REVISED AGENDA

Lake Park Town Commission
Town of Lake Park, Florida
Regular Commission Meeting
Wednesday, June 4, 2008, 7:30 P.M.
Lake Park Town Hall
535 Park Avenue

Desca DuBois	—	**Mayor**
Edward Daly	—	**Vice-Mayor**
G. Chuck Balius	—	**Commissioner**
Jeff Carey	—	**Commissioner**
Patricia Osterman	—	**Commissioner**
Maria V. Davis	—	**Town Manager**
Thomas J. Baird, Esq.	—	**Town Attorney**
Vivian Mendez Lemley	—	**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. PROCLAMATION:
Senator Jeff Atwater and State Representative Priscilla Taylor (Storm Water Project)

G. 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.

H. COMMISSIONER COMMENTS, TOWN ATTORNEY, TOWN MANAGER:

I. PLANNING & ZONING BOARD MEMBERSHIP APPLICATIONS:

J. 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.

For Approval:

1. Special Call Commission Meeting of an Attorney-Client Session Minutes of May 7, 2008 Tab1
2. Regular Commission Meeting Minutes of May 7, 2008 Tab2
3. Installation of Automatic Gates for the North Entrance of Lake Shore Park Tab 3
4. Marina Dockage Rate Schedule Adjustment Tab4

K. ANNOUNCEMENT OF PLANNING & ZONING BOARD MEMBERSHIP:

L. PUBLIC HEARING(S)

ORDINANCE ON SECOND READING:

5. ORDINANCE NO. 05-2008 Mid Year Budget Adjustment

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE TOWN BUDGET FOR FISCAL YEAR 2007-2008 AS PREVIOUSLY ADOPTED BY ORDINANCE NO. 24-2007; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE. Tab5

M. ADJOURNMENT:

Proclamation

Town of Lake Park Town Commission
Agenda Request Form

Meeting Date: June 4, 2008 Agenda Item No. Proclamation

[ ] PUBLIC HEARING
[ ] Ordinance on Second Reading
[ ] Public Hearing

[ ] RESOLUTION

[ ] DISCUSSION

[ ] ORDINANCE ON FIRST READING

[ ] BID/RFP AWARD

[ ] GENERAL APPROVAL OF ITEM

[ ] CONSENT AGENDA

[x] Other: Proclamation

SUBJECT: Proclamation in Honor of State Senator Jeff Atwater

RECOMMENDED MOTION/ACTION: Approval of Proclamation

Approved by Town Manager _____ **Date:** 5/28/08

Name/Title

Date of Actual Submittal

Originating Department: Town Manager	Costs: $ -0- Funding Source: Acct. #	**Attachments:** Copy of Proclamation
Department Review: [ ] Community Affairs ____ [ ] Community Development__ [ ] Finance _____	[ ] Fire Dept _____ [ ] Human Resources_____ [ ] Library _____ [ ] Marina _____ [ ] PBSO _____	[ ] Public Works_____ [ ] Town Attorney_____ [ ] Town Clerk_____ [ ] Town Manager _____
Advertised: Date: _____ Paper: _____ [x] Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone_____ or Not applicable in this case_____: Please initial one.

Summary Explanation/Background:

PROCLAMATION
TOWN OF LAKE PARK, FLORIDA
IN HONOR OF STATE SENATOR JEFF ATWATER

WHEREAS*; *State Senator Jeff Atwater represents Palm Beach County in the 25th Senate District of the State of Florida; and

WHEREAS; State Senator Jeff Atwater has consistently championed the preservation of Florida's natural resources including the Everglades, the coastal habitats, and the State waterways; and

WHEREAS; State Senator Jeff Atwater's recognition of the Intracoastal Waterway as a significant environmental and economic resource lead him to support the Town of Lake Park's Community Budget Issue Request for the Lake Shore Drive Drainage Project in the Florida State Senate; and

WHEREAS, as a consequence of this support, the Town of Lake Park will receive $100,000 from the State of Florida to be used toward the total project cost of $2.8 million needed to reduce pollution and environmental damage to the Intracoastal Waterway caused by the flooding and storm water run off along Lake Shore Drive; and

WHEREAS, the Town of Lake Park wishes to publicly recognize and honor ***State Senator Jeff Atwater*** for his support of this economically and environmentally significant project.

NOW, THEREFORE, on behalf of this community's Citizens and Commission, I, Desca DuBois, Mayor of the Town of Lake Park, do hereby publicly commend ***State Senator Jeff Atwater,*** and present him with this Proclamation as an expression of our sincere gratitude and appreciation for his efforts.

IN WITNESS WHEREOF, *I have hereto set my hand and caused the official Seal of the Town of Lake Park, Florida to be affixed this 4th day of June, 2008.*

BY:

_____

Mayor Desca DuBois

ATTEST:

_____

Vivian Mendez Lemley, Town Clerk

Town of Lake Park Town Commission
Agenda Request Form

Meeting Date: June 4, 2008 Agenda Item No. Proclamation

[ ] PUBLIC HEARING
[ ] Ordinance on Second Reading
[ ] Public Hearing

[ ] RESOLUTION

[ ] DISCUSSION

[ ] ORDINANCE ON FIRST READING

[ ] BID/RFP AWARD

[ ] GENERAL APPROVAL OF ITEM

[ ] CONSENT AGENDA

[x] Other: Proclamation

SUBJECT: **Proclamation in Honor of State Representative Priscilla Taylor**

RECOMMENDED MOTION/ACTION: **Approval of Proclamation**

Approved by Town Manager _____ **Date:** 5/28/08

Name/Title

Date of Actual Submittal

Originating Department: Town Manager	Costs: $ -0- Funding Source: Acct. #	**Attachments:** Copy of Proclamation
Department Review: [ ] Community Affairs ____ [ ] Community Development__ [ ] Finance _____	[ ] Fire Dept _____ [ ] Human Resources_____ [ ] Library _____ [ ] Marina _____ [ ] PBSO _____	[ ] Public Works_____ [ ] Town Attorney_____ [ ] Town Clerk_____ [ ] Town Manager _____
Advertised: Date: _____ Paper: _____ [x] Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone_____ or Not applicable in this case_____: Please initial one.

Summary Explanation/Background:

PROCLAMATION
TOWN OF LAKE PARK, FLORIDA
IN HONOR OF STATE REPRESENTATIVE PRISCILLA TAYLOR

WHEREAS*; *State Representative Priscilla Taylor represents the 84th District and the Town of Lake Park in the State of Florida's House of Representatives; and

WHEREAS; State Representative Priscilla Taylor is a recognized advocate of Florida's human and natural resources; and

WHEREAS; State Representative Priscilla Taylor's commitment to her constituents and her recognition of the need to preserve the Intracoastal Waterway as a significant resource to both the local and state economies lead her to sponsor Lake Park's Community Budget Issue Request for the Lake Shore Drive Drainage Project in the Florida House of Representatives; and

WHEREAS, as a consequence of this support, the Town of Lake Park will receive $100,000 from the State of Florida to be used toward the total project cost of $2.8 million needed to reduce pollution and environmental damage to the Intracoastal Waterway caused by the flooding and storm water run off along Lake Shore Drive; and

WHEREAS, the Town of Lake Park wishes to publicly recognize and honor ***State Representative Priscilla Taylor*** for her active support of this economically and environmentally significant project.

NOW, THEREFORE, on behalf of this community's Citizens and Commission, I, Desca DuBois, Mayor of the Town of Lake Park, do hereby publicly commend ***State Representative Priscilla Taylor*** , and present her with this Proclamation as an expression of our sincere gratitude and appreciation for her efforts.

IN WITNESS WHEREOF, I *have hereto set my hand and caused the official Seal of the Town of Lake Park, Florida to be affixed this 4th day of June, 2008.*

BY:

_____

Mayor Desca DuBois

ATTEST:

_____

Vivian Mendez Lemley, Town Clerk

Board Membership

Town of Lake Park Town Commission
Agenda Request Form

Meeting Date: **June 4, 2008** Agenda Item No. Board Membership

[ ] PUBLIC HEARING [ ] RESOLUTION

[ ] ORDINANCE ON SECOND READING [ ] DISCUSSION

[ ] ORDINANCE ON FIRST READING [ ] BID/RFP AWARD

[ ] APPROVAL OF ITEM [ ] CONSENT AGENDA

[X] **BOARD MEMBERSHIP**

SUBJECT: Board Membership Applications

RECOMMENDED MOTION/ACTION: To choose a Planning & Zoning Board member from the attached applicants.

Approved by Town Manager _____ **Date:** 5/28/08

Vivian M. Lemley
Name/Title

5/27/08
Date of Actual Submittal

Originating Department: **Town Clerk**	Costs: $ Funding Source: Acct. #	**Attachments:** **Board Application and Resume**
Department Review: [ ] City Attorney_____ [ ] Community Affairs ____ [ ] Community Development__	[ ] Finance _____ [ ] Fire Dept _____ [ ] Library _____ [ ] Marina _____ [ ] PBSO _____	[ ] Personnel _____ [ ] Public Works_____ **[X] Town Clerk** ___VML___ [ ] Town Manager _____
Advertised: Date: _____ Paper: _____ **[X] Not Required**	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone_____ or Not applicable in this case_____: Please initial one.

Summary Explanation/Background: The Planning & Zoning Board has one full membership opening on the Board. The Town Clerk's office has received these applications for membership to the Board.

The Town of Lake Park

LAKE PARK TOWN HALL NATIONAL HISTORIC SITE

"Jewel of the Palm Beaches"

Application to Serve on Town Boards and Committees

This application serves as an information file of the skills, talents and interests of citizens who are willing to serve on advisory boards and committees for the *Town of Lake Park*. When an opening occurs on one of the Boards on which you have indicated a desire to serve, your application will be submitted to the Town Commission. You will be notified by mail when appointment has been made.

Please print the following information.

