

Minutes
Town of Lake Park, Florida
Town Commission Meeting
May 5, 2004 p.m.
Town Commission Chambers, 535 Park Avenue

The Town Commission met for the purpose of a Regular Town Commission Meeting on Wednesday, May 5, 2004 at 7:30 p.m. Present were Mayor Castro, Vice-Mayor Balias, Commissioners Carey, Daly and Garretson. Town Manager, Doug Drymon, Town Attorney Thomas Baird and Town Clerk Carol Simpkins.

Mayor Castro called the Meeting to order at 7:30 p.m.
 Mayor Castro gave the Invocation.
 Mayor Castro led the Pledge of Allegiance.
 Town Clerk Carol Simpkins performed the Roll Call.

ADDITIONS/DELETIONS

Mayor Castro requested to delete the Venetian Isles Presentation. Commissioner Garretson requested to add Community Crime Watch under Discussion and Possible Action.

MOTION: A motion was made by Commissioner Garretson to approve the Agenda as amended. Vice Mayor Balias made the second.

Vote on Motion:

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

Motion passed 5-0.

PRESENTATIONS:

Proclamation for Bill Otterson

Mayor Castro presented a Proclamation to Commissioner Otterson in honor of his dedication and long time commitment to the citizens of Lake Park.

Proclamation for Public Works Week

Mayor Castro presented a proclamation to Public Works Director Paul Carlisle and Public Works Operations Manager Carolyn Miguel in recognition of the week of May 16-22, 2004 as National Public Works Week.

MOTION: A motion was made by Vice Mayor Balius to approve the Proclamation for National Public Works Week. Commissioner Garretson made the second.

Vote on Motion:

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

Motion passed 5-0.

Proclamation recognizing May Civility Month

Mayor Castro read the civility proclamation recognizing May 2004 as Civility Month. There was consensus among the Commission to display the Civility plaques in the Town Hall Commission Chambers..

MOTION: A motion was made by Vice Mayor Balius to approve the Civility Month Proclamation. Commissioner Daly made the second.

Vote on Motion:

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

Mayor Castro	X		
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Motion passed 5-0.

PUBLIC COMMENT:

The following person(s) addressed the Commission:

Genanne Doughty, 1008 Seventh Street wanted to discuss The National Day of Prayer-Freedom Rally.

CONSENT AGENDA

Commission Meeting Minutes of April 21, 2004

MOTION: A motion was made by Commissioner Garretson to approve the Consent Agenda. Commissioner Carey made the second.

Vote on Motion:

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

Motion passed 5-0.

PUBLIC HEARING/S:

ORDINANCES ON SECOND READING/ADOPTION:

ORDINANCE NO. 11-2004

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE TOWN OF LAKE PARK, CHAPTER 2, ARTICLE II, DIVISION 1, CREATING SECTION 2-18 ENTITLED "FILLING VACANCIES - IN CANDIDACY;" PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Hearing opened.

No speakers.

Public Hearing closed.

**MOTION: A motion was made by Vice Mayor Balius to adopt.
Ordinance No. 11-2004. Commissioner Daly made the second.**

Vote on Motion:

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

Motion passed 5-0.

ORDINANCE NO. 12-2004

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE TOWN OF LAKE PARK, CHAPTER 2, ARTICLE IV, DIVISIONS 3 AND 4, AMENDING SECTION 2-80 ENTITLED "DEFINITIONS;" AMENDING SECTION 2-81 ENTITLED "QUALIFICATIONS, TERMS OF OFFICE OF BOARD;" AMENDING SECTION 2-82 ENTITLED "COMPLIANCE PROCEDURES;" AMENDING SECTION 2-85 ENTITLED "FINES, COST OF REPAIR AND LIENS;" AMENDING SECTION 2-88 ENTITLED "NOTICES;" MOVING SECTION 2-88.01 ENTITLED "ALTERNATE CODE ENFORCEMENT PROCEDURES" TO DIVISION 4; MOVING SECTION 2-88.02 ENTITLED "NOTICE TO APPEAR" TO DIVISION 4; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Hearing opened.

No speakers.

Public Hearing closed.

MOTION: A motion was made by Commissioner Daly to adopt Ordinance No. 12-2004. Commissioner Carey made the second.

Vote on Motion:

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

Motion passed 5-0.

ORDINANCE NO. 13-2004

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE TOWN OF LAKE PARK, CHAPTER 28, ARTICLE III, PERTAINING TO PUBLIC SERVICE TAX, AMENDING SECTION 28-18 ENTITLED "LEVIED; RATE;" AMENDING SECTION 28-19 ENTITLED "COLLECTION BY SELLER REQUIRED;" AMENDING SECTION 28-20 ENTITLED "COMPUTATION;" REPEALING SECTION 28-21 ENTITLED "RECORDS OF SELLERS;" AMENDING SECTION 28-22 ENTITLED DISPOSITION OF REVENUES;" AMENDING SECTION 28-23 ENTITLED "EXEMPTIONS;" REPEALING SECTION 28-24 ENTITLED "SELLER COMPENSATION;" CREATING NEW SECTION 28-24 ENTITLED "DEFINITIONS;" PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Hearing opened.

No speakers.

Public Hearing closed.

MOTION: A motion was made by Commissioner Garretson to adopt Ordinance No. 13-2004. Commissioner Daly made the second.

Vote on Motion:

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

Motion passed 5-0.

RESOLUTIONS

RESOLUTION NO. 24-05-04

A RESOLUTION OF THE TOWN OF LAKE PARK, FLORIDA ACCEPTING AND APPROVING THE FINAL PLAT FOR A 31.76 ACRE PARCEL OF REAL PROPERTY TO BE KNOWN AS NORTHLAKE PROMENADE SHOPPES PUD LOCATED ON THE SOUTHWEST CORNER OF NORTHLAKE BOULEVARD AND FEDERAL HIGHWAY WITHIN THE MUNICIPAL BOUNDARIES DESCRIBED IN EXHIBIT "A"; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Jamie Gentile of Calvin, Giordano & Associates indicated that the plat has been reviewed and approved based on the terms of Florida Statute Chapter 177. Mr. Gentile concluded by stating that staff recommends approval. In response to a question posed by the Town Commission, Mr. Gentile stated that the Village of North Palm Beach has not adopted the plat; however the Village has been notified and can take action for approval at a later time.

MOTION: A motion was made by Vice Mayor Balias to approve Resolution No. 24-05-04. Commissioner Garretson made the second.

Vote on Motion:

Commission Member	Yes	No	Other
Vice Mayor Balias	X		
Commissioner Garretson	X		

Commissioner Carey	X		
Commissioner Daly	X		
Mayor Castro	X		

Motion passed 5-0.

