



Minutes
Town of Lake Park, Florida
Regular Commission Meeting
Wednesday, June 1, 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, June, 1 2011 at 7:04 p.m. Present were Vice-Mayor Kendall Rumsey, Commissioners Steven Hockman, Jeanine Longtin, Patricia Osterman, Town Manager Maria Davis, Town Attorney Thomas Baird, and Town Clerk Vivian Lemley.

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

ADDITIONS/DELETIONS/APPROVAL OF AGENDA:

Town Manager Maria Davis requested that item number 6, Town Manager Goals be deferred until the July 13, 2011 meeting. She explained that she had originally placed it on the agenda because she is a little late with this item and did not want to be in violation of her contract. She stated that since we do not have a full Commission, she felt it would better serve the Town to wait until a full Commission is present in order to go through her goals for the future.

Vice-Mayor Rumsey asked if there were any objections; hearing no objections he stated that the item would be deferred until the first meeting in July.

Commissioner Longtin requested item number 4, Seventh Addendum to the Law Enforcement Service Agreement be deferred until there was a full and valid Commission. She stated that it was a contract that does not take effect until October 2011 so she felt it could wait.

Vice-Mayor Rumsey repeated that it was the Seventh Addendum to the Law Enforcement Service Agreement and asked for any objection.

Commissioner Longtin requested the item be deferred until the meeting in July.

Vice-Mayor Rumsey recapped that item numbers 4 and 6 would be deferred until the first meeting in July. He asked if there was anything else.

Commissioner Hockman requested addition of the Palm Beach County agenda item for discussion. He referred to an email received by the Commission.

Commissioner Longtin stated that she had not read her emails for the past few days.

Town Manager Davis explained that the Town Attorney was going to address the issue during his comments and recommend that an agenda item be added. She explained that the Commission will have 90 days from the date that it goes before the Palm Beach

County Board of Commission to decide on how to proceed on the Marina project. She stated that the Town Attorney was going to suggest that it be deferred to a meeting sometime in July or August.

Vice-Mayor Rumsey asked Commissioner Hockman if he was fine with it being brought forward during the Attorney’s comments.

Commissioner Hockman said that it was fine.

Commissioner Osterman stated that the general public does not have any idea as to what is being discussed and ask the Town Manager to explain.

Vice-Mayor Rumsey stated that the Town Attorney would address the issue during his comments and would explain the item then.

Motion: A motion was made by Commissioner Longtin to approve the Agenda as amended; 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			

Motion passed 4-0

PROCLAMATION(S):

Honoring Deborah “Desca” DuBois

Vice-Mayor Rumsey explained that Dan Liftman of Congressman Alcee Hastings’ office was present to present a plaque to the family of Mayor Desca DuBois.

Mr. Liftman invited Mr. James DuBois and family to the podium to present them with the plaque. He stated: “in recognition of the loss of our good friend and our highly valued public servant Mayor Desca DuBois recently, the Congressman chose to recognize her importance to his District and to our nation with a statement inserted into the Congressional Record that will be visible 100 years from now where people can read it. I won’t read the entire statement, most of it was cropped from the obituary in the Palm Beach Post, but I’ll read the last paragraph. Mister Speaker, Deborah Duncan DuBois was a truly remarkable lady who represented everything that is great about America. She was a credit to her Town, my District, and our nation. Her absence will be felt by

everyone who appreciates good government, the arts, and devotion to making our world a better place". He handed the plaque to the family. He stated that we have all been very proud of her and we miss her.

Vice-Mayor Rumsey thanked Mr. Liftman. He asked the family to remain at the podium. He introduced James DuBois, Desca's husband, and Claudette Towne, Desca's sister. Vice-Mayor Rumsey read the Town proclamation Honoring Deborah "Desca" DuBois.

Mrs. Claudette Towne stated that she remembered the wildfire donation drive cited in the proclamation because she went out and purchased every Chap Stick she could find in Barnwell, South Carolina to ship to her for that donation drive.

Mr. DuBois thanked the Commission and smiled as he recalled that half of the tractor trailer truck was filled with talcum powder. He thanked everyone and stated that Deborah loved the Town and everything about it. He inquired about a discussion among some neighbors about planting of a memorial tree in Kelsey Park and asked the Commission's permission to allow them to source a tree and dedicate it to her, if it was something that was within their scope of realm of things to do.

Vice-Mayor Rumsey stated that it was his understanding that the Town Manager will be bringing it forward tonight as part of her comments. He stated that he hoped that they would all see that done. He thanked Mr. DuBois and Mrs. Towne.

PUBLIC AND OTHER COMMENTS:

Jim Lloyd 220 Lake Shore Drive stated: (Verbatim) "As a person who loves Lake Park there are a few things that I would like to see happen. Lake Park use to be a fun place. Remember the fireworks displays, the Irish fest that use to fill Kelsey Park from sidewalk to sidewalk? Vendors wanted to come and participate then and we can afford to bring the fun back, we merely must stop the excess spending. There are rumors that Jim Lloyd is opposed to waterfront development, that is not true. What I am opposed to are closed-door meetings to write agreements that help private developers who help write the agreements. As far as we know no member of the public or of this Commission helped write the Interlocal Agreement affecting Lake Shore Drive. And finally during these meetings members of the public are given three minutes to speak. The current policy is that no one on the dais may comment or answer. In my opinion, that needs to change. If someone comes here to speak they deserve answers. And finally I would like to invite the other Mayoral candidate, he's left, to discuss the current issues in a public forum. I have approached several organizations and while we have no firm answers yet, stay tuned. Thank you."

CONSENT AGENDA:

1. Resolution No. 21-06-11 Interlocal Agreement with Palm Beach County Urban County Program for Fiscal Year 2012, 2013, 2014
2. Replacement of Damaged Sidewalks at Various Locations Throughout Town
3. Replacement of Damaged Commercial Driveway Turnouts at Various Locations Throughout the Town

4. Seventh Addendum to the Law Enforcement Service Agreement

Vice-Mayor Rumsey stated that he was going to pull item number 1 from the consent agenda because there was a public comment card for that item. He explained that item number 4 has already been pulled and he asked for any comments.

Commissioner Longtin requested item number 3, Replacement of Damaged Commercial Driveway Turnouts at Various Locations throughout the Town, be pulled.

Motion: A motion was made by Commissioner Hockman to approve item number 2 Replacement of Damaged Sidewalks at Various Locations Throughout Town on the Consent Agenda; Commissioner 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			

Motion passed 4-0

Vice-Mayor Rumsey stated that item number 1 Resolution No. 21-06-11 Interlocal Agreement with Palm Beach County Urban County Program for Fiscal Year 2012, 2013, and 2014 had one public comment card.

Public Comment Open:

The following section is verbatim:

Steven Hall 302 Lake Shore Drive “Good evening everyone. Maybe this is putting the cart before the horse, but has the Resolution been approved yet or are you going to vote on that?”

Vice-Mayor Rumsey: “Sorry?”

Steven Hall: “Have you approved the Resolution on the agenda or are you waiting to vote on that?”

Vice-Mayor Rumsey: “Town Attorney.”

Steven Hall: “It hasn’t been approved?”

Attorney Baird: "Item number 1 the Commission has not taken action on that item yet because you have a comment and they are waiting to hear your comment on it."

