



Minutes
Town of Lake Park, Florida
Special Call Commission Meeting
Wednesday, September 8, 2010, 9:25 p.m.
Town Commission Chamber, 535 Park Avenue

The Town Commission met for the purpose of a Special Call Commission Meeting on Wednesday, September 8, 2010 at 9:25 p.m. Present were Mayor Desca DuBois, Vice-Mayor Patricia Osterman, Commissioners Kendall Rumsey, Steven Hockman and Jeanine Longtin, Town Manager Maria Davis, Town Attorney Thomas Baird, and Town Clerk Vivian Lemley.

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

ADDITIONS/DELETIONS/APPROVAL OF AGENDA

Motion: A motion was made by Commissioner Rumsey to move Item #14 Lighting Consultant Contract to the beginning of the Agenda; Commissioner Hockman made the second.

Vote on Motion:

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

Motion passed 5-0

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

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Longtin	X		
Commissioner Hockman	X		

Commissioner Rumsey	X		
Vice-Mayor Osterman	X		
Mayor DuBois	X		

Motion passed 5-0

PUBLIC AND OTHER COMMENTS:

None

DISCUSSION AND POSSIBLE ACTION:

Lighting Consultant Contract

Town Manager Davis gave a brief background of the item. She stated that the two proposals that were submitted by Calvin Giordano & Associates to the Commission were not accepted. She stated that the Commission felt that the proposals came in too high and they requested that the next firm in line, Thompson & Youngross, submit a bid. Thompson and Youngross submitted a proposal in the amount of \$28,500. She stated that Mr. Youngross was present to answer any questions.

Andrew Youngross of Thompson & Youngross Engineering introduced himself and stated that he could answer any questions the Commission may have.

Commissioner Rumsey asked how much the proposal would be if induction lighting was excluded.

Mr. Youngross stated that the proposal could be reduced by \$2,000.

Town Manager Davis stated that Mr. Youngross had recommended not including induction lighting.

Commissioner Rumsey stated that he would like the induction lighting taken out of the proposal.

Commissioner Hockman stated he thought that the hours for the study were too high. He discussed the technicalities of the proposal with Mr. Youngross. He recommended removing the underground wiring with FPL.

Discussion ensued among the Commission regarding the street lighting consultant contract and the proposed technicalities and structure of the street lighting system.

Commissioner Hockman stated that he believed that the proposed hours to do the study were double what they should be to do the work that he believed the Town was looking for.

Mr. Youngross stated that he disagreed and that it was his professional opinion that the hours proposed were the correct amount of hours. He stated that according to the way the

RFP was phrased the only way it could be done accurately was to come up with a design for the project and that the Town could come up with a cost estimate based on that.

Commissioner Rumsey stated that there was another proposal given by another company that had more hours proposed than the current one. He stated that at some point the Commission has to believe the company and trust that they are going to do the work they propose to do.

Motion: A motion was made by Commissioner Rumsey to approve the street lighting contract with Thompson & Youngross with the modification of removing induction lighting for a total contract price of \$26,500; Vice-Mayor Osterman made the second.

Vote on Motion:

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

Motion passed 4-1

CONSENT AGENDA:

1. Budget Workshop Meeting Minutes of July 28, 2010
2. Regular Commission Meeting Minutes of August 4, 2010
3. Regular Commission Meeting Minutes of August 18, 2010
4. Resolution No. 35-09-10 Renewal of Employee Benefits Package
5. Resolution No. 36-09-10 State Aid for Libraries Fiscal Year 10-11
6. Resolution No. 37-09-10 Amending Citation Fine Schedule
7. Notification of Placement of Unified States Geological Survey (USGS) Monitoring Well
8. Proclamation Recognizing Constitution Week
9. Kiwanis Waiver Request for Marina Halloween Event

Public Comment Open.

None

Public Comment Closed.

Vice-Mayor Osterman pulled item #1 Budget Workshop Meeting Minutes of July 28, 2010 for discussion.

Motion: A motion was made by Commissioner Rumsey to approve items 2 through 9 of the Consent Agenda; Commissioner Longtin made the second.

Vote on Motion:

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

Motion passed 5-0.

Vice-Mayor Osterman wanted to make sure that the Commission was in agreement that the Budget Workshop Meeting Minutes of July 28, 2010 were true and correct. She stated that she wanted it to be made clear that there was not any impropriety of communication with certain members of the Commission. She stated that there were three pages of contention on pages 14 through 16 of the minutes. She quoted "Commissioner Rumsey expressed the same concern regarding the elimination of the position. He stated that he would not approve the budget if the proposed position elimination remained." She asked if the Commission was in agreement that the comment was correct.