RESOLUTION 26-05-04

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE PALM BEACH COUNTY DEVELOPMENT REGIONS GRANT AGREEMENT WITH PALM BEACH COUNTY FOR PDR-CHIRAL, INC., PAARIS GOURMET, INC. d/b/a C'EST SI BON, AND OAKES PEE WEE ACADEMY, INC. TO PROVIDE A TOTAL OF \$41,570.81 IN TOWN MATCHING FUNDING; AND PROVIDING AN EFFECTIVE DATE

Mayor Castro suggested that in the future he would like to see each grant placed under its own resolution. Commissioner Garretson indicated that he does not want the Town to match any more grants in the amount of twenty-five thousand dollars (\$25,000.00). He feels that the Town can assist more businesses if the Town match is lower. Mayor Castro indicated that he would like to see more funds invested into childcare facilities.

MOTION: A motion was made by Vice Mayor Balius to approve Resolution No. 26-05-04. Commissioner Garretson made the second.

Vote on Motion:

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

Motion passed 4-1.

RESOLUTION NO. 27-05-04

RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA SUPPORTING SEACOAST UTILITY AUTHORITY SERVICE AREA, RECOMMEND THAT SEACOAST UTILITY AUTHORITY PROVIDE WATER AND SANITARY SEWER SERVICE TO THE SCRIPPS RESEARCH PROJECT, AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION: A motion was made by Vice Mayor Balius to approve Resolution No. 26-05-04. Commissioner Carey made the second.

Vote on Motion:

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

Motion passed 5-0.

DISCUSSION AND POSSIBLE ACTION:

Appointment to Library Board and Harbor-Marina Board

Ms. Janice Branyan was appointed to serve on the Lake Park Harbor-Marina Board as second alternate. Mr. Peter Braum was appointed to serve as a regular member of the Library Board.

Bid Award for Knuckle Boom and Truck Body

Town Manager Drymon indicated that the trucks were included in the 2004 budget. Town Manager Drymon informed the Commission that staff recommends approval for the purchase of the trucks. Mr. Drymon concluded with stating that the old trucks will be used as surplus inventory.

MOTION: A motion was made by Vice Mayor Balius to approve the bid for the Bid for the Knuckle Boom and Truck Body. Commissioner Daly made the second.

Vote on Motion:

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

Motion passed 5-0.

Request for Proposals (RFP) for the Marina Building

Paul Carlisle, Public Works Director provided a brief update to Town Commission pertaining to the construction debris that was found under the construction site for the Dock Masters Building. Mr. Carlisle indicated that Dunkleberger Engineering performed the boring and the debris was not apparent at the time. Mr. Carlisle indicated that if the Town completes the excavation of the soil will cost less than the seventeen thousand dollars (\$17,000.00) that was quoted to the Town. There was consensus among the Commission that in the event that the Public Works Department cannot complete the task, the Town will contract for assistance with completing the job.

There was consensus among the Town Commission to approve the excavation of the soil by the Public Works Department and to approve the Marina Restaurant RFP.

Commissioner Daly questioned if the Commission will take action on the Harbor-Marina Restaurant RFP. Mayor Castro indicated that the Commission gave consensus to approve the RFP. Town Attorney Baird indicated that the Town Commission cannot approve the items by consensus. Mr. Baird suggested that the items be approved by a motion and vote.

Commissioner Daly expressed concerns with the details of parking, square footage and the outside dining area at the proposed site. Commissioner Daly feels that the Commission should not take action until all of the aforementioned details are tangible.

MOTION: A motion was made by Commissioner Garretson to approve the Request for Proposal as written and the excavation of the soil by the Public Works Department. Vice Mayor Balius made the second.

Vote on Motion:

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

Motion passed 4-1.

Lake Shore Drive (Marina Area)

Public Works Director Paul Carlisle indicated that the project can be delayed based on the change in cost and the need for permits from the Department of Transportation. The Commission directed Mr. Carlisle to research the cost and all other reasons for delays as it pertains to this project and present it to the Commission at the May 19, 2004 Commission Meeting.

Jorge Quintero, 301 Lake Shore Drive provided a presentation to the Commission regarding Lake Shore Drive. (See exhibit A) The pleasure of the Town Commission was to bring this item back on May 19, 2004.

Jim Knox, 414 Lake Shore Drive expressed concern with traffic flow on Lake Shore Drive.

COMMENTS BY COMMISSION, TOWN MANAGER AND TOWN ATTORNEY

Mayor Castro

Mayor Castro indicated that the Boys and Girls Club of Palm Beach County still desires to be in the Town of Lake Park. Mayor Castro suggested that each new Commissioner meet with the Boys and Girls Club. Mayor Castro requested a status on the Park Avenue Barbeque project. Town Manager Drymon responded that a meeting has been set for May 12, 2004 with the manager of Park Avenue Grille.

Vice Mayor Balius

Vice Mayor Balius indicated that Calvin-Giordano provided a great punch list as it pertains to Venetian Isles. He feels that the Town should hold an Evaluation and Appraisal Report Results Workshop in July 2004. Vice Mayor Balius suggested that more items be added to the Code Compliance Board Agenda to fulfill the meetings.

Commissioner Garretson

Commissioner Garretson thanked Town staff for the success of the Annexation meetings. Commissioner Garretson feels that the Town should be focusing on Annexation at this time.

Commissioner Daly

Commissioner Daly inquired about the action taken pertaining to the Kelsey Club. Mayor Castro informed Commissioner Daly that staff is presently looking into this item.

Commissioner Jeff Carey

Commissioner Carey publicly commended the Town for a great job on the Arbor Day Event.

Town Manager Drymon

Town Manager Drymon requested that barbeque be served at the Meet and Greet Annexation meeting that will be held on May 21, 2004. There was consensus among the Commission to grant Town Manager Drymon's request.

Town Attorney Baird

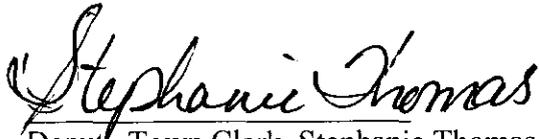
Town Attorney Baird indicated that he will be out of Town from Thursday through Saturday; however he will be available via cellular phone.

ADJOURNMENT:

There being no further business to come before the Commission, after a motion to adjourn by Vice Mayor Balius, seconded by Commissioner Daly, and by unanimous vote, the meeting adjourned at 9:47 p.m.