Steven Hall: "Okay, very good, I appreciate that. Well at the meeting before last I was here and to my surprise I had to correct myself because I commented to the Town Council and Mayor, Attorney, everyone that Lake Park Harbor Marina had no waterfront property to develop. I stand corrected. We are going to actually plan to turn a public street into developmental waterfront property. I didn't have a clue that was your goal, or plan, or scheme, or design. Secondly, it looks to me like."

Vice-Mayor Rumsey: "Mr. Hall this is not pertaining to the item that is on the agenda. Item number 1 is Resolution 21-06-11 Interlocal Agreement with Palm Beach County Urban County Program for Fiscal Year 2012, 2013, 2014."

Steven Hall: "Right, which is by my reading is the boat trailer parking lot. Right?"

Vice-Mayor Rumsey: "No."

Steven Hall: "Okay, I stand corrected. What Resolution is that may I ask, or do I need to go back and do homework?"

Vice-Mayor Rumsey: "I don't mean to be rude, but I think you need to do a little homework because that item is not on the agenda for this evening."

Steven Hall: "I stand corrected."

Commissioner Longtin: "Vice-Mayor may we allow him to make his comment if he so chooses even though..."

Vice-Mayor Rumsey: "I have no problem with the comments being made I just want you to be aware that it is not this particular agenda item."

Steven Hall: "Okay then I came, I saw it on the agenda. It is kind of hard to see your agenda and read some of your Resolutions and your Interlocal Agreements if you have working, to know exactly what you're planning to do, until... We ask a question before you decide to do anything, or after the fact and we don't get any answers. We don't have a clue what's going on until after it's already done. That seems like a backwards way to do business. I mean, I'm not opposed to the Marina being enhanced and improved, and to the Town of Lake Park going into some sort of agreement with the County to create more public access to the waterways. But when, it kind of strikes me as odd, when you don't have waterfront developable property and you're just going to take a street and close it; extend the parking, the boat parking, which I'm confused about that, whether you're going to add more boat parking or are you going to move the existing boat parking and your plans are to down the road develop the boat parking facilities that you now have for marketable, developable, waterfront properties. I mean, I know it takes one thing to happen for you all to get to the next phase, but can't you put out there what the possibilities are if this happens and this happens? Instead, it looks bad because we hear about it after you enter into some sort of agreement. Personally when I look at the

agreements that I'm talking about where you are; you have already bought the property to extend the boat parking. Correct? Okay I'm seeing a lot of nodding heads."

Vice-Mayor Rumsey: "Yes sir, we have."

Steven Hall: "And you have 24 months from which when you entered into the Interlocal or three months from after closing date. So, what is the closing date of that property may I ask? Because the meeting before last I came here I had a conversation with Desca DuBois and she assured me that nothing had been done. I showed up at the meeting and the Town has already bought the property. That can't be. I can't talk to her an hour before the meeting and then come here and the Town has already purchased the property. Where do you get this local information at, when you talk to the Mayor that day and then show up at a meeting and are blindsided by the what the Town has opposed has already done?"

Vice-Mayor Rumsey: "Mr. Hall thank you."

Steven Hall: "Thank you."

Public Comment Closed:
Verbatim continued:

Vice-Mayor Rumsey: "Have a good evening. At this time we will vote on item 1."

Commissioner Hockman: "I actually have a couple questions with regards to it."

Vice-Mayor Rumsey: "Go ahead."

Commissioner Hockman: "I guess my first question is why did it take so long for this to get to the Commission. The Town received it on May 12, 2011 and we are now just getting it."

Town Manager Davis: "Mrs. Martin can answer your question."

Virginia Martin: "Virginia Martin, Grants Writer for the Town. There was a change to one page, I believe it was page 4 on the item. The County made the change and we had to wait for that and have our attorney review it before it could be presented to you."

Commissioner Hockman: "And it took a month for the County to get it to us, basically? I mean my whole thing is we are given this and we have, based on this, we have to give them notice Friday, we really don't have a lot of time to discuss. And if they took that long and we couldn't get it say last Commission meeting, then they should extend the timeframe accordingly."

Grant Writer Martin: "They can't do that because they have this paperwork that has to be in at the Housing and Urban Development in order for them to qualify for the funding at County level."

Commissioner Hockman: "My next question then will be what is our limit on this per year with the County, is it \$40,000 or \$50,000 or do we go multiple?"

Grant Writer Martin: "There is ratio by the Department of Housing and Urban Development and they assign a value to us each year that is a portion of the County allotment."

Town Manager Davis: "To answer your question I've seen us get \$60,000. \$70,000."

Grant Writer Martin: "Yes, One year we got \$70,000."

Town Manager Davis: "Yes."

Commissioner Hockman: "My question would be then would we not then be better off to go straight to the State and go for the \$600,000 up to \$700,000?"

Grant Writer Martin: "Our projects are small in nature for the most part and we would not be competitive on either the State or the Federal level for this type of grant."

Commissioner Hockman "Because I spoke with Tallahassee today on it and under the Small Cities, we would actually qualify. We would qualify, we would get an extra 100 points just because we have not been with them on the scoring. According to this contract we are still limited, we basically, couple of places it says we can't go for any other grants state-wide. It really limits us on what the County wants to give us."

Grant Writer Martin: "Only for the Housing and Community Development and the Community Facilities."

Commissioner Hockman: "Correct. I mean that is three major grants out there that we could not go after if we do this. Are we able to do this for one year increments?"

Grant Writer Martin: " No."

Commissioner Hockman: "So, if we approve this we are going to be stuck with the \$50,000, we don't have the chance to go for the big numbers."

Grant Writer Martin: " No."

Commissioner Hockman: "I guess that's my questions at this time."

Vice-Mayor Rumsey: "Mrs. Martin may I asked you a couple of questions please? How long have you been with the Town?"

Grant Writer Martin: "Four years now."

Vice-Mayor Rumsey: " And what is your position?"

Grant Writer Martin: "Grants Writer."

Vice-Mayor Rumsey: "How many years have you been in the Grants Writer business?"

Grant Writer Martin: "Roughly 30."

Vice-Mayor Rumsey: "And how much money have you brought into the Town in the last four years since as our Grants Writer approximately?"

Grant Writer Martin: "Somewhere between \$3 and \$4 million."

Vice-Mayor Rumsey: "\$3 or \$4 million. Thank you, that's all I have."

Commissioner Longtin: "It states on here, and I do have the same concerns as Mr. Hockman especially the timeline, it seems like staff should have been the ones to speed up their efforts and give us more time to review this. But it says 'Whereas the County and municipality wish to, cooperate in implementation of the goals and objectives in the county consolidated plan'. What is the County's consolidated plan?"

Grant Writer Martin: "The County develops for Housing and Urban Development a comprehensive plan for the unincorporated areas and for all of the communities in Palm Beach County that participate with them in these Interlocal Agreements."

Commissioner Longtin: "I'm sorry, could you repeat that I guess I didn't understand what you said?"

Grant Writer Martin: "The County goes through a planning process, a strategic planning process, that involves the communities that are involved with the Interlocal Agreement. They sit down with the County and they say, these are our priorities and that is incorporated into a broader plan that the County provides to Housing and Community Development the Urban Development at the Federal level. We have target areas in the Town. We have a number of projects that are on the priority list. So if there is extra money that comes down through, we would get an opportunity to get a portion of that money."

Commissioner Longtin: "Well why could we not get a list of those priorities, those projects that we're wanting to work on."