Mayor DuBois stated that it was her recollection that Commissioner Rumsey made that exact statement and it was made perfectly clear.

Motion: A motion was made by Vice-Mayor Osterman to approve item number 1 of the Consent Agenda; Commissioner Rumsey made the second.

Vote on Motion:

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

Motion passed 5-0.

ORDINANCE ON 2ND READING:

ORDINANCE NO. 09-2010 - PUD Change

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING CHAPTER 77, SECTION 78-77 PERTAINING TO PLANNED UNIT DEVELOPMENT REGULATIONS; PROVIDING FOR MINIMUM SITE AREA AND BUILDING HEIGHT LIMITS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR THE REPEAL OF ALL LAWS IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Comment Open.

None

Public Comment Closed.

Motion: A motion was made by Vice-Mayor Osterman to approve Ordinance No. 09-2010 upon 2nd Reading; Commissioner Rumsey made the second.

Vote on Motion:

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

Motion passed 5-0.

Attorney Baird read Ordinance 09-2010 by caption-only.

ORDINANCE ON 1ST READING:

ORDINANCE NO. 10-2010 – Amending Chapter 54 to Add Additional Nuisances to be Abated

A ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING CHAPTER 54 “BUILDINGS AND BUILDING REGULATION”, ARTICLE III, SECTION 54-131 TO ADD ADDITIONAL CONDITIONS OR ACTIVITIES WHICH MAY BE DECLARED TO BE A NUISANCE; PROVIDING FOR THE AMENDMENT OF SECTION 54-132 TO AUTHORIZE THE TOWN TO TAKE SUCH METHODS OR ACTIVITIES AS MAY BE NECESSARY TO ABATE A DECLARED NUISANCE; PROVIDING FOR SEVERABILITY, PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT;

PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Comment Open.

None

Public Comment Closed.

Community Development Director Sullivan explained the reason for Ordinance No. 10-2010. He stated that the Ordinance would expand the number of nuisances to be abated due to the foreclosure crisis with the main issue being abandoned and nuisance swimming pools.

Motion: A motion was made by Vice-Mayor Osterman to approve Ordinance No. 10-2010 upon 1st Reading; Commissioner Hockman made the second.

Vote on Motion:

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

Motion passed 5-0.

Attorney Baird read Ordinance 10-2010 by caption-only.

DISCUSSION AND POSSIBLE ACTION:

Red Light Camera Report Presented by Attorney Thomas Baird

Attorney Baird stated that the Commission received a memorandum from him regarding red light camera litigation. He stated that there has been two cases decided in the state and his memo described that legislation was passed that cured the defects in the Ordinances that were adopted in municipalities to implement red light camera programs. He stated that the legislation has corrected those deficiencies in the basis upon which those cases were brought. He stated that he heard a rumor that another lawsuit had been filed against the City of West Palm Beach but has not yet been able to confirm the rumor. He explained that red light camera issues have been tossed around as of late and he gave examples of those issues. One of the arguments against the cameras was that you cannot face your accuser with a red light camera. He asked the Commission if they had any questions.

Commissioner Rumsey asked if the case against West Palm Beach was for a particular turning signal at one particular location.

Attorney Baird stated that he believed that the case against West Palm Beach was for the right turn on red light cases that were thrown out by Magistrate Brandonberg and he did not know if there have been additional cases. One of the individuals who turned right on red was West Palm Beach Mayor Frankel and controversy ensued because she was not prosecuted.

Commissioner Rumsey asked about the argument of a red light violator not being able to face their accuser. He stated that since those incidents are reviewed on the camera by an individual, wouldn't that violator be able to face their accuser.

Attorney Baird explained that the theory was that under normal circumstances in order to be found guilty of a traffic violation, a law enforcement officer has to be present to observe or witness that violation and one of the reasons for the red light camera program has been that police officers cannot be at every intersection at every moment of the day to see when those red lights are run. He explained and discussed other theories that have been generated due to the red light camera issue.

Commissioner Rumsey asked for the status of the contract for the red light camera program.

Attorney Baird stated that he had been in contact with Mr. Slugget who represents ATS. He reviewed the contract and made suggestions. He stated that he had some additional comments on the substantive provisions of the contract and he also passed along Commissioner Hockman's 17 questions and/or comments and asked him to have lawyers respond specifically to those questions and comments. He stated that he expected a response by next week.

Vice-Mayor Osterman stated that she liked that Attorney Baird stated in his report that he recommended putting it back on them to enter into an indemnification agreement. She asked if he addressed that with Mr. Slugget.