Mayor Paul Castro

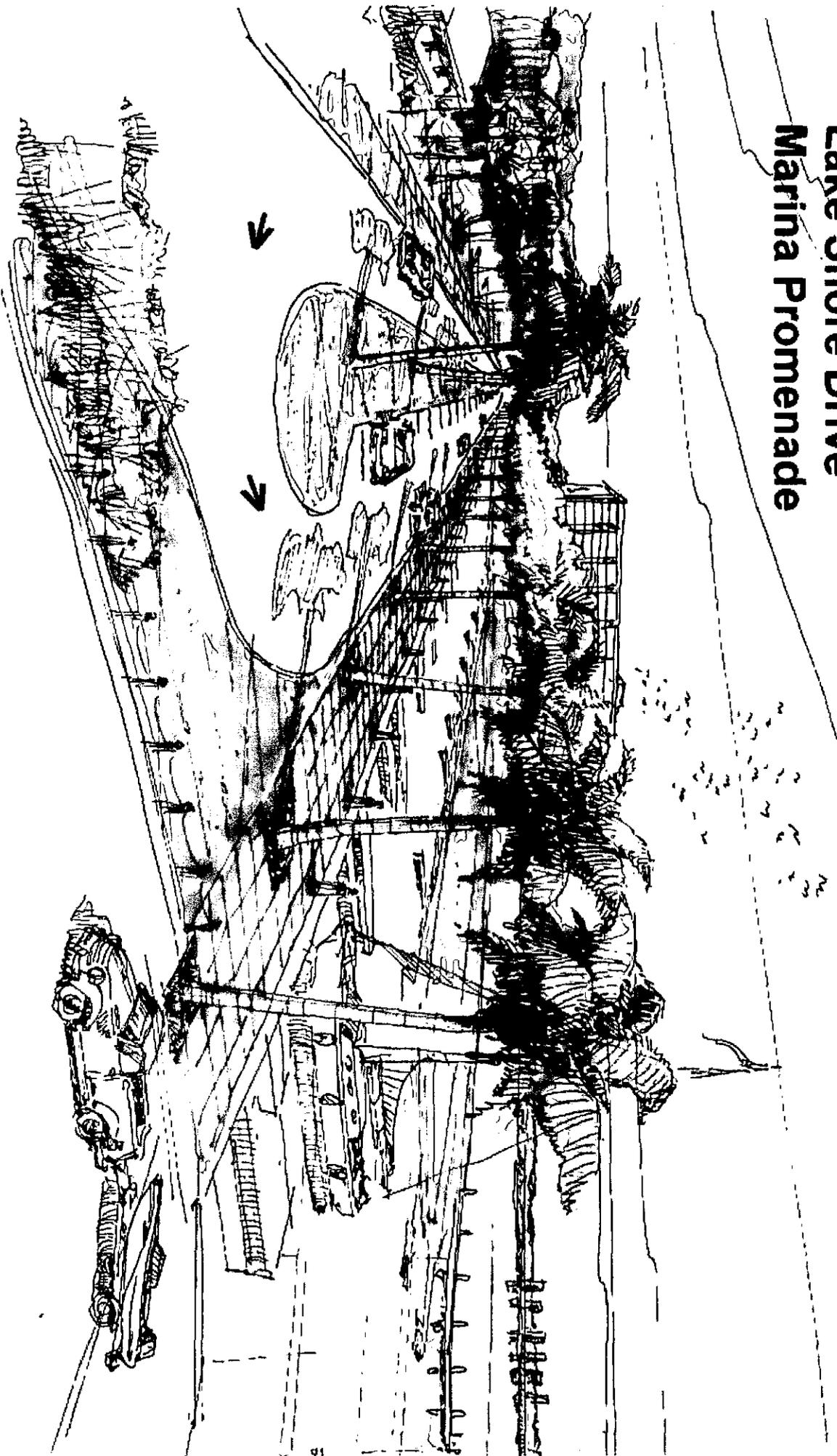
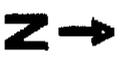


Deputy Town Clerk, Stephanie Thomas

Approved on this 19th day of May 2004.

"Exhibit A"