Name: BROWN (Last) MASON (First) B. (Middle)

Address: 131 HAWTHORNE DR - LAKE PARK, FL 33403

Telephone: home 561-848-7571 work _____ cell 561-718-3068

	Yes	No
Are you a resident of Lake Park	✓	
Are you a non-resident business owner in Lake Park		✓
Are you a registered voter (Response to this question is not mandatory)	✓	
Do you currently serve on a Town Board or Committee		✓
If so, which one(s): _____		
Have you been convicted of a crime		✓
If so, when? _____ where? _____		

Please indicate your preference by number "1" through "5" of no more than five boards on which you wish to serve, with #1 being the most desired and #5 being the least desired.

Choice #	Board	Choice #	Board
	Code Compliance *		Pension Trust Fund (Police)
	CRA Board (Community Redevelopment Agency)	2	Planning & Zoning/Historic Preservation Board *
	Harbor Marina Advisory Board		Tree Board
	Library Board		Other: _____
	Merit Board		
1	Construction Board of Adjustments & Appeals		

Please note: Membership on these (*) Boards requires members to complete an annual financial disclosure form pursuant to F.S. 112.3145 (1)(a), (2)(b), (7)

535 Park Avenue, Lake Park, Florida 33403 (561) 881-3311 Fax (561) 881-3313
Lake Park Board Application

Your Name: Mason B. Brown

Please indicate the reason for your interest in your first and second choices:
I am a Certified General Contractor and I feel that I can be an asset to my Town and the Residents.

Number of Meetings of the above boards you have attended in the past six months: 0

Your educational background: (High school, College, Graduate School or other training)
College Grad

What is/was your profession or occupation: Gen Contractor - Business Owner
How long: 5 yr. 40+ yrs

Please indicate employment experience that you feel relates to your desired service on an advisory board or committee: Owning own Business for the Past 30 yrs Plus — Excellent E Managing People & Working E them

Please indicate other general experience or community involvement that you feel qualifies you to serve on the boards you have chosen: I'm Very Active in my Church

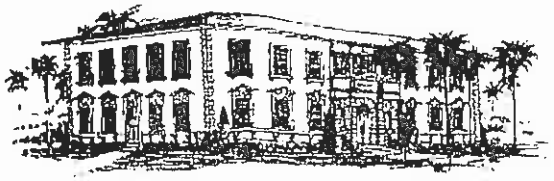
Feel free to attach additional sheets if required. Also, please attach your resume, if available. Please return your completed form to the Office of the Town Clerk, 535 Park Avenue, Lake Park, Florida 33403

I HEREBY CERTIFY THAT THE STATEMENT AND ANSWERS PROVIDED ARE TRUE AND ACCURATE. I UNDERSTAND THAT ANY FALSE STATEMENTS MAY BE CAUSE FOR REMOVAL FROM A BOARD OR COMMITTEE, IF APPOINTED:

Signature: [signature] Date: 7 Aug 2015

RECEIVED
APR - 9 2008
TOWN OF LAKE PARK

The Town of Lake Park



LAKE PARK TOWN HALL NATIONAL HISTORIC SITE
"Jewel of the Palm Beaches"

Application to Serve on Town Boards and Committees

This application serves as an information file of the skills, talents and interests of citizens who are willing to serve on advisory boards and committees for the *Town of Lake Park*. When an opening occurs on one of the Boards on which you have indicated a desire to serve, your application will be submitted to the Town Commission. You will be notified by mail when appointment has been made.

Please print the following information:

Name: GAMBINO (Last) MARY (First) FRANCES (Middle)

Address: 250 FORESTERIA DR

Telephone: home 561 844 6584 work 561 581 1475 cell (561) 723 4773

	Yes	No
Are you a resident of Lake Park	☑	☐
Are you a non-resident business owner in Lake Park	☐	☑
Are you a registered voter (Response to this question is not mandatory)	☑	☐
Do you currently serve on a Town Board or Committee	☑	☐
If so, which one(s): HISTORICAL SOCIETY		
Have you been convicted of a crime	☐	☑
If so, when? _____ where? _____		

Please indicate your preference by number "1" through "5" of no more than five boards on which you wish to serve, with #1 being the most desired and #5 being the least desired.

Choice #	Board	Choice #	Board
☐	Code Compliance *	☐	Pension Trust Fund (Police)
☐	CRA Board (Community Redevelopment Agency)	☒	Planning & Zoning/Historic Preservation Board *
☐	Harbor Marina Advisory Board		
☐	Library Board	☐	Tree Board
☐	Merit Board	☐	Other: _____
☐	Construction Board of Adjustments & Appeals		

Please note: Membership on these (*) Boards require members to complete an annual financial disclosure form pursuant to F.S. 112.3145 (1)(a), (2)(b), (7)

(561) 881-3311 Fax: (561) 881-3313

Your Name: MARY FRAN GAMBINO

Please indicate the reason for your interest in your first and second choices:
I LIVE IN A HISTORICAL HOME. I WANT TO BE ACTIVLY INVOLVED. I THINK MY BACKGROUND WILL SUPPORT POSITIVE CHANGE

Number of Meetings of the above boards you have attended in the past six months: 0

Your educational background: (High school, College, Graduate School or other training)
COMMERCIAL ART DEGREE/B.C.C.ES, NY 1979; AA-LANDSCADE TECH + DESIGN @ PBC FLA 1989; FAUX FINISHING SCHOOL VERO BEACH FL 2001-04, 13 YR GROUP FITNESS INSTRUCTOR

What is/was your profession or occupation: FAUX FINISHING/INTERIOR DESIGN

How long: 8 YRS

Please indicate employment experience that you feel relates to your desired service on an advisory board or committee: VISUAL + GRAPHIC DESIGN EXPERIENCE, ORGANIZING PEOPLE TO ~~EXECUTE~~ EXECUTE + COMPLETE PROJECTS

Please indicate other general experience or community involvement that you feel qualifies you to serve on the boards you have chosen: I'VE LIVED IN LAKE PARK FOR 15 YRS. FORMALLY A TREEBOARD MEMBER, CURRENLY V.P HISTORICAL SOCIETY.

Feel free to attach additional sheets if required. Also, please attach your resume, if available. Please return your completed form to the Office of the Town Clerk, 535 Park Avenue, Lake Park, Florida 33403

I HEREBY CERTIFY THAT THE STATEMENT AND ANSWERS PROVIDED ARE TRUE AND ACCURATE. I UNDERSTAND THAT ANY FALSE STATEMENTS MAY BE CAUSE FOR REMOVAL FROM A BOARD OR COMMITTEE, IF APPOINTED:

Signature: Mary Fran Gambino Date: April 8, 2008

Consent Agenda

TAB 1

Town of Lake Park Town Commission
Agenda Request Form

Meeting Date: June 4, 2008 Agenda Item No. Tab 1

[ ] PUBLIC HEARING
[ ] Ordinance on Second Reading
[ ] Public Hearing

[] RESOLUTION

[ ] DISCUSSION

[ ] ORDINANCE ON FIRST READING

[ ] BID/RFP AWARD

[ ] GENERAL APPROVAL OF ITEM

[X] CONSENT AGENDA

[ ] Other:

SUBJECT: Special Call Commission Meeting Minutes of May 7, 2008.

RECOMMENDED MOTION/ACTION: Approve the Minutes from the Special Call Commission Meeting of May 7, 2008.

Approved by Town Manager _____ **Date:** 5/29/08

Deputy Clerk

5/21/08
Date of Actual Submittal

Originating Department: Town Clerk	Costs: $ N/A Funding Source: Acct. #	**Attachments: Application, memo**
Department Review: [ ] City Attorney [ ] Community Affairs ____ [ ] Community Development	[ ] Finance _____ [ ] Fire Dept _____ [ ] Library _____ [ ] PBSO _____	[ ] Personnel _____ [ ] Public Works_____ [x] Town Clerk VML [ ] Town Manager _____
Advertised: Date: _____ Paper:___ [ ] Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone_____ or Not applicable in this case__x_____: Please initial one.

Summary Explanation/Background:

Minutes
Town of Lake Park, Florida
Special Call Commission Meeting
For the Purpose of An Attorney-Client Session
Town Hall Commission Chambers
535 Park Avenue, Florida 33403
Wednesday, May 7, 2008 6:00 p.m.

The Town Commission met at a Special Call Meeting for the purpose of an Attorney-Client Session on Wednesday, May 7, 2008 at 6:00 p.m. Present were Mayor DuBois, Vice-Mayor Daly, Commissioners Balius, Carey, and Osterman, Attorney Thomas Baird, Attorney Joseph Downs, Town Manager Maria Davis, Town Clerk Vivian Mendez and an appointed court reporter.

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

ADDITIONS/DELETIONS/APPROVAL OF AGENDA
None

Motion: A motion was made by Commissioner Osterman to approve the agenda; Vice-Chair Daly made the second.

Vote on Motion:

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

Motion passed 5-0.

THE TOWN COMMISSION WILL GO INTO AN ATTORNEY-CLIENT SESSION; FOR THE PURPOSE OF DISCUSSING A LAWSUIT INVOLVING THE TOWN OF LAKE PARK MARINA. THIS MEETING WILL TAKE PLACE IN THE TOWN HALL CONFERENCE ROOM WITH THE FOLLOWING PERSONS IN ATTENDANCE: ATTORNEY THOMAS BAIRD, SPECIAL COUNSEL JOSEPH W. DOWNS III, MAYOR DUBOIS, VICE-MAYOR DALY, COMMISSIONERS BALIUS, CAREY, OSTERMAN, TOWN MANAGER MARIA DAVIS AND A COURT REPORTER.

AFTER THE ATTORNEY-CLIENT SESSION THE COMMISSION WILL RECONVENE THE SPECIAL CALL COMMISSION MEETING

Motion: A motion was made by Commissioner Osterman to recess and go into the Attorney-Client Session; Commissioner Carey made the second.

Vote on Motion:

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

Motion passed 5-0.

The Commission recessed the meeting at 6:08 p.m.

The Special Call Meeting was reconvened at 7:12 p.m.

The Mayor asked if there was any other business to be brought before the Special Call Meeting.

ADJOURNMENT

There being no further business to come before the Commission and after a motion to adjourn by Commissioner Osterman and seconded by Commissioner Balius, and by unanimous vote, the meeting adjourned at 7:13 p.m.