Attorney Baird explained that that was one of his substantive comments that he wanted to address. He stated that he did address it in a contract that he negotiated for the Town of Jupiter and Lasercraft. He stated that Lasercraft has since been purchased by ATS. He stated that the negotiation has been held up due to the litigation. He stated that he expected some resistance and his expectation was based on his talks with the Juno Beach Attorney because he has dealt with ATS for some time to have them reimburse or indemnify fees that had to be returned due to litigation.

Commissioner Hockman expressed his issues and concerns with the red light camera program. He recommended holding off on the program for another six months.

Mayor DuBois stated that she would like to see ATS' and their attorney's response to Commissioner Hockman's questions.

Commissioner Rumsey stated that he would like to see the report the Commission requested from staff as well as ATS' response and move forward with the program.

Vice-Mayor Osterman stated that if the program would produce revenue it would definitely be needed next year. She stated that she was concerned about the program ending up in litigation and therefore needed more information to proceed.

Commissioner Longtin stated that she would also need more information before moving forward with the red light camera program.

New Town Logo

Town Manager Davis explained that it was determined that the Town needed a new logo when she was directed to place directional signs throughout the Town. She stated that the Town has three different logos in use and since they are getting ready to have those signs designed she thought now was the time to select an official Town logo. She showed the Commission the three signs that were currently being used throughout the Town. She stated that she asked the Town's Communications firm to come up with some new designs. She stated that the Commission could choose a logo from the existing logos or from one of the new logos. She showed the Commission a slide of each logo (see Exhibit "A").

Mayor DuBois stated that the existing logo with the scroll and Town Hall had always bothered her because the blue cloud looked like smoke coming from the building. She stated that she liked options one and three. She stated that she did not think that the logo with the clock tower represented Lake Park.

Vice-Mayor Osterman stated she felt that the logo was a very important decision and did not want to make the decision that night. She requested copies of the logos in color to review them. She wanted to have conversations with others regarding the logos. She recommended placing the logos on the website with the opportunity for people to vote on them. She recommended omitting any logos that were an absolute no.

Discussion ensued among the Commissioners regarding the new Town logos.

Commissioner Rumsey requested that all six logos be placed on one sheet of paper so that they could be compared together.

Discussion continued regarding the new Town logo.

Commissioner Longtin stated that in Town Manager Davis' write up regarding the new Town logo she mentioned that the Town was in need of rebranding. She asked Town Manager Davis what else was involved in the rebranding process besides the logo change.

Town Manager Davis explained that re-branding involved changing the whole image and reputation of the Town.

Vice-Mayor Osterman clarified and stated that the re-branding involved new banners, signs, business cards and having a whole new modernized version of what they want Lake Park to be.

Mayor DuBois stated that merchants on Park Avenue want and have been begging to have a directional sign in the business district. She asked that the sign be installed within the next week.

Commissioner Longtin stated that she was concerned about the costs of implementing a new Town logo.

COMMENTS BY COMMISSION, TOWN MANAGER, TOWN ATTORNEY

Commissioner Hockman stated that he went out to the baseball clinic and that it was successful with many children in attendance. He stated that he also went to the sidewalk chalk contest and that it was very interesting with a lot of good artists and a lot of people in attendance. He stated that he was looking forward to the 5K run event that will be taking place at Kelsey Park. He recommended providing parking for the event's volunteers.

Vice-Mayor Osterman recommended having Attorney Baird present a report at the next meeting regarding social media.

Commissioner Longtin asked Town Manager Davis to inform her when she is speaking with the majority of the Commission on any particular issue. She stated that when she was on the Commission in the past she was never surprised and she stated that she was now too often surprised. She read an article regarding Sickle Cell Awareness Month. The article gave a description of the disease and its symptoms and stated that there was no cure. She announced that a high speed rail would be coming to Florida and there was a new plan for the rail that would be funded with federal dollars. She stated that if anyone was interested in the plan they could attend a meeting that would be taking place on Tuesday, September 14, 2010 at the Kravis Center from 3:30 p.m. to 5:30 p.m. and then again at 6 p.m. to 8 p.m.

Commissioner Rumsey stated that in the past Town Hall has been used for parking for volunteers and stated that the Town could do that again for the 5K event. He asked if staff had looked into getting a discount on Costco membership for employees.

Finance Director Costello stated she had gotten some information on it but did not have that information handy and would make sure that she would have it at the next meeting. She stated that she believed that she found out that it was not possible without putting the employees on the Town's membership and the Town would be responsible for collecting the money for the memberships from the employees. She stated that she would double check that and verify the information for the next meeting.

Commissioner Rumsey stated that he received a great letter from a couple of residents who stated that they would like to be part of the 4th of July Event Committee. He thanked the authors of the letter and it was good to know that people were watching what the

Commission was doing.