Lake Shore Drive Marina Promenade



ROSS FLORES '05

Lake Shore Drive

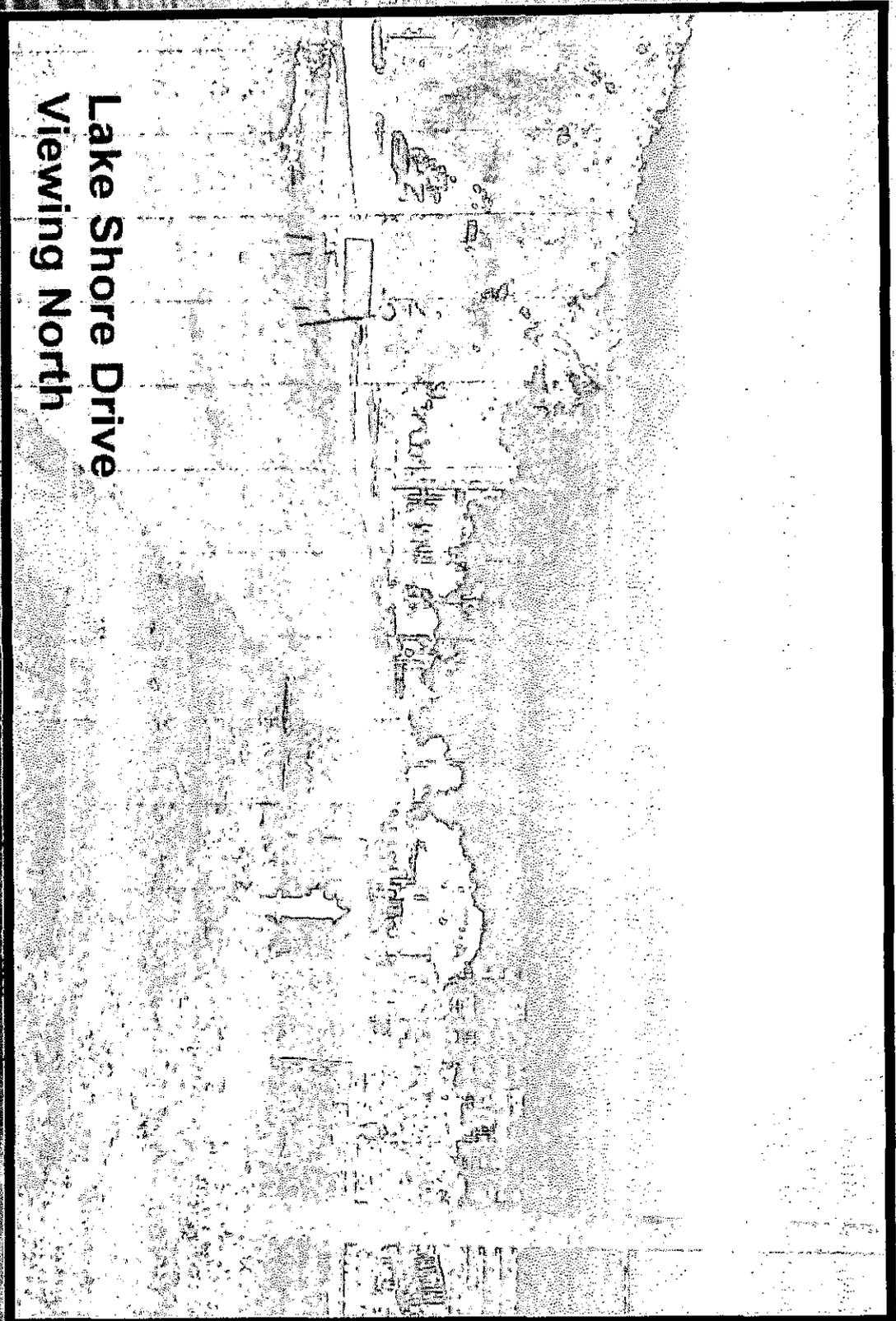
Proposed Modifications along Marina

Presented by Jorge Quintero

301 Lake Shore Drive, Apt 211

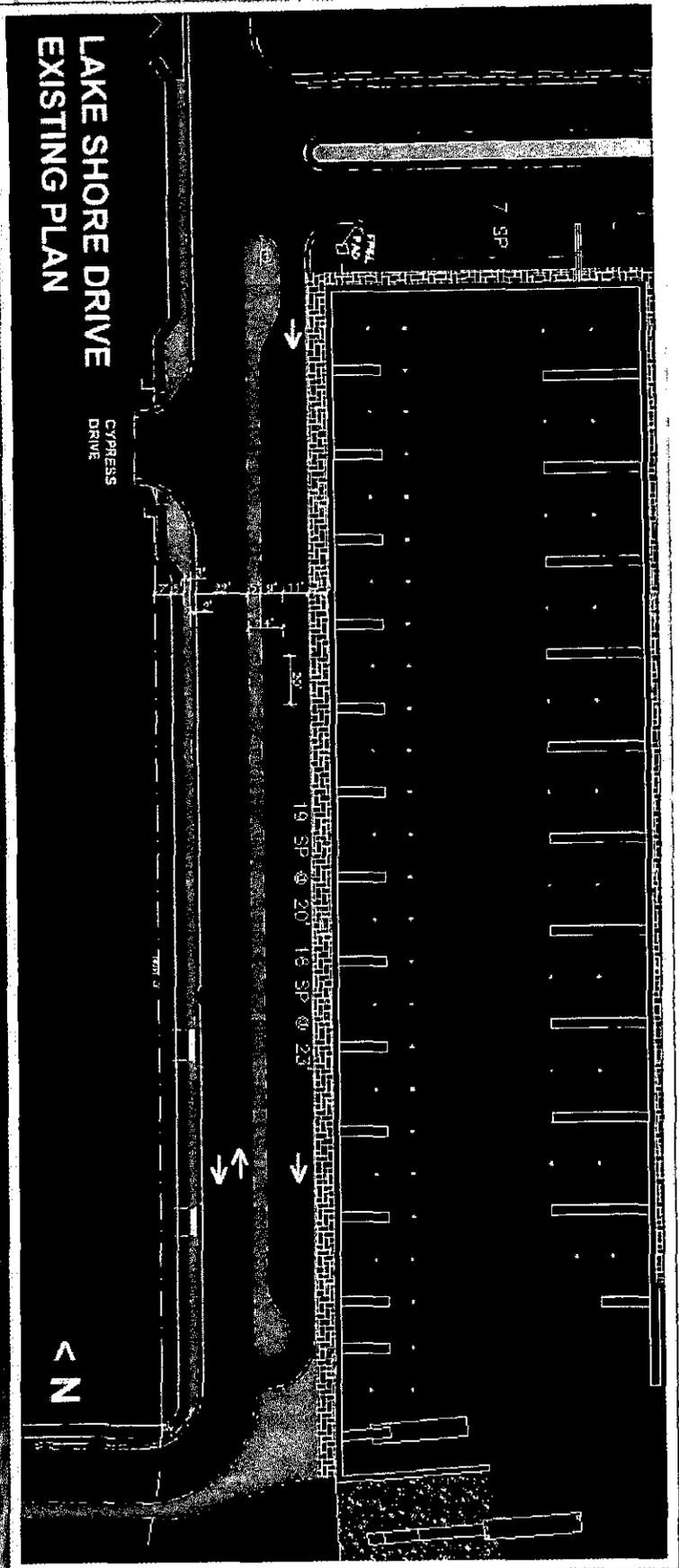
Lake Park, Florida

Existing Conditions