_____
Mayor DuBois

_____
Deputy Clerk Jessica Shepherd

_____
Town Clerk Vivian Mendez

(Town Seal)

Approved on this _____ day of _____, 2008

TAB 2

Town of Lake Park Town Commission
Agenda Request Form

Meeting Date: June 4, 2008 Agenda Item No. Tab 2

[ ] PUBLIC HEARING
[ ] Ordinance on Second Reading
[ ] Public Hearing

[] RESOLUTION

[ ] DISCUSSION

[ ] ORDINANCE ON FIRST READING

[ ] BID/RFP AWARD

[ ] GENERAL APPROVAL OF ITEM

[X] CONSENT AGENDA

[ ] Other:

SUBJECT: Regular Commission Meeting Minutes of May 7, 2008.

RECOMMENDED MOTION/ACTION: Approve the Minutes from the Regular Commission Meeting of May 7, 2008.

Approved by Town Manager M. Davis **Date:** 5/28/08

Deputy Clerk

5/21/08
Date of Actual Submittal

Originating Department: Town Clerk	Costs: $ N/A Funding Source: Acct. #	**Attachments: Application, memo**
Department Review: [ ] City Attorney [ ] Community Affairs ____ [ ] Community Development	[ ] Finance _____ [ ] Fire Dept _____ [ ] Library _____ [ ] PBSO _____	[ ] Personnel _____ [ ] Public Works_____ [x] Town Clerk VMh [ ] Town Manager _____
Advertised: Date: _____ Paper:___ [ ] Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone_____ or Not applicable in this case__x_____: Please initial one.

Summary Explanation/Background:

Minutes
Town of Lake Park, Florida
Regular Commission Meeting
May 7, 2008 7:40 p.m.
Town Commission Chambers, 535 Park Avenue

The Town Commission met for the purpose of a Regular Commission Meeting on Wednesday, May 7, 2008 at 7:40 p.m. Present were Mayor DuBois, Vice-Mayor Daly, Commissioners Balius, Carey, and Osterman, Attorney Thomas Baird, Town Manager Maria Davis and Town Clerk Vivian Mendez.

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

ADDITIONS/DELETIONS/APPROVAL OF AGENDA
None

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

Vote on Motion:

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

Motion passed 5-0.

PUBLIC and OTHER COMMENT

Katherine Lampkin, 618 Date Palm Dr. – stated that she was in shock to find out that the Commission had discussed a grant to purchase property around the ball field. She expressed her concerns and complaints regarding the proposed recreational facility at the ball field.

Vice-Mayor Daly explained to Ms. Lampkin that she would not have to sell her property. He stated that it was approved to move forward with a grant that would offer money to purchase the properties. He stated that there would not be eminent domain and that residents do not have to sell their property if they do not want to.

Town Manager Maria Davis explained the process and requirements for the grant.

Discussion ensued between the Commission and Ms. Lampkin regarding the grant to acquire land for a new recreational facility at the 6th St ball field.

COMMENTS BY COMMISSION, TOWN MANAGER, TOWN ATTORNEY

Commissioner Balius stated that the Town of Lake Park had a good Arbor Day Celebration.

Commissioner Carey stated that he spoke to one business owner regarding sign issues in the Park Avenue Downtown District. The business owner explained to him that he is expanding his menu to include more then pizza and subs. The signage requirements do not allow for him to do this. Commissioner Carey recommended that the sign issue be brought back for discussion at a future Commission Meeting.

Mayor DuBois explained that the Park Avenue Downtown District signage was a discussion item on the agenda for the current meeting.

Vice-Mayor Daly
None

Commissioner Osterman recommended discussion regarding foreclosures in the Town be brought back to a future Commission Meeting. She discussed the issues related to foreclosures and recommended actions that the Town could take to resolve the issues. She stated that she was concerned about the conditions of foreclosures and their effects on public safety.

Mayor DuBois agreed with Commissioner Osterman's concerns and directed Community Development Director Patrick Sullivan to create a discussion item regarding foreclosures for a future Commission Meeting.

Commissioner Osterman stated that she was concerned about the dispatch time between incoming calls and police officer responding. She expressed the issues and concerns she has experienced and observed with dispatch services at the Sheriff's office.

Mayor Dubois thanked Commissioner Balius for attending the Arbor Day Celebration in her place. She stated that she attended the Florida Public Officials Design Institute which was held at the Florida Atlantic University Campus in Jupiter, FL. There were four municipalities in attendance which included the City of Lauderdale Lakes, City of Margate, City of Miami, and the Town of Lake Park. There were planners and designers who came to each city to assess specific areas of concern. The designers focused on the clock tower area from 7th St. to the stop light at 10th St. and Old Dixie Highway in the Lake Park. She stated that she brought back a CD and materials from the institute. She stated that she learned a lot and believed the information will be very helpful to the Town in the future.

Attorney Thomas Baird stated that he had a list of foreclosures in which Code Enforcement has recorded a lien that the Commission could review and utilize in their discussion regarding foreclosures.

Town Manager Maria Davis stated that the prospective dates for the bus tour in the Town were June 7th or June 14th. She stated that the Commission could review their calendars and decide on a date at the next Commission Meeting of May 21, 2008.

Commissioner Balius explained how past bus tours in the Town were conducted.

Town Manager Maria Davis announced that Watertower Rd. would be closed from May 12th through May19th for water and sewer infrastructure work for the new Kohls Department Store. On May 12th milling and resurfacing will begin on 10th St and will last approximately two weeks. The resurfacing will take place on 10th St from Northlake Blvd. to Park Ave and west up to the railroad tracks and east approximately 30 feet.

Commissioner Balius recommended that the construction work be done at night.

Town Manager Maria Davis stated that the recommendation could be discussed at the scheduled pre-construction conference on Friday, May 9, 2008. She stated that she would have to review the construction company's nightly rates. She stated that Lake Shore Park renovations would commence next week. She announced to the 501 and 801 Lake Shore Drive Condominium Buildings that there would be some construction noise.

BOARD APPOINTMENTS

Board Membership Applicants: Planning and Zoning Board Regular Membership

Mason Brown – introduced himself as a current alternate member of the Planning & Zoning Board. He gave a description of his qualifications for the Planning and Zoning Board.

Mary Gambino – introduced herself and gave a brief description of her background and qualifications.

Robin Maibach – Absent

Kendall Rumsey – introduced himself and gave a brief description of his background. He stated that after reading the other two candidates' qualifications he determined that they were better qualified than he for the Planning and Zoning Board. He withdrew his application.

Judith Thomas – introduced herself and gave a brief description of her background and qualifications.

Library Board Membership

Antony Lewis - Absent

CONSENT AGENDA:

1. Regular Commission Meeting Minutes of April 2, 2008
2. Regular Commission Meeting Minutes of April 16, 2008
3. Award Contract for Concrete Flat Work at Lake Shore Park
4. Expansion of Irrigation System for Lake Shore Park Renovation Project
5. Excavation Contract for Lake Shore Park Renovation Project

6. Award Contract for Sod at Lake Shore Park
7. Assignment of Computer Data Agreement
8. Letter of Support for Tri-Rail
9. Resolution No. 26-05-08 Submit a Grant Application to the Florida Department of Agriculture for the Urban and Community Forestry

Public Comment Open.
None
Public Comment Closed.

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

Vote on Motion:

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

Motion passed 5-0.

PUBLIC HEARINGS

ORDINANCE NO. 05-2008 – Mid-Year Budget Adjustment

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE TOWN BUDGET FOR FISCAL YEAR 2007-2008 AS PREVIOUSLY ADOPTED BY ORDINANCE NO. 24-2007; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

Public Comment Open.
None
Public Comment Closed.

Motion: A motion was made by Commissioner Balius to approve Ordinance No. 05-2008; Vice-Mayor Daly made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		

Commissioner Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor DuBois	X		

Motion passed 5-0.

Attorney Thomas Baird read Ordinance No. 05-2008 by caption-only.

ORDINANCE NO. 06-2008 - Signage in the Park Avenue Downtown District
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AMENDING CHAPTER 78 ENTITLED "ZONING," ARTICLE III, SECTION 78-70, ENTITLED "PARK AVENUE DOWNTOWN DISTRICT" ("PADD"), TO AMEND SECTION 78-70(p) TO PROVIDE FOR ADDITIONAL REGULATIONS PERTAINING TO TEMPORARY SIGNS FOR REAL ESTATE SALES AND LEASING PERMITTED IN THE PADD AND TO REQUIRE A TOWN SIGN PERMIT BE OBTAINED PRIOR TO ERECTING OR DISPLAYING ANY PERMITTED SIGN WITHIN THE PADD; AMENDING TABLE 78-70-1 ENTITLED "PERMITTED SIGNS" TO CLARIFY CERTAIN RESTRICTIONS ON SIGN SIZE, NUMBER, COPY, AND OTHER RESTRICTIONS PERTAINING TO PERMITTED SIGNS IN THE PADD; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Community Development Director Patrick Sullivan explained the reason for Ordinance No. 06-2008. He gave a history of the signage issues in the Park Avenue Downtown District. He explained that temporary real estate signs were exempt under the code. He did not agree with the exemption of the real estate signs and the Ordinance was changed to include real estate signs. A permit would now be required for a real estate sign. He reduced the allowable size of a sign to 9 square feet.

Commissioner Osterman asked for clarification on the pictures of real estate signs that Mr. Sullivan provided. She stated that the signs were larger than 3 x 3.

Mr. Sullivan explained that the signs in the pictures were larger than 3 x 3.

Commissioner Osterman stated that nine square feet for a real estate sign seemed too small.

Mr. Sullivan stated that nine square feet was larger than the signs posted on businesses.

Mayor DuBois asked for the time limit of a temporary permit.

Mr. Sullivan explained that a temporary sign permit would be for six months. The permit can be renewed at the end of six months if the building did not rent or sell.

Discussion ensued between the Commission regarding signage size requirements in the Park

Avenue Downtown District.

Public Comment Open.
None
Public Comment Closed.

Motion: A motion was made by Vice-Mayor Daly to approve the size requirement for a sign in the Park Avenue Downtown District to be 2 ft. x 3 ft. or 6 square feet; Commissioner Balius made the second.

