



**Minutes
Town of Lake Park, Florida
Regular Commission Meeting
May 16, 2007 7:40 p.m.**

Town Commission Chambers, 535 Park Avenue

The Town Commission met for the purpose of a Regular Commission Meeting on Wednesday, May 16, 2007 at 7:40 p.m. Present were Mayor Castro, Vice-Mayor Daly, Commissioners Balius, Carey, and Osterman, Town Manager Maria Davis, Attorney Karen Roselli, and Town Clerk Vivian Mendez.

Vivian Mendez led the Invocation.

Mayor Castro led the Pledge of Allegiance.

Town Clerk Vivian Mendez performed the Roll Call.

ADDITIONS/DELETIONS/APPROVAL OF AGENDA

Discussion item #12, Boat slip for Sea Scouts deleted.

Award Emergency Contract for breakwater at the Marina added as Item #14 under discussion.

Motion: A motion was made by Commissioner Balius to approve the Agenda as modified; Commissioner Osterman made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor Castro	X		

Motion passed 5-0.

Public Comment Open.

None

Public Comment Closed.

COMMENTS BY COMMISSION, TOWN MANAGER, TOWN ATTORNEY

Commissioner Carey requested that discussion of the Harbor Marina Advisory Board's rules, powers, and duties be placed on the agenda for the next Commission Meeting of June 6, 2007.

Commissioner Balius thanked Town Manager Maria Davis for bringing items that have been discussed for several years to the forefront in the short period of time that she has been with the Town.

Town Manager Maria Davis thanked Commissioner Balius.

Vice-Mayor Daly asked for the status on the fines that were charged to Earl Stewart of Earl Stewart Toyota.

Town Manager Maria Davis stated that the Town Attorney was developing a Stipulation Agreement for Earl Stewart. The agreement for Mr. Stewart was to pay fines and drop the appeal. There were other provisions in the stipulation that were not complete and would come before the Commission for approval.

Vice-Mayor Daly recommended that a provision be added to Earl Stewart's Stipulation Agreement requiring Mr. Stewart to pay for attorney's fees

Commissioner Osterman stated that there was a series of black garbage bags lined up along Old Dixie Highway south of the Public Works building.

Captain Douglas Reece stated that the black garbage bags that were lined up along Old Dixie Highway were from a cleanup effort done by the PAL Basketball Team. He stated that Public Works would pick up the bags the following day.

Mayor Castro stated that he was disappointed at the behavior of some of the members of the Harbor Marina Advisory Board. He stated that the Harbor Marina Advisory Board's function was advisory only. He stated that the Commission had been nothing but supportive in the various programs that the Harbor Marina Advisory Board wanted to do over the years. He expressed concern over the tone of some of the members and the divisiveness that the board was creating. He directed Town Manager Maria Davis to advise the Harbor Marina Advisory Board of their role. He stated that he was specifically concerned about why the chairman of the Harbor Marina Advisory Board had become so negative.

Commissioner Balius asked if and when the fishing tournament was cancelled.

Town Manager Maria Davis stated that she and the Commission were unaware that the fishing tournament at the Lake Park Harbor Marina was cancelled.

Vice-Mayor Daly stated that he was under the impression that the Lake Park Harbor Marina Board was going to volunteer their time for the fishing tournament and it looked like they backed out of the tournament.

Mayor Castro stated that he did not see any reason for the Lake Park Harbor Marina Advisory Board to meet if they did not have anything on their agenda to discuss. He was concerned about having a Commissioner sit in on the board meetings. He has found it difficult to go to the meetings where he was a representative of the board because he did not want to provide any influence or get involved in any of the decision processes of that board.

Commissioner Balius stated that board liaisons assist at Town board meetings and bring back items of concern to the Commission.

Commissioner Osterman stated that she reviewed the DVD of the Harbor Marina Advisory Board and concluded that the members did not understand Florida Sunshine Law. She recommended training in the Florida Sunshine Law for the Town's boards.

Vice-Mayor Daly stated that board members or the Commission needed better education.

Discussion ensued between the Commission regarding examples and options that board members could utilize to run board meetings more efficiently.

Town Manager Maria Davis asked the Commission for clarification regarding what she was to do with the Marina Board and volunteer boards of the Town.

