



Minutes
Town of Lake Park, Florida
Regular Commission Meeting
Wednesday, December 19, 2012, 7:00 p.m.
Town Commission Chamber, 535 Park Avenue

The Town Commission met for the purpose of a Regular Commission Meeting on Wednesday, December 19, 2012 at 7:00 p.m. Present were Mayor James DuBois, Vice-Mayor Kendall Rumsey, Commissioners Jeanine Longtin, and Steve Hockman, Town Manager Dale S. Sugerman, Town Attorney Thomas Baird, and Town Clerk Vivian Mendez. Commissioner Tim Stevens arrived at 7:03 pm.

Vice-Mayor Rumsey led the invocation and Mayor DuBois led the pledge of allegiance. Town Clerk Vivian Mendez performed the Roll Call.

ADDITIONS/DELETIONS/APPROVAL OF AGENDA:

Motion: A motion was made by Commissioner Stevens to approve the Agenda; Commissioner Longtin made the second.

Vote on Motion:

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

Motion passed 5-0.

PUBLIC and OTHER COMMENT:

Rick Goodsell, 410 9th Street, stated that he enjoyed the art class offered by the Artist of Palm Beach County at the Art on Park Gallery last month. His understanding was that there would be free art classes for residents offered every month and asked where the information on the art classes could be found. He thanked Hoa Hoang, Chief Information Technology Officer, for his work on ensuring that channel 18 is functioning properly. He stated that he works with the Community Watch and that they are concerned about the sober houses and how it can be regulated, licensed and inspected and asked for a list of sober houses in the Town.

Mayor DuBois suggested that a link to the art classes be put on the Town website. He stated that he is glad that Mr. Goodsell's issue regarding channel 18 has been resolved. He stated that this year it looks like more progress will be made to pass legislation regarding sober houses and that Attorney Baird will provide a report at the end of the meeting. He is unaware of a list of sober houses in the Town, but the Town has a list of rental houses and it may cover sober houses.

Town Manager Sugerman stated that the list of rentals may or may not cover the sober houses because they do not have to register as a sober house. He stated that himself, Attorney Baird and the Commission are working diligently with State Legislators to create a registration process, listing process and a regulatory process for sober houses and are hopeful that this legislation will be passed this year.

Mr. Goodsell recommended that the residents contact the State Legislators and express the need to pass legislation regarding sober houses.

Mayor DuBois agreed that the residents should contact State Legislators and support the legislation regarding sober houses.

Mr. Goodsell wished the Town Staff and Commission a Happy Holiday.

CONSENT AGENDA ITEMS:

1. **Regular Commission Meeting Minutes of December 5, 2012**
2. **Award Bid 107-2012 Custodial Services Term Contract for Town Hall, PBSO District 10 Substation. Public Works Department, Lake Park Harbor Marina And Lake Shore Park Restrooms**
3. **Resolution No. 34-12-12 In Support of the Palm Beach County Health Department Effort to Urge Local Tobacco Retailers to Refrain from Marketing and Selling Flavored Tobacco Products**
4. **Resolution No. 35-12-12 Establishing the General Municipal Election**
5. **Canceling the Regularly Scheduled January 2, 2013 Commission Meeting on the Day after New Year's Day**

Commissioner Longtin requested items 2, 3 and 4 be pulled from the Consent Agenda.

Motion: A motion was made by Commissioner Longtin to approve Consent Agenda items 1 and 5; Commissioner Stevens made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Hockman	X		
Commissioner Longtin	X		
Commissioner			

Stevens	X		
Vice-Mayor Rumsey	X		
Mayor DuBois	X		

Motion passed 5-0.

2. Award Bid 107-2012 Custodial Services Term Contract for Town Hall, PBSO District 10 Substation. Public Works Department, Lake Park Harbor Marina And Lake Shore Park Restrooms

Commissioner Longtin stated “my comment on this is unfortunate but when some up here are advocating reducing the police this unfortunately could be a place where we could save a dollar and so based on that and we are in a little bit of a financial struggle here. Based on that because I would rather cut money here than I would in the police contract I will be voting against this. Thank you Mr. Mayor.”

Mayor DuBois asked if there was further discussion and then asked for a motion.

Commissioner Longtin stated “motion to decline this award bid number 107-2012.”

Town Manager Sugerman stated that Robert’s Rules of Order require that a motion be made in the affirmative not the negative.

Commissioner Longtin stated “ok you are right about that. How do I do this in a positive way.”

Motion: A motion was made by Vice-Mayor Rumsey to approve Award of Bid 107-2012 Custodial Services Term Contract for Town Hall, PBSO District 10 Substation. Public Works Department, Lake Park Harbor Marina And Lake Shore Park Restrooms to USSI in the Amount of \$26,452.80 for Year One of the Three Year Contract; Commissioner Stevens made the second.

Vote on Motion:

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

Motion passed 4-1.

3. Resolution No. 34-12-12 In Support of the Palm Beach County Health Department Effort to Urge Local Tobacco Retailers to Refrain from Marketing and Selling Flavored Tobacco Products

Commissioner Longtin asked why the Resolution is being brought before the Commission and asked what this resolution does that the Tobacco Control Act of 2009 does not do and explained that the Act provides the Food and Drug Administration (FDA) the power to handle this situation.

Mayor DuBois stated that the Commission was asked to consider the Resolution along with several other municipalities in Palm Beach County.

Town Manager Sugerman explained the item (see Agenda Request Form attached as Exhibit "A").

Commissioner Longtin stated that she does not see where passing this Resolution does anything and that this is a feel good item. She is not into feel good items and that the FDA has the authority related to this matter and that she will be voting no.

Motion: A motion was made by Vice-Mayor Rumsey to approve Resolution No. 34-12-12; Commissioner Stevens made the second.

Vote on Motion:

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

Motion passed 4-1.

4. Resolution No. 35-12-12 Establishing the General Municipal Election

Commissioner Longtin asked what the Town can do to get its voting rights back because there are four seats up and that there should be four votes.

Attorney Baird stated that the Commission could put a referendum on the ballot to change the Charter back to the former system that the Town had for voting.

Commissioner Longtin asked if the Town did put a referendum on the ballot would the Department of Justice get involved again.

Attorney Baird stated that he does not know if the Department of Justice would get involved and that the only thing he can advise the Commission is how to change the voting method.

Commissioner Longtin asked if the Department of Justice needs to be asked before the Town puts a referendum on the ballot.

Attorney Baird stated "no".

Commissioner Longtin stated that it could be changed back by a vote of the people whereas it was changed to the current voting method by the Commission.