Grant Writer Martin: "Palm Beach County is an entitlement, an Urban Entitlement County, so they have a designated amount of money that they get every year. When you go into a grant process at the Federal level in particular, you are competing against every other county and every other municipality and every other project that goes in is submitted for that grant. Most of the projects, even our larger projects, are not of a significant level that would qualify for funding at the Federal level."

Commissioner Longtin: "But what are some of the things that we are looking to do and again what is the County's consolidated plan. I mean I know they have one, but we have not been given a copy of that and I don't know what it is."

Grant Writer Martin: "I can provide you with the plan, it is good bedtime reading, it is very thick. We have one section that has our target area, a map."

Commissioner Longtin: "What is our target area?"

Grant Writer Martin: "I don't have the exact parameters, I certainly can provide them."

Commissioner Longtin: "Can you give me approximate parameters?"

Grant Writer Martin: "Well, our CRA is included in the target area but it extends into our industrial areas, farther into the industrial areas of Northern to Northern Drive, I specifically remember that because that is one of the perimeters."

Commissioner Longtin "And lest I forget, if anyone up here perhaps is going to make reference that we are not appreciative of your efforts, I will say very much so are we appreciative of your efforts. In fact you are the only person that I hear about when I go to other places. You are very well highly regarded. Now it says, back to what Commissioner Hockman said, 'the municipality by executing this agreement understands that it may not apply for grants under the Small Cities or State Community Development Block Grant (CDBG) programs from appropriations for Fiscal Years 2012, 2013, 2014 and may not participate in Home Consortium except through the County and may not receive Emergency Shelter Grant Program (ESGP) funding from any other entity except the County.' So to take this, we are forbidding ourselves to take others grants. Something else I have..."

Grant Writer Martin: "But..."

Commissioner Longtin: "Go ahead I'm sorry."

Grant Writer Martin: "Excuse me. We are not guaranteed of getting funding every year."

Commissioner Longtin: "Right."

Town Manager Davis: "And we are not guaranteed with those other grants."

Commissioner Longtin: "And it says 'the municipality has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations',...what constitutes excessive force?"

Town Manager Davis: "I think that would have to be Lieutenant Palenzuela to answer."

Grant Writer Martin: "I think that would have to be the Attorney to answer."

Vice-Mayor Rumsey: "Lieutenant, if you could state your name please and Commissioner Longtin if you would repeat the question please."

Commissioner Longtin: "In applying for this grant we are signing off, of course agreeing to this. One of the items states, says 'the municipality has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations and a policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction.' I apologize I read the entire thing to you, but my question is what constitutes excessive force?"

Lieutenant Pete Palenzuela District Commander for District 10: "I am not familiar with the facility. Is it stipulating what the grant is for what facility? Is it barring a facility?"

Town Attorney Thomas Baird: "It is for, maybe I can address it. It's a housing, primarily grant housing funding and excessive force is a term that is defined basically on a case-by-case. One would have to examine the circumstances of that case and determine whether law enforcement used excessive force or not given the circumstances and facts surrounding the case. There is no way to provide a definite definition of the term because it depends on the circumstances in that case."

Lieutenant Palenzuela: "I can assure you that the Palm Beach County Sheriff's Office has standard operating procedures in place regarding proper use of force by our deputies regarding those situations depending on whether we are effecting an arrest or crowd control. We do escalation in the use of force and the control of force. Our deputies receive training on this every year and are properly trained."

Commissioner Longtin: "And I have no doubt sir, I have all the, I know you guys are going to do okay. But here we are signing off that you will not be using excessive force and there is no definition of excessive force. So that ultimately is my question, and no you cannot answer it."

Lieutenant Palenzuela: "Yes, it is a vague and general question, so..."

Commissioner Longtin: "Yes, and I thank you for your time."

Lieutenant Palenzuela: "You're welcome."

Commissioner Longtin: "This is, I know we have gotten grants under this and we have done good things with it, but that it disqualifies us for going for other grants. And I am not sure what these grants are going to be used for. I haven't been given the information and that concerns me."

Town Manager Davis: "Actually you have been given the information as far as this year's grant. There is an item on the agenda tonight that is for an irrigation system. You have been given that information."

Commissioner Longtin: "Okay, then what other grants have we gotten?"

Town Manager Davis: "We received..."

Vice-Mayor Rumsey: "Mrs. Martin, just have a seat and we will bring the microphone to you."

Commissioner Longtin: "Let me ask a question if I may to help. This is for fiscal year 2012 through 2014, the last time we sign up for this was 2010 to 2012 right, was it three years?"

Town Manager Davis: "I don't know I would have to ask Gini."

Commissioner Longtin: "Okay."

Grant Writer Martin: "Okay, we had Bayberry Drainage Phase I and II, we had the Ball Fields Fence Project, Ilex Park was a Community Development Block Grant (CDBG) project."

Town Manager Davis: "Did we do lighting at the ball fields?"

Grant Writer Martin: "Yes."

Town Manager Davis: "Was it CDBG?"

Grant Writer Martin: "No, that was done with the Department of Justice (DOJ) grant. The fencing was done with the CDBG funds. And this year we applied for the tennis courts, but it wasn't allowed because it was considered a maintenance project, so we changed the project to the Flagler irrigation system."

Commissioner Longtin: "Mr. Vice-Mayor may I ask Commissioner Hockman a question?"

Vice-Mayor Rumsey: "Absolutely."

Commissioner Longtin: "Commissioner Hockman, after hearing what we have accomplished with our last grants how do you feel about this?"

Commissioner Hockman: "Well basically, and again for the record, I was not trying to put Mrs. Martin down. I think you've done a wonderful job. Again I have talked to many cities out there and your name comes up highly recognized out there. The only reason I questioned it, Vice-Mayor is trying to find out the research behind it. This was just given to me and this thing has to basically be approved and we have to notify the one department by Friday, if we are going to decline on it. I had to quickly do the research. I called up to Tallahassee and spoke to the person in charge, Susan Fleming. I don't know if you know who Susan Fleming is? I had a very long conversation with her today about this. She sent me the email, she sent me the information and she explained to me that we are not listed in there to get the grants at this time because we are underneath the County. We have the option to opt out, we can do that. She did explain to me that we have not gone for the grant through them that we get automatically 100 extra points because we are newbie. Basically, 98 percent of the time all new people do get the grants as long as paperwork is filled out. As I did assure her, and you are more than welcome to call, I said

we have a very good grant writer and she said yes she knows. She has heard of you. But she did explain to me that this grant basically would entitle us up to, you can get up to quite a hefty number, which can be used for resurfacing road, water treatment, drainage and so forth. Whether it's Town-wide or Flagler irrigation, that is why I questioned it. Whether or not it would be worth for one year to try it and see if we can go for \$600,000 or \$700,000 to fix Lake Shore for example. We have a drainage problem there. We have drainage problems in other parts of the Town and we have roads that need repairing. And from my understanding from what has been told to me, we are kind of limited on the amount each year from the County. That is why I questioned it. If Mrs. Martin is telling me we have no chance to go through the State and get it and we are guaranteed from Palm Beach County I guess that's a no-brainer. I just want to make sure that we actually do look and not just go for the easy way out. Because I do have confidence in Mrs. Martin to being able to put this stuff together and get the stuff through that needs to get through. That's my opinion I means it's, if we're going to do grants \$50,000 on irrigation to me is a lot. I would rather put it on landscaping things that are better seen in the Town, yes irrigation is needed. But that's my opinion."