Mayor Castro directed Town Manager Maria Davis to create an agenda item to discuss the Town's Board's roles, functions, and education for the next Commission Meeting of June 6, 2007.

Mayor Castro stated that there were three different residents on his block that were watering their lawns on restricted days.

Town Manager Maria Davis stated that there was an agenda item to discuss fines for water restrictions at the next Commission Meeting of June 6, 2007.

Mayor Castro recommended educating residents further on water restrictions. He asked if there was anything running on Channel 18 relative to the water restrictions.

Town Manager Maria Davis stated that there was information on Channel 18 regarding water restrictions.

Mayor Castro stated that a child was caught riding a scooter illegally and was sent to jail.

Town Manager Maria Davis gave an update on the Lake Shore Park Project. Concrete would be poured for the sidewalks and footings the following day. The electric would be complete by Friday with exception of the light poles. Irrigation would also commence on Friday.

She stated that the well was being drilled for the 10th St. Landscaping project.

The trailer for the Recreation Department had all interior appliances and walls removed. Exterior siding was repaired and the trailer had been set up on blocks with hurricane strapping. Bids were solicited for the electric, and security screening would be in by the end of the week.

The curtains in the Mirror Ballroom were replaced with the correct color on the windows. Electric was complete in the Mirror Ballroom and the lighting would be installed the following week.

She reminded the Commission that they would be hosting the League of Cities luncheon which would take place in the Mirror Ballroom on Wednesday, May 23, 2007. She reviewed the times and schedule of discussions for the event.

Mayor Castro announced that George Hill who led the Town's Neighborhood Watch passed away on Sunday, May 13, 2007. He stated that Mr. Hill was instrumental in the creation of the Neighborhood Watch Program and that he would be missed.

Vice-Mayor Daly stated that there was still a problem with lights being left on at the 6th Street Park.

Town Manager Maria Davis stated that the 6th Street Park had been vandalized and the lock had been cut off of the box. The lock had been replaced. She stated that she did not know if staff forgot to turn off the lights or the park had been vandalized again.

Commissioner Balius stated that the 6th Street Park had been vandalized again. He stated that he was called about the vandalism and he went to the park to try to turn off the lights. He was unable to turn off the lights. He stated that Bert Bostrom came to the park and was able to turn off the lights.

Attorney Karen Roselli

None

CONSENT AGENDA:

1. To award contract to lowest bidder for irrigation for Lake Shore Park
2. To award contract to lowest bidder for two (2) shelters at Lake Shore Park
3. To award contract to lowest bidder for Fence Crafters for Lake Shore Park
4. To award the contract to KDT Solution for Internet connection for New Recreation Center (trailer).
5. To award contract to lowest bidder for electric repairs at Lake Shore Park
6. Florida Land and Water Conservation Fund Program
7. Resolution No. 42-05-07 – Revise the description for Library Director
8. Resolution No. 43-05-07- Regions Grant

Commissioner Balius asked if the contracts for Lake Shore Park met all of the Town's requirements.

Town Manager Maria Davis stated that all of the Lake Shore Park contracts met all of the Town's requirements and any proposals that were weak had back up from other municipalities, which were piggybacked. She stated that everything would be backed up with bids.

Public Comment Open.

None

Public Comment Closed.

Motion: A motion was made by Vice-Mayor Daly to approve the Consent Agenda; Commissioner Balius made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor Castro	X		

Motion passed 5-0.

General Approval of Item

Installation of street lighting at western end of Silver Beach Rd.

Commissioner Balius stated that the western end of Silver Beach Rd. was a very dark area.

Community Development Director Patrick Sullivan agreed.

Public Comment Open.

None

Public Comment Closed.

Motion: A motion was made by Commissioner Balius to approve the installation of street lighting at the western end of Silver Beach Rd.; Vice-Mayor Daly made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor Castro	X		

Motion passed 5-0.

Land sale appraisal on 12th Street

Commissioner Balius stated that he was concerned about the sale of the property because it was a piece of land that could be utilized by the Public Works Department.

Town Manager Maria Davis stated that she brought the proposal of the sale of the 12th St. property to the Commission for review solely because she was approached by a buyer. She stated that she was not in favor of the sale of the property.

Vice-Mayor Daly agreed and stated that he did not see any reason to sell the property on 12th St.