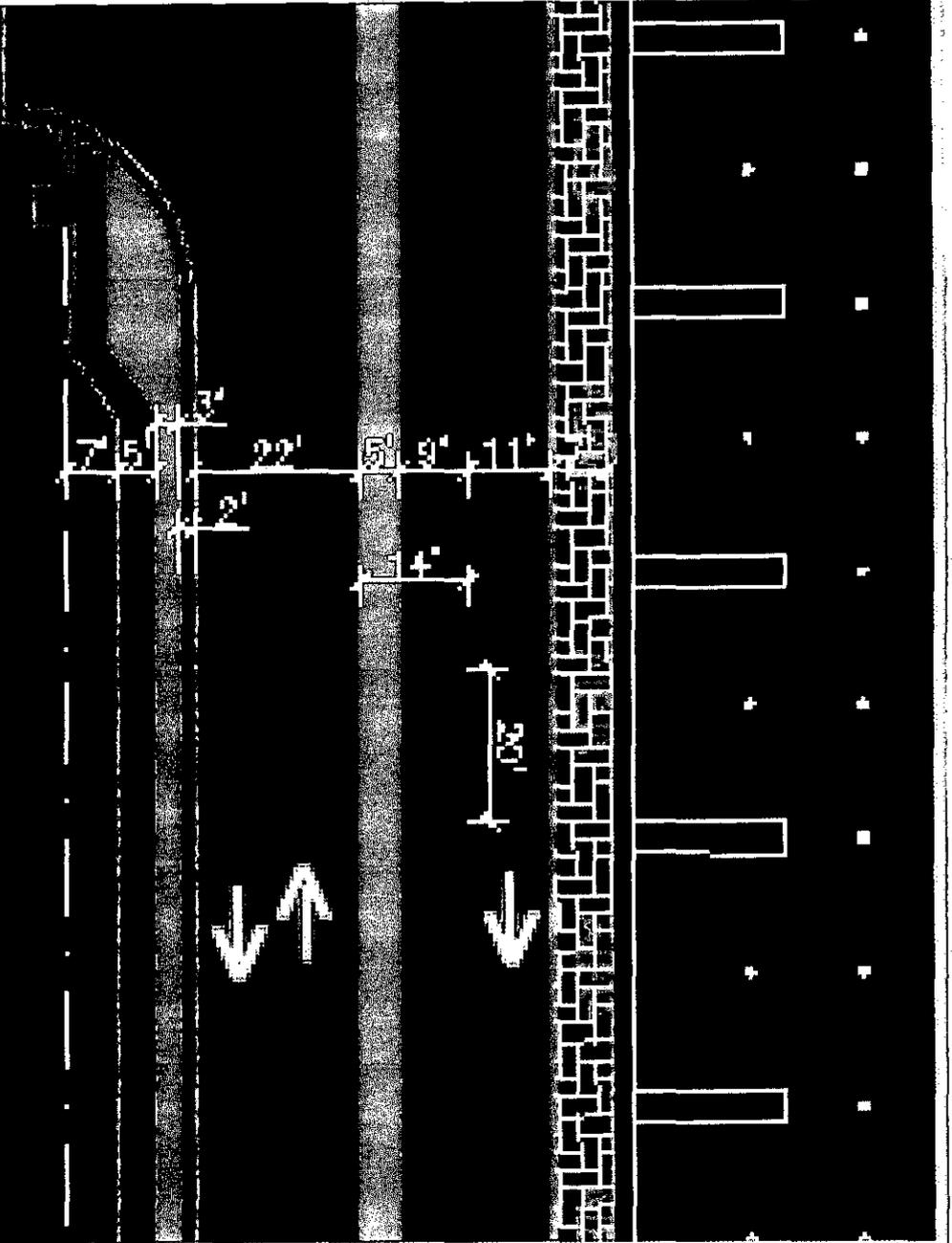


**Lake Shore Drive
Viewing North**

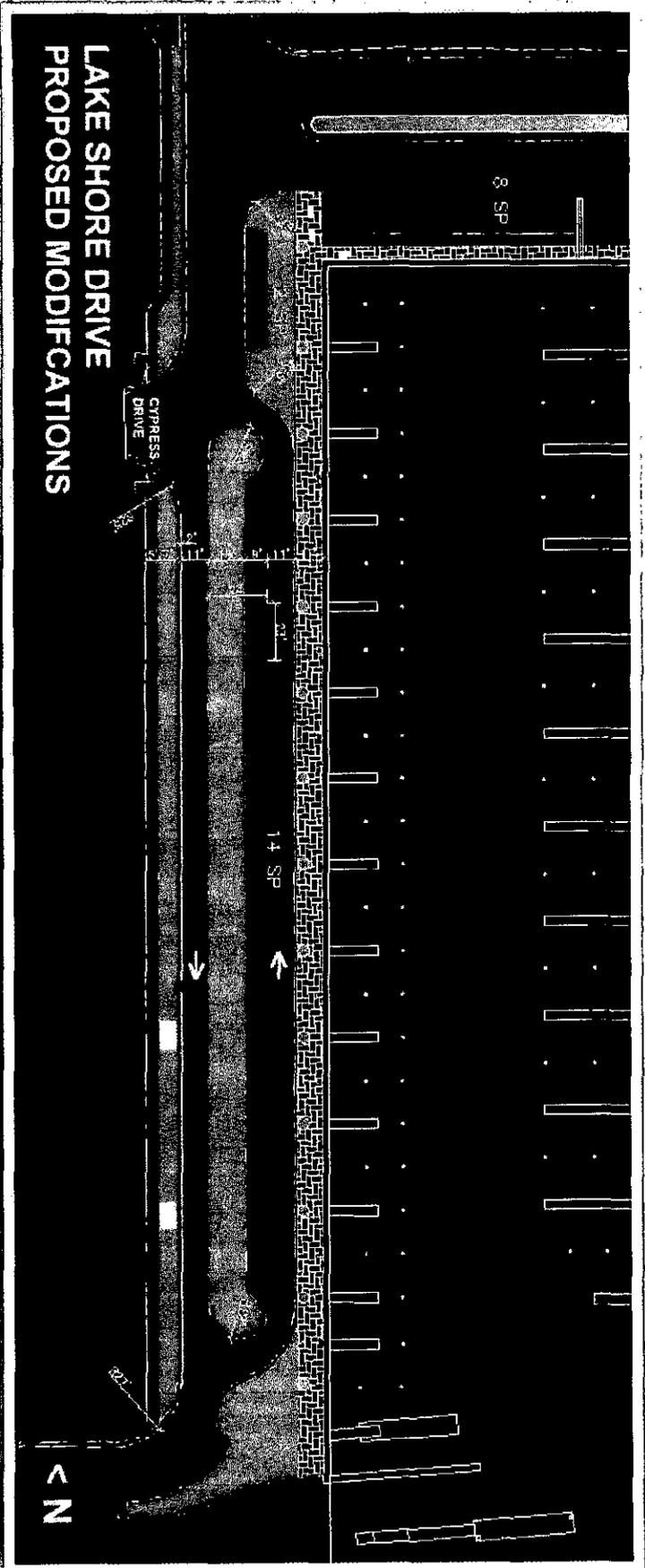
Existing Plan



LAKE SHORE DRIVE EXISTING PLAN

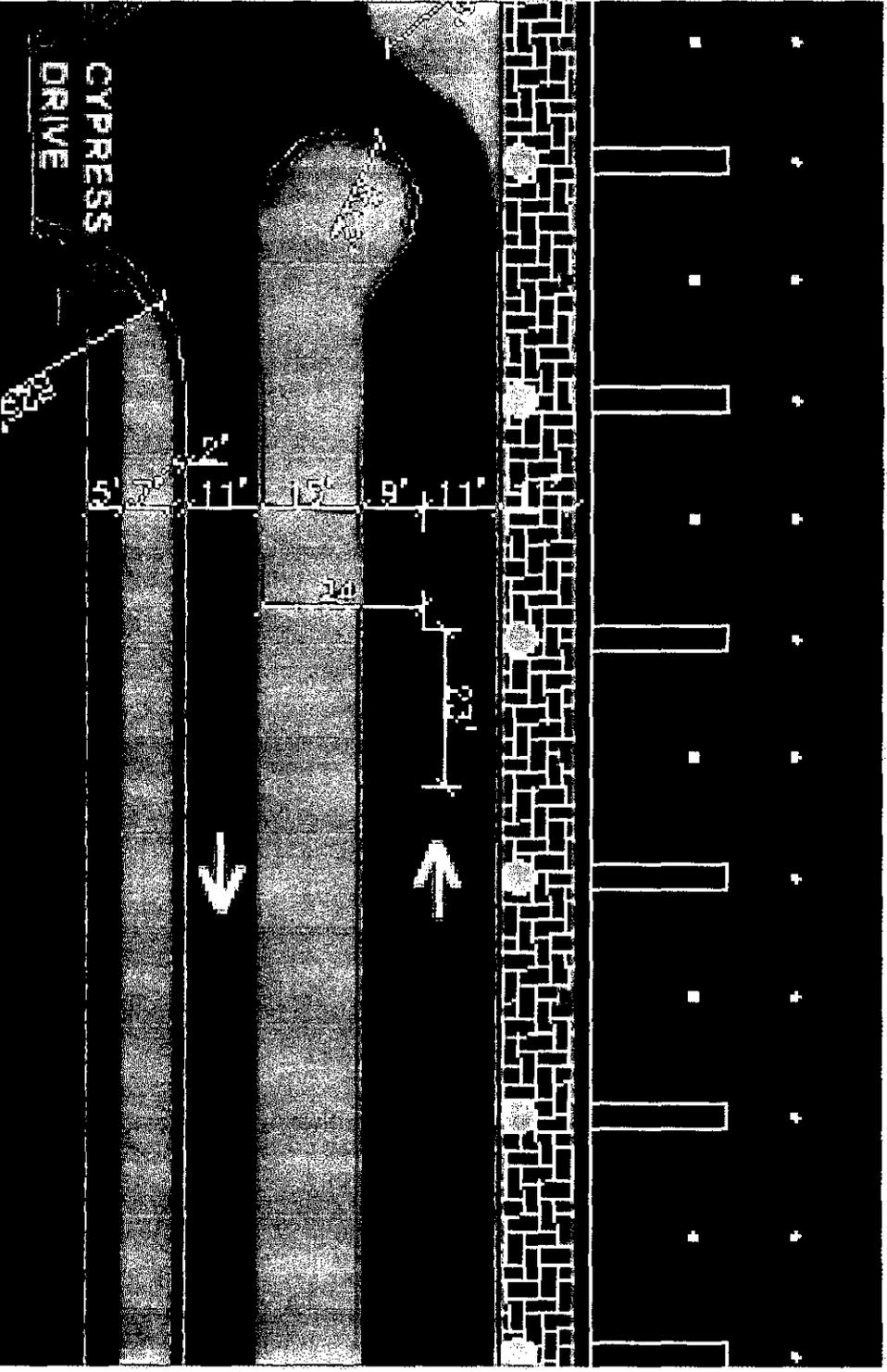


Proposed Modifications



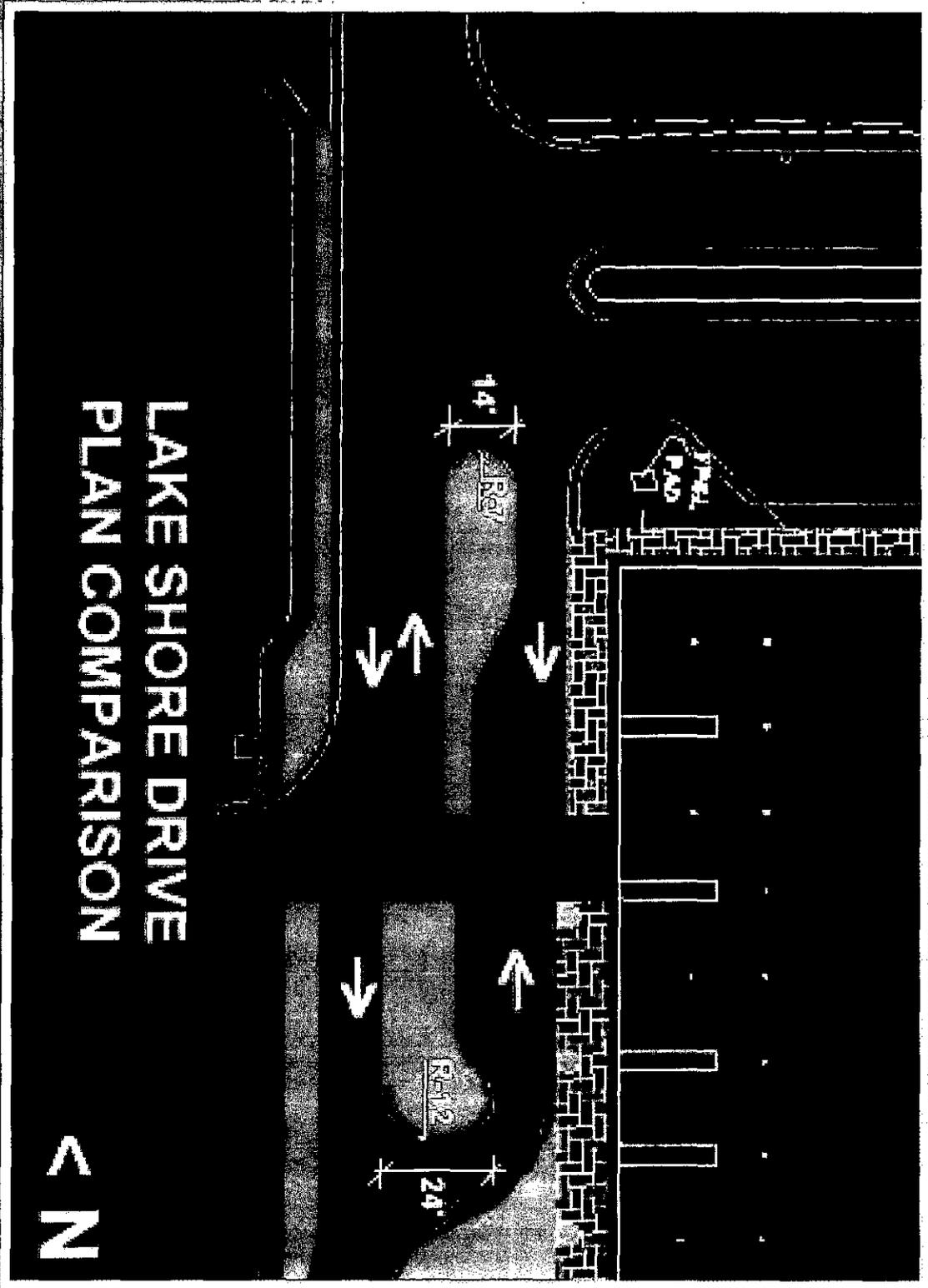
LAKE SHORE DRIVE PROPOSED MODIFICATIONS