Grant Writer Martin: "Excuse me, Commissioner Hockman, one of the problems with our going directly to the State or the Federal for this money is that we would have to develop one every three years we would have to develop a comprehensive plan for different areas of Town. And we have not got the resources to be able to do that. The County develops a plan with our input, so we have the comprehensive plan that has been developed with our needs in mind. We haven't got the abilities at this point in time with our resources and with our staffing the way it is to be able to develop one of these plans for ourselves."

Vice-Mayor Rumsey: "Thank you Mrs. Martin."

Commissioner Osterman: "I just want to make a comment in regards to the timing of this. If this came in on May 12, 2011, is that correct? That was a Thursday. The next Commission meeting was the 18th and the agenda has to be ready by the Friday before, so staff would have had one day to get this on the last Commission meeting. So I think it is unfair to say they dragged their heels."

Vice-Mayor Rumsey: "Thank you Commissioner. Commissioner Longtin were you finished with your questions?"

Commissioner Longtin: "I don't recall Virginia, Mrs. Martin, stating that we're not going to get a State grant, she simply said we were not guaranteed, so are we guaranteed these County grants?"

Grant Writer Martin: "Yes we are."

Commissioner Longtin: "I thank you sir for your indulgences."

Vice-Mayor Rumsey: "Does that complete your questions?"

Commissioner Longtin: "Yes it does, thank you."

Vice-Mayor Rumsey: "Thank you, Commissioner Hockman do you have any other questions?"

Commissioner Hockman: "No."

Vice-Mayor Rumsey: "I want to ask Commissioner Hockman, your concern is primarily that we didn't have enough time to review this?"

Commissioner Hockman: "That's my biggest concern. It's just the fact that we didn't, that's all"

Vice-Mayor Rumsey: "Okay, that you didn't have time to review. Town Clerk can I ask you when did you pass our packets to us with this information?"

Town Clerk Vivian Lemley: "On Friday 5:00 p.m."

Vice-Mayor Rumsey: "Last Friday?"

Town Clerk Lemley: "Last Friday."

Vice-Mayor Rumsey: "I'd like to ask the Town Manager has any person on this dais called you or ask any questions on Resolution 21-06-11?"

Town Manager Davis: "No sir."

Vice-Mayor Rumsey: "Attorney Baird, has anyone called you and asked you any questions on this item?"

Attorney Baird: "No."

Vice-Mayor Rumsey: "Mrs. Martin has anyone called you to ask you any questions on this item from this dais?"

Grant Writer Martin: "No."

Vice-Mayor Rumsey: "I think most of the department heads are in our audience tonight. If any person from this dais has called any of you to ask you a question regarding item number 1 on the Consent Agenda, Resolution No. 21-06-11, would you please stand at this time? I do not see any directors standing. At this time we will entertain a motion for item number 1 on the Consent Agenda."

Motion: A motion was made by Commissioner Osterman to approve item number 1 Resolution No. 21-06-11 on the Consent Agenda; Vice-Mayor Rumsey passed the gavel to Commissioner Hockman and made the second.

Vote on Motion:

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

Motion passed 4-0

Vice-Mayor Rumsey: "The next item on our agenda, Commissioner Longtin you pulled item number 3 is that correct?"

Commissioner Longtin: "Yes."

Vice-Mayor Rumsey: "And that is the Replacement of Damaged Commercial Driveway Turnouts at Various Locations Throughout the Town."

Commissioner Longtin: "Yes, my question on this is it appears as though we are going to be going to business areas in Town. Let me ask it this way, these items, or these areas that are going to be fixed, is it Town-owned property?"

Town Manager Davis: "I don't have the list in front of me, but the approaches, commercial driveway approaches, I know one of them for instance I reported, is not Town owned property. However our garbage truck damaged it, and it is our responsibility to repair it."

Commissioner Longtin: "And all of these have been, all of these are our responsibility?"

Town Manager Davis: "Correct."

Commissioner Longtin: "Okay, thank you and that's it sir."

Vice-Mayor Rumsey: "Thank you ma'am. Any other questions? Do I have a motion to approve?"

Motion: A motion was made by Commissioner Longtin to approve item number 3 Replacement of Damaged Commercial Driveway Turnouts at Various Locations Throughout the Town on the Consent 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			

Motion passed 4-0

BOARD MEMBERSHIP APPOINTMENTS:

Vice-Mayor Rumsey: “The next item on the agenda is the appointment of a Library Board member and we have one name that is before us tonight, Mr. Roger Michaud. I understand that Mr. Michaud is not able to be with us this evening. We all do have his background and his biography as part of our information packet. And if you all would like to fill out your ballot and turn it in, we will go ahead and turn that in to the Clerk. Madam Clerk if you’ll interrupt me when you get that finished.”

Vice-Mayor Rumsey: “The next item on our agenda is item number 7 the Flagler Boulevard Irrigation system. Madam Manager.”

DISCUSSION AND POSSIBLE ACTION:
Flagler Boulevard Irrigation System

Town Manager Davis: “Yes, Vice-Mayor what you have before you this evening, at the last Commission meeting, we discussed installing, we discussed the irrigation system on Flagler Boulevard. And right before that meeting we received word from the County that our original application to repair the tennis court with Community Development Block Grant (CDBG) funds was denied and we had to come up with an alternative project. So we submitted the Flagler Boulevard irrigation system and if there are any funds left over, then we would include sodding. We have learned that in fact our application was approved in the amount of \$44,606 and you have an option this evening. This is contingent upon county approval on June 19, 2011, but if they do approve the grant what we need from the Commission is direction as to whether you want to accept the grant, whether you want to reject the grant and repair the irrigation system, the existing irrigation system or do nothing. We just request direction from the Commission.”

Vice-Mayor Rumsey: “Does anyone have any comments?”

Commissioner Longtin: “Yes sir.”

Vice-Mayor Rumsey: “Go ahead Ms. Longtin.”

Commissioner Longtin: “I would just like us to, my vote will be no on this because I think it is foolish that we are taking grant money for something that will cost \$5,000 max to fit. That will be over, way over what is needed. I would like to see us simply do what

should have been done the past year, or the year before that, or the year before that. And simply during budget time, budget for general maintenance items.”

Vice-Mayor Rumsey: “Thank you Commissioner Longtin. Anyone else? Commissioner Hockman”

Commissioner Hockman: “If we don’t take the grant does that mean we don’t have a change to go for any other money this year from them?”

Town Manager Davis: “That is correct.”

Commissioner Hockman: “Again as I said earlier, I would rather see us the money be used better, more useful in the sense of landscaping, fixing, replacing trees, because the irrigation system itself does function. Yes it is a little bit on the older type system, but it does function. I think it is foolish, and I have had several people talk to me in the last day or two about it as well who also said the same thing so.”

Vice-Mayor Rumsey: “Anything else?”

Commissioner Hockman: “That’s it.”

Vice-Mayor Rumsey: “We received an email today, all the Commission, from Mr. Jeff Blakely, who is a registered landscape architect and a resident of the Town of Lake Park. Mr. Blakely has served with distinction in our community. He has served on the Planning and Zoning, he has chaired the Planning and Zoning Board. He is a very well respected landscape architect throughout the state and I’m just going to reference a couple of the comments that he made in his letter to us sent today June 1, 2011. This was sent to Commissioner Hockman and was carbon copied to Patricia Osterman, Kendall Rumsey, Jeanine Longtin and the Town Manager.