Attorney Baird clarified that the voting method was changed by an Order of the Federal District Court.

Commissioner Longtin asked if a vote of the people could change it back.

Attorney Baird stated "yes".

Mayor DuBois asked what the Commission needs to do to pursue placing a referendum on the ballot.

Attorney Baird stated that it could not be on the upcoming Municipal election but it could be on the Mayoral ballot in March of 2014.

Town Manager Sugerman stated that the deadline for getting on the ballot for the March 2013 election is February 8, 2013 and therefore there is time for two readings of an Ordinance to place it on the March 2013 ballot. However, that would mean that the Commission would have to have first reading of an Ordinance on January 16, 2013 and second reading at the February 6, 2013 meeting. It would be difficult to get the Ordinance prepared and approved in time to meet the deadline.

Mayor DuBois stated that he would feel uncomfortable about such a short time period and that it would be jamming something through to a referendum. He stated that there is no telling how it would turn out and if there was an opportunity to hear more from resident on this item he would prefer to have that opportunity.

Commissioner Longtin disagreed with Mayor DuBois and stated that she would like to have the referendum on the March 2013 ballot, but she would acquiesce and suggested placing the item on the next ballot whether it is the Town Mayoral election or not.

Vice-Mayor Rumsey agreed with Commissioner Longtin and thinks that the way the change in voting method was pushed on the Town was not very American and was not the best situation that the Town could ask for. But the Town did get better than the original presentation from the Department of Justice. He reminded the residents that the

election is on March 12, 2013 and that all four Commission seats will be up and the that the qualifying period for the election is from noon on January 29, 2013 to noon on February 12, 2013. If anyone is interested in running for Commission they need to get with the Town Clerk during that period to submit their paperwork.

Motion: A motion was made by Commissioner Longtin to approve Resolution No. 35-12-12; Commissioner Hockman made the second.

Mayor DuBois stated that the underlying issue for this topic is a sensitive topic for many people in the Town and that is why he would go beyond a simple discussion and decision about this topic to include public input.

Commissioner Longtin asked what is sensitive about the issue.

Mayor DuBois stated that there is the Voting Act of 1965 and that there is a great deal of sensitivity by minorities and how they feel about their right to voting and that he thinks that it is a sensitive subject.

Commissioner Longtin stated that this item does not address that issue and suggested discussing something at a later date.

Mayor DuBois stated that it depends on who you ask.

Commissioner Stevens requested a copy of the Federal Court Order regarding the Town's election procedures.

Attorney Baird stated "yes".

Vote on Motion:

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

Motion passed 5-0.

ORDINANCE ON SECOND READING:

- 6. Ordinance 10-2012 Small Scale Land Use Amendment for 711, 725 and 761 Foresteria Drive Proposing a Public Buildings and Grounds Land Use Designation**

Mayor DuBois opened the Public Hearing.

Town Manager Sugerman explained that the item is a Small Scale Land Use Amendment for 711, 725 and 761 Foresteria Drive changing the Land Use Designation from Medium Density Residential to Public Buildings and Grounds. He stated that the Ordinance was approved on First Reading at the December 5, 2012 Commission Meeting and that staff recommends that the Commission approve the Ordinance on Second Reading.

Commissioner Longtin asked what are the plans for these properties.

Town Manager Sugerman stated that the immediate plans are to continue to use the property as a community garden and that he has not heard any specific plans for doing anything else with the property in the near term.

Commissioner Longtin asked what are the ultimate plans for the properties.

Town Manager Sugerman stated that he does not know.

Commissioner Longtin asked if the Public Buildings and Grounds Land Use Designation is the same zoning that would be used if the property was a parking lot.

Town Manager Sugerman stated it could be.

Commissioner Longtin asked what is preventing the Town from making this property into a parking lot.

Town Manager Sugerman stated that he does not know the answer to the question.

Commissioner Stevens stated lack of demand.

Mayor DuBois stated lack of funds.

Commissioner Longtin stated that the Town is \$2 million into this property which is being used as a garden. She stated that she does not have an issue with gardens but, that she has something against over \$2 million being spent on these properties when the CRA is at a bare bones minimum right now.

Commissioner Stevens stated that the funds have been spent and asked if Commissioner Longtin is suggesting there is a lack of parking.

Commissioner Longtin stated that the properties were purchased for a parking lot and if parking is not needed she suggested that the properties be sold.

Commissioner Stevens stated that given the state of the Real Estate Market that he does not think that now is the time to be selling property but, it is something that the Town could look into.

Commissioner Longtin stated that she does not know what the plans are for this property and thinks that the Commission should talk about selling the properties.

Mayor DuBois stated that he would like to tell property owners along Park Avenue that want to develop their properties but say they cannot because of lack of parking that here is all the parking that you could need and that they can proceed with their developments.

Commissioner Longtin stated that she concurs with Mayor DuBois and asked if this is something the Commission should discuss now.

Mayor DuBois stated that when the Town has the funding to develop the properties into a lighted parking lot with proper fencing and landscaping and all the other requirements that he would like to see the development of these properties as a parking lot move forward.

Commissioner Longtin stated that Mayor DuBois suggested that the Town negotiate with the area business owners to participate in the development of these properties into a parking lot.

Mayor DuBois clarified his statement and stated that when the Town is willing to move forward to develop these properties as a parking lot with any contribution from the private property owners or as an ongoing contribution for parking but, it is an issue of who will go first on this the private property owners or the Town.

Commissioner Longtin stated that the property was purchased for a parking lot not a garden and that the Commission needs to discuss it, but it is a different issue than the one before the Commission.

Mayor DuBois stated that he wants to discuss the long-term vision for the property including how to finance, how to develop and to do all the other things but, the first step in the process is to change the Land Use Designation.

Commissioner Longtin agreed and stated that she would not mind keeping a piece of the property a garden if that is what the public wants.

Attorney Baird stated that this item is a plan amendment and what it will allow the Commission to do is to either have a garden there or a parking lot on the property and that the Commission has time to discuss what their future plans are for the property but, this is the first step in the process.

Town Manager Sugerman stated that he was looking at a use for the properties and met with Community Development Director Nadia DiTommaso and it was discovered that the current use of a community garden did not conform to the Land Use Designation and that this item is an attempt to correct the Land Use Designation and Zoning for the current use.

Mayor DuBois stated that he would take it a step further and stated that this item is also a step in the direction of the original purpose the property was purchased which was to create a parking lot to enhance the business appeal of Park Avenue.

Public Comment:

None

Public Comment Closed.