Mayor DuBois stated that she also went to the baseball clinic and it was delightful to watch Mr. Lineweaver teaching the children. She stated that she also attended the street painting festival and it was wonderful. She stated that she was not able to attend the last meeting since she was attending the League of Cities Mayor's conference. She stated that one of the sessions she attended was titled "Culture Builds Florida's Communities" and that it was great because of what they are trying to do in Lake Park and in the CRA District with art and culture. She stated that she wanted to read a statement on the record: "I would like to dispel a rumor that I recently heard about my participation in the art studio and gallery on Park Avenue. Vivian, please ensure that all of what I say is verbatim in the minutes. There was a question as to whether I pay for my studio space. For the record, I personally pay for my studio space and am not treated any differently than any other artist in the facility. Secondly, I have personally assisted with sponsoring the soft opening of the facility and most recently the Children's Street Painting Festival. Year to date, my personal sponsorship contribution total is \$600. So to make myself perfectly clear, I pay for every square inch of my studio space at the gallery, and I personally sponsor events at the gallery. Thank you.

Attorney Baird stated that Finance Director Costello passed on an opportunity for him to attend a social media seminar on October 8th. He stated that he planned to attend and asked if he could bring back the social media report back to the Commission after the seminar and to the second Commission Meeting in October since he would have more information.

Mayor DuBois stated that that was an excellent idea.

Town Manager Davis stated that she needed direction on the free parking for the volunteers at the 5K Event. She stated that she needed to hear from the Commission that they wanted to waive parking fees and for how many people.

Commissioner Rumsey stated that he was not in favor of waiving parking meter fees but was in favor of providing free parking for the volunteers at Town Hall and along Park Avenue.

Mayor DuBois stated that she would speak with the event coordinator and see if she wanted free parking for the volunteers.

Commissioner Hockman stated that he had spoken with the event coordinator earlier that night and there will be quite a few handicap people coming to the event.

Town Manager Davis stated that handicap parking was free and if they have a sticker on their car they do not get charged in parking meter spaces.

Commissioner Hockman stated the he did not know the exact number of volunteers but thought it would be approximately 25 who would need parking.

Commissioner Rumsey stated that the parking for those volunteers could be provided at

Town Hall.

Commissioner Hockman stated that a shuttle would need to be provided.

Vice-Mayor Osterman stated that she was okay with providing the parking at Town Hall but the volunteers would need to provide their own shuttle.

Town Manager Davis stated that she still needed clear direction from the Commission.

Mayor DuBois stated that she heard from herself, Commissioner Rumsey, and Vice-Mayor Osterman that they were willing to provide parking at Town Hall but not to provide shuttle service. She stated that she felt that that was the direction.

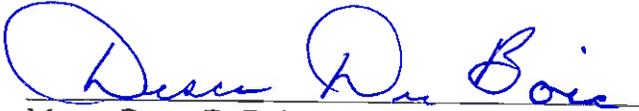
Town Manager Davis addressed Commissioner Longtin and stated that Ms. Longtin's perception that she was speaking to Commissioners and not passing information on to her and Commissioner Hockman was not accurate. She stated that at the Budget Workshop she clearly saw that there was sentiment to not eliminate the Administrative Position in the Community Development Department and she was proactive in trying to come up with alternatives. She stated that it was true that the three other Commissioners did call her and talked to her about a lot of different things and she could not help that they call her and ask questions. She stated that she would answer their questions but as far as her passing on information to certain Commissioners was not factual and she was sorry that it was Commissioner Longtin's perception. She stated that if Commissioner Longtin would like for her to call her periodically to discuss Town business or if Commissioner Longtin would like to call her she was happy to spend as much time with her as she does with other Commissioners.

Commissioner Longtin asked Town Manager Davis to call her. She stated that if something was going to be an issue, she would like to know.