‘Dear Commissioner Hockman,

I attended the Commission meeting on May 18th, at which a discussion of the irrigation system along Flagler Boulevard took place.

I am a landscape architect familiar with systems similar to the one along Flagler Boulevard and design irrigation systems as part of my practice. I have designed irrigation systems for 30 years.

In my opinion the only practical solution to the existing irrigation method is to replace it with a fully functional contemporary electric solenoid system which will provide the Public Works Department with a greater range of flexibility.

As you know the existing system is hydraulic. This type of system, largely manufactured and promoted by the Toro Company, is being rapidly phased out and currently parts are difficult to obtain for this type of valve and shortly they will not be produced at all. It is (still) possible to replace the diaphragms within the hydraulic valves. Hydraulic tubing gets brittle the older it is (and this is VERY old).”

Vice-Mayor Rumsey: "Mr. Blakely goes on to reference his opinion as a 30 year expert in the field that we should go ahead and go with the newer system. We have the opportunity this evening to finally bring this debate to a close. We have now discussed this irrigation system for almost a year. We have looked for the opportunity to pay for this irrigation system now for almost a year. We do not have the money in our budget. Two meetings ago I made the comments that if this was brought forward again I would try to step across the line with my fellow Commissioners and repair this system. At the last meeting I had some contingencies as to me stepping across that line. One of them would be Commissioner Hockman would return the key that he has to operate the system. At that time Commissioner Hockman said he would gladly return the key. To date have you returned it?"

Commissioner Hockman: "No but I will be tomorrow."

Vice-Mayor Rumsey: "Yes or No that is all I need."

Commissioner Hockman: "I said NO, but I will tomorrow."

Vice-Mayor Rumsey: "So,"

Commissioner Hockman: "Would you like to be..."

Vice-Mayor Rumsey: "Mr. Hockman has not returned that key. The other comments that I made were that I would support this if we did not have our Town employees put on the line and make them repair this. And there would be a \$15,000 cap. Now at the last meeting it came to us that there is a grant available to replace this system that Mr. Blakely, who is a 30 year expert in the field is telling us needs to be replaced. I support replacing the system with the grant. Because quite frankly I would rather the Town of Lake Park get this grant money than Mangonia Park, or North Palm Beach, or Rivera Beach, or Jupiter, or Juno or any other community in our area. I think the Town of Lake Park deserves the money as well. Are there any other comments?"

Commissioner Osterman: "Motion to approve."

Vice-Mayor Rumsey: "Which option?"

Commissioner Osterman: "Accepting the grant so that we can put in a system that works and beautify our Town."

Motion: A motion was made by Commissioner Osterman to accept the grant for the Flagler Boulevard Irrigation System; 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			

Motion passed 3-1

Vice-Mayor Rumsey: "The next item on our agenda is Commissioner comment, Town Attorney and Town Manager, we will start this evening with Commissioner Hockman."

BOARD MEMBERSHIP APPOINTMENTS:

Town Clerk Lemley: "Vice-Mayor."

Vice-Mayor Rumsey: "Yes madam"

Town Clerk Lemley: "I'm sorry."

Vice-Mayor Rumsey: "Oh I'm sorry, thank you very much Madam Clerk, we have a ballot decision I assume."

Town Clerk Lemley: "Yes, Roger Michaud has been selected for the Library Board."

Vice-Mayor Rumsey: "Thank you Madam Clerk and congratulations Mr. Michaud. Okay, Commissioner Hockman"

COMMENTS BY COMMISSION, TOWN MANAGER, TOWN ATTORNEY

Commissioner Hockman: "I guess I want to start off, there has been a lot of different things flying around. I've had a lot of people approach me at different functions and so forth that I just want to get a few things out on the table, I guess you can say. I guess first, a fellow Commissioner made a statement at the last meeting that nothing has been able to get done by this Commission over the past 15 months because of personal agendas of two Commissioners. In my opinion, that she failed to state that those two Commissioner had no power to stop anything that came before this Commission for the past 15 months. There has been five people of this Commission voting up until the last month. Anything that has gone through has always had the opportunity to go through so there has been no holding back on anything that gets done in this Town. It was also mentioned that a spin is put on the comments that this fellow Commissioner makes. Well I believe that the fellow Commissioner should go back and review the meeting and comments that she has made. The comments made at the meeting is what has upset the residents of the Town. It was also mentioned at the last meeting that the two of us have no vision for the Town, just a personal agenda. Well I myself know I have stated many times my vision of this Town. Part of it was to be, actually was on this agenda tonight for the managers goals for the year. Most of what I had said over the past year and the past several months have been what is on the manager's goals."

Commissioner Hockman: "As far as the Marina project the promenade project, I am personally for making things better within the Town. However, I will not ignore the resident that is most affected by the item. It is what the Town residents need to hear. We are here for the Town residents not just for one person or the developer."

Commissioner Hockman: "As far as comment about misinformation, maybe if I was treated the same as the others up on this Commission, things along this Commission would go smoother. I'm only assuming that Commissioner Longtin is probably treated the same way. Over the past 15 months there has been a lot of questions asked of the Town Manager by both myself and Commissioner Longtin. The replies are answered by the Town Manager and they are sent to the entire Commission. However, over the past 15 months there has not been two Commissioners, not counting the Mayor, that have asked no questions. I have not seen one email coming from either of the Commission asking a question in 15 months. However at these meetings those Commissioners are always well informed and seem to have everything in hand, such as the information when I brought up on the sprinkler system a few months back, they seemed to be well informed. If I ask the Town Manager a question verbally somehow the answer gets back to fellow Commissioners. Over the past several weeks I have had a lot of people ask me why the State Attorney will let Commissioner Osterman remain on the Commission with living outside of the Town for the past several months. She stated that she lives in Town, State Attorney came back and actually commented. State Attorney did call me today and they have gotten several calls from residents. They are hoping this could be put to rest. As of today the State Attorney is satisfied with the resignation that Mrs. Osterman did send them. So at this time they are basically putting the prosecution end of it on hold, because they are happy; they are done with it. The Ethics Department, they said is a whole different department. But the State Attorney is, and they are content with your resignation. So I'm hoping that the residents out there understand that and let things go."

Commissioner Hockman: "It's time for the Town to move on and get down to Town business. You can't change the past, but we can run for the future. I hope from now on no matter who sits on this Commission that they work together. Put the personal feelings about each other to the side and look for the big picture. The Town, the residents, and the businesses those are the key."

Commissioner Hockman: "Furthermore if you missed the Sunset Celebration this past Friday, you missed a great time. The weather was great, lots of new faces. I hope that next month we even have more new people. Tell your friends, family, neighbors. I'm hoping Town Manager that maybe we can suspend the meters that night from six at least until eight, so the people do not have to pay for the parking. I still hear a lot from people and a lot of people say that more people would come if they know they didn't have to pay for that parking."

Commissioner Hockman: "Last night the Bridges of Lake Park held a coupon meeting at the Library. It was a great turn out, lots of people, if you missed it mark your calendars for next month. The people that were there and I know a lot of people from the garden club, actually showed up and actually signed up because they actually enjoyed it, learned a lot. For the rest of the Town, just to let you know there is a Library Board meeting. I

recommend that everybody come out, start listening, get involved in the Town Library. There are wonderful things that are happening over there. And there is a lot of changes, I know that they would like to do in the future, such as a teen room in the children's portion. Fantastic! Looks great and I know the kids are loving that. I can't wait to see what the teen room is going to end up looking like."