Motion: A motion was made by Commissioner Hockman to approve Ordinance 10-2012 on Second Reading; Commissioner Stevens made the second.

Vote on Motion:

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

Motion passed 5-0.

Attorney Baird read into the record the Ordinance by title only.

7. Ordinance 11-2012 Request to Rezone 711, 725 and 761 Foresteria Drive from Residential-2 to the P-Public District zoning designation.

Town Manager Sugerman stated that previous item was an Ordinance dealing with the Land Use Designation and that this Ordinance is regarding the Zoning for the parcels located at 711, 725 and 761 Foresteria Drive and this Ordinance would change the Zoning from Residential-2 to P-Public District and staff recommends that the Commission adopt the Ordinance on Second Reading.

Public Comment:

None

Public Comment Closed.

Commissioner Longtin asked if both Ordinances 10-2012 and 11-2012 will make the current use of garden legal and also permit the property to be used for parking.

Town Manager Sugerman stated that the Ordinances are aimed at creating a Zoning and Land Use Designation for public use and if the further question was asked whether parking is a public use the answer is yes. These Ordinances are not designated to create parking spaces on those three parcels.

Commissioner Longtin asked when the Town actually build parking on these parcels will the Commission have to change the Land Use and Zoning Designations.

Town Manager Sugerman stated “no”.

Motion: A motion was made by Commissioner Hockman to approve Ordinance 11-2012 on Second Reading; Commissioner Stevens made the second.

Vote on Motion:

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

Motion passed 5-0.

Attorney Baird read into the record the Ordinance by title only.

Mayor DuBois closed the Public Hearing.

ORDINANCES ON FIRST READING:

- 8. Ordinance No. 12-2012 Request for a Text Amendment to Section 78-148 (a) to Reduce the Distance Separation Between Gas Stations from 1,200 feet to 500 feet.**

Town Manager Sugerman explained the item (see Agenda Request Form attached as Exhibit “B”).

Commissioner Longtin stated that she does not like going to intersections and seeing gas stations on every corner however, she is sure that this item will pass. Once the Ordinance passed as she told the applicant she will be more amenable to their request but, she will be voting no on this item.

Motion: A motion was made by Commissioner Stevens to approve Ordinance 12-2012 on First Reading; Commissioner Hockman made the second.

Vote on Motion:

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

Motion passed 4-1.

Attorney Baird read into the record the Ordinance by title only.

9. Ordinance No. 13-2012 Request for a Text Amendment in the Park Avenue Downtown District (PADD) Sign Code to Modify the Language Whereby it Would Increase the Permitted Awning Signage Height in Table 78-70-7 from 6 inches to 10 inches and Provide for Uniformity Throughout Contiguous Plazas.

Town Manager Sugerman explained the item (see Agenda Request Form attached as Exhibit "C").

Commissioner Longtin asked what if part of the contiguously owned property have different owners how can the Town enforce the uniformity of the contiguous color scheme, pattern selection, size of awning and size of signage.

Community Development Director Nadia DiTommaso stated that if the language is adopted the way it is being proposed if two separate building owners were to come through the signage permit process they would have to make sure their awning match each other if the building abut one another.

Commissioner Longtin asked if one property owner comes in a wants a change to their signage would they have to get approval from the abutting property owner.

Community Development Director DiTommaso stated "no" and explained that typically one property owner would apply for awning signage and then when the neighboring business owner would come in and apply for awning signage staff would attempt to make the signage a compatible as possible to the previously install signage.

Commissioner Longtin stated that the signage just has to be compatible not exactly the same.

Town Manager Sugerman asked if two different property owners own contiguous properties and owner A comes in and want ten (10) inch letters on their awning and owner B does not must owner A wait for owner B to come in so that the signage is compatible.

Community Development Director DiTommaso explained that owner A would not have to wait at that point in time owner A would already have their signage on the building.

Town Manager Sugerman asked what would happen if neither property had signage.

Community Development Director DiTommaso stated that the property owner would be asked to work together to get signage that is compatible. She stated that the owners would not be required to have identical signage if that is not desired, but would be require to have compatible signage as long as the visual is uniform.

Commissioner Longtin stated that her concern was not the signage but, if the signage has stripes and one owner does not want the strips will the whole plaza have to change and it could be a bit of a nightmare for the business owners as well as staff.

Vice-Mayor Rumsey concurred with Commissioner Longtin. He asked if one business owner comes in and changes the awning and wants ten inch (10") letters and then the neighboring business owners comes in and changes the awning and wants six inch (6") letters who wins.

Attorney Baird stated that the first applicant set the scheme and all subsequent applicants would have to adhere to the established scheme.

Vice-Mayor Rumsey asked if there are color guidelines in the PADD.

Community Development Director DiTommaso stated that there are color guidelines for building structures not for signage.

Vice-Mayor Rumsey asked if one owner wants a green awning, a second owner wants a black awning and a third wants a pink awning and they do not go together how can there be a requirement that they are all compatible.

Community Development Director DiTommaso stated that that the original language changed the maximum letter signage from six inches (6") to ten inches (10") and shall remain uniform throughout all contiguous plazas. Then when it went before the Planning and Zoning Board there was discussion regarding uniformity and the Board's recommendation was to provide variables to define uniformity and determine how uniformity would be assessed. She stated that staff came up with scheme, pattern selection, size of awning and size of signage based on the criteria that is typically used to review signage permits. She stated that there is some grey area and agreed with the Commissioner's comments and the Commission can amended or delete the language.

Vice-Mayor Rumsey stated that one of the criticisms of the Downtown Park Avenue area is that it looks like a bunch of little strip plazas because they all look alike and that he would like to see some unique character and difference in the signage because that would make a more interesting Downtown than the straight line corridors with the same awnings and signage. He stated that it seems that this would add a lot of grey area to the Town Code that the Town does not have a lot of ways to enforcing.

Commissioner Stevens stated that the sign of the letter is measureable and that he would assume that most businesses would like the opportunity to make their letter larger and suggested that the increase in the maximum letter height to ten inches (10") but, not addressing the color scheme, pattern selection, size of awning and size of signage more subjective criteria.

Vice-Mayor Rumsey stated that he could support Commissioner Stevens suggestion.

Commissioner Longtin concurred and thinks that staff has a good idea in what they are trying to achieve and thinks that the Commission should pass the ten-inch (10") letter height and have staff come back with different language on the remainder of the language.

Mayor DuBois stated that given the consensus of the Commission he does not think that the Commission can move forward with the item before them at this time.