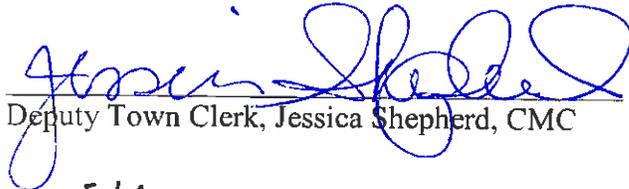
Town Manager Davis announced that on Saturday, September 11, 2010 there would be an art opening at the Art Gallery located at 800 Park Avenue. She stated that they will be featuring two artists and a poet. Turgo Bastien was a visiting artist who will be featured this month and Rabul Monflore was the other artist. She stated that poet Solusa Basquin would also be featured. The gallery will have all new artwork displayed in October with new display artists and ceramic classes will start in October. She stated that if anyone was interested they could register with Crista at the art gallery. Water acrylic painting classes were also scheduled for the future. She announced the Beer & Wine Festival on September 12, 2010 from 12noon to 5 p.m. on Park Avenue from the clock tower to 10th St. There will be domestic beers and wine as well as music, food and activities for the children. She gave an update on the sprinkler system on Flagler Blvd. She stated that the work has commenced. There were two new pumps with hydraulic control heads that have been installed and there was valve repair and replacement starting shortly. She stated that the Community Garden was gearing up for the fall planting season and anyone interested in gardening their own plot or volunteering please call Erin Flaherty at 252-0701 and anyone can come by the garden on any Saturday morning from 8 a.m. to 11 a.m. for a tour of the garden and a sampling of the fresh grown vegetables.

ADJOURNMENT

There being no further business to come before the Commission and after a motion to adjourn by Vice-Mayor Osterman and seconded by Commissioner Rumsey, and by unanimous vote, the meeting adjourned at 10:38 p.m.



Mayor Desca DuBois



Deputy Town Clerk, Jessica Shepherd, CMC



FLORIDA

Approved on this 6 of October, 2010

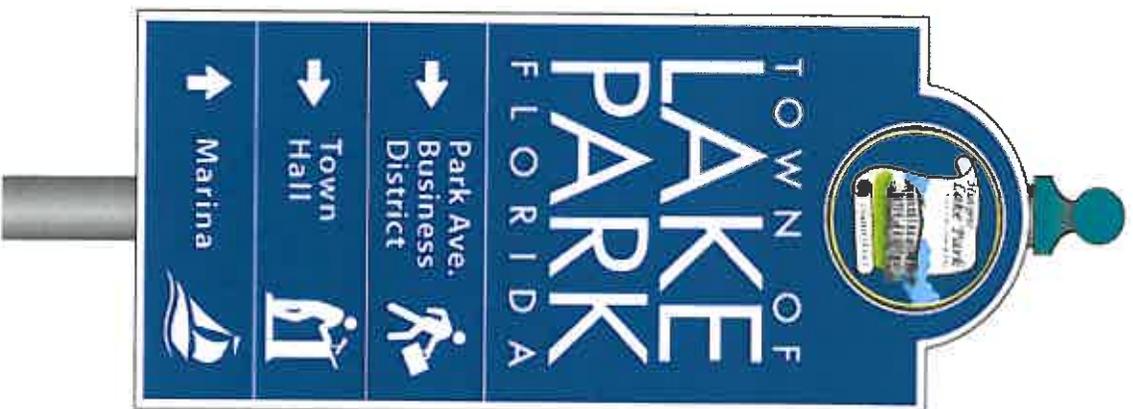
Exhibit "A"

TOWN OF LAKE PARK



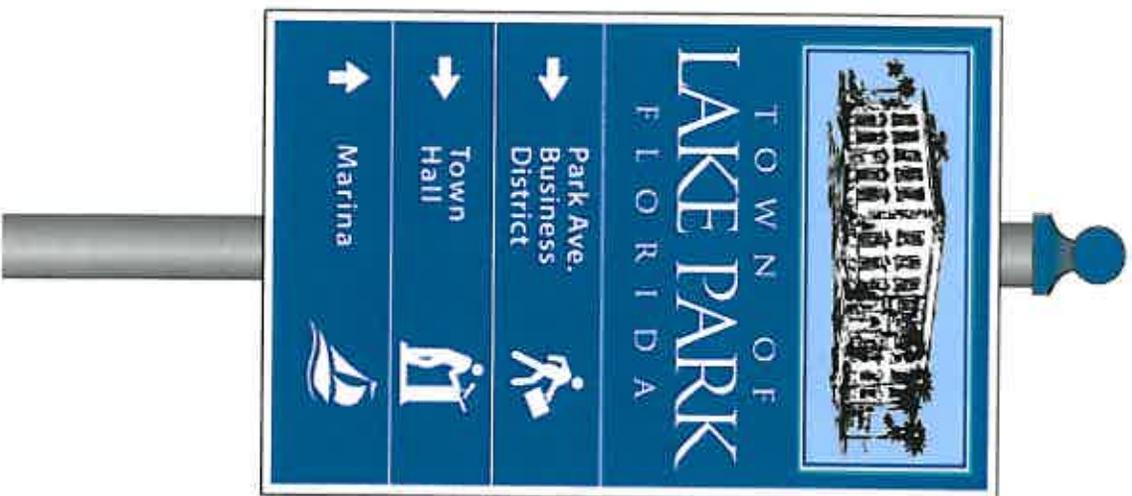
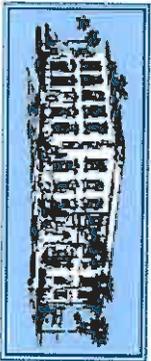
Logo Concepts