Commissioner Hockman: "On another note I have been approached by several people, and I am not sure next Wednesday is Community Watch meeting. I hope that everybody in the Town actively will come out and come to the Community Watch and get involved, get to know what they can do for you and help the community. It is for the community. Now I'm not sure if the Community Watch actually has come through or not. I have been told that, there have been a few emails, they want to have a debate of all the candidates running for both the Commission and the Mayor. Hopefully they actually have been able to tie it down. I do highly recommend for those out there watching on TV, get to know all the candidates running. Ask them questions, what they stand for-what they see this Town becoming. This is your time to let everybody know that you, as a resident, do care about this Town. As the old saying goes, 'let your voice be heard.' If you don't come out and vote at the end of the month, as said in the past, you can't complain. This is your chance to make a difference in this Town. That's it."

Commissioner Osterman: "Thank you Vice-Mayor. I was down at the park with my son and struck up a conversation with a gentleman from the condos. And he was asking me various questions, and he was saying that he pretty much, through the condos, only gets one sided information and that only one candidate is brought in. So I'm very glad that everybody is going to have a chance to have their ideas put out. He asked me something's about what is going on specifically with a boat and seizure down at the Marina. I wanted to address that for a moment and give my opinion on the situation. We had a boat down at the Marina who was very much, thousands of dollars in the arrears and I think this is a classic example of why this doesn't work. I don't think there is anything that the Town Manager could have done, or that staff could have done that would have been acceptable. They had two choices either go after the boat and the owner and try to ensure that payment was made or let it go. There were other things, but I will not go into great details, but there were reasons to believe that the boat would be leaving. So the Town Manager made that choice to try to secure funds for the Town and has been crucified for it. But I think that that is just an example, one example, of, it's my belief that if she hadn't gone after them she would have been raked over the coals for not. And now she did try to get the money for the Town and she's been raked over the coals for that. The bottom line, and I appreciate that Mr. Lloyd was shaking his head at the last meeting in agreeing, this is about the Town Manager. That's really what this election is really about, about where this Town is going to go for the future. So, let's have the conversation. It is impossible for this Commission to function because there is no communication that takes place between two of the Commissioners and the Town Manager. The question that you saw happening today and the reason, I believe that Commissioner, Vice-Mayor Rumsey pointedly asked about whether or not there were phone calls made, is because the Commissioner will not ask the questions to staff because there is no trust. And if you don't have trust you can't have work getting done. The reason that I say we haven't been able to get anything done for 15 months is that staff is running around in circles doing copies of requests of all different kinds of information. I mean it's very, it's amazing the

number of things that staff are tasked with in order to answer records request from years back. If the public knew the amount of requests that were made it's astounding. So let's talk about the Town and where the future is going to be, because it's easy to criticize, there that it's easy to find fault. There's that expression everybody is a critic, and it's true. But a real leader is somebody who comes up with solutions and has a vision to be able to move things forward. And that is what I keep asking of anybody that I speak with. Please ask questions, ask what the vision is, ask how they intend to solve the problems. Because it's about solving the problems and there are big ones headed our way. I want to ask you to think back to what this Town looked like five years ago. Do you remember? Do you remember what the alleyways looked like? Do you remember what Lake Shore Park looked like? Do you remember what 10th or Park Avenue looked like? Five years ago, Lake Park had the most money in their budget, six years ago. That was when cities were there flushest, and we looked terrible. And in the last five years our Town has gained all sorts of positive press for the changes, we have the Chamber of Commerce has shown to other communities a model development. That is a picture of the work that has been happening on an extremely lean budget. I said at the last budget meeting a year ago that I was terrified for what would happen for this budget. And the Town heads into the budget in July. We are going to have the greatest cut back and the least amount of money to work with. I just cannot imagine how staff is going to try to balance the budget, because property values run a year behind as far as taxation is concerned. And the lag time on community properties is going to really hurt us for this year. So I really do hope that the Town will ask questions and figure out who can lead us forward. I am very, very happy that James DuBois has stepped up to run. I think, I don't know how he, you know, I give him a lot of credit for his servant's heart to do that during this time. And I very much hope that things will be done in such a ways that, something happens, I mean whatever happens from this election it has, this Commission has to be able to work with a Town Manager. It has to be able to work with a Town Manager. So if the Commission can't, then fire her and hire somebody you can work with. And Commissioner, Vice-Mayor Rumsey I hope you'll be the fourth vote if that happens. I hope you will do it. Because it has to happen to move this Town forward. We can't, we can't stay in this lockdown position. Because staying in a lockdown in these economic times is like moving backward five years at a time. You can't have the foreclosure rate, rental rate that we have and not work every second to do economic development and positive marketing of the Town. In the words of our Mayor thank you Lake Park."

Commissioner Longtin: "Technically I was going to say one thing, hey come to the Community Watch Meeting its at the Lake Park Fire Station, 6:30 p.m. next Wednesday, June 8, 2011. However, now I gotta say a couple more things. We are elected officials but we are also Lake Park employees because we do take money from the Town technically employees are not to campaign. So, but one broken rule, two broken rules what the hay, people aren't held accountable. A lot of fear mongering just happened here. And regarding the boat that was seized, as it's too often the case, you were given very little information. The gentleman was making payments as agreed upon, there is way more to that story, I don't want to get into it. I've told Ms. Davis, I believe she's in over her head and she's going to bring the Town into hot water as far as that. And I've asked that she consult with the Commission before going any further regarding the seizure of that gentleman's boat. Destroying his, the attempt of destroying his life and his business. And I hope she goes no further before she communicates with us. Yes, a lot of nice stuff has

been done to the Town, but most of it's grant money. I don't know where the money is going. I've had people ask, I don't know. Yes, the Town looks pretty and the Town Manager has been heard to say all you have to do is mesmerize them with flowers, and she's so true. She's, that's a true statement, she's accurate. You know you look and things are pretty but businesses aren't really coming in like they should."

Commissioner Longtin: "Communication, I wasn't going to talk about communication from this, I am so glad I was on the Commission from 2001-2004 because I got to work with Town Managers and another Commission and I got to see how it's suppose to be done. Communication from Maria Davis is selective. What Commissioner Hockman said is true. I've never seen an email from our former Mayor, I've never seen an email from Patricia Plasket-Osterman. I've seen a couple of emails from Vice-Mayor Rumsey but they are never really pertaining to agendas. And yet they do come to the meetings with all the information they need. And often their votes are the same. Even my verbal questions in the past to Ms. Davis have been copied, her responses to my verbal questions and my written questions are copied to everyone on the Commission, so that everyone knows where I'm coming from. But I have no idea where everyone else is coming from, well maybe Commissioner Hockman. No Town Manager has ever done that before. Now she will tell you that she treats us all the same, but she doesn't. She has made it very apparent that she will not work with me. She doesn't call me, in the past other Town Managers would call me if something is going on. And no I don't call her because often I'm not given the truth, I'm not told the true facts, you know and then I came here to misinformation. So there is a lot more unfortunately going on here, going on up here and I know what is going on up here is not right because I have dealt with it in the past. And when Ms. Davis interviewed for this job I stood back there and I thought thank you Lord, what a breath of fresh air, I was so happy. She mesmerized me like the flowers on Park Avenue do most everybody else, and loved her. I was so happy that Patricia Plasket-Osterman left the hospital to make the vote to get her in here. Believe me it is hard admitting that, maybe change does need to happen. I don't see where the emotions and the attitudes are going to change and get any better, and it makes me sad. I will try to work with her; I will work around it, whatever I will do the best I can do. But given the misinformation that I have been given, I need to do research on some of this stuff is very timely, it really is. And to know that my questions are again copied to everybody. A simple records request will prove all that out. So, I mean yes, Commissioner Hockman is correct and, you know when the employer doesn't reprimand the employee, when the parent doesn't reprimand the child, it tends to get kind of out of control. No more public comment. And I fear that is what has happened. It's almost a repeat of what, approximately ten years ago or so, and the child has been spoiled."