CYPRESS
DRIVE



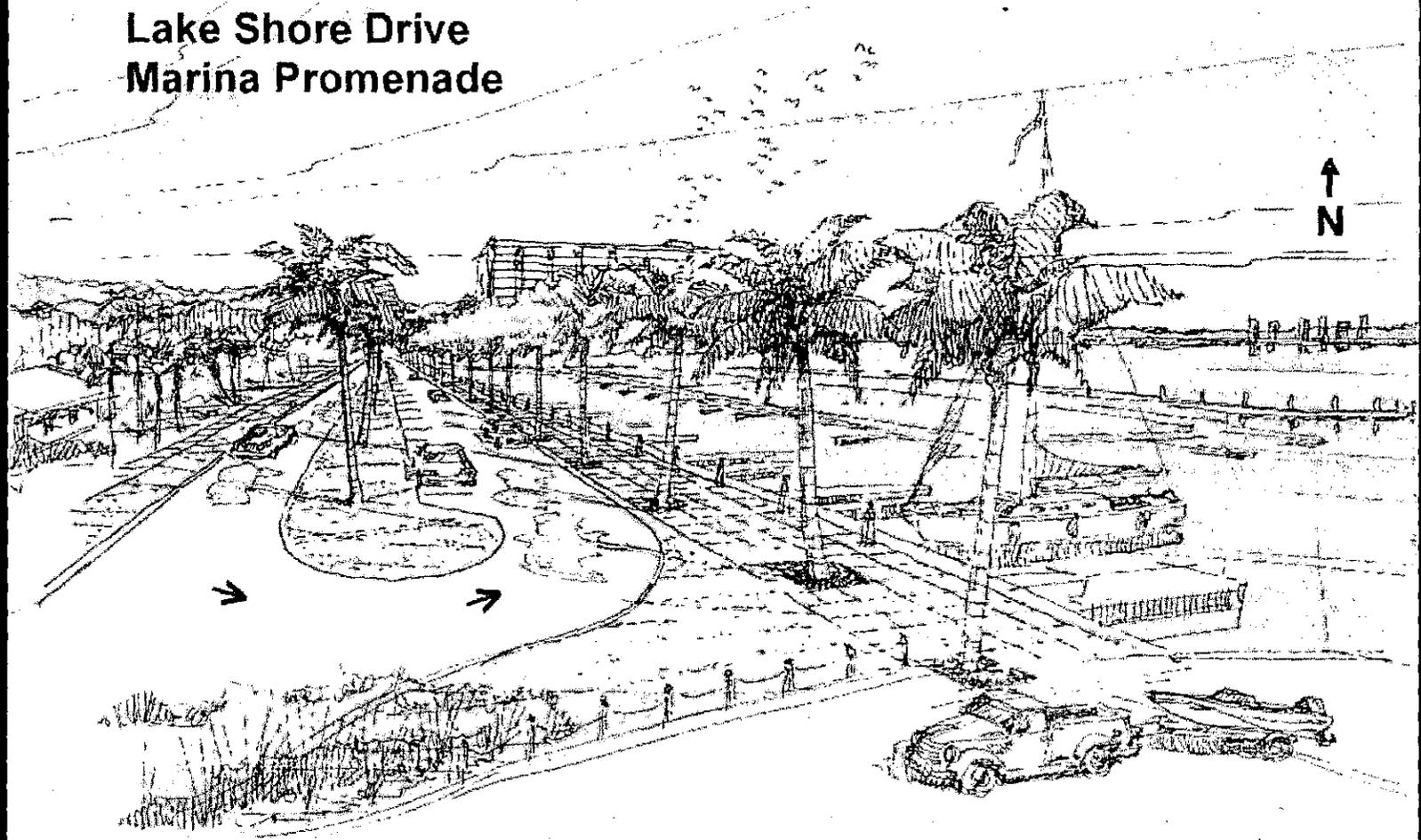
Sailfish Marina Promenade





LAKE SHORE DRIVE
PLAN COMPARISON

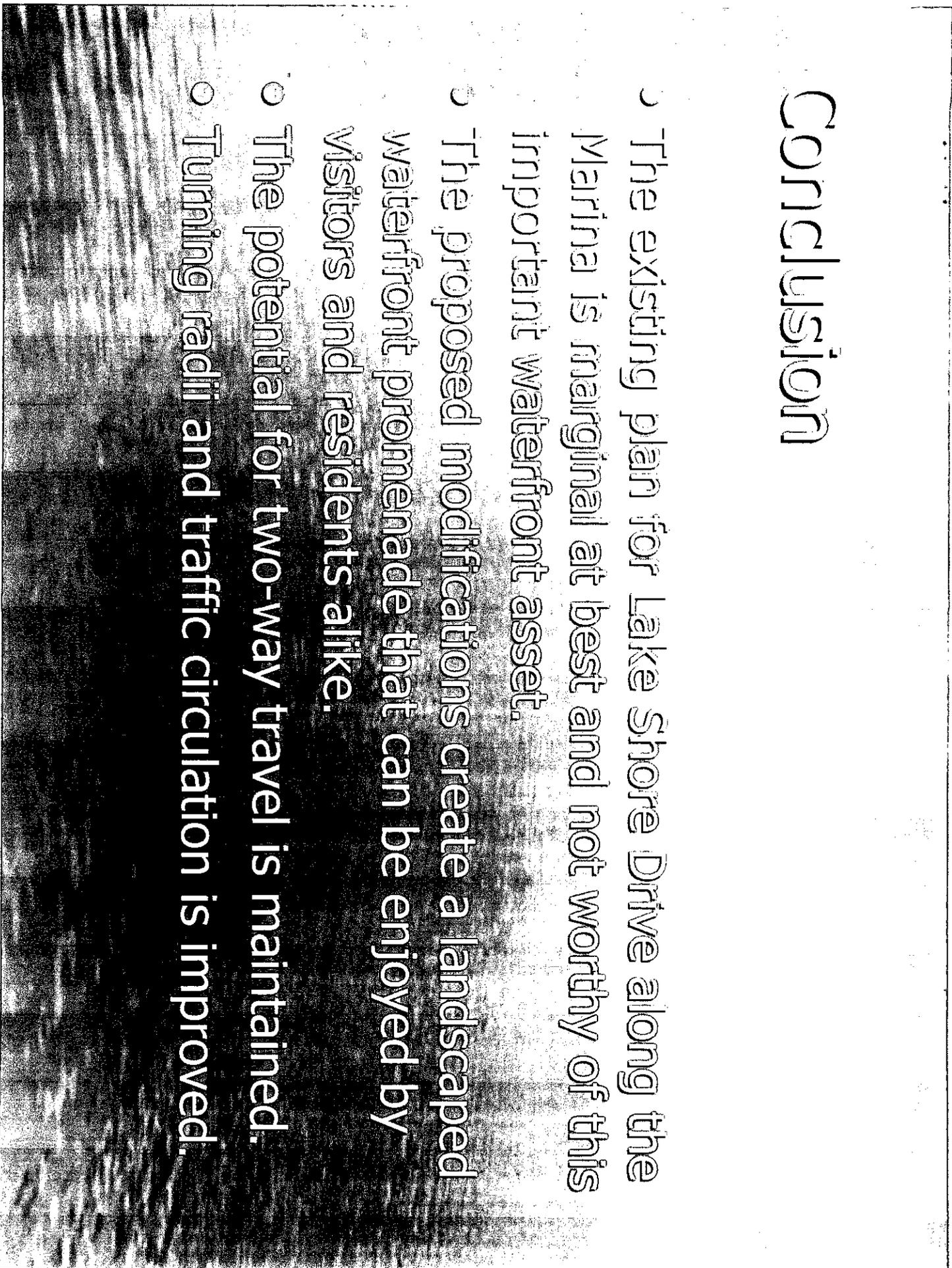
Lake Shore Drive
Marina Promenade



North Florida Inc

Conclusion

- The existing plan for Lake Shore Drive along the Marina is marginal at best and not worthy of this important waterfront asset.
- The proposed modifications create a landscaped waterfront promenade that can be enjoyed by visitors and residents alike.
- The potential for two-way travel is maintained.
- Turning radii and traffic circulation is improved.