Existing Seal



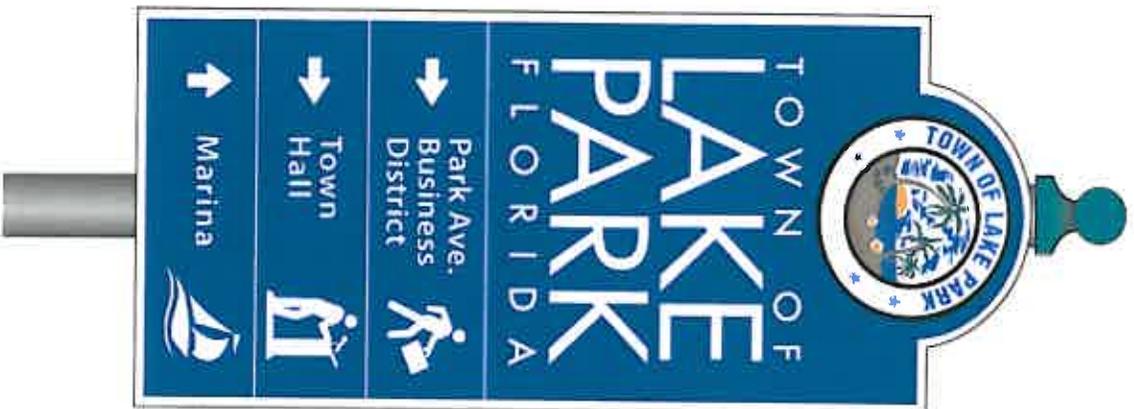
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Existing Logo



TOWN OF
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Existing Logo



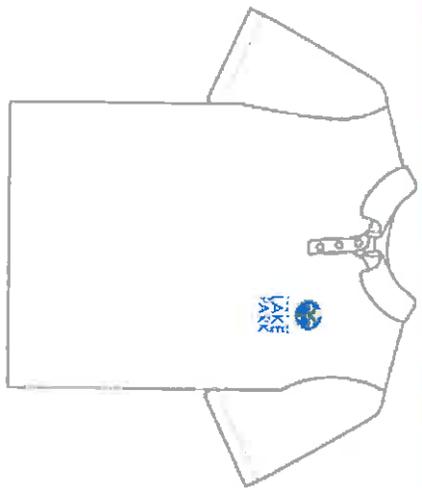
TOWN OF
LAKE
PARK



1

Logo
Concept

TOWN OF
LAKE
PARK



#1

Logo Applications

TOWN OF LAKE PARK



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#1

Business Card Options

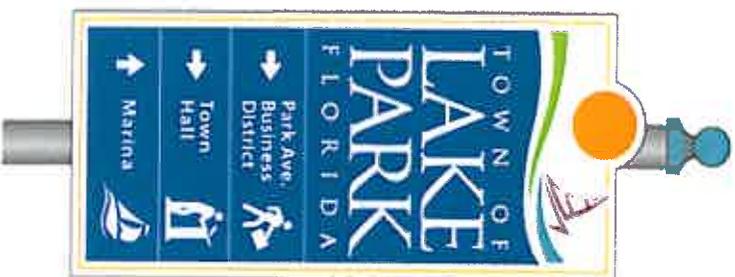
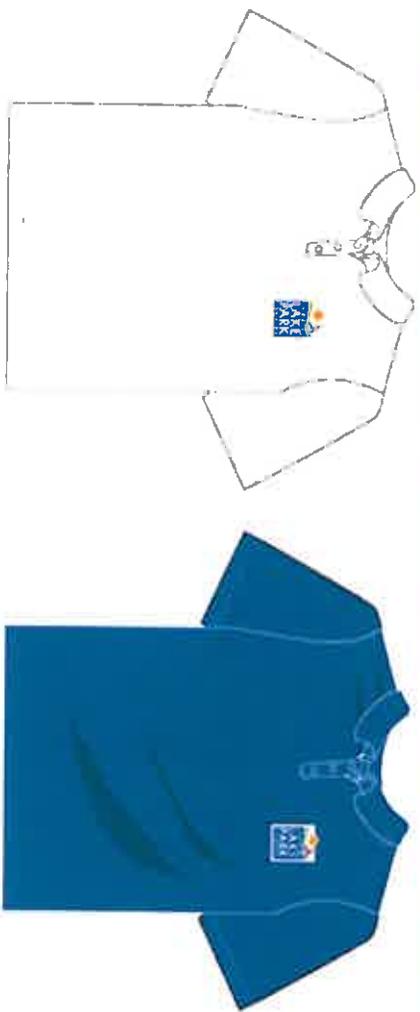
TOWN OF LAKE PARK