Vote on Motion:

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

Motion passed 4-1.

Community Development Director Patrick Sullivan explained the issue of wording on signage in the Park Avenue Downtown District. He stated that the Ordinance had only allowed a business owner to include a business name, address, and telephone number on their sign. He stated that he changed the Ordinance to allow more wording on business signs to include other items such as menu items for a restaurant.

Commissioner Carey asked for clarification on the allowable space for wording on a business sign.

Mr. Sullivan clarified the changes made to Ordinance No. 06-2008.

Discussion ensued between the Commission regarding signage requirements and changes to Ordinance No. 06-2008.

Commissioner Osterman recommended removing the wording in the Ordinance which states "Shall not occupy more then 50% of the building" and to set the maximum size of a business sign at six square feet.

Motion: A motion was made by Commissioner Osterman to remove the wording "Shall not occupy more then 50% of the building" and to set the maximum size of a business sign at six square feet and "open" to the possible wording; Vice-Mayor Daly made the second.

Vote on Motion:

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

Motion passed 5-0.

Community Development Director Patrick Sullivan stated that there has been an issue with window signs in the Park Avenue Downtown District. He stated that the Ordinance would now clarify that a permit is needed for any sign and only 25% of the window is the maximum allowable to be covered by a sign.

Discussion ensued between the Commission regarding window signage requirements in the Park Avenue Downtown District.

Motion: A motion was made by Vice-Mayor Daly to approve Ordinance No. 06-2008; Commissioner Balius made the second.

Vote on Motion:

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

Motion passed 5-0.

Attorney Thomas Baird read Ordinance No. 06-2008 by caption-only.

ORDINANCE NO. 07-2008 - Reasonable Accommodations Procedures
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AMENDING CHAPTER 78, ARTICLE I, SECTION 78-6, ENTITLED "REASONABLE ACCOMMODATIONS PROCEDURES" TO CHANGE THE DESIGNATION OF THE HEARING OFFICER FOR PUBLIC HEARINGS ON REQUESTS SUBMITTED TO THE TOWN FOR REASONABLE ACCOMMODATIONS, FROM THE

TOWN MANAGER TO A SPECIAL MAGISTRATE APPOINTED BY THE TOWN COMMISSION; TO PROVIDE SPECIFIC PROVISIONS FOR MAIL AND NEWSPAPER NOTICE OF THE PUBLIC HEARING ON ANY REQUEST FOR A REASONABLE ACCOMMODATION; TO PROVIDE FOR AN OPPORTUNITY BY MEMBERS OF THE PUBLIC TO BE HEARD ON THE REQUEST FOR A REASONABLE ACCOMMODATION AT THE PUBLIC HEARING; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Comment Open.

Tim Kasher, 315 Foresteria Dr. – stated that an unlicensed sober living facility called "Women of Dignity" was operating out of 306 Foresteria Dr. He expressed his concerns and issues with the facility. He stated that there was another unlicensed facility operating out of a building on Park Ave. He stated that Town code does not allow this type of facility within 1000 square feet of a similar facility. He expressed his concerns regarding the unlicensed facility.

Mayor DuBois stated that she lived in an R-1 District and had the same situation in her neighborhood for a period of six years and she understood his concerns. She asked Attorney Thomas Baird to explain the difference between a licensed recovery facility versus a sober living facility.

Attorney Thomas Baird explained that the difference between a licensed recovery facility and a sober living facility as a licensed recovery facility can provide medical treatment and counseling; a sober living facility is legally treated as a residential home where a group of recovering drug addicts and alcoholics can reside as a family unit. The court does not allow anyone to prohibit a sober living facility because of constitutional provisions that have been enacted to protect those individuals.

Commissioner Osterman asked if there were any licensing requirements for sober living houses.

Attorney Thomas Baird stated that there was licensing only through Business Tax.

Discussion ensued between the Commission regarding the sober living facility issue and how it relates to Ordinance No. 07-2008.

Public Comment Closed.

Motion: A motion was made by Commissioner Osterman to approve Ordinance No. 07-2008; Commissioner Balius made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner			

Carey	X		
Commissioner Osterman	X		
Vice-Mayor Daly	X		
Mayor DuBois	X		

Motion passed 5-0.

Attorney Thomas Baird read Ordinance No. 07-2008 by caption-only.

Re-appointments to the Library Board

The following person was re-appointed to the Library Board:

Antony Lewis – Regular Member

Appointments to the Planning and Zoning Board

The following persons were appointed to the Planning & Zoning Board:

Mason Brown – Regular Member
Judith Thomas – Regular Member

ORDINANCE NO. 08-2008 - General Regulations and Restrictions Pertaining to Animals

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE CODE OF ORDINANCES FOR THE TOWN OF LAKE PARK, FLORIDA BY CREATING NEW CHAPTER 11 TO BE ENTITLED "ANIMALS"; PROVIDING FOR THE CREATION OF NEW ARTICLE 1, TO BE ENTITLED "GENERAL REGULATIONS"; PROVIDING FOR THE CREATION OF NEW SECTION 11-1 TO BE ENTITLED "DEFINITIONS"; PROVIDING FOR THE CREATION OF NEW SECTION 11-2 TO BE ENTITLED "BIRD SANCTUARY DECLARED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-3 TO BE ENTITLED "CRUEL AND INHUMANE TREATMENT OF ANIMALS PROHIBITED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-4 TO BE ENTITLED "PROVISION OF FOOD AND WATER TO CONFINED ANIMALS REQUIRED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-5 TO BE ENTITLED "MINIMUM REQUIREMENTS FOR THE POSSESSION AND SHELTERING OF CERTAIN ANIMALS"; PROVIDING FOR THE CREATION OF NEW SECTION 11-6 TO BE ENTITLED "MAXIMUM NUMBER OF HOUSEHOLD PETS"; PROVIDING FOR THE CREATION OF NEW SECTION 11-7 TO BE ENTITLED "REMOVAL OF PET EXCREMENT REQUIRED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-8 TO BE ENTITLED "NEGLECT AND/OR ABANDONMENT OF ANIMALS PROHIBITED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-9 TO BE ENTITLED "NUISANCES CREATED BY ANIMALS PROHIBITED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-10 TO BE ENTITLED "ANIMALS WITH CONTAGIOUS

DISEASES PROHIBITED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-11 TO BE ENTITLED "AID TO INJURED ANIMALS REQUIRED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-12 TO BE ENTITLED "RESTRICTIONS ON THE TRANSPORT OF ANIMALS IN AN OPEN BED OF VEHICLES"; PROVIDING FOR THE CREATION OF NEW ARTICLE II OF CHAPTER 11 TO BE ENTITLED "SUPPLEMENTAL REGULATIONS PERTAINING PRIMARILY TO DOGS AND CATS"; PROVIDING FOR THE CREATION OF NEW SECTION 11-13 TO BE ENTITLED "REGISTRATION TAGS AND LICENSES FOR DOGS AND CATS REQUIRED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-14 TO BE ENTITLED "DOGS RUNNING AT-LARGE PROHIBITED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-15 TO BE ENTITLED "ANIMALS INJURING OR KILLING OTHER ANIMALS PROHIBITED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-16 TO BE ENTITLED "DOGS DAMAGING PROPERTY OF OTHERS PROHIBITED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-17 TO BE ENTITLED "INJURY TO AND/OR INTERFERENCE WITH POLICE DOGS PROHIBITED"; PROVIDING FOR THE CREATION OF NEW SECTION 11-18 TO BE ENTITLED "REGULATIONS PERTAINING TO VICIOUS ANIMALS AND DANGEROUS DOGS"; PROVIDING FOR THE CREATION OF NEW SECTION 11-19 TO BE ENTITLED "IMPOUNDMENT"; PROVIDING FOR THE CREATION OF NEW SECTION 11-20 TO BE ENTITLED "PENALTIES; PRIMA FACIE EVIDENCE OF VIOLATIONS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Comment Open.

Judith Thomas, 204 Jasmine Dr. - stated that she lived in front of a park and enjoys taking a walk around the park in the mornings. She stated that she was concerned that there were no baggies in place at the park for the pick up of pet excrement.

Town Manager Maria Davis stated that pets were allowed at the Marina but not at the parks. She asked the Commission for direction in possibly changing the ordinance to allow pets in the park but have rules for disposing of pet excrement in baggies that may be placed in the park.

Discussion ensued between the Commission regarding Ordinance No. 08-2008.

Ms. Thomas gave her recommendations and suggestions for implementing rules and accommodations for pets in parks and pickup of pet excrement.

Michelle McKenzie-Suiter, 931 W. Ilex Dr. - she stated that there was no specific language referring to pets on commercial properties. She stated that she was aware of a car wash business in Town that breeds and sells dogs on their property without a license.

Discussion ensued between the Commission and Ms. Suiter regarding issues at a car wash facility in the Town.

Public Comment Closed.

Motion: A motion was made by Commissioner Carey to approve Ordinance No. 08-2008; Vice-Mayor Daly made the second.

Vote on Motion:

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

Motion passed 5-0.

Attorney Thomas Baird read Ordinance No. 08-2008 by caption-only.

Town Manager Maria Davis thanked Community Development Director Patrick Sullivan for his input and work on Ordinance No. 08-2008.

ADJOURNMENT

There being no further business to come before the Commission and after a motion to adjourn by Commissioner Balius and seconded by Commissioner Carey, and by unanimous vote, the meeting adjourned at 9:12 p.m.

_____
Mayor DuBois

_____
Deputy Clerk Jessica Shepherd

_____
Town Clerk Vivian Mendez

Town Seal

Approved on this ___ of _____, 2008.