Lake Park Community Watch

214 Cypress

Lake Park, Florida 33403

Phone 561-841-0169

E-Mail: michaelkubek@bellsouth.net

May 5, 2004

Town Commissioners
Town of Lake Park,
Lake Park Town Hall
Lake Park, FL 33403

Dear Commissioners,

Please find attached an estimate for the Lake Park Community Watch to establish itself as a non-profit entity in the state of Florida and also to be recognized as a non profit corporation by the Internal Revenue Service under section 501 (c) (3) of the Internal Revenue Code.

Our estimate are for forming a Non-Profit Corporation by Charles Pigott attorney at law, and the filing of Form 1023 Application for Recognition of Exemption and follow-up with the IRS by RG COOK, CPA.

Formation of a Non-Profit Corporation.....	\$450.
Filing of Form 1023 with the IRS.....	\$900
TOTAL.....	\$1350

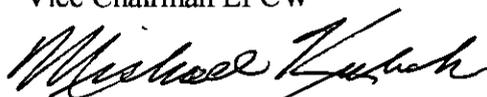
We respectfully request a grant from the Town of Lake Park to underwrite this expense. The LPCW is an all volunteer organization of community members using neighborhood awareness and communication to watch over our neighborhoods and work with the town and county government services to promote our safety and improve our quality of life.

Sincerely,

George Hill
Chairman LPCW



Michael Kubek
Vice Chairman LPCW



Town of Lake Park Public Comment Card



Meeting Date: May 5, 2004

Seven

CARDS MUST BE SUBMITTED BEFORE THE ITEM IS DISCUSSED!
*****3 MINUTE TIME LIMITATION ON ALL COMMENTS*****

Name: Geranne Doughty

Address: 1008 Seventh Street

I would like to make comments on the following **AGENDA ITEM(S)**:
National Day of Prayer - Freedom Rally

I would like to make comments on the following **NON-AGENDA ITEM(S)**:

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. *Comments must be limited to no more than three minutes per individual.*



Town of Lake Park Public Comment Card

Meeting Date: 5.5.04

**CARDS MUST BE SUBMITTED BEFORE THE ITEM IS
DISCUSSED!**

*****3 MINUTE TIME LIMITATION ON ALL COMMENTS*****

Name: Jim Knox

Address: 414 Lakeshore Drive

I would like to make comments on the following AGENDA ITEM(S):

M #10 APPT. to Marina Boren

M #15 Lakeshore Drive - Marina Area.

I would like to make comments on the following NON-AGENDA ITEM(S):

INSTRUCTIONS: PLEASE FILL OUT THIS CARD, INCLUDING NAME AND ADDRESS, AND GIVE TO THE TOWN CLERK. THE MAYOR WILL CALL YOUR NAME WHEN IT IS TIME FOR YOU TO SPEAK. *Comments must be limited to no more than three minutes per individual.*

Ballot

Board Member Appointment
Commission Meeting of
May 5, 2004

BALIUS

Mayor/Commissioner

The following position is vacant:

2nd Alternate on the Marina Harbor Advisory Board.

Appointment of:

Janice Branyan

Yes

No

Or

3-2

Ronnie Lee Cohen

Yes

No

(Only vote for one of the above.)

Ballot

Board Member Appointment
Commission Meeting of
May 5, 2004

Garretson

Mayor/Commissioner

The following position is vacant:

2nd Alternate on the Marina Harbor Advisory Board.

Appointment of:

Janice Branyan

Yes

No

Or

Ronnie Lee Cohen

Yes

No

(Only vote for one of the above.)

Ballot

Board Member Appointment
Commission Meeting of
May 5, 2004



Mayor/Commissioner

The following position is vacant:

2nd Alternate on the Marina Harbor Advisory Board.

Appointment of:

Janice Branyan

Yes

No

Or

Ronnie Lee Cohen

Yes

No

(Only vote for one of the above.)

Ballot

Board Member Appointment
Commission Meeting of
May 5, 2004



Mayor/Commissioner

The following position is vacant:

2nd Alternate on the Marina Harbor Advisory Board.

Appointment of:

Janice Branyan

Yes _____

No _____

Or

Ronnie Lee Cohen

Yes _____

No _____

(Only vote for one of the above.)

Ballot
Board Member Appointment
Commission Meeting of
May 5, 2004

Carey
Mayor/Commissioner

The following position is vacant:

2nd Alternate on the Marina Harbor Advisory Board.

Appointment of:

Janice Branyan

Yes _____

No _____

Or

Ronnie Lee Cohen

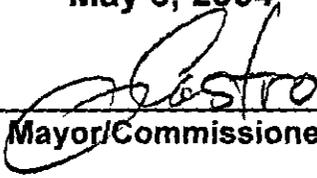
Yes _____

No _____

(Only vote for one of the above.)

Ballot

Board Member Appointment
Commission Meeting of
May 5, 2004



Mayor/Commissioner

The following position is vacant:

Regular Member of the Library Board.

Appointment-of:

Peter Braun

Yes

No

90

Ballot

Board Member Appointment
Commission Meeting of
May 5, 2004

Carey
Mayor/Commissioner

The following position is vacant:

Regular Member of the Library Board.

Appointment of:

Peter Braun

Yes

No

Ballot

Board Member Appointment
Commission Meeting of
May 5, 2004

Mayor/Commissioner

The following position is vacant:

Regular Member of the Library Board.

Appointment of:

Peter Braun

Yes

No

Ballot

Board Member Appointment
Commission Meeting of
May 5, 2004



Mayor/Commissioner

The following position is vacant:

Regular Member of the Library Board.

Appointment of:

Peter Braun

Yes

No

Ballot

Board Member Appointment
Commission Meeting of
May 5, 2004

Garrison

Mayor/Commissioner

The following position is vacant:

Regular Member of the Library Board.

Appointment of:

Peter Braun

Yes

No