2

Logo
Concept

TOWN OF
LAKE
PARK



#2

Logo
Applications

TOWN OF
LAKE
PARK



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#2

Business
Card
Options

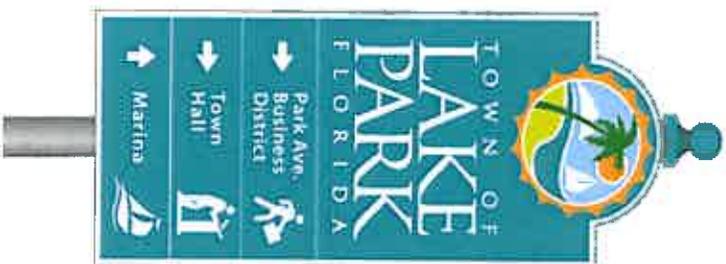
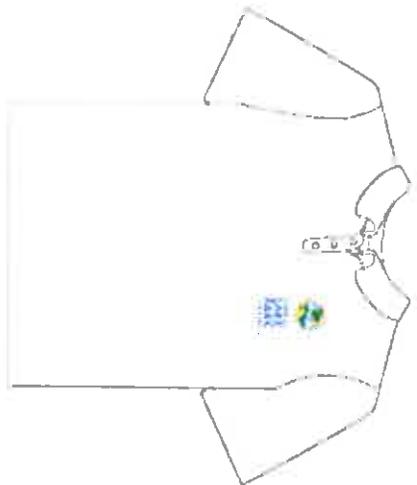
TOWN OF
LAKE
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#3

Logo
Concept

TOWN OF
LAKE
PARK



#3

Logo Applications

TOWN OF LAKE PARK

#3

Business Card Options

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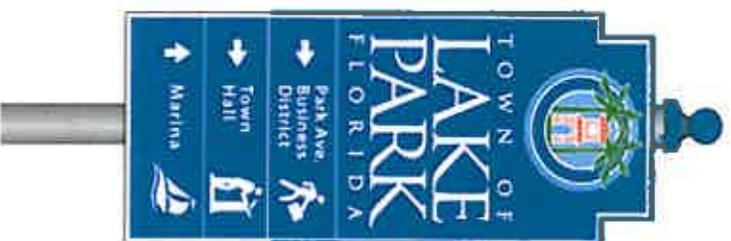
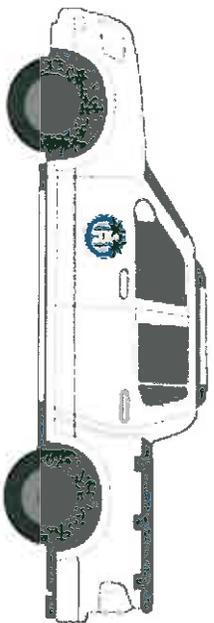
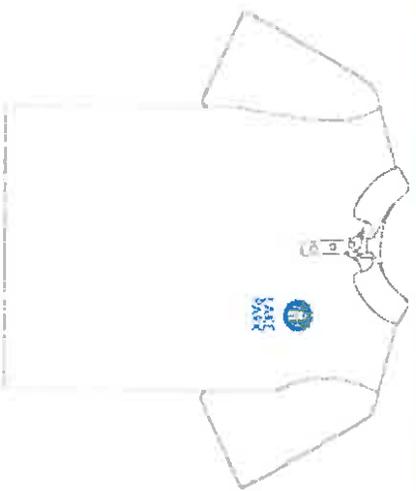
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4

Logo
Concept

TOWN OF
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4

Logo
Applications

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4

Business
Card
Options

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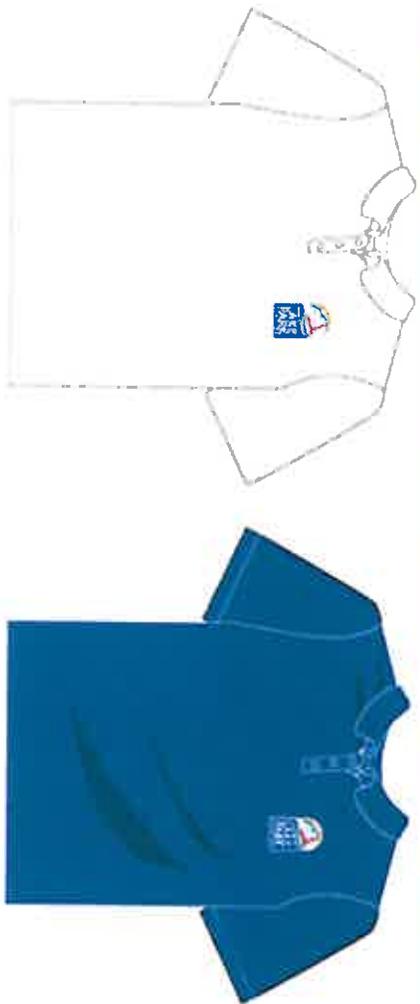
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#5