TAB 3

Town of Lake Park Town Commission
Agenda Request Form

Meeting Date: June 4, 2008 Agenda Item No. Tab 3

[ ] PUBLIC HEARING
[ ] Ordinance on Second Reading
[ ] Public Hearing

[ ] ORDINANCE ON FIRST READING

[ ] GENERAL APPROVAL OF ITEM

[ ] Other:

[ ] RESOLUTION

[ ] DISCUSSION

[ ] BID/RFP AWARD

[X] CONSENT AGENDA

SUBJECT: Installation of Automatic Gates for the North Entrance of Lake Shore Park

RECOMMENDED MOTION/ACTION: Approve

Approved by Town Manager _____ **Date:** 5/28/08

Name/Title

Date of Actual Submittal

Originating Department: Town Manager	**Costs: $12,791** **Funding Source: Capital Project Fund Reserve** Acct. #	**Attachments:** Proposal for Gate Installation and September 26, 2007 Agenda Item Identifying Low Bid Contractor
Department Review: [ ] Town Attorney_____ [ ] Community Affairs ____ [ ] Community Development___	[ ] Finance _____ [ ] Fire Dept _____ [ ] Library _____ [ ] Marina _____ [ ] PBSO _____	[ ] Personnel _____ [ ] Public Works_____ [ ] Town Clerk_____ [ ] Town Manager _____
Advertised: Date: _____ Paper: _____ [ ] Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone_____ or Not applicable in this case_____: Please initial one.

Summary Explanation/Background: This item is to recommend award of contract to ECS Security, Inc. for the installation of an electronic gate on the north entrance to Lake Shore Park in the amount of $12,791. This contractor was the lowest responsible bidder who installed the electronic gate at the south entrance of the park. This contract does not include the electric for the gate operators.

ECS

Town of Lake ~~Worth~~ Park
Lake Worth, FL. 33463

Date 5/13/08

ECS SECURITY INC.

RECEIVED
MAY 15 2008
TOWN OF LAKE PARK

For the attention of Hoa Hoang

Proposal

Dear Hoa

In reference to my recent visit to the park in Lake ~~Worth~~ Park to ascertain your requirements for one entrance gate at the north entrance, please find our proposal as detailed below.

Supply and install new 20ft Sliding Gate (North Gate)
To fabricate a 20ft by 4 ft high (approx) aluminum sliding gate to a general design as previous gate. Gate to use new support posts etc. the ground track to be installed across the drive way gate to be suitable for automation (see below)

General Specification
100% Aluminum construction
Straight Spindle Design on gate
Baked power coated standard colors
Installation of gate
For the Sum of **$7,870.00**

7,870
4,921
12,791

Railing
To manufacture approximately 11ft for fixed railing the will match the design of the entrance gate three support posts to be concreted into the ground railing to be power coated to match thew entrance gate. Price includes installation.
Fro the sum of ~~**$2,670.00**~~ No

Automation

To supply and install one BFT sliding gate operator complete with 24ft of drive track. The BFT operator is designed to be continuous use and suitable for high traffic use for gates up to 850lbs the weight and 35ft long see enclosed specification sheet for further details. Cost includes installation of operator control my way of digital coded keypad post mounted, exit gained via free exit loop installed to the inside of the gate. To comply with code two sets of safety photo beams to be installed that will prevent the gate from closing if a vehicle is present.
For the sum of **$4,921.00**

All prices are subject to Sales Tax, applicable ruling at date of invoice.

ECS - Security Distribution Specialists
7964 SW Jack James Drive, Stuart. FL 34997
t. 772-545-2120 f. 772-545-2928
e. ecsflus@aol.com w. www.ecssecurity.us

FAAC USA

ECS

SECURITY INC.

General Requirements

We will require a 115v power supply to be installed to the gate operator

No allowance has been made for any permanent or special reinstatement of drive, road or structural surfaces which may become necessary on completion of our installation work, other than patch repair with concrete.

We have not submitted price for the civil works required to allow this installation to go ahead other that interconnecting ducts that we require to allow our system to function.
Costs of all permits will be charged in addition at cost.

Our terms of payment are Pro-Forma, 50% with order – balance on completion. Please note commissioning and hand-over of part or completed installation made only on payment of all outstanding accounts.

We are able to offer clients a full maintenance and service contract on fitted installations, details of which will be forwarded on request.

We trust we have interpreted your requirements correctly and look forward to receiving further instructions.

Yours faithfully

Sean Hayes

Sean Hayes
President
On behalf of ECS Security Inc

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FAAC USA

Town of Lake Park Town Commission
Agenda Request Form

Meeting Date: September 26, 2007 Agenda Item No. 15

[ ] PUBLIC HEARING
[ ] Ordinance on Second Reading
[ ] Public Hearing

[ ] RESOLUTION

[X] **DISCUSSION**

[ ] ORDINANCE ON FIRST READING

[ ] BID/RFP AWARD

[ ] GENERAL APPROVAL OF ITEM

[ ] CONSENT AGENDA

[ ] Other:

SUBJECT: Estimates for the Installation of Automatic Gates for the Entrances of Lake Shore Park

RECOMMENDED MOTION/ACTION: **Provide Direction to Staff**

Approved by Town Manager _____ **Date:** 9/19/07

Name/Title Date of Actual Submittal

Originating Department: Town Manager	Costs: $ Funding Source: Acct. #	**Attachments:** 3 Proposals for Gate Installation and Cost Summary Sheet for Park Renovation
Department Review: [ ] Town Attorney_____ [ ] Community Affairs ____ [ ] Community Development___	[ ] Finance _____ [ ] Fire Dept _____ [ ] Library _____ [ ] Marina _____ [ ] PBSO _____	[ ] Personnel _____ [ ] Public Works_____ [ ] Town Clerk_____ [ ] Town Manager _____
Advertised: Date: _____ Paper: _____ [ ] Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone_____ or Not applicable in this case_____: Please Initial one.

Summary Explanation/Background: The Town Commission requested staff to obtain three cost estimates for the fabrication and installation of automatic gates for the entrances of Lake Shore Park. Estimates received are $30,814, $37,785 and $38,519 respectively. These prices include automatic openers for two of the three gates. The middle gate will be a manual swing gate, which will be locked with a pad lock. These prices do not include the electric to the gate operators.

Also attached is a summary of expenditures for the renovation of the park to date.

ECS SECURITY INC.

Town of Lake Worth
Lake Worth, FL. 33463

Date 9/13/07

RECEIVED
SEP 13 2007
Town of Lake Worth
Office Of Town Manager

For the attention of Hoa Hoang

Proposal

$30,814.00

BLK ?

Dear Hoa

In reference to my recent visit to the park in Lake Worth to ascertain your requirements for three sets of gates to the entrance please find our proposal as detailed below.

Supply and install new 30ft Sliding Gate (South Gate)
To fabricate a 30ft by 4 ft high (approx) aluminum sliding gate to a general design as shown in sketch drawing. Gate to use new support posts etc. the ground track to be installed across the drive way gate to be suitable for automation (see below)
General Specification
100% Aluminum construction
Straight Spindle Design on gate
Baked power coated standard colors
Installation of gate
For the Sum of **$9,396.00**

Automation

To supply and install one Faac heavy duty 885 sliding gate operator complete with 30ft of drive track. The Faac operator is designed to be continuous use and suitable for high traffic use for gates up to 1800lb the weight and 35ft long see enclosed specification sheet for further details. Cost includes installation of operator control my way of digital coded keypad post mounted, exit gained via free exit loop installed to the inside of the gate. To comply with code two sets of safety photo beams to be installed that will prevent the gate from closing if a vehicle is present.
For the sum of **$4,921.00**

Supply and install new 15ft Swing Gate (Middle Gate)
To fabricate a 15ft by 4 ft high (approx) aluminum single swing gate to a general design as shown in sketch drawing. Gate to use new support posts etc and lock felicity. Gate to be manually operated.
General Specification
100% Aluminum construction
Straight Spindle Design on gate
Baked power coated standard colors
Installation of gate
For the Sum of **$3,706.00**

9421 S.E. Fed. Hwy. Hobe Sound.
t. 772-545-2120 f. 772-545-2928
e. ecsflus@aol.com w. www.ecssecurity.us

ECS SECURITY INC.

Supply and install new 24ft Sliding Gate (North Gate)
To fabricate a 24ft by 4 ft high (approx) aluminum sliding gate to a general design as shown in sketch drawing. Gate to use new support posts etc. the ground track to be installed across the drive way gate to be suitable for automation (see below)
General Specification
100% Aluminum construction
Straight Spindle Design on gate
Baked power coated standard colors
Installation of gate
For the Sum of **$7,870.00**
Automation

To supply and install one Faac heavy duty 885 sliding gate operator complete with 30ft of drive track. The Faac operator is designed to be continuous use and suitable for high traffic use for gates up to 1800ib the weight and 35ft long see enclosed specification sheet for further details. Cost includes installation of operator control my way of digital coded keypad post mounted, exit gained via free exit loop installed to the inside of the gate. To comply with code two sets of safety photo beams to be installed that will prevent the gate from closing if a vehicle is present.
For the sum of **$4,921.00**

All prices are subject to Sales Tax, applicable ruling at date of invoice.

General Requirements

We will require a 220v power supply to be installed to the gate operator

No allowance has been made for any permanent or special reinstatement of drive, road or structural surfaces which may become necessary on completion of our installation work, other than patch repair with concrete.

We have not submitted price for the civil works required to allow this installation to go ahead other that interconnecting ducts that we require to allow our system to function.
Costs of all permits will be charged in addition at cost.

Our terms of payment are Pro-Forma, 50% with order – balance on completion. Please note commissioning and hand-over of part or completed installation made only on payment of all outstanding accounts.

ECS SECURITY INC.

We are able to offer clients a full maintenance and service contract on fitted installations, details of which will be forwarded on request.

We trust we have interpreted your requirements correctly and look forward to receiving further instructions.

Yours faithfully

Sean Hayes

Sean Hayes
President
On behalf of ECS Security Inc

ECS SECURITY INC.

Supply and install new 24ft Sliding Gate (North Gate)
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General Specification
100% Aluminum construction
Straight Spindle Design on gate
Baked power coated standard colors
Installation of gate
For the Sum of **$7,870.00**

Automation

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For the sum of **$4,921.00**

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General Requirements

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ECS
SECURITY INC.

We are able to offer clients a full maintenance and service contract on fitted installations, details of which will be forwarded on request.

We trust we have interpreted your requirements correctly and look forward to receiving further instructions.