Commissioner Longtin: "Anyway regarding that boat seizure, there's a lot more to the story and again I have asked the Town Manager to talk to the Commission and let us know what steps she plans to take before she takes them."

Commissioner Longtin: "And again Community Watch Meeting, 6:30 p.m., next Wednesday, June 08, 2011 at the Lake Park Fire Station. Thank you Mr. Vice-Mayor."

Vice-Mayor Rumsey: "Thank you Commissioner Longtin. Mr. Palenzuela may I ask you a question please. Can you come to the podium, so that I can get it on the record. We

received an email today that you are going to be at a training session for a couple of months.”

Lieutenant Palenzuela: “Yes sir.”

Vice-Mayor Rumsey: “And that Lieutenant Hill will be assigned to your precinct, to this district.”

Lieutenant Palenzuela: “Yes he will, he will take my post.”

Vice-Mayor Rumsey: “My only question is, first of all I would really prefer that you didn’t go anywhere.”

Lieutenant Palenzuela: “Thanks.”

Vice-Mayor Rumsey: “But we understand the situation. Is Lieutenant Hill going to be assigned only to this district or is he going to split district?”

Lieutenant Palenzuela: “No, he is going to be assigned to this district and he will sit in my chair and answer to the Town Manager.”

Vice-Mayor Rumsey: “Only to this district, he will not be going to any other?”

Lieutenant Palenzuela: “Correct. Currently he is assigned as a Watch Commander, but he is going to be taken out of the Watch Commander pool and he will be here acting as the District Commander in my place.”

Vice-Mayor Rumsey: “Okay, thank you, sir.”

Lieutenant Palenzuela: “You’re welcome, sir.”

Vice-Mayor Rumsey: “Commissioner Hockman, I personally agree with you on the meters for Sunset. And what I would like to do, however, I think we need to look at the numbers before we make a sweeping decision like that. So what I would like to do is ask the staff to bring something back. Listen, we got to get through budget and all that, so let’s bring it back in August if we can, but let’s get through those meetings. But sometime in August if we can come back and just bring us some facts on that, let’s look at it and see if it is an opportunity that we can capitalize on. Unfortunately I have not been able to attend the Sunset as much as I would like to recently, but it is a great event and I think if we can get the entire community there it is worthwhile, I would love to see that.”

Vice-Mayor Rumsey: “Speaking of the Marina, congratulations to the Marina director and his staff for \$15,000 in revenue over Memorial Day weekend. So I really want to thank you for all your hard work and dedication out there and we really appreciate it very much.”

Vice-Mayor Rumsey: “Folks you’ve all see the fact put out on the table tonight. This election has one thing that we are voting on. This election is about the future of this Town

and who the Town Manager is going to be. It's either going to be Maria Davis or Maria Davis will be resigning, or fired from her duties. That's what this election is about and anybody who says differently, they'll need to go back and check their facts, okay. But one more fact you need to think about before you start going and making this big change you want to make. To get rid of that lady over there it's going to cost this Town approximately \$130,000. Where that money is coming from I have no idea. She gets nine months worth of salary if she is fired tomorrow. Nine months. Then on top of that we are going to have to go out and we are going to have to hire somebody, investigate somebody, advertise for the position, which is going to be approximately another \$20,000 or \$30,000. We are looking at about \$130,000 to get rid of her. I'm sorry madam, I have the floor now. So if you want it that bad, you know where to vote. If I were the voting public of this community I would be asking a lot of questions about where people stand on it, because quite frankly that's the issue. That's been the issue now for 15 months and if you don't believe it go back and listen and review all the records that have gone on in this Commission."

Vice-Mayor Rumsey: "And in that vein don't forget election day is June 28, 2011, that is a Tuesday. If you are not going to be in Town to vote on June 28, 2011 you can get an absentee ballot from Palm Beach County Board of Elections, Supervisor of Elections. Make sure you get that. Madam Clerk what is the last day they can get an absentee ballot, and I apologize for putting you on the spot like that because you just looked at me."

Commissioner Longtin: "May I give you their phone number?"

Vice-Mayor Rumsey: "That would be great too."

Commissioner Longtin: "Palm Beach County Supervisor of Elections is 561-624-6555."

Town Clerk Lemley: "The Supervisor of Elections phone number?"

Vice-Mayor Rumsey: "Is 561-624-..."

Town Clerk Lemley: "656-6200."

Vice-Mayor Rumsey: "561-656-6200, they will be able to get you information on absentee ballot if you need it. I understand that I put you on the spot and I apologize for that."

Vice-Mayor Rumsey: "Last thing I want to do tonight is I want to talk directly to the staff of our Town. Because you all have been getting it lately. At the last meeting I think about four or five of you were called out and said 'shame on you-shame on you.' Tonight we have had comments that there is one employee that people hear about, what a great job they are. I just want to say this loud and clear, I think every employee in this Town is doing amazing work for this Town and I want to thank you for your hard work, okay. These are the people who day in and day out come out here and sweat and give us their blood, sweat, and tears every day. They haven't had a raise in about four years and they're not going to get one this year, quite frankly. I mean I could be wrong. God could come down and grant us a big pot of money, but it doesn't look like it's going to happy

right now. They've taken five days off without pay for the last several years, but guess what every single time we have an event in this Town they are here volunteering for it. Couple of weeks ago I had the honor and privilege of kicking off the Relay for Life down at the park. The majority of the team that represented the Town of Lake Park, they weren't residents of Lake Park they were the staff of Lake Park, okay. So don't you dare listen to anybody making comments about "shame on you." You guys are doing a phenomenal job and we appreciate it and I think the majority of our Town appreciates your hard work as well. And with that I'd like to pass it on to Attorney Baird."

Attorney Baird: "Thanks a lot. The, what I have received and what you all have received via email is an executive brief from the staff at Palm Beach County. Which was placed on the County Commission June 7, 2011 agenda, an item concerning the \$2.4 million grant that the Town received to expand the Marina parking and create a promenade, pursuant to the Interlocal Agreement that the Town executed with the County in exchange for receiving that money. In a discussion I had with Commissioner Marcus the board, that is the Board of County Commission concern is that when they enter into these grants they have an expectation that the conditions in which they grant monies to towns and cities that it will be fulfilled. Based on some of the discussion and dialogue she has been hearing there is some uncertainty as to what the Town position is with respect to the grant and the conditions and whether the Town will fulfill the conditions of that grant. So this agenda item is intended to provide the Town Commission with 90 days to affirm or not its agreement to the previous agreement that it entered into. Ninety days take you roughly to the end of August. So you will need to agenda an item and vote on that item either affirming the terms of that grant or not sometime between now and I guess your second meeting in August. And that position will then have to be communicated to the County. If the vote is affirmative, then obviously you go ahead and you perform accordance with the Interlocal Agreement that was previously executed between the parties. If you don't vote affirmatively, then the County will exercise its right under the agreement to compel the return of the \$2.4 million that was granted to the Town. And obviously if you feel that's an unfair position for the County then you have the opportunity to challenge that and there are processes that you have to go through before you can go through that."