Town Manager Sugerman stated that he thinks that the Commission can move forward with the item. He stated that staff's original suggestion was to change the letter height and when the Planning and Zoning Board reviewed the item they recommended that language regarding uniformity for color scheme, pattern selection, size of awning and size of signage be added.

Attorney Baird stated that if the Commission wants to remove the language regarding uniformity the language "and shall remain uniform throughout all contiguous plazas. Uniformity would apply to all buildings that abut on another. The criteria to determine uniformity would include, but is not limited to: color scheme, pattern selection, size of awning and size of signage".

The Commission reached consensus to delete the language "and shall remain uniform throughout all contiguous plazas. Uniformity would apply to all buildings that abut on another. The criteria to determine uniformity would include, but is not limited to: color scheme, pattern selection, size of awning and size of signage" from the Ordinance.

Town Manager Sugerman recommended that language "and providing for uniformity throughout contiguous plazas" be deleted from the title of the Ordinance.

The Commission concurred.

Motion: A motion was made by Commissioner Longtin to approve Ordinance 13-2012 as amended; Vice-Mayor Rumsey made the second.

Commissioner Longtin stated that she would like for the Planning and Zoning Board to continue to work on the concept of compatibility of signage.

Mayor DuBois stated that he attended the Planning and Zoning Board meeting where this was discussed and thinks that there is a point where getting too much inconsistency is a problem but, that the Planning and Zoning Board's intent was to create visual and street appeal to the signage.

Attorney Baird stated that the fifth (5th) Whereas clause will also have to be amended to delete the reference to uniformity.

Vote on Motion:

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

Motion passed 5-0.

Attorney Baird read into the record the Ordinance by title only.

COMMENTS BY COMMISSION, TOWN MANAGER, TOWN ATTORNEY

Attorney Baird stated that there have been several Sober House Task Force conference calls recently discussing the legislation that the Coalition of Cities is going to propose. He stated that the proposed legislation substantially increases regulation of Sober Houses. The legislation has broad based support and not only defines Sober Houses but also includes them in the same regulatory framework as substance abuse facilities. The regulation would include the licensing of Sober Houses, the requirement that they register with the municipalities in which they are located, and a separation requirement of one thousand (1,000) feet between Sober Houses as currently applied to Community Residential Homes. He stated that the bill has a Senate sponsor Senator Clemmons from Palm Beach County and a sponsor is needed in the House of Representatives and that Fausto Gomez has suggested Representative Gonzalez from Miami who is actively involved in Florida League of Cities issues. He stated that what is more significant about moving forward is that there is some buy in from the Department of Children and Families and substance abuse facilities themselves who view the "rogue" Sober Houses as a threat to their industry because they are unregulated. He stated that the Cities of Boca Raton and Delray Beach have retained their own lobbyist and there is a third lobbyist that has been employed by a private citizen and they will assist Mr. Gomez, however Mr.

Gomez is still the most connected of those lobbyists in most respects. It looks like the legislation is cued up to move forward this year with a lot of support. He stated that there was information provided to the Commission from Mr. Gomez regarding Sober Houses in Tampa and Saint Pete and articles from the Tampa Bay Times regarding unregulated Sober Houses. He stated that the issue is no longer a Lake Park issue it has become a State-wide issue and that bodes well for the passage of legislation. He wished everyone a Happy Holidays and a Happy New Year.

Town Manager Sugerman stated that the final outstanding settlement check from the Marina Litigation has been received by the Town. He stated that on the Consent Agenda the Commission cancelled the January 2, 2013 meeting and that traditionally is the CRA meeting as well and there is not another CRA meeting to present to the CRA Board an option to cancel the January 2, 2013 CRA meeting. He suggested that the CRA meeting be scheduled for January 16, 2013 at 6:30 pm. He explained that there would be minutes to approve and discussion item regarding going to quarterly CRA meetings.

The Commission reached consensus to schedule the next CRA meeting for January 16, 2013 at 6:30 pm.

Mayor DuBois asked if the CRA Plan had any definition or delineation of meeting times for the CRA Board or any requirement for the Board to meet on a monthly basis.

Commissioner Hockman wished everyone a Happy Holiday and New Year. He stated that the Sunset Celebration will be on December 28, 2013 from 4:00 pm to 7:00 pm at the Marina and encourage people to attend.

Vice-Mayor Rumsey wished everyone a Happy Holidays and New Year and hopes that everyone has a great 2013.

Commissioner Longtin asked if the Commission desired discussing the voting method for Lake Park.

Mayor DuBois stated yes and that the Commission needs to determine if the Town should revert to the way it was or if there is an opportunity to do it differently. He stated that the Commission needs to determine what it wants to bring back.

Commissioner Longtin stated that she likes the at-large aspect but what she wants is that if there are four seats open that she should get four votes.

Mayor DuBois stated that the most important things for him is that the seats are broken up so that two commission seats are up for election every three years.

Commissioner Longtin concurred and stated that there is the possibility of losing a lot of knowledge when all four seats are up at once.

Mayor DuBois stated that another concern is what if there are four seats up for election and only three people qualify to run for election. He suggested at Town-wide election every three years with two seats up for election. He stated that there were several districts

in the Town and noted that the San Marco development was annexed after the change in voting method and previously there was no residential in the Town west of Dixie Highway. He stated that districts are one way of doing it but, that he is not sure if it is the best way.

Commissioner Longtin stated that she does not want to separate anyone and that Lake Park is one community regardless of where someone lives they should be voting for who represents them. She stated that all the Commissioners represent every business and resident in the Town.

Vice-Mayor Rumsey asked if Commissioner Longtin is recommending a workshop on this item and that if she were that he would support her.

Commissioner Longtin stated that by having a workshop, it would push off any possibility of getting this issue on the March 2013 ballot but she does not know if the Commission wants to have the issue on that ballot.

Vice-Mayor Rumsey stated that realistically that even if it was on the March 2013 ballot that it is three (3) years away from going into effect because the 2014 election is Mayoral only. He stated that it would not hurt anything to wait the additional year and put the referendum on the Mayoral election. He explained that the first choice of the Department of Justice was to create districts.

Mayor DuBois stated that is why he was talking about district and that the Town needs to be very careful.

Commissioner Longtin stated that she would have never bought the premise of the Department of Justice and that if she was on the Commission at the time she would have fought the premise.

Vice-Mayor Rumsey stated that the Commission at the time did fight the premise however; the lawsuit could have cost the Town millions of dollars.

Attorney Baird explained that it was cost prohibitive for the Town to challenge the lawsuit and there was no alternative than to find the best worst settlement.

