stated that the Town was special and she was proud of it.

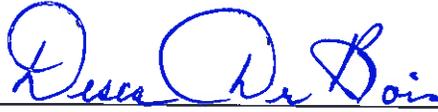
**Attorney Baird** congratulated Mayor DuBois on re-appointment.

**Town Manager Davis** also congratulated Mayor DuBois and thanked former Vice-Mayor Osterman for her services. She stated that a new picture of the Commission would be taken on March 2<sup>nd</sup>. She announced the next Sunset Party at the Marina on February 25<sup>th</sup> from 6 p.m. to 8 p.m.

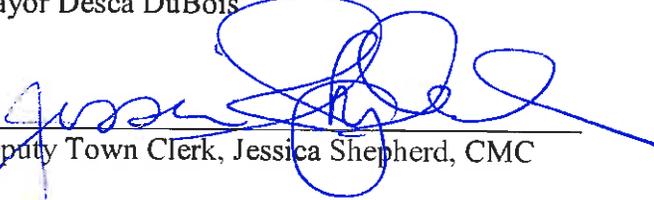
**Vice-Mayor Rumsey** welcomed Bert Bostrom back home.

ADJOURNMENT

There being no further business to come before the Commission and after a motion to adjourn by Commissioner Osterman and seconded by Commissioner Hockman, and by unanimous vote, the meeting adjourned at 7:34 p.m.



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Mayor Desca DuBois



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Deputy Town Clerk, Jessica Shepherd, CMC



Approved on this 2 of March, 2011