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#5

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#5

Business Card Options

TOWN OF LAKE PARK FLORIDA



Front of business card. The top half features the Town of Lake Park logo, which includes a stylized sailboat and the text "TOWN OF LAKE PARK FLORIDA". Below the logo, the contact information for John Smith, Town Administrator, is listed: "535 Park Avenue, Lake Park, FL 33403, Phone: (561) 881-3300, Fax: (561) 881-3314, jsmith@lakeparkflorida.gov, www.lakeparkflorida.gov".



Back of business card. The top half features the contact information for John Smith, Town Administrator: "John Smith, Town Administrator, 535 Park Avenue, Lake Park, FL 33403, Phone: (561) 881-3300, Fax: (561) 881-3314, jsmith@lakeparkflorida.gov, www.lakeparkflorida.gov". The bottom half features the Town of Lake Park logo.



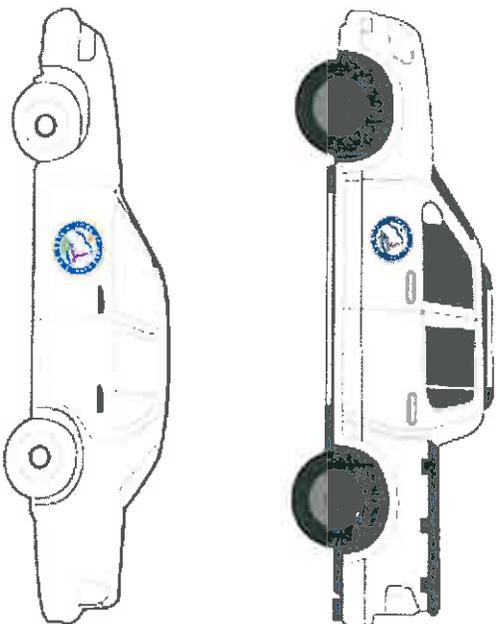
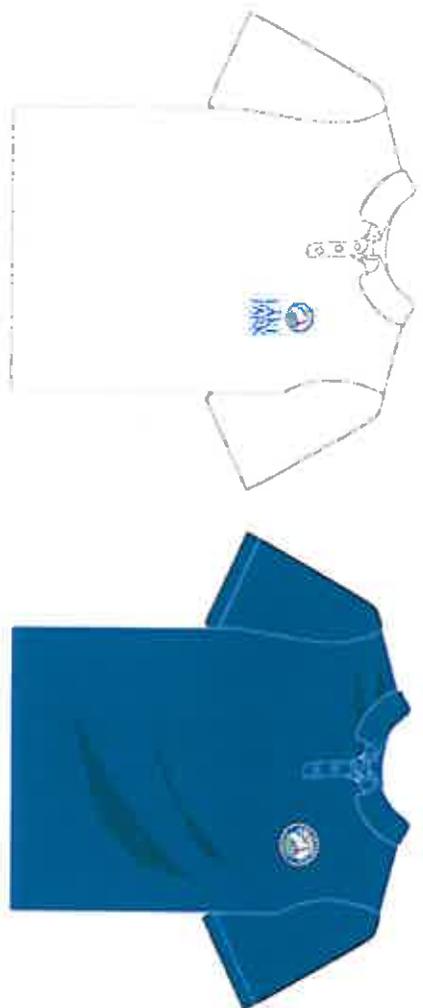
Front of business card. The top half features the Town of Lake Park logo. Below the logo, the contact information for John Smith, Town Administrator, is listed: "John Smith, Town Administrator, 535 Park Avenue, Lake Park, FL 33403, Phone: (561) 881-3300, Fax: (561) 881-3314, jsmith@lakeparkflorida.gov, www.lakeparkflorida.gov".



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Logo
Concept

TOWN OF
LAKE
PARK



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Logo Applications

TOWN OF LAKE PARK



John Smith
Town Administrator

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Lake Park, FL 33403
Phone: (561) 891-3300
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Business
Card
Options

TOWN OF
LAKE
PARK