Yours faithfully

Sean Hayes

Sean Hayes
President
On behalf of ECS Security Inc

gates		auto
South	9,396	4,921
middle	3,706	
North	7,870	4,921
	30,814	

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Minutes
Town of Lake Park, Florida
Regular Commission Meeting
September 26, 2007 7:30 p.m.
Town Commission Chambers, 535 Park Avenue

The Town Commission met for the purpose of a Regular Commission Meeting on Wednesday, September 26, 2007 at 7:30 p.m. Present were Mayor Castro, Vice-Mayor Daly, Commissioners Balius, Carey, and Osterman, Town Manager Maria Davis, Attorney Thomas Baird, and Town Clerk Vivian Mendez.

Vivian Mendez led the Invocation.
Vice-Mayor Daly led the Pledge of Allegiance.
Town Clerk Vivian Mendez performed the Roll Call.

PRESENTATION:
Proclamation to Stephen E. Smith

Mayor Castro read the proclamation to Stephen E. Smith.

Mr. Smith accepted his proclamation and thanked the Commission.

Motion: A motion was made by Commissioner Balius to approve the Proclamation to Stephen E. Smith; Vice-Mayor Daly made the second.

Vote on Motion:

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

Motion passed 5-0.

The Commission adjourned at 7:33 pm for an Executive Session with Attorney Client.

The Commission reconvened at 8:11 pm.

ADDITIONS/DELETIONS/APPROVAL OF AGENDA
None

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

Vote on Motion:

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

Motion passed 5-0.

PUBLIC and OTHER COMMENT
None

COMMENTS BY COMMISSION, TOWN MANAGER, TOWN ATTORNEY

Commissioner Carey
None

Commissioner Balius
None

Vice-Mayor Daly stated that he was concerned over the Scripps Meeting that took place the previous night. It seemed that the Mayor of Palm Beach Gardens and one of the Palm Beach County Commissioners had a problem with the Town using Bioscience Overlay property to build a Kohls Department Store. He stated that the Bioscience Board was expecting the Town to hold on to property for five to ten years without receiving any compensation. He expressed his aggravation and concern over the issue.

Mayor Castro stated that when the Town decided to be part of the Scripps Bioscience Overlay there were several discussions between Paul Carlisle, former Town Manger and the Commission where they discussed that they wanted to communicate to the Bioscience Board that the Town did not want to be committed to holding property or turning away opportunities for development. He was concerned about adopting policies in the Town's Comprehensive Plan that would preclude the Town from developing property.

Town Manager Maria Davis directed Community Development Director Patrick Sullivan to give a comparison of how much land the Town put aside by percentage versus how much land Palm Beach Gardens and other communities put aside for the Bioscience Overlay.

Community Development Director Patrick Sullivan stated that the Town had put over 50% of their property into the Bioscience Overlay. The Town would be putting in 334 acres. He stated

that Palm Beach Gardens would have to put in approximately 8000 acres in order to maintain the same ratio as the Town of Lake Park.

Vice-Mayor Daly stated that Mangonia Park was beginning to realize that the Bioscience Overlay may not come to pass for the properties they have placed on hold. He recommended that the Commission discuss whether or not they wanted to include the Bioscience Overlay properties set aside in the Comprehensive Plan, and that it should include some sort of escape clause.

Mayor Castro directed Town Manager Maria Davis to have the Bioscience Overlay property issue placed as an agenda item for a future Commission Meeting.

Commissioner Osterman
None

Attorney Thomas Baird
None

Town Manager Maria Davis announced that the Village of North Palm Beach would be meeting for a workshop to discuss the Village Shoppes Project on September 27, 2007 at 7:30 p.m.

Mayor Castro asked when the Town was informed of the workshop.

Town Manager Maria Davis stated that she received notification of the workshop by fax that day.

Mayor Castro asked how long the Village of North Palm Beach had known about the workshop.

Community Development Director Patrick Sullivan stated that the Village of North Palm Beach had known about the workshop for awhile.

Mayor Castro stated that he was very concerned about the lack of communication between the Town and the Village of North Palm Beach concerning the Village Shoppes Project.

Town Manager Maria Davis announced that FPL would be replacing 90 existing poles in the Town and upgrading the infrastructure to withstand 145 mile per hour winds. The project would commence in October and be completed in December. Letters would be sent out to residents informing them of the project. FPL did not anticipate any interruption of service during the project.

Town Manager Davis requested guidance from the Commission concerning Julius Automotive. After researching the Town code, staff found that there was an ordinance regarding signage on vehicles for sale. She asked the Commission if they wanted to enforce the code.

Mayor Castro directed Town Manager Maria Davis to place the discussion of the vehicle signage ordinance on the agenda for a future Commission meeting.

Commissioner Osterman recommended changing the vehicle signage code. She recommended that only full scale dealerships be allowed to have vehicle "For Sale" signage.

CONSENT AGENDA:

1. Regular Commission Meeting Minutes of August 22, 2007
2. Resolution No. 74-09-07 Workforce Alliance Agreement
3. Resolution No. 75-09-07 Ground Maintenance Worker II position
4. Resolution No. 76-09-07 PBSO Addendum to Contract
5. Final 26 Baffle Inserts for the north breakwater at the Marina
6. Resolution No. 77-09-07 Recreational Bond funding for Lake Shore Park playground
7. Resolution No. 78-09-07 New Rental Fee Rate for Lake Shore Park Picnic Pavilion
8. Holiday Boat Parade Contribution
9. Board Appointments for the Community Development Corporation 501(c)(3)

Item #5 Final 26 Baffle Inserts for the north breakwater at the Marina was pulled from the Consent Agenda for discussion.

Public Comment Open.
None
Public Comment Closed.

Motion: A motion was made by Commissioner Balius to approve the Consent Agenda with the exception of item #5; Vice-Mayor Daly made the second.

Vote on Motion:

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

Motion passed 5-0.

Vice-Mayor Daly asked for clarification of and the status on the baffles for the breakwater at the Marina.

Town Manager Maria Davis stated the baffle project was not stalled and it would be 30 to 60 days before receiving the permit. Vance Construction had built breakwaters for two other municipalities and the bid time would be minimized because the Town could piggyback on another municipality's contract. She anticipated that construction would begin within the next

90 days.

Motion: A motion was made by Commissioner Balius to approve item #5 Final 26 Baffle Inserts for the north breakwater at the Marina of the Consent Agenda; Vice-Mayor Daly made the second.

Vote on Motion:

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

Motion passed 5-0.

PUBLIC HEARING(S)
ORDINANCE ON 2ND READING
ORDINANCE NO. 23-2007 Millage Rate
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, ADOPTING A MILLAGE RATE FOR THE TOWN OF LAKE PARK FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007 AND ENDING SEPTEMBER 30, 2008; STATING THE ROLLED-BACK RATE FOR THE TOWN OF LAKE PARK; STATING THE PERCENT BY WHICH THE TOWN MILLAGE RATE EXCEEDS, IF ANY, THE ROLLED-BACK MILLAGE RATE; AND LEVYING FOR AD VALOREM TAXES ON ALL TAXABLE REAL AND TANGIBLE PERSONAL PROPERTY IN THE TOWN OF LAKE PARK FOR FISCAL YEAR 2007/2008; PROVIDING FOR AN EFFECTIVE DATE.

Public Comment Open.
None
Public Comment Closed.

Motion: A motion was made by Commissioner Osterman to approve Ordinance No. 23-2007 upon 2nd reading; Commissioner Balius made the second.

Vote on Motion:

Commission Member	Aye	Nay	Other
Commissioner Balius	X		
Commissioner Carey	X		
Commissioner			

Osterman	X		
Vice-Mayor Daly	X		
Mayor Castro	X		

Motion passed 5-0.

Attorney Thomas Baird read Ordinance No. 23-2007 by caption only.

ORDINANCE NO. 24-2007 Budget
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, MAKING SEPARATE AND SEVERAL APPROPRIATIONS FOR ITS NECESSARY OPERATING EXPENSES, THE EXPENSES OF THE VARIOUS FUNDS AND DEPARTMENTS OF THE TOWN FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007, AND ENDING SEPTEMBER 30, 2008, AND PROVIDING FOR THE EFFECTIVE DATE THEREOF.

Motion: A motion was made by Commissioner Carey to approve Ordinance No. 24-2007 upon 2nd reading; Vice-Mayor Daly made the second.

Vote on Motion:

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

Motion passed 5-0.

Attorney Thomas Baird read Ordinance No. 24-2007 by caption only.

Town Manager Maria Davis stated that there would be two position title changes that would not impact the budget. She stated that in the Finance Department the title of Administrative Assistant would change to Accountant and in the Community Development Department the Administrative Secretary title would change to Administrative Assistant.

Mayor Castro asked if there would be a change in the salary range for those two positions.

Town Manager Maria Davis stated that there would be a change in the salary range of both positions but neither would change or impact the budget.

Mayor Castro directed Town Manager Maria Davis to bring back changes for the two positions for discussion at a future Commission Meeting and to include the changes in the job descriptions

and salary ranges.

ORDINANCE NO. 25-2007 Budget Amendment
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE TOWN BUDGET FOR FISCAL YEAR 2006-2007 AS PREVIOUSLY ADOPTED BY ORDINANCE NO. 9-2006; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

Public Comment Open.
None
Public Comment Closed.

Motion: A motion was made by Commissioner Balius to approve Ordinance 25-2007 upon 2nd reading; Commissioner Carey made the second.

Vote on Motion:

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

Motion passed 5-0.

QUASI-JUDICIAL HEARING:
ORDINANCE NO. 26-2007 Rezoning for Kohl's Department Store
AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE OFFICIAL ZONING MAP OF THE TOWN OF LAKE PARK, FLORIDA REZONING APPROXIMATELY A 14.73 ACRE PARCEL OF LAND OWNED BY CONGRESS AVENUE PROPERTIES LIMITED, AND GENERALLY LOCATED ON THE NORTHEAST CORNER OF THE INTERSECTION OF WATER TOWER ROAD AND CONGRESS AVENUE WITHIN THE MUNICIPAL BOUNDARIES OF THE TOWN OF LAKE PARK, AS DEPICTED ON THE LOCATION MAP ATTACHED HERETO (EXHIBIT "B"), AND AS IS MORE PARTICULARLY DESCRIBED HEREIN AND ON EXHIBIT "A" ATTACHED HERETO, FROM A ZONING DESIGNATION OF C-4 BUSINESS DISTRICT TO C-2 BUSINESS DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

Ex-parte communication was declared as follows:

Mayor Castro – stated that he spoke to Mr. Solar regarding the right of way at Park Ave., and his position on the Kohls Department Store.
Vice-Mayor Daly – none
Commissioner Balius – stated that he spoke with Mr. Solar regarding Kohls and the right of way at Park Ave.
Commissioner Osterman – none
Commissioner Carey – stated that he spoke with Mr. Solar regarding the right of way at Park Ave.