Motion: A motion was made by Vice-Mayor Daly to deny the land sale appraisal on 12th St.; Commissioner Balius made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		

Mayor Castro	X		
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Motion passed 5-0.

Fiscal Year 2008 Budget Workshop Schedule

Town Manager Maria Davis asked if the Commission would like to consolidate all of the proposed dates for the Budget Workshop. She stated that the Commission would need only one entire night for the Public Works Department Budget discussion. The remainder of the budget could be discussed on another night.

The Commission came to consensus on July 25, 2007 and August 8, 2007 as the dates for the Fiscal Year 2008 Budget Workshop.

Discussion and possible action:

Facility fee waiver/reduction criteria

Town Manager Maria Davis stated that staff did not have guidelines from the Commission on requests for fee waivers of Town rental facilities.

Mayor Castro agreed that there should be criteria set for requests for fee waivers on Town rental facilities.

Commissioner Osterman asked if there were any examples of guidelines or criteria for fee rental waivers from neighboring communities. She stated that the Town could not allow just one organization or band to utilize the Town’s rental facilities for free and not another.

Town Manager Maria Davis stated that she would bring back criteria or guidelines for fee rental waivers back to the Commission for review.

Commissioner Osterman stated that the Big Band has utilized the Town’s facilities for free and there were expenses incurred to the Town for those events. She stated that the Big Band has offered to play for the Town events for free in exchange for allowing them to utilize the facilities at no charge.

Commissioner Carey stated that he would also like to see reduced rates of rental facility fees for residents and employees of the Town.

Commissioner Osterman agreed and stated that she would like to see reduced rental facility fees for residents and employees of the Town. She would like to see giving a Recreation Department teacher a fee waiver for facilities in order to have a chance to get their classes started up and established.

BOARD MEMBERSHIP APPOINTMENT:

Helen Hironimus, 719 W. Ilex Dr. – introduced herself to the Commission. She stated that she was a member and the chairman of the Tree Board five years ago. She stated that she was the co-director of the Palm Beach Sailfish Classic Tournament.

Board applicant Helen Hironimus was appointed as an alternate member of both the Planning & Zoning Board and Code Compliance Board.

Emergency approval for contract to repair the breakwater at the Lake Park Harbor Marina

Public Comment Open.

None

Public Comment Closed.

Motion: A motion was made by Commissioner Balius to approve the emergency contract to repair the breakwater at the Lake Park Harbor Marina; Vice-Mayor Daly made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor Castro	X		

Motion passed 5-0.

PUBLIC and OTHER COMMENT

Katherine Lampkin, 618 Date Palm Dr. – stated that lights were on at the basketball courts for the past week and a half, even on Saturday and Sunday nights. She suggested changing all of the locks at the 6th Street Park.

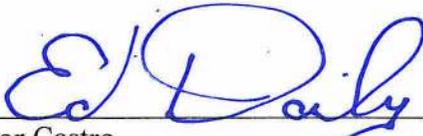
Town Manager Maria Davis thanked Ms. Lampkin for bringing the lights at the basketball court to her attention.

Ms. Lampkin asked how much it cost for the electricity for the lights at the basketball court.

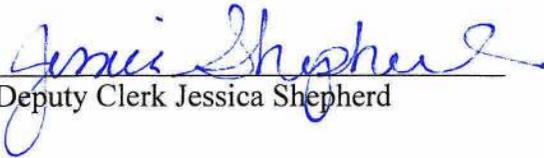
Commissioner Balius stated that the cost was 11 cents per 1000 kilowatt hours.

ADJOURNMENT

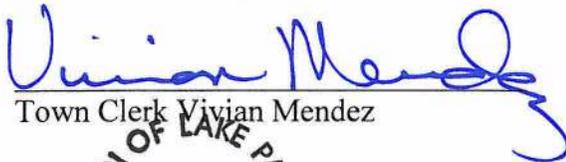
There being no further business to come before the Commission and after a motion to adjourn by Commissioner Balius and seconded by Vice-Mayor Daly, and by unanimous vote, the meeting adjourned at 8:20 p.m.



Mayor Castro



Deputy Clerk Jessica Shepherd



Town Clerk Vivian Mendez



Approved on this 6 of June, 2007.