Commissioner Longtin stated that for her the Department of Justice never proved their premise.

Commissioner Hockman thinks that the voting method should be at large with a vote for each seat. He stated that if there are district and no one qualified for one of the districts would there be an open seat.

Vice-Mayor Rumsey stated that one of arguments that he made against the districts was if all four of the Commissioner's are in different districts and there is \$8,000 next year's budget for sidewalks the four Commissioner's would then be fighting over where to spend the \$8,000 instead of working for the best Town-wide solution.

Commissioner Longtin stated that districts would divide the Town and the Town does not need to be divided.

Vice-Mayor Rumsey stated that he is in favor of discussing this item further. He stated that there have been two (2) elections with the limited voting method.

Attorney Baird explained that in the first election after the change in voting method was made the result the Department of Justice wanted did not happen and that in fact there was not even a black candidate. The intent of the lawsuit was to provide black people in the Town, which are nearly the majority of the voting age population, the opportunity to elect an individual to one of the four seats. He explained that the only alternative to that system that was acceptable to the Department of Justice was single member districts whereby the seats would be partitioned throughout the Town and only those individuals within that district would be able to run for that seat and the residents within that district would vote on that Commission seat. He stated that it would have created a system of each voter would vote for one Commissioner and the Mayor. He stated that previous system provided a voter with the opportunity to vote for all four Commission seats and the Mayor.

Commissioner Stevens asked if the Federal Government would come back and change the voting method again if the Town goes back to the previous system.

Attorney Baird stated that he had this discussion with the Department of Justice's attorney after the first election and was told that the Department of Justice would have the same obligation to come back and use the available data to prove that the Town has a racially biased voting system and it would be a new case. If that were to occur it stacks up more favorably for the Town because the Town would have had two elections under the new method and despite the change the results that were desired by the Federal Government were not achieved.

Mayor DuBois asked if Town Manager Sugerman has enough information based on this discussion to move forward.

Commissioner Longtin stated that nothing has ever prevented anyone from running for office in the Town but she does think it is wise to for the Town to have a charrette or something to invite the public and vet the issue.

Vice-Mayor Rumsey recommended letting the next Commission take on the issue because there would be another election under the limited voting method. He suggested that Town Manager Sugerman be given the direction to bring the item back for Commission consideration after the election.

Commissioner Longtin stated that she does not want to put it off and that it needs to happen.

Vice-Mayor Rumsey stated that he does not disagree that it needs to happen and that he does not care.

Commissioner Longtin stated that she would like to think that whether any of the current Commissioners are sitting on the dais or not that all of them would be advocating getting their voting rights back.

Vice-Mayor Rumsey agreed, but thinks that the Commission that would be sitting here after the March 2013 election deserves the right to bring the issue forward.

Mayor DuBois suggested that the Administration be directed to develop a proposal and a timeline and bring it back to the January 16, 2013 meeting.

Town Manager Sugerman explained that the referendum could be placed on the March 2013 ballot but that it would not take effect until the March 2016 election so there is no sense in hurrying. He stated that through his experience with Charter Amendments that it takes a community between six (6) and twelve (12) months to understand the importance of supporting a Charter Amendment. He suggested that the Commission wait until after the March 2013 election and use the Task Force concept to deal with the issue. He explained that the Task Force would have one appointment from each Commissioner, have a specific task, the duration of the Task Force would be no longer than six (6) months, the meetings are open to the public with notice and minutes, and in the end staff would bring forward a recommendation to the Commission. He stated that the recommendation from the Task Force could be a charrette to encourage more participation from the community.

Commissioner Longtin stated that it is a start.

Mayor DuBois stated that he appreciates that a recommendation from the Task Force could be a charrette because he does not think that the Task Force model is open enough to public comments. He stated the point is to be able to take input and be able to respond back to their comments and concerns and it might take more than one charrette. He stated that he appreciates the Task Force method but also thinks it needs a wider scope.

Commissioner Stevens stated he concurs and stated that the advantage of having a workshop during the qualifying period of January 29, 2013 and February 12, 2013 is that more people may become interested in running for Commission. However, he thinks waiting until after the election and giving the Town more data in terms of statistics for the Department of Justice would be the best way to go and is in support of the method suggested by Town Manager Sugerman.

The Commission reached consensus to utilize the suggestion made by Town Manager Sugerman.

Commissioner Longtin stated that she looked to see if the art class offered by the Artists of Palm Beach County were on the Town's website and did not see anything advertised and suggested that it be advertised more.

Town Manager Sugerman stated that he has it noted and will look into it. He stated that the class Mr. Goodsell attended was an acrylic paint class and that he was pleased with the class.

Commissioner Longtin stated that a few years ago she received a list of all known Sober Houses and opined that the list exists and requested that Mr. Goodsell be provided a copy. She stated that she was unable to attend the Seafood Festival but, heard that it was a success and gave kudos to Jennifer Spicer the event producer. She stated that she heard that at the last meeting that the decision was made to allow Ms. Spicer to submit a proposal to do other events and asked if other people would be allowed to submit proposal as well.

Town Manager Sugerman stated that he is meeting with Ms. Spicer regarding one event for a Green Market and that there has not been discussion beyond that event.

Commissioner Longtin stated that she thinks that the opportunity to do events in the Town should be opened up to everybody.

Commissioner Stevens stated that anyone could come and make a proposal to do an event in the Town.

Commissioner Longtin stated that she does not think that it is known that the Town is looking for that and she thinks that it should be done in a more open manner. She asked regarding the Marina Litigation if the Town has received all of the documents.

Attorney Baird stated that the Town has received all the releases and money due and that the Town's obligation now is to file a Dismissal with Prejudice of the lawsuit.

Commissioner Longtin explained that she is talking about the documents that the Attorney representing the Town and the Town's experts had compiled.

Attorney Baird stated that the Town has received all of the documents from Mr. Cutcher and explained that the Attorneys have numerous boxes that the Town has to make arrangements to have them transported to the Town.

Commissioner Longtin stated that she wants to opportunity to review the documents from the litigation.

Attorney Baird stated that Commissioner Longtin would be provided access the documents that she wants to review.

Town Manager asked if this is the information that Commissioner Longtin is requesting was a part of the closed door sessions.

Attorney Baird stated "yes" and noted that the records would become public once the Dismissal is filed.

Town Manager Sugerman explained that the records have not become public yet.

Commissioner Longtin asked for a status update on One Park Place.

Town Manager Sugerman explained that he is in weekly contact with the current property owners and that he anticipates that the report he will receive on Wednesday, December 20, 2012 is that the bank has taken the property back but, that information has not been confirmed.