Town Clerk Vivian Mendez swore in all witnesses.

Public Comment Open.
None
Public Comment Closed.

Community Development Director Patrick Sullivan stated the applicant was Congress Avenue Properties who was approached by Kohls to build a department store on the 14.7 acre property located south of the Target store on Congress Ave. The present zoning for the property was C-4 which does not allow for retail use. The applicant was requesting the zoning be changed to a C-2 District which would allow for retail use.

Mayor Castro asked if there would be an issue with DCA.

Mr. Sullivan stated that there would not be an issue with DCA since they were not changing the underlying land use.

Mayor Castro asked who the president of Congress Avenue Properties was.

Town Clerk Vivian Mendez swore in Jamie Gentile of Gentile, Holloway, & O'Mahoney.

Mr. Gentile stated that Phil Brandt was the Senior Vice-President of Congress Avenue Properties.

Mayor Castro passed the gavel to Commissioner Balius and seconded the motion.

Motion: A motion was made by Vice-Mayor Daly to approve Ordinance No. 26-2007 upon 2nd reading; Mayor Castro made the second.

Vote on Motion:

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

Daly	X		
Mayor Castro	X		

Motion passed 5-0.

The gavel was returned to Mayor Castro.

RESOLUTIONS

RESOLUTION NO. 57-08-07 Facility Fee Waiver/ Reductions Criteria

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA ADOPTING NEW CRITERIA FOR FEE WAIVER REDUCTIONS FOR TOWN FACILITIES AND PROVIDING FOR AN EFFECTIVE DATE.

Public Comment Open.

None

Public Comment Closed.

Motion: A motion was made by Commissioner Balius to approve Resolution No. 57-08-07; Commissioner Carey made the second.

Vote on Motion:

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

Motion passed 5-0.

Discussion and Possible Action

Electronic gates for Lake Shore Park and Summary of Expenditures

Town Manager Maria Davis stated that three quotes for electronic gates were received in the following amounts: $31,000, $38,000 and $38,000.

Commissioner Carey asked if grant monies could be used for the electronic gates.

Town Manager Maria Davis stated that grant monies could be researched but the grant monies already awarded had been exhausted.

Commissioner Osterman asked if the quotes included the installation of electricity for the gates.

Town Manager Maria Davis stated that the quotes did not include electric installation but included the automatic gates. She explained that the cost for the electric installation would be minimal.

Discussion ensued between the Commissioners regarding the different types of electric gates that could be installed at Lake Shore Park.

Motion: A motion was made by Vice-Mayor Daly to approve electronic gates for Lake Shore Park; Commissioner Balius made the second.

Vote on Motion:

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

Motion failed 3-2.

Commissioner Balius recommended installing an electronic gate at the south entrance of Lake Shore Park only.

Motion: A motion was made by Commissioner Carey to approve the installation of an electronic gate at the south entrance of Lake Shore Park only; Commissioner Balius made the second.

Vote on Motion:

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

Motion passed 5-0.

Update on the cost of the ball field trailer.

Town Manager Maria Davis stated that the trailer was now occupied.

Mayor Castro stated that the trailer was looking better.

Commissioner Osterman stated that the cost of the trailer was more than they had expected.

Commissioner Balius stated that the cost was cheaper than it would have been to rent the trailer.

Town Manager Maria Davis explained that the cost of the trailer was more than expected because she had a lab come in to test the trailer for mold and formaldehyde and the paneling was replaced because of mold contamination.

Discussion returned to the Bioscience Overlay issues and the lack of respect for the Town's position displayed by the representatives from Palm Beach Gardens.

ADJOURNMENT

There being no further business to come before the Commission and after a motion to adjourn by Commissioner Balius and seconded by Commissioner Carey, and by unanimous vote, the meeting adjourned at 8:53 p.m.

Mayor Castro

Deputy Clerk Jessica Shepherd

Town Clerk Vivian Mendez

Town Seal

TOWN OF LAKE PARK
SEAL
FLORIDA

Approved on this 17 of October, 2007.

TAB 4

Town of Lake Park Town Commission
Agenda Request Form

Meeting Date: **June 4, 2008** **Agenda Item No.** Tab 4

[ ] PUBLIC HEARING [X] **RESOLUTION**

[ ] ORDINANCE ON SECOND READING [ ] DISCUSSION

[ ] ORDINANCE ON FIRST READING [ ] BID/RFP AWARD

[ ] GENERAL APPROVAL OF ITEM [X] **CONSENT AGENDA**

SUBJECT: **Marina Dockage Rate Schedule Adjustment**

RECOMMENDED MOTION/ACTION: **Approve**

Approved by Town Manager _____ **Date:** 6/2/08

Name/Title _____ Date of Actual Submittal _____

Originating Department: **Harbor Marina**	Costs: $ 0 Funding Source: Acct. #	**Attachments:** **Current Dockage Rate Schedule; Proposed Dockage Rate Schedule**
Department Review: [ ] Attorney_____ [ ] Community Development___ [ ] Finance _____ [ ] Fire Dept _____	[ ] Grants _____ [ ] Human Resources_____ [ ] Library _____ **[X] Marina** _____ [ ] PBSO _____	[ ] Public Works_____ [ ] Recreation _____ [ ] Town Clerk _____ [ ] Town Manager _____
Advertised: Date: _____ Paper: _____ [X] Not Required	All parties that have an interest in this agenda item must be *notified of meeting date and* time. The following box must be filled out to be on agenda.	Yes I have notified everyone_____ or Not applicable in this case **n/a** **Please initial one.**

Summary Explanation/Background: **This agenda item proposes three changes to the current dockage rate schedule as recommended by the Marina Director.**

The first amendment is to add a separate dockage rate for Annual Charter Boats. Currently there is no provision in our dockage rate schedule to address charter boat dockage at the marina. Staff recommends an annual charter boat dockage rate of $19.50 per foot.

The second amendment is to eliminate the winter six month contract of $22.50 per foot. This would provide for all vessels docking in the winter months to pay the "winter monthly rate" of $25.50 per foot.

The last amendment is to increase the overnight trailer parking from $12.00 to $15.00 per night. Currently, overnight parking rates are not reflected in any official Town document. This agenda item will incorporate overnight trailer parking in the Marina Dockage Rate Schedule.

The above recommendations are in keeping with current marina market conditions, and will enhance the overall revenue for the Marina.

RESOLUTION NO. 32-06-08

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA APPROVING THE REVISED DOCKAGE AND OVERNIGHT TRAILER PARKING RATE SCHEDULE FOR THE LAKE PARK HARBOR MARINA FOR VESSEL OWNERS AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park ("Town") is a municipal corporation of the State of Florida with such power and authority as has been conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town recognizes that periodic adjustments must be made to dockage rental and overnight trailer parking rates in keeping with increased costs and the marina market in general; and

WHEREAS, the Town has determined that it is in the best interests of the Town and Lake Park Harbor Marina to increase and implement the rental rates, which are set forth in the Rate Schedule which is attached hereto and incorporated herein as **Exhibit "A"**

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK:

SECTION 1.

The whereas clauses are hereby incorporated as true and correct as the findings of Fact and conclusions of law of the Town Commission

SECTION 2.

The Town Commission hereby approves the revised Marina Rate Schedule attached hereto as **Exhibit "A"**, and Town staff is directed to implement the fees set forth therein commencing with the Effective Date of this Resolution.

SECTION 3.

This Resolution shall take effect immediately upon its adoption.

Lake Park Harbor Marina
105 Lake Shore Drive
Lake Park, Florida 33403
Ph (561) 881-3353 Fax (561) 881-3355

DOCKAGE RATES

	30'	35'	40'	45'	50'	60'
Summer (5/1-10/31) $17.50/ft	$525.00	$612.50	$700.00	$787.50	$875.00	$1,050.00
Annual $17.50/ft	$525.00	$612.50	$700.00	$787.50	$875.00	$1,050.00
Charter Boat Annual $19.50/ft	$585.00	$682.50	$780.00	$877.50	$975.00	$1,170.00
Winter-Monthly $25.50/ft	$765.00	$892.50	$1,020.00	$1,147.50	$1,275.00	$1,530.00

The above rates do not include 6.5% sales tax or metered electrical charges.
There is a $10.00 per month utility fee covering water, trash pickup, etc.
Rates are based on over-all vessel or slip length, whichever is greater.
Security deposit is required.

Transient Rate: $1.50 per foot of over-all vessel length per day + 6.5% sales tax
Daily Electric: 30amp - $6.00 50amp - $8.00

Overnight Trailer Parking: $15.00 per night

Amenities:
- 103 slip marina handling up to 60' vessels
- Floating and fixed docks
- Ship store and fuel dock open seven days a week
- Pump out stations
- Large, clean restrooms with showers
- Laundry facility
- Ice, bait, fishing tackle, snacks, drinks and more
- Two launching ramps staffed by marina personnel
- Wi-Fi availability
- 24 hour security
- Monitor VHR channel 16

TAB 5

Town of Lake Park Town Commission
Agenda Request Form

Meeting Date: May 21, 2008

Agenda Item No. Tab 5

[X] PUBLIC HEARING
[X] Ordinance on Second Reading
[ ] Public Hearing

[ ] ORDINANCE ON FIRST READING

[ ] GENERAL APPROVAL OF ITEM

[ ] Other:

[ ] RESOLUTION

[ ] DISCUSSION

[ ] BID/RFP AWARD

[ ] CONSENT AGENDA

SUBJECT: Mid-year budget amendment

RECOMMENDED MOTION/ACTION: Approve ordinance.