Commissioner Osterman: "Vice-Mayor I have one question."

Vice-Mayor Rumsey: "Okay, Let's let him finish and then we will come back for your question."

Attorney Baird: "That's pretty much it."

Vice-Mayor Rumsey: "You know, you're a piece of work."

Attorney Baird: "I'm your piece of work."

Vice-Mayor Rumsey: "Commissioner Osterman"

Commissioner Osterman: "Under the Interlocal Agreement that we all said 'yes' to, we have five years to do the promenade and if not to pay back, under this."

Attorney Baird: "Well there..."

Commissioner Osterman: "How long would we have to come up with the \$2.4 million to pay the County back? Does it have a timeframe of payment if the answer is 'no'?"

Attorney Baird: "Let me address your first question first. There is five years to complete the promenade, the project, but there are two phases to this project. So, the second question is, there is no specific provision in the agreement that says when it has to be paid back. That, I would expect, as in the case of any litigation, the party who is requesting their money back would demand that it be paid back immediately. And from that point it would be a negotiation if the Town was not in a position to do that, to reach some terms to pay it back. As is the case in most cases where money is loaned, which essentially this is in some ways a loan to, under certain conditions then you would expect for example a bank you would expect, they would want interest on the return of the money that you've held for whatever period of time you hold it. Without speculating I don't really know what the County Commission's position will be."

Commissioner Osterman: "Can I just ask one more question? Sorry I, Is there a legal, legality for that, we can take out a bond to pay it back cause we don't have that kind of money, so is it, is that how we would have to do it, through a bond? Ad Valorem taxes?"

Attorney Baird: "There are revenue bonds, and there are other types of bonds, and then there are loans, that would be up to the Commission on how they decided to repay the money."

Commissioner Osterman: "Thank you."

Vice-Mayor Rumsey: "Commissioner Longtin."

Commissioner Longtin: "Mr. Attorney, you said the Palm Beach County Commission will be discussing this on June 7, 2011."

Attorney Baird: "That's correct."

Commissioner Longtin: "What time and where?"

Attorney Baird: "The County Commission meetings begin at 9:30 a.m. and they are in the six floor of the Palm Beach County Administration Center, which is at 301 North Olive Avenue."

Commissioner Longtin: "Thank you."

Vice-Mayor Rumsey: "Commissioner Longtin though, check their agendas because a lot of times those meetings go all day long, so you probably wouldn't want to sit there all day long. Madam Manager."

Town Manager Davis: “Yes, good evening Vice-Mayor and Commissioners. I wasn’t planning on making any comments, any personal comments tonight, I was just going to do some announcements. but I seem to be the center of attention this evening, and I do need to just address a couple of the comments that were made. Commissioners Hockman, and Longtin, from the moment you were elected, you came in here not wanting to give me an opportunity. Commissioner Longtin, I remember talking to you over the phone the very first time after your election and I said ‘how do you want me to communicate with you, tell me how you want to receive information’, and you said to me, categorically ‘email, I’d prefer email over talking on the phone’. And as far as the two of you thinking that the other three are receiving information that you are not, the other three call me regularly and ask what is going on and there are times that, I think there was one time that I remember in particular that I forgot, I forgot to tell the two of you an issue that came up that the other three knew because they do talk to me regularly to discuss Town business. And to discuss what is going on and what the plans are. I don’t receive calls from either of you two and I do call you when there are urgent issues or issues that you need to be aware of immediately. So I really, your comments about I am not giving you information is factually inaccurate. Factually inaccurate. The other two Commissioners were on before the two of you, a lot of their questions came long before the two of you came on this dais, and I answered all of their questions. Also the boat seizure, it is sad that we are dragging this through the mud with a tenant. This is a Marina tenant and Commissioner Longtin you are accurate, people do not know the real story and staff has been attacked mercilessly and very unfairly for doing what was in the best interest of the Town. I’m going to switch gears now and get off the drama.”

Town Manger Davis: “James DuBois mentioned at the beginning of the meeting this evening. There is a gentleman that is interested in donating a tree in the Mayor’s honor at Kelsey Park. And I told Mr. DuBois that it is customary to request permission from the Commission to put a tree, dedicate a tree in a park. And I am asking whether this Commission wishes to allow a tree of sizable, four inch caliber, trunk, probably 12 to 14 feet in height, somewhere in Kelsey Park. I’m going to.”

Vice-Mayor Rumsey: “Are you asking for consensus?”

Town Manager Davis: “Yes I am.”

Vice-Mayor Rumsey: “Commissioner Hockman?”

Commissioner Hockman: “Yes.”

Vice-Mayor Rumsey: “Commissioner Osterman?”

Commissioner Osterman: “Yes.”

Vice-Mayor Rumsey: “Commissioner Longtin?”

Commissioner Longtin: “Yes, of course.”

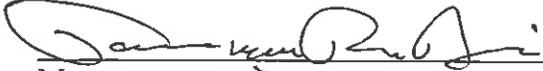
Vice-Mayor Rumsey: “And I do as well.”

Town Manager Davis: "Thank you very much. Library news, on Thursday, June 2, 2011 we have Preschool Story Time at 10:00 a.m. in the Schuyler Room. Saturday June 4, 2011 we have Get Healthy Get Fit at the Library from 11:00 a.m. to noon in the Schuyler Room. Tuesday, June 7, 2011, meet Israeli artist Ari Levi and view his unique sculpture at a reception from 6:00 p.m. to 8:00 p.m. in the Schuyler Room. Light refreshments are going to be served by the Friends of the Library. Monday, June 13, 2011 Family Game Night, sponsored by Bridges at Lake Park at 5:30 p.m. in the Children's Library. Also at 6:00 p.m., Monthly Monday Movie will be Momma Mia, the movie Meryl Streep in the Schuyler Room. And on Tuesday, June 14, 2011, Toddler Tails sponsored by Bridges at Lake Park at 5:30 p.m. in the Children's Room. We have our Summer Camp beginning June 13, 2011 and ending August 5, 2011. Registration fee is paid one-time and is due at the time of registration. The one-time fee for residents per child is \$70, \$45 per additional child. A one-time fee for non-residents is \$110, and \$65 per additional child. There will be a weekly fee of \$55 per week for Town residents and \$65 for non-residents. Contact our Recreation Center at 561-881-3338. And that's all I have this evening."

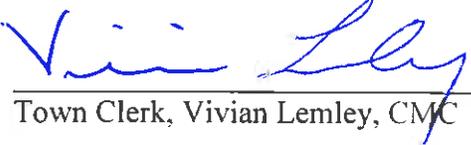
Vice-Mayor Rumsey: "Thank you madam. There was one other thing that I was suppose to mention and I apologized. On June 11, 2011 the Teen Advisory Board, Teen Advisory Group will be having a car wash from 10:00 a.m. until noon at the Lake Park Library. I apologize for forgetting that. With that I will entertain a motion to adjourn."

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 8:40 p.m.



Mayor



Town Clerk, Vivian Lemley, CMC



Approved on this 13 of July, 2011