Commissioner Longtin stated that there was a discussion in the past regarding increasing the size of the 6th Avenue ballfields and asked for a status update.

Vice-Mayor Rumsey stated that it has not moved forward.

Town Manger Sugerman stated that he is not aware of the issue.

Mayor DuBois commented that it is part of the CRA Plan.

Commissioner Hockman stated that the Commission approved that a group move ahead an attempt to purchase the properties surrounding the ball field but, that he does not know the status of the issue.

Commissioner Longtin stated that there has been a rash of poisoning of dogs in dog parks in California and other places and recommended that people be careful if they take their dog to a dog park. She stated that she is not in favor of a four (4) foot fence at the proposed dog park because too many dogs can jump a four (4) foot fence. She stated that Commissioner Stevens requested that the minutes on the website be word searchable and asked if minutes on the website are word searchable.

Town Manager Sugerman stated that he does not think the minutes are word searchable.

Commissioner Longtin asked if it can be done.

Town Manager Sugerman stated “yes” and asked if the Commission wants to know the expense associated with making the minutes word searchable.

Commissioner Longtin stated that she did not realize there would be an expense.

Town Manager Sugerman stated that it could be a very expensive proposition.

Commissioner Longtin asked the Commission if they desired to find out the cost associated with making the documents on the Town website word searchable.

The Commission reached consensus and directed Town Manager Sugerman to bring back a cost to make the documents on the Town website word searchable.

Commissioner Longtin discussed e-mail from the Commissioners to the Town Manager being shared with others and issues related to her garbage being gone through, phone calls being monitored and the comments made by Vice-Mayor Rumsey at the December 5, 2012 Commission meeting regarding his e-mail. She wished everyone a Happy Holidays and a Safe New Year.

Commissioner Stevens stated that the discussion regarding word searchable minutes brings up the discussion about the Commission meetings being streamed and downloadable and asked if the meetings are currently placed on the website after the meetings.

Commissioner Hockman stated that the meeting videos are on the website and downloadable.

Mayor DuBois asked if the meeting could be view online.

Commissioner Hockman stated that the meetings can be watched on-line or downloaded but are not live.

Mayor DuBois stated that he was not aware that the meeting videos were on the website.

Town Manager Sugerman stated that he believes that the videos were placed on the website within days of the Commission and CRA Board's approval.

Commissioner Stevens thanked Mr. Goodsell for his comments and thanked him for his service with the Community Watch. The next Community Watch meeting is on January 16, 2013 at 10:00 am. He stated that he supports advertising the free art classes on the website and suggested adding it to the newsletter and the Art on Park Gallery window. He stated that he supports registration, licensing, regulation, and the 1,000-foot separation of Sober Houses and encouraged residents to contact their legislatures in support of the legislation. He stated that his thoughts and prayers go out to the families affected by the Sandy Hook Elementary School tragedy. He stated that the Grumpy Grouper restaurant is now open. He wished everyone a Happy Holidays.

Mayor DuBois stated that Captain Gary Rapoza, Lake Park Citizens on Patrol, was selected as the Palm Beach Sheriff's Office (PBSO) Citizens on Patrol volunteer of the month.

Commissioner Longtin suggested that Mr. Rapoza be given a Proclamation at the next Commission Meeting.

The Commission reached consensus to give Mr. Rapoza a Proclamation.

Mayor DuBois stated that on Saturday, December 16, 2012 was the PBSO Fill in the Gap event and it was a tremendous success and that this is Deputy Johnson's third year with the program. He stated that the Tree Lighting event was great. He stated that Grumpy Grouper is now open. He stated that he received a e-mail from L.J. Parker, contributor to the Historical Society, containing a paper from Elizabeth Pearson who work for Harry Kelsey and that the paper contained a first person account of Mr. Kelsey. He thanked Mr. Parker for the e-mail and noted that membership in the Historical Society is very affordable and encouraged residents to join. He requested updates be provided to the Commission on the status of the Charter School. He wished everyone a Happy Holiday and New Year and thanked the Town staff and Commission for all their hard work this past year and that he looks forward to a prosperous new year.

ADJOURNMENT

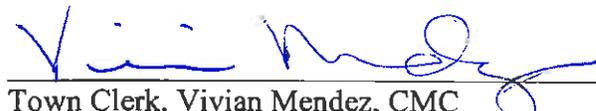
There being no further business to come before the Commission and after a motion to adjourn by Vice-Mayor Rumsey and seconded by Commissioner Stevens, and by unanimous vote, the meeting adjourned at 8:50 p.m.



Mayor James DuBois



Deputy Town Clerk, Shari Canada, CMC



Town Clerk, Vivian Mendez, CMC



Approved on this 16 of January, 2013



Town of Lake Park Town Commission

Agenda Request Form

Meeting Date: December 19, 2012

Agenda Item No. Tab 3

Agenda Title: Resolution No. -12-12 In support of the Palm Beach County Health Department Effort to Urge Local Tobacco Retailers to Refrain from Marketing and Selling Flavored Tobacco Products

- [X] CONSENT AGENDA
[] PRESENTATION/PROCLAMATION
[] PUBLIC HEARING
[] BID/RFP AWARD
[] DISCUSSION/POSSIBLE ACTION
[X] RESOLUTION
[] ORDINANCE ON ___ READING
[] OTHER:

Approved by Town Manager [Signature] Date: 12/17/12

Vivian Mendez Lemley - Town Clerk on behalf of Mayor James DuBois
Name/Title

Table with 3 columns: Originating Department (Town Clerk/Mayor), Costs (\$ 0.00), Attachments (Resolution, Emails from Janiece Davis, Mayor DuBois and Town Manager Sugerman; Resolutions of support from other municipalities), Advertised (Not Required), and notification status (Yes I have notified everyone).

Summary Explanation/Background. At the November 5, 2012 Regular Commission meeting Caitlyn Johnston, a student from Matlock Preparatory, approached the podium, and urged the support of the Commission to urge local tobacco retailers to refrain from marketing and selling flavored tobacco products.

Recommended Motion: Adopt the attached Resolution.



Town of Lake Park Town Commission

Agenda Request Form

Exhibit "B"

Meeting Date: December 19, 2012

Agenda Item No. Tab 8

Agenda Title: Request for a text amendment to Section 78-148 (a) to reduce the distance separation between gas stations from 1,200 feet to 500 feet.

- Consent Agenda, Presentation/Proclamation, Public Hearing, Bid/RFP Award, Discussion/Possible Action, Resolution, Ordinance on 1st Reading, Other.