Approved by Town Manager _____ **Date:** 5/2/08

Anne M. Costello
Name/Title Finance Director

May 2, 2008
Date of Actual Submittal

Originating Department:	Costs: $ **Funding Source:** Acct. #	**Attachments:** Ordinance and backup
Department Review: [X] Town Attorney_____ [ ] Community Affairs ____ [ ] Community Development___	[X] Finance _____ [ ] Fire Dept _____ [ ] Library _____ [ ] Marina _____ [ ] PBSO _____	[ ] Personnel _____ [ ] Public Works_____ [ ] Town Clerk_____ [ ] Town Manager _____
Advertised: Date: _____ Paper: _____ [ ] Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone_____ or Not applicable in this case_____: Please initial one.

Summary Explanation/Background:

The purpose of this ordinance is to amend the adopted budget for revenues and expenditures. The majority of this amendment is "housekeeping" for the proper presentation of financial statements in the audit. For example, new programs have been implemented such as the Sunset Celebration at the Marina and the Recreation basketball program that had no budgeted line items. Revenues have been received that were not anticipated during the budget process along with corresponding expenditures. Additionally, appropriations have been made by the Commission from reserves for which there were no existing line items. There are several categories that simply have a budgeted shortfall due to increased costs and cuts that went too deep.

Those expenditures above and beyond the adopted budget were only $50,575 in the General Fund and $88,225 in the Sanitation Fund. The Sanitation shortfall was the result of vehicle maintenance costs and increase fuel costs. Finally, a new fund has been created for tracking insurance expenses for which there were no budgeted line items

ORDINANCE NO. 05-2008

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING THE TOWN BUDGET FOR FISCAL YEAR 2007-2008 AS PREVIOUSLY ADOPTED BY ORDINANCE NO. 24-2007; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Commission has previously established the budget for the Town of Lake Park for the fiscal year beginning October 1, 2007 and ending September 30, 2008; and

WHEREAS, at the time of its adoption, the budget properly reflected expected revenues and appropriations; and

WHEREAS, to implement this budget, the Town Commission adopted and levied by Ordinance No. 23-2007 a tentative and final millage rate for the fiscal year 2007-2008; and

WHEREAS, the Town Commission deems it necessary and advisable to amend the budget for the Town of Lake Park for fiscal year 2007-2008; which was adopted in Ordinance No. 24-2007.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK FLORIDA:

Section 1. An amended final budget of the Town of Lake Park has been duly prepared by the Town Manager and has been reviewed by the Town Commission, upon proper notice at public hearing, and the same is hereby adopted for the fiscal year beginning October 1, 2007 and ending September 30, 2008 as follows:

An amended final budget is hereby approved and adopted in the sum of $ 15,673,829 , a copy of which is incorporated by reference along with approved budget amendments made a part hereof and which include among others, the following items.

Amended Budget	**Fiscal Year 2007-2008**
General Fund	$ 10,753,930
Community Redevelopment Agency Fund	$ 295,403 (no change)
Insurance Fund	$ 452,700 (housekeeping)
Streets and Roads	$ 470,048 (housekeeping)
Debt Service Fund	$ 768,107 (no change)
Marina Fund	$ 1,323,300 (housekeeping)
Sanitation	$ 1,610,341

Section 2. Pursuant to the applicable provisions of the Constitution and Laws of the State of Florida and the Charter and Code of the Town of Lake Park, the object and purpose of the appropriations provided for by this Ordinance and the amount of each function of the government of the Town is hereby fixed, made and appropriated in accordance with the terms, specification and details contained within the said budget.

Section 3. The Town Manager is hereby authorized to amend/transfer authorization between departmental accounts provided; however, that total appropriated expenditures by fund do not exceed Commission authorized amounts.

Section 4. If any section, subsection, sentence, clause, phase or portion of the Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 5. All ordinances, including but not limited to Ordinance No. 24-2007 and/or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 6. This ordinance shall take effect immediately upon adoption.

General Fund - 001

Expenditures Dept.	Description	Amount	Revenue Offset Acct.	Description	Amount	Explanation
100	Town Commission					
31000	Professional Services	15,000	381.110	Transfer fr CRA	15,000	Gomez Barker Associates - Lobbyist
104	Town Manager					
44200	Equipment Leases	3,775	369.150	Miscellaneous - Copiers	3,775	Buyout of copier leases
105	Human Resources					
22000	Retirement Contribution	3,350				Not budgeted correctly
44200	Equipment Leases	275				New copier lease
49000	Other Current Charges	600				Travel - Library Director candidate
110	Information Technology					
15000	Special Pay	1,250				Phone and DSL allowance not budgeted
23100	Health Insurance	2,475				Dependent coverage not budgeted
106	Town Clerk					
48200	Recording Fees	500				Additional liens filed by Community Development
51000	Office Supplies	800				Increased cost of paper
52100	Gasoline & Diesel Fuel	200				Increased cost of gasoline
108	Legal					
150	Finance					
15000	Special Pay	725				Phone allowance not budgeted
34000	Contractual Services	5,925				Temporary accounting help due to vacancy
51000	Office Supplies	6,000				Budget shortfall - signature plates, check stock
54200	Books, Memberships, Dues	650				GFOA dues and Certificate application fee
44200	Equipment Leases	5,725	369.150	Miscellaneous - Copiers	5,725	Buyout of copier leases
200	Police Administration					
400	Public Work - Administration					
44200	Equipment Leases	775	369.150	Miscellaneous - Copiers	775	Buyout of copier leases
406	Public Works - Grounds					
14000	Overtime Salaries	300				Budget shortfall
49400	Uniforms & Clothing	400				Budget shortfall

	408	Public Works - Facilities					
	41100	Telephone Expense	575				Budget shortfall
	44100	Rentals	500				Budget shortfall
	49400	Uniforms & Clothing	650				Budget shortfall
	410	Public Works - Vehicle Maintenance					
17-Oct	64100	Machinery & Equipment	18,275	341.404	Admin Fee - Sanitation	18,275	Purchase of vehicle for Code funded through administrative transfer from Sanitation
	46000	Repair & Maintenance	3,000				Budget shortfall
	46300	Vehicle Parts & Supplies	9,050				Budget shortfall
	49400	Uniforms & Clothing	1,600				Budget shortfall
	52000	Operating Supplies	100				Budget shortfall
	52100	Gasoline & Diesel Fuel	1,400				Budget shortfall - increased fuel costs
	64100	Machinery & Equipment	6,000				Budget shortfall
	500	Community Development					
10/17/2007	64100	Machinery & Equipment	17,700	341.404	Admin Fee - Sanitation	17,700	Purchase of vehicle for Code funded through administrative transfer from Sanitation
	600	Recreation					
No CC action	57210	Program Exp. - Basketball	2,500	347 225	Recreation - Basketball	2,500	New Program - revenue and expenses not budgeted
	57220	Program Exp. - Summer Camp	15,000	347.200	Recreation - Summer Camp	15,000	Audit comment - accountinig for rev & exp properly
	15010	Special Pay - Security	1,000	347.905	Recreation - Security	1,000	Mirror Ballroom Security
	43250	Garbage & Trash	3,650				SWA Governmental Assessment
	52100	Gasoline & Diesel Fuel	600				New maintenance vehicle expenses
	66900	Vehicles	49,900	384.100	Loan Proceeds	49,900	Purchase of bus for Recreation - financed
	44200	Equipment Leases	1,400	369.150	Miscellaneous - Copiers	1,400	Buyout of copier leases
10/17/2007	66502	Improvements - Lake Sh. Pk.	16,840	381.910	Resv.- Pk. Improvements	16,840	Approved 10/17/07 - Landscape Lake Shore Pk. PH.II To reduce Resv. Acct. 001-247.910
11/7/2007	66501	to Improvements - Ilex Park	10,000	381.910	Resv.- Pk. Improvements	10,000	10K of $26,840 fr Bev Smith assessment To reduce Resv. Acct. 001-247.910
	700	Library					
	900	Non-Departmental					
	99901	Emergency Reserve	48,050	331.500	FEMA/State Hurr. Relief	98,625	Unanticipated FEMA Reimbursement
		Total	256,515			256,515	

150 - Insurance Fund

Revenue

Acct.	Description	Amount
380.001	Contrib. from General Fund	233,025
380.190	Contrib. from Street & Roads Fund	16,600
380.401	Contrib. from Marina Fund	109,225
380.404	Contrib. from Sanitation Fund	93,850
	Total	452,700

Expenses

	Description	Amount
45000	Insurance - Property/Liab.	385,050
45120	Insurance - Storage Tank Liab.	850
45200	Insurance - Professional Bond	725
45400	Insurance - Excess Coverrage	6,775
49500	Insurance Claims Deductible	25,000
99901	Contingency	34,300
	Total	452,700

Streets & Roads Fund - 190

Revenue

Acct.	Description	Amount	
337.410	Grant - R2007 0153	75,375	CDBG Grant not budgeted
	Total	75,375	

Expenses

	Description	Amount	
82101	Drainage	75,375	CDBG Grant not budgeted
	Total	75,375	

Marina Fund - 401

Revenues

Acct.	Description	Amount	
347.450	Sunset Celebration Proceeds	4,500	New Program - not budgeted
347.455	Arts Festival Proceeds	2,825	New Program - not budgeted
	Total	4,500	

Expenses

	Description	Amount	
48045	Promotional - Sunset Celebration	4,500	New Program - not budgeted
480050	Promotional - Arts Festival	2,825	New Program - not budgeted
	Total	4,500	

Sanitation Fund - 404

Revenue

Acct.	Description	Amount
365.100	Sale of Scrap	1,500
399.999	Balance brought forward	191,525
	Total	193,025

Expenses

	Description	Amount
34500	Commissions - PBC Tax Collector	9,000
46000	Repair & Maintenance	28,500
46300	Vehicle Parts & Supplies	35,825
49400	Uniforms & Clothing	400
49500	Insurance Claims Deductible	1,500
52100	Gasoline & Diesel Fuel	13,000
64100	Machinery & Equipment	63,800
71000	Principal	32,000
72000	Interest	9,000
	Total	193,025