Approved by Town Manager [Signature] Date: 12/10/12

Nadia Di Tommaso / Community Development Director Name/Title [Signature]

Table with 3 columns: Originating Department (Community Development), Costs (\$0.00), Attachments (Staff Report, Exhibits A-C, Ordinance 12-2012), Advertised (Date: N/A), and notification status.

Summary Explanation/Background:

See Staff Report.

**Town of Lake Park
Community Development Department**



Meeting Date: December 19, 2012

To: TOWN COMMISSION

Re: Text Amendment to Section 78-148 (a) to reduce the distance separation between gas stations from 1,200 feet to 500 feet.

Applicant: Town of Lake Park

SUMMARY

At the Town Commission meetings of October 3 and 17, 2012, Mr. Nader Salour, as the agent for Congress Avenue Properties Ltd., asked the Town Commission to modify Section 78-148 (a) (Exhibit "A") of the Town Code to modify the Code's requirement of a 1,200 foot separation between gasoline/oil filling stations. An environmental consultant, Mr. Roberto Balbis, also addressed the Commission regarding this Code requirement and submitted a letter dated September 6, 2012, providing justification for Congress Avenue Properties Ltd.'s request (Exhibit "B").

Staff has prepared a spreadsheet outlining the various gas stations in Town and their distances from one another (Exhibit "C"). Staff has determined that there are three existing gas stations within the Town's boundaries that do not currently comply with the 1,200 foot distance separation as required by the Town Code. Two of these stations were built prior to the effective date (1966) of the Town Code's separation requirement. The third station, Sunoco at 980 Northlake Boulevard, was constructed in 1983, after the effective date of the Code provision which requires separation between facilities. There is no written variance or development order which exists to justify the siting of this gas station in conflict with the Code. It is important to note that with respect to the siting of gas stations along Northlake Boulevard, the zoning regulations contained within the Northlake Boulevard Overlay Zone (NBOZ) apply. Specifically, Chapter 78, Appendix A, Section 2-3(2) of the Town of Lake Park Code of Ordinances requires that automobile service stations located on Northlake Boulevard be separated by a minimum of 500 feet.

At the October 17th, 2012 Town Commission meeting, the Town Commission made a motion directing staff to pursue a Code text amendment to Section 78-148(a) reducing the distance **between two gasoline and oil filling station or service station** from 1,200 feet to 600 feet. However, because the NBOZ section referenced herein above establishes a separation of 500 feet between auto service stations, staff is recommending that Section 78-148(a) be amended to require only a 500 foot separation between gasoline and oil filling or service stations.

P&Z RECOMMENDATION: Approved 4-0.

Recommended Motion: Staff recommends that the Town Commission approve a motion to amend Section 78-148(a) to reduce the distance separation **between gasoline and oil filling station or service station** from 1,200 feet to 500 feet.



Town of Lake Park Town Commission

Exhibit "C"

Agenda Request Form

Meeting Date: December 19, 2012

Agenda Item No. Tab 9

AGENDA TITLE: Request for a text amendment in the Park Avenue Downtown District (PADD) Sign Code to modify the language whereby it would increase the permitted awning signage height in Table 78-70-7 from 6 inches to 10 inches and provide for uniformity throughout contiguous plazas.

- Consent Agenda, Presentation/Proclamation, Public Hearing, Bid/RFP Award, Discussion/Possible Action Resolution, Ordinance on 1st Reading, Other.

Approved by Town Manager [Signature] Date: 12/10/12

Nadia Di Tommaso / Community Development Director [Signature]

Table with 3 columns: Originating Department (Community Development), Costs (\$0.00), Attachments (Staff Report, Ordinance 13-2012), Advertised (N/A for 1st reading), and notification requirements.

Summary Explanation/Background:

See Staff Report.

**Town of Lake Park
Community Development Department**



Meeting Date: December 19, 2012

To: TOWN COMMISSION

**Re: Text Amendment- Amending the language in the
Park Avenue Downtown District (PADD) Sign Code**

**Applicant: Town of Lake Park
Address: Park Avenue Downtown District
Re: Amending the PADD Sign Code to increase the permitted awning signage height in
Table 78-70-7 of Section 78-70 from 6 inches to 10 inches and provide for uniformity
throughout contiguous plazas.**

SUMMARY

The Town staff recommends an amendment to the text contained in Table 78-70-7 which sets forth the permitted signs within the Park Avenue Downtown District (PADD).

Currently, Section 78-70 does not permit the letters of awning signs to exceed 6 inches. Some of the plazas off of Park Avenue and 10th Street have fixed awning signs with 10 inch letters. It may be that some of these signs were installed quite some time ago and possibly under different codes. When the PADD was adopted, it did not provide for an amortization schedule which would have required the signs of these businesses to be brought into compliance with the regulations established in the PADD. Consequently, the businesses which had signs prior to the adoption of the PADD were never required to replace their signs with signs which conformed to the PADD regulations. New businesses, however, are required to meet the requirements of the PADD which limits the letters of signs to six inches thereby creating a conflict between businesses.

Staff proposes a text amendment to change the 6 inch sizing limitation to 10 inches for awning signs in the PADD sign code. The 10 inches would remain consistent with the Town's overall signage as long as the sign area is in proportion to the size of the awning. It is important to take note that the 10 inches is a *maximum* and this size is dependent on the size of the awning and the proposed sign's proportionality to the awning.

Staff is of the opinion that perhaps this inconsistency between sign codes was overlooked when the PADD signage code was adopted. Rather than requiring the businesses which have signs with letters which exceed six inches to conform to the PADD, staff is recommending a text amendment to allow awning signs with letters of up to 10 inches. The proposed amendment is for the section of the Code shown on page 2.

Planning and Zoning Board (P&Z) RECOMMENDATION: The P&Z heard this item at its November 5th, 2012 meeting. The Board members voted unanimously to approve the amendment to Table 78-70-7 in Section 78-70 to increase the awning size limitation from 6 inches to 10 inches. Additionally, the motion included a provision to incorporate "uniformity" language in this same section of the Code to ensure that all contiguous awnings, regardless of building ownership, are required to match. Staff expanded on this proposal in its recommended motion on the following page.

Recommended Motion:

Staff recommends that the Town Commission adopt a motion to amend Table 78-70-7 of Section 78-70 to allow the letters of awning signs within the PADD to have a maximum height of 10 inches and provide for uniformity throughout contiguous plazas. Uniformity would apply to all buildings that abut one another. The criteria to determine uniformity would include, but is not limited to: color scheme, pattern selection, size of awning and size of signage.

(Sec. 78-70)

**PROPOSED
TEXT AMENDMENT**

Table 78-70-7

Sign Type	Maximum Size	Maximum Number	Copy Limit	Other Limits
Awning Sign	In proportion to the size of the awning	-	Business name, address, phone number, and logo, and words depicting the nature of the business (letters shall not be more than 50% of the height of the letters depicting the business name)	<u>*Letters, numbers, and logo shall not exceed 6 10-inches in height and shall remain uniform throughout all contiguous plazas. Uniformity would apply to all buildings that abut one another. The criteria to determine uniformity would include, but is not limited to: color scheme, pattern selection, size of awning and size of signage.</u>
-	-	-	-	<u>*Located only on a valance</u>



REVISED AGENDA

Lake Park Town Commission
Town of Lake Park, Florida
Regular Commission Meeting
Wednesday, December 19, 2012, 7:00 p.m.
Lake Park Town Hall
535 Park Avenue

James DuBois	—	Mayor
Kendall Rumsey	—	Vice-Mayor
Steven Hockman	—	Commissioner
Jeanine Longtin	—	Commissioner
Tim Stevens	—	Commissioner
.....		
Dale S. Sugerman, Ph.D.	—	Town Manager
Thomas J. Baird, Esq.	—	Town Attorney
Vivian Mendez, CMC	—	Town Clerk

PLEASE TAKE NOTICE AND BE ADVISED, that if any interested person desires to appeal any decision of the Town Commission, with respect to any matter considered at this meeting, such interested person will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. *Persons with disabilities requiring accommodations in order to participate in the meeting should contact the Town Clerk's office by calling 881-3311 at least 48 hours in advance to request accommodations.*

- A. **CALL TO ORDER**
- B. **INVOCATION**
- C. **PLEDGE OF ALLEGIANCE**
- D. **ROLL CALL**
- E. **ADDITIONS/DELETIONS - APPROVAL OF AGENDA**
- F. **PUBLIC and OTHER COMMENT:**
This time is provided for audience members to address items that do not appear on the Agenda. Please complete a comment card and provide it to the Town Clerk so speakers may be announced. Please remember comments are limited to a **TOTAL** of three minutes.
- G. **CONSENT AGENDA:** All matters listed under this item are considered routine and action will be taken by one motion. There will be no separate discussion of these items unless a Commissioner or person so requests, in which event the item

will be removed from the general order of business and considered in its normal sequence on the Agenda. Any person wishing to speak on an Agenda item is asked to complete a public comment card located on either side of the Chambers and given to the Town Clerk. Cards must be submitted before the item is discussed.

Recommended For Approval:

1. Regular Commission Meeting Minutes of December 5, 2012 Tab 1
- ~~2. Revised Supervisor of Elections Agreement for Vote Processing Equipment Use
And Election Services Tab 2~~
- New - 2. Award Bid 107-2012 Custodial Services Term Contract for Town Hall, PBSO
District 10 Substation, Public Works Department, Lake Park Harbor Marina
And Lake Shore Park Restrooms Tab 2
3. Resolution No. 34-12-12 In Support of the Palm Beach County Health Department
Effort to Urge Local Tobacco Retailers to Refrain from Marketing and Selling
Flavored Tobacco Products. Tab 3
4. Resolution No. 35-12-12 Establishing the General Municipal Election Tab 4
5. Canceling the Regularly Scheduled January 2, 2013 Commission Meeting on the
Day after New Year's Day Tab 5

H. **PUBLIC HEARING:**
ORDINANCE ON SECOND READING:

***** OPEN PUBLIC HEARING*****

A. Staff Report

B. Public Comments

C. Commission Deliberation

6. Ordinance 10-2012 Request for a small-scale land use amendment for 711, 725 and 761 Foresteria Drive to re-designate from Medium Density Residential to the Public Buildings and Grounds land use designation Tab 6

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE FUTURE LAND USE MAP AND THE FUTURE LAND USE DESIGNATION OF PARCELS OF REAL PROPERTY HAVING THE PROPERTY ADDRESSES OF 711, 725 AND 761 FORESTERIA DRIVE AND OWNED BY THE TOWN'S COMMUNITY REDEVELOPMENT AGENCY; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

A. Staff Report

B. Public Comments

C. Commission Deliberation

7. Ordinance 11-2012 Request to Rezone 711, 725 and 761 Foresteria Drive from Residential-2 to the P-Public District zoning designation.

Tab 7

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, REZONING THREE PARCELS OF REAL PROPERTY LOCATED AT 711, 725, AND 761 FORESTERIA DRIVE FROM RESIDENTIAL 2 (R2) TO PUBLIC DISTRICT (P); PROVIDING FOR AN AMENDMENT TO SECTION 78-76 OF THE TOWN CODE WHICH INCORPORATES BY REFERENCE THE ZONING MAP OF LAKE PARK REFLECTING THE CHANGE IN ZONING TO THE PUBLIC ZONING DISTRICT OF THE PROPERTIES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

***** CLOSE PUBLIC HEARING*****

I. ORDINANCES ON FIRST READING:

8. Ordinance No. 12-2012 Request for a Text Amendment to Section 78-148 (a) to Reduce the Distance Separation Between Gas Stations from 1,200 feet to 500 feet.

Tab 8

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING SECTION 78-148(a) OF THE TOWN OF LAKE PARK CODE OF ORDINANCES TO REDUCE THE DISTANCE SEPARATION BETWEEN GASOLINE AND FILLING STATIONS USES FROM 1,200 FEET TO 500 FEET; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

9. Ordinance No. 13-2012 Request for a Text Amendment in the Park Avenue Downtown District (PADD) Sign Code to Modify the Language Whereby it Would Increase the Permitted Awning Signage Height in Table 78-70-7 from 6 inches to 10 inches and Provide for Uniformity Throughout Contiguous Plazas.

Tab 9

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING TABLE 78-70-7, WHICH IS CONTAINED WITHIN SECTION 78-70 OF THE TOWN'S CODE OF ORDINANCES WHICH PERTAINS TO AWNING SIGNS, BY INCREASING THE SIZE OF LETTERS, NUMBERS, AND LOGOS FROM SIX INCHES TO TEN INCHES AND PROVIDING FOR UNIFORMITY THROUGHOUT CONTIGUOUS PLAZAS; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

J. COMMISSIONER COMMENTS, TOWN ATTORNEY, TOWN MANAGER:

K. ADJOURNMENT: