



TOWN OF LOXAHATCHEE GROVES
TOWN COUNCIL MEETING AGENDA
TUESDAY, AUGUST 5, 2014

Mayor David Browning (Seat 4)

Vice Mayor Ronald D. Jarriel (Seat 1)

Councilman Tom Goltzené (Seat 5)

Councilman Ryan Liang (Seat 3)

Councilman Jim Rockett (Seat 2)



Town of Loxahatchee Groves

Town Council Meeting

Tuesday, August 5, 2014 at 7:00 p.m. to 10:30 p.m.

(Times established by Resolution No. 2014-08... commencing at 7:00 p.m., and ending no later than 10:30 p.m., which can be extended by motion of the Council.)

Loxahatchee Groves Water Control District, 101 West "D" Road

Mayor David Browning (Seat 4)

Vice Mayor Ronald D. Jarriel (Seat 1)

Councilman Tom Goltzené (Seat 5)

Councilman Ryan Liang (Seat 3)

Councilman Jim Rockett (Seat 2)

Town Manager Mark Kutney

Town Clerk Janet K. Whipple

Town Attorney Michael D. Cirullo, Jr.

Tentative
Subject to Revision

PUBLIC NOTICE/AGENDA

1. OPENING

- a. Call to Order & Roll Call
- b. Pledge of Allegiance & Invocation – Mayor Browning
- c. Approval of Agenda

2. CONSENT AGENDA

- a. Invoice from Goren, Cherof, Doody & Ezrol, P.A.
- b. Motion to ratify and confirm the date for the First Millage and Budget Hearing as September 11, 2014; at 7:00 p.m. *(Date discussed during the July 18, 2014 meeting was September 9, 2014 which was incorrect).*
- c. Motion to approve September Town Council Meetings all scheduled at 7:00 p.m. as reflected in the following:

- 1) **September 11, 2014-Regular Town Council Meeting/Tentative Millage & Budget**
- 2) **September 16, 2014-Regular Town Council Meeting**
- 3) **September 23, 2014-Final Millage & Budget**

d. Consideration for approval of the Seventh (7th) Addendum to the Law Enforcement Service Agreement between Sheriff Ric L. Bradshaw and the Town of Loxahatchee Groves.

3. PUBLIC COMMENT

4. PRESENTATIONS

- a. Review of Fiscal Year 2015 General Fund Budget.
- b. Wayne Burns, CEO Central Palm Beach County Chamber of Commerce providing a presentation on the status of the Central Palm Beach County Chamber of Commerce Building located at 13901 Southern Boulevard, Loxahatchee Groves, Florida.

5. COMMITTEE REPORTS

- a. Virginia Standish, Board Member of the FAAC (Financial Advisory and Audit Committee), to provide Financial Report Ending July 2014.

6. RESOLUTIONS – NONE

7. ORDINANCES - NONE

8. ADMINISTRATIVE UPDATE – *Town Manager Kutney*

- a. IGC Meeting
- b. Okeechobee Boulevard
- c. Captive Wildlife Regulations
- d. Palm Beach State College

9. OLD BUSINESS

10. NEW BUSINESS

- a. Town Manager Kutney to provide information on Code Enforcement matters.
- b. Beverly Tew, with Tew and Taylor, to provide information on Code Enforcement matters. (*Documentation already provided under separate cover*).
- c. Consideration for 2nd Change Order Request from North Florida Emulsions for additional Micro Surfacing yardage on all three (3) roads: Bryan Road, Compton Road and Marcella Boulevard.

11. CLOSING COMMENTS

- a. Public
- b. Town Attorney
- c. Town Council Members

12. ADJOURNMENT

The next regular Town Council Meeting is tentatively scheduled for August 19, 2014.

Comment Cards: Anyone from the public wishing to address the Town Council must complete a Comment Card before speaking. This must be filled out completely with your full name and address and given to the Town Clerk. During the meeting, before public comments, you may only address the item on the agenda in which is being discussed at the time of your comment. During public comments, you may address any item you desire. Please remember that there is a three (3) minute time limit on all public comment. Any person who decides to appeal any decision of the Council with respect to any matter considered at this meeting 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 included testimony and evidence upon which the appeal is to be based. Persons with disabilities requiring accommodations in order to participate should contact the Town Clerk's Office (561-793-2418), at least 48 hours in advance to request such accommodation.



Item 2.a.

Consent Agenda

Attorney Invoice

TOWN OF LOXAHATCHEE GROVES
14579 Southern Boulevard
Suite 2
Loxahatchee Groves FL 33470

Page: 1
07/25/2014
ACCOUNT NO: 1574-0702400R
STATEMENT NO: 95

Attn: Mark Kutney, Town Manager

General Matters

			HOURS
06/25/2014	MDC	Telephone call with MK on agenda matters.	0.70
06/26/2014	MDC	Review agenda materials for 7/1 meeting; review Code Enforcement Statutes re: agenda item.	0.90
	SRW	Research re: code enforcement costs. E-mail correspondence with MDC re: same.	0.50
	BJS	Legal Research re: Code Enforcement Costs Agenda Item.	0.20
06/27/2014	SRW	Review prior memos. Meet with MDC re: Code Enforcement costs. Multiple e-mail correspondence re: same.	0.50
	MDC	Review agenda items for 7/1 meeting; continue review of code cost matters; telephone call with MK, JF on ULDC review; telephone call with MK on agenda items for 7/1 meeting; telephone call with FWC counsel Carla Oglo.	3.20
07/01/2014	MDC	Continue reviewing materials for meeting; telephone calls to all Councilmen (spoke with or left messages with each of them); telephone call with Palm Beach County attorney, telephone conference with PBSO re: excessive force; telephone conference with MK on meeting issues; attend Council meeting.	6.80
	SRW	Meet with MDC re: imposition of costs in Code Enforcement cases.	0.30
	BJS	Legal research re: agenda issue.	0.40
07/02/2014	MDC	Phone conference with MK re: follow up on 7/01/14 meeting.	0.20
07/03/2014	MDC	Review CDBG Agreement; conduct conference call with assistant county attorney, Tammy Fields; prepare memo to Council on CDBG Agreement.	1.10
07/08/2014	MDC	Review draft millage rate resolution forwarded by PU; revise memo and forward to Town re: CDBG ILA.	0.60
07/09/2014	MDC	Review materials, conference call with MK and JF on pending ULDC matters.	0.90
	SRW	Research re: code enforcement costs. Discussion with MDC re: same.	0.50
07/10/2014	MDC	Prepare resolution on meetings, update all Council Members (except Mayor), review documents re: agenda.	0.70

General Matters

			HOURS	
07/14/2014	MDC	Review agenda materials for 7-18-14 meeting, provide comments to Town Management to supplement.	0.80	
	SRW	Meet with MDC re: Code Enforcement costs.	0.30	
07/15/2014	MDC	Review correspondence, begin reviewing agenda materials for 7/18/14 meeting.	0.30	
	MDC	Phone conference with MK re: miscellaneous OIG inquiries.	0.20	
07/16/2014	MDC	Review materials on revenue sharing; telephone conference with DOR counsel to confirm no changes in FDOR position.	0.30	
07/17/2014	MDC	Review OIG inquiry letter, review documents, begin preparing response.	2.20	
07/18/2014	SRW	Draft memo re: code costs.	1.00	
	DJD	Review inquiry from OIG, assist in preparation of response.	0.50	
	MDC	Review materials, prepare response to OIG letter, confer with DJD; telephone conference with DB, JR; prepare for and attend Council meeting.	3.90	
07/19/2014	MDC	Follow up from 7/18/14 meeting.	0.30	
07/21/2014	MDC	Revise letter to OIG; review materials; telephone call with MK to follow up from 7/18 meeting.	0.40	
07/23/2014	MDC	Review and revise OIG response; review materials on FLAC/ULDC issues; telephone call with JF on FWC, ULDC; telephone call with MK on pending items for August, 2014 meeting; update JGH.	1.30	
	JGH	Telephone conference with M. Kutney, J. Fleishman, and M. Cirullo regarding pending matters, August 5, 2014 Council meeting.	0.60	
		FOR CURRENT SERVICES RENDERED	29.60	5,476.00

RECAPITULATION

TIMEKEEPER	HOURS	HOURLY RATE	TOTAL
D.J. DOODY	0.50	\$185.00	\$92.50
MICHAEL D. CIRULLO	24.80	185.00	4,588.00
JACOB G. HOROWITZ	0.60	185.00	111.00
STACEY R WEINGER	3.10	185.00	573.50
BRIAN J. SHERMAN	0.60	185.00	111.00

COPYING COST	102.20
TOTAL EXPENSES THRU 07/24/2014	102.20
TOTAL CURRENT WORK	5,578.20
BALANCE DUE	<u>\$5,578.20</u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
 Attorneys at Law
 3099 East Commercial Boulevard
 Suite 200
 Fort Lauderdale, Florida 33308
 Telephone (954) 771-4500

TOWN OF LOXAHATCHEE GROVES
 14579 Southern Boulevard
 Suite 2
 Loxahatchee Groves FL 33470

ACCOUNT NO: 1574-0706600R
 STATEMENT NO: 30

Attn: Mark Kutney, Town Manager

Solid Waste Special Assessment

		HOURS	
07/07/2014	MDC Prepare Preliminary Assessment Resolution.	0.30	
07/09/2014	MDC Revise resolution, forward to Town Management.	0.40	
	FOR CURRENT SERVICES RENDERED	<u>0.70</u>	<u>129.50</u>

RECAPITULATION

<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
MICHAEL D. CIRULLO	0.70	\$185.00	\$129.50

TOTAL CURRENT WORK 129.50

BALANCE DUE \$129.50

MDC

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

GOREN, CHEROF, DOODY & EZROL, P.A.
 Attorneys at Law
 3099 East Commercial Boulevard
 Suite 200
 Fort Lauderdale, Florida 33308
 Telephone (954) 771-4500

TOWN OF LOXAHATCHEE GROVES
 14579 Southern Boulevard
 Suite 2
 Loxahatchee Groves FL 33470

ACCOUNT NO: 1574-1004800R
 STATEMENT NO: 23

Attn: Mark Kutney, Town Manager

Equestrian Partners Land Use Amendment (Solar
 Sportsystems, Inc.)

		HOURS	
07/15/2014	MDC Phone conference with Marty Perry re: status of application, conditions for PUD.	0.50	
	FOR CURRENT SERVICES RENDERED	0.50	92.50
RECAPITULATION			
	<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>
	MICHAEL D. CIRULLO	0.50	\$185.00
			<u>TOTAL</u>
			\$92.50
	TOTAL CURRENT WORK		92.50
	BALANCE DUE		<u>\$92.50</u>

MPL

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE



Item 2.b.

Consent Agenda

Motion to ratify & confirm date for first Millage and Budget Hearing

(No Backup)



Item 2.c.

Consent Agenda

Motion to Approve Budget Meeting Dates – all at 7:00 p.m.:

- 1.) September 11, 2014-Regular Meeting/Tentative Millage & Budget**
- 2.) September 16, 2014-Regular Town Council Meeting**
- 3.) September 23, 2014- Final Millage & Budget
(No Backup)**



Item 2.d.

Consent Agenda

**Approval for 7th Addendum for Law Enforcement Service
Agreement**

SEVENTH ADDENDUM TO THE LAW ENFORCEMENT SERVICE AGREEMENT
SHERIFF RIC L. BRADSHAW AND TOWN OF LOXAHATCHEE GROVES

This Seventh Addendum to the Law Enforcement Service Agreement is made by and between Town of Loxahatchee Groves (hereinafter referred to as “Loxahatchee Groves”) located in Palm Beach County, and Ric L. Bradshaw, Sheriff of Palm Beach County, Florida (hereinafter referred to as “Sheriff”). Loxahatchee Groves and the Sheriff shall hereinafter be referred to as the “Parties.”

WHEREAS, the Parties executed a Law Enforcement Service Agreement effective October 01, 2007, a First Addendum effective October 01, 2008, a Second Addendum effective October 01, 2009, a Third Addendum effective October 01, 2010, a Fourth Addendum effective October 01, 2011, a Fifth Addendum effective October 01, 2012, and a Sixth Addendum effective October 01, 2013, (the “Agreement”), by which the Sheriff agreed to perform law enforcement services; and

WHEREAS, the Parties wish to renew said Agreement for an additional twelve (12) months, effective October 01, 2014.

NOW, THEREFORE, in consideration of the mutual covenants herein contained the receipt and sufficiency of which are hereby acknowledged, it is agreed upon as follows:

1. In accordance with Article 7, Section A. of the Law Enforcement Service Agreement, the Parties have agreed to renew the Agreement for an additional twelve (12) month term. The term of this renewal is October 01, 2014 through September 30, 2015.
2. Article 6, Section A. of the Law Enforcement Service Agreement is amended as to the total amount due for law enforcement services as follows: The total cost of personnel and equipment shall be \$283,084.00. Monthly payments shall be \$23,590.33. Last payment shall be \$23,590.37.
3. Article 3, Section A. of the Law Enforcement Service Agreement was amended by the Fifth Addendum and shall continue to read as follows:
 - A. The SHERIFF shall provide to the TOWN, for the term hereinafter set forth, and as the same may be extended in accordance with the provisions hereof, law enforcement services within and throughout the corporate limits of the TOWN. Specifically, there shall be guaranteed zone coverage 24 hours per day/ 7 days per week; however, this does not guarantee a deputy assigned exclusively within the town boundaries at all times.
4. In all other respects and unless otherwise stated, the terms and conditions of the Agreement shall continue unchanged and in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have executed the Addendum to the Agreement as of the last date all signatures below are affixed.

PALM BEACH COUNTY SHERIFF'S OFFICE

TOWN OF LOXAHATCHEE GROVES

BY: _____
Ric L. Bradshaw

BY: _____

Title: Sheriff

Print Name: _____

Title: _____

Witness: _____
Daniel R. Smith, Major

Witness: _____

DATE: _____

DATE: _____



Item 4.a.

PRESENTATIONS

FY 2015 General Fund Budget



**Recommended Revenue Estimates and Appropriations
for Fiscal Year 2014-15**

General Fund										
Estimated Revenues										
Acct	Account	FY 10-11 UNAUDITED FINAL	FY 11-12 Audited	FY 12-13 Audited	FY 13-14 Budget	Year to Date May 30, 2014	FY 2014-15 Proposed Budget	FAAC Proposed Budget	Council Recommend	Council Adopted
001-311-100-000	Ad Valorem Taxes	265,670	214,645	210,006	197,297	201,265	258,509	283,660	238,872	283,661
	Taxes - Ad Valorem Taxes Subtotal	265,670	214,645	210,006	197,297	201,265	258,509	283,660	238,872	283,661
001-314-100-000	Electric Utility Tax	223,319	203,118	225,396	203,000	138,048	203,000	203,000	203,000	203,000
001-315-100-000	Communications Services	153,947	138,478	117,082	125,446	59,903	105,000	105,000	103,352	103,352
001-316-200-000	County Occupational License	9,596	10,419	8,588	5,000	4,401	5,000	5,000	5,000	5,000
	Taxes Subtotal	386,862	352,015	351,066	333,446	202,352.00	313,000	313,000	311,352	311,352
001-323-100-000	FPL Franchise Fee	219,169	188,222	185,002	200,000	91,241	185,000	185,000	185,000	185,000
001-323-125-000	Haulers Licensing Fee			2,000	2,000	3,805	-	-	-	-
001-323-300-000	PBC Water Utility Franchise	10,727	5,048	5,550	5,050	3,716	5,050	5,050	5,050	5,050
001-329-100-000	Planning & Zoning Permit	-	99	976	100	4,022	2,000	2,000	2,000	2,000
	Permits, Franchise Fees & Special Subtotal	229,896	193,369	193,528	207,150	102,784.00	192,050	192,050	192,050	192,050
001-335-120-000	State Revenue Sharing	75,405	77,999	78,495	85,446	51,510	85,446	85,446	90,633	90,689
001-335-180-000	Half Cent Sales Tax	221,950	207,901	217,322	224,014	139,740	224,014	224,014	243,375	243,375
	Intergovernmental Revenue Subtotal	297,355	285,900	295,817	309,460	191,250	309,460	309,460	334,008	334,064
001-341-000-000	General Government Charges	2,352	7,702	11,007	7,000	2,493	5,000	4,000	4,000	4,000
001-343-349-000	Cost Recovery Fees	-	53,948	34,110	25,000	21,471	35,000	35,000	35,000	35,000
	Charges for Services Subtotal	2,352	61,650	45,117	32,000	23,964.00	40,000	39,000	39,000	39,000
001-351-100-000	Court Fines	-	-	1,411	2,500	-	-	-	-	-
001-354-100-000	Code Enforcement Fines	-	35,727	300	5,000	9,648	300	300	300	300
	Judgments, Fines & Forfeits Subtotal	-	35,727	1,711	7,500	9,648	300	300	300	300
001-361-100-000	Interest	3,345	355	217	5,000	108	200	200	200	200
001-369-000-000	Other Misc. Income	5,069	50,649	2,204	5,000	2,992	1,000	1,000	1,000	1,000
	Other Misc. Revenue Subtotal	8,414	51,004	2,421	10,000	3,100.00	1,200	1,200	1,200	1,200
001-385-100-000	Transfer from Solid Waste Fund	11,649	-	-	-	-	-	-	-	-
001-399-000-000	Transfer from Fund Balance	-	-	-	-	-	-	49,000	3,147	-
	Other Non-operating Sources Total	11,649	-	-	-	-	-	49,000	3,147	-
	Grand Total Revenue	1,202,198	1,194,310	1,099,666	1,096,853	734,363	1,114,519	1,187,670	1,119,929	1,161,627

General Fund

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
Revenues						
001-311-100-000	Ad Valorem Taxes		\$258,509	\$283,660	\$238,872	\$283,661
		Preliminary budget based on prior year taxable value of \$181,409,488 at 1.5000 mills; FAAC approves millage rate of 1.5000 mills	\$258,509	\$258,509	\$0	
		Final Taxable value from property appraiser provided June 26, 2014, is \$199,060,238 at 1.5000 mills recommended by the FAAC	\$283,660	\$283,660		
		Final Taxable value from property appraiser provided June 26, 2014, is \$199,060,238 at 1.2000 mills based upon Town Council motion at the July 1, 2014 meeting			\$238,872	
		Final Taxable value from property appraiser provided June 26, 2014, is \$199,060,238 at 1.5000 mills based upon Town Council resolution number 2014-07 at the July 18, 2014 meeting				\$283,661
001-314-100-000	Electric Utility Tax		\$203,000	\$203,000	\$203,000	\$203,000
		Use Prior year estimate	\$203,000	\$203,000	\$203,000	\$203,000
001-315-100-000	Communications Services		\$105,000	\$105,000	\$103,352	\$103,352
		Decrease based on current run rate of revenue contribution	\$105,000	\$105,000		
		Estimate based on FY14 year state revenue estimating conference projections.	\$103,352	\$103,352	\$103,352	\$103,352
001-316-200-000	County Occupational License		\$5,000	\$5,000	\$5,000	\$5,000
		No anticipated increase	\$5,000	\$5,000	\$5,000	\$5,000
001-323-100-000	FPL Franchise Fee		\$185,000	\$185,000	\$185,000	\$185,000
		Using the audited FY13 actual. Current year may not meet the estimate	\$185,000	\$185,000	\$185,000	\$185,000
001-323-125-000	Haulers Licensing Fee		\$0	\$0	\$0	\$0
		Activity halted by Town Council Ordinance	\$0	\$0	\$0	\$0
001-323-300-000	PBC Water Utility Franchise		\$5,050	\$5,050	\$5,050	\$5,050
		No increase estimated for next year	\$5,050	\$5,050	\$5,050	\$5,050
001-329-100-000	Planning & Zoning Permit		\$2,000	\$2,000	\$2,000	\$2,000
		Estimating an increase due to economic recovery continuing.	\$2,000	\$2,000	\$2,000	\$2,000

General Fund

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
Revenues						
001-335-120-000	State Revenue Sharing		\$85,446	\$85,446	\$90,633	\$90,689
		Estimate used based on FY13 year state revenue estimating conference projections. New estimates from the State will be provided later	\$85,446	\$85,446		
		<i>Estimate based on FY14 year state revenue estimating conference projections.</i>			\$90,633	\$90,689
001-335-180-000	Half Cent Sales Tax		\$224,014	\$224,014	\$243,375	\$243,375
		Estimate used based on FY13 year state revenue estimating conference projections. New estimates from the State will be provided later	\$224,014	\$224,014		
		<i>Estimate based on FY14 year state revenue estimating conference projections.</i>			\$243,375	\$243,375
001-341-000-000	General Government Charges		\$5,000	\$4,000	\$4,000	\$4,000
		Reduced based on the fact the Town is not receiving any registration funds from the Town's contractor Vacant Registry	\$5,000	\$4,000	\$4,000	\$4,000
001-343-349-000	Cost Recovery Fees		\$35,000	\$35,000	\$35,000	\$35,000
		Estimate used will be used for appropriation to perform this function	\$35,000	\$35,000	\$35,000	\$35,000
001-351-100-000	Court Fines		\$0	\$0	\$0	\$0
			\$0	\$0	\$0	\$0
001-354-100-000	Code Enforcement Fines		\$300	\$300	\$300	\$300
		The Town has a reactive code enforcement system and fees generated can not be predicted with any level of confident accuracy	\$300	\$300	\$300	\$300
001-361-100-000	Interest		\$200	\$200	\$200	\$200
		Interest rates continue to remain extremely low	\$200	\$200	\$200	\$200
001-369-000-000	Other Misc. Income		\$1,000	\$1,000	\$1,000	\$1,000
		Election filing fees, insurance reimbursements, and other non-classified revenues specifically identified.	\$1,000	\$1,000	\$1,000	\$1,000
001-385-100-000	Transfer from Solid Waste Fund		\$0	\$0	\$0	\$0

General Fund

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
Revenues						
		No funds anticipated this FY				\$0
001-399-000-000	Transfer from Fund Balance		\$0	\$49,000	\$3,147	\$0
		No funds anticipated this FY				
		FAAC recommended use of fund balance		\$49,000		
		<i>Increased based upon Town Council motion at the July 1, 2014 meeting</i>			\$3,147	\$0



**Recommended Revenue Estimates and Appropriations
for Fiscal Year 2014-15**

General Fund Appropriations										
	Account	FY 10-11 UNAUDITED FINAL	FY 11-12 Audited	FY 12-13 Audited	FY 13-14 Budget	Year to Date May 30, 2014	FY 2014-15 Proposed Budget	FAAC Proposed Budget	Council Recommend	Council Adopted
Legislative										
001-511-310-000	Professional Services	-		650	60,000	-	-	-	-	-
001-511-400-000	Travel	211	863	92	3,000	-	3,000	3,000	3,000	3,000
001-511-420-000	Postage & Freight - (was legal Advertising)	-	-	-	-	-	-	-	-	-
001-511-492-000	Other Operating Expenses	595	2,644	1,084	1,500	196	1,500	1,500	1,500	1,500
001-511-499-000	Other Current Charges - Council Reimbursement	-	-	15,000	30,000	22,500	30,000	30,000	30,000	30,000
001-511-500-000	Education & Training	(125)	300	-	1,000	-	1,000	1,000	1,000	1,000
001-511-510-000	Office Supplies	-	158	52	300	-	300	300	300	300
001-511-520-000	Operating Supplies	55	-	-	300	-	300	300	300	300
001-511-540-000	Books, Publications & Subscriptions	5,034	1,296	4,244	2,435	4,240	2,435	2,435	2,435	2,435
001-511-820-000	Special Events/Contributions	1,513	4,662	3,327	5,350	5,500	5,350	4,000	4,000	4,000
	Legislative Total	7,283	9,923	24,449	103,885	32,436	43,885	42,535	42,535	42,535
Executive										
001-512-340-000	Other Services	200,000	256,843	256,414	264,106	176,071	268,596	268,596	268,596	269,653
001-512-400-000	Travel	460	812	1,323	1,000	657	1,500	1,500	1,500	1,500
001-512-410-000	Communication Services - Moved to Gen Govt.	5,620	3,102	-	-	-	-	-	-	-
001-512-420-000	Postage & Freight	1,043	689	1,982	1,000	355	1,000	1,000	1,000	1,000
001-512-490-000	Legal Advertising - (NEW)	-	7,282	817	1,000	142	500	500	500	500
001-512-492-000	Other Operating Expenses	4,932	862	193	944	287	944	944	944	944
001-512-493-000	Election Expense	5,546	-	6,961	8,010	248	8,010	8,010	8,010	8,010
001-512-510-000	Office Supplies	1,972	6,861	10,318	8,600	8,056	12,000	12,000	12,000	12,000
001-512-521-000	Loxahatchee Groves CERT - Moved to Gen Govt	2,950	665	-	-	-	-	-	-	-
001-512-540-000	Books, Publications & Subscriptions	883	427	-	570	450	570	570	570	570
	Executive Total	223,406	277,543	278,008	285,230	186,266	293,120	293,120	293,120	294,177
Financial and Administrative										
001-513-320-000	Accounting and Auditing	15,000	19,750	16,100	18,000	16,700	18,000	18,000	18,000	18,000
001-513-470-000	Printing and Binding	3,591	4,055	2,817	4,750	-	1,750	1,750	1,750	1,751
001-513-490-000	Legal Advertising	7,972	2,285	910	1,500	910	2,000	2,000	2,000	2,000
001-513-491-000	Computer Services	-	-	-	-	-	49,000	49,000	49,000	11,919
001-513-493-000	Election Expense - moved to Executive	-	-	-	-	-	-	-	-	-
	Financial & Administrative Total	26,563	26,090	19,827	24,250	17,610	21,750	70,750	70,750	33,670
Legal										
001-514-310-000	Professional Services	73,472	67,402	106,975	90,000	62,760	120,000	120,000	90,000	90,000
001-514-312-000	Legal Comprehensive Plan	42,627	-	-	-	-	-	-	-	-
	Legal Total	116,099	67,402	106,975	90,000	62,760	120,000	120,000	90,000	90,000

Legislative

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
001-511-310-000	Professional Services		\$0	\$0	\$0	\$0
001-511-400-000	Travel		\$3,000	\$3,000	\$3,000	\$3,000
		Transportation Reimbursement as necessary	\$1,000	\$1,000	\$1,000	\$1,000
		Misc Expenses	\$2,000	\$2,000	\$2,000	\$2,000
001-511-420-000	Postage & Freight - (was legal Advertising)		\$0	\$0	\$0	\$0
001-511-492-000	Other Operating Expenses		\$1,500	\$1,500	\$1,500	\$1,500
		Meeting expenses	\$500	\$500	\$500	\$500
		Town brand marketing	\$1,000	\$1,000	\$1,000	\$1,000
001-511-499-000	Other Current Charges - Council	001-511-499-000	\$30,000	\$30,000	\$30,000	\$30,000
		Town Council Reimbursement @ \$500 per month per Council	\$30,000	\$30,000	\$30,000	\$30,000
001-511-500-000	Education & Training		\$1,000	\$1,000	\$1,000	\$1,000
		Misc Seminars	\$1,000	\$1,000	\$1,000	\$1,000
001-511-510-000	Office Supplies		\$300	\$300	\$300	\$300
		Misc office supplies	\$300	\$300	\$300	\$300
001-511-520-000	Operating Supplies		\$300	\$300	\$300	\$300
		Misc supplies	\$300	\$300	\$300	\$300

Legislative

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
001-511-540-000	Books, Publications & Subscriptions		\$2,435	\$2,435	\$2,435	\$2,435
		Florida League of Cities - annual membership	\$500	\$500	\$500	\$500
		Government Finance Officers Association Annual Membership	\$160	\$160	\$160	\$160
		Palm Beach County League of Cities	\$550	\$550	\$550	\$550
		Palm West Chamber of Commerce - annual membership	\$225	\$225	\$225	\$225
		Palm Beach County League of Cities - small cities hosting	\$500	\$500	\$500	\$500
		Miscellaneous subscriptions	\$500	\$500	\$500	\$500
001-511-820-000	Special Events/Contributions		\$5,350	\$4,000	\$4,000	\$4,000
		Holiday Parade supplies	\$350	\$0	\$0	\$0
		Holiday Parade Float	\$1,000	\$0	\$0	\$0
		Volunteer Committee Member Appreciation	\$2,000	\$2,000	\$2,000	\$2,000
		Other unscheduled events	\$2,000	\$2,000	\$2,000	\$2,000

Executive

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
001-512-340-000	Other Services		\$268,596	\$268,596	\$268,596	\$269,653
		UMSG - Contract Management Services up CPI @ 2.1%	\$268,596	\$268,596	\$268,596	\$269,653
001-512-400-000	Travel		\$1,500	\$1,500	\$1,500	\$1,500
		Town Manager Mileage & Misc. reimbursement	\$1,500	\$1,500	\$1,500	\$1,500
001-512-410-000	Communication Services - Moved to Gen Govt.		\$0	\$0	\$0	\$0
		Account moved to General Government				
001-512-420-000	Postage & Freight		\$1,000	\$1,000	\$1,000	\$1,000
		General, Code Enforcement, and Special Magistrate notificati	\$1,000	\$1,000	\$1,000	\$1,000
001-512-490-000	Legal Advertising - (NEW)		\$500	\$500	\$500	\$500
		General notices, procurement, and ordinance advertising	\$500	\$500	\$500	\$500
001-512-492-000	Other Operating Expenses		\$944	\$944	\$944	\$944
		Recording Fees	\$500	\$500	\$500	\$500
		Credit Card Machine and fees	\$444	\$444	\$444	\$444
001-512-493-000	Election Expense		\$8,010	\$8,010	\$8,010	\$8,010
		Advertising	\$1,300	\$1,300	\$1,300	\$1,300
		Election Inspectors compensation	\$800	\$800	\$800	\$800
		Law Enforcement escort service	\$160	\$160	\$160	\$160
		Training and expenses	\$2,250	\$2,250	\$2,250	\$2,250
		Palm Beach County Supervisor of Election charges	\$3,500	\$3,500	\$3,500	\$3,500

Executive

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
001-512-510-000	Office Supplies		\$12,000	\$12,000	\$12,000	\$12,000
		TCI Automation - Per page printing charges - 2 copiers	\$6,000	\$6,000	\$6,000	\$6,000
		Misc office supplies for Town Hall	\$6,000	\$6,000	\$6,000	\$6,000
001-512-521-000	Loxahatchee Groves CERT - Moved to Gen Govt		\$0	\$0	\$0	\$0
		Account moved to General Government	\$0	\$0	\$0	\$0
001-512-540-000	Books, Publications & Subscriptions		\$570	\$570	\$570	\$570
		GFOA for CAFR submission	\$320	\$320	\$320	\$320
		Misc publication	\$250	\$250	\$250	\$250

Financial and Administrative

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
001-513-320-000	Accounting and Auditing		\$18,000	\$18,000	\$18,000	\$18,000
		Nowlen Holt & Miner - auditing services	\$18,000	\$18,000	\$18,000	\$18,000
001-513-470-000	Printing and Binding		\$1,750	\$1,750	\$1,750	\$1,751
		Business cards	\$1,000	\$1,000	\$1,000	\$1,000
		Misc reports and submission	\$750	\$750	\$750	\$750
					\$0	\$1
001-513-490-000	Legal Advertising		\$2,000	\$2,000	\$2,000	\$2,000
		TRIM notices	\$2,000	\$2,000	\$2,000	\$2,000
001-513-491-000	Computer Services		\$0	\$49,000	\$49,000	\$11,919
		SaaS Accounting System Startup cost		\$49,000	\$49,000	\$11,919
001-513-493-000	Election Expense - moved to Executive		\$0		\$0	\$0

Legal

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
001-514-310-000	Professional Services		\$120,000	\$120,000	\$90,000	\$90,000
		Goren,Cherof, Doody & Ezrol, PA - Legal Counsel	\$120,000	\$120,000	\$0	\$0
		Reduced based upon Town Council motion at the July 1, 2014 meeting	\$0	\$0	\$90,000	\$90,000
001-514-312-000	Legal Comprehensive Plan		\$0	\$0	\$0	\$0

**Recommended Revenue Estimates and Appropriations
for Fiscal Year 2014-15**



**General Fund
Appropriations**

	Account	FY 10-11 UNAUDITED FINAL	FY 11-12 Audited	FY 12-13 Audited	FY 13-14 Budget	Year to Date May 30, 2014	FY 2014-15 Proposed Budget	FAAC Proposed Budget	Council Recommend	Council Adopted
Planning and Zoning										
001-515-310-000	Professional Services	-	25,000	56,603	40,000	20,904	40,000	40,000	40,000	40,000
001-515-340-000	Other Services	2,962	-	76,733	79,042	52,694	80,385	80,385	80,385	80,702
001-515-343-000	Planning & Zoning Contract	7,894	5,825	-	20,000	876	20,000	20,000	20,000	20,000
001-515-347-000	Comprehensive Plan	10,558	-	-	-	-	-	-	-	-
001-515-349-000	Cost Recovery Expenditure	-	53,948	38,288	25,000	21,712	35,000	35,000	35,000	35,000
001-515-490-000	Legal Advertising	-	-	4,524	6,000	9,332	10,000	10,000	10,000	10,000
	Comprehensive Planning & Zoning Total	21,414	84,773	176,148	164,042	105,518	185,385	185,385	185,385	185,702
Other General Government										
001-519-315-000	Special Magistrate	-	19,299	24,074	16,000	7,604	16,000	16,000	16,000	16,000
001-519-354-000	Code Compliance	56,573	25,612	28,100	41,000	12,283	38,000	38,000	38,000	38,000
001-519-410-000	Communications Services	-	2,278	5,742	5,700	4,432	6,800	6,800	6,100	6,100
001-519-440-000	Rentals and Leases	12,998	17,241	18,634	20,000	12,284	34,783	34,783	34,783	34,783
001-519-450-000	Insurance	5,538	16,372	23,023	18,000	15,111	18,000	18,000	18,000	18,000
001-519-460-000	Repair & Maint - Building	154	6,225	2,400	2,450	1,600	3,600	3,600	3,600	3,600
001-519-470-000	Printing and Binding	6,917	705	-	-	-	-	-	-	-
001-519-480-000	Promotional Activities	354	-	-	-	-	-	-	-	-
001-519-490-000	Computer Equip Software & Hardware Repair	-	25,056	1,727	2,500	739	5,500	5,500	5,500	5,500
001-519-491-000	Computer Services	-	-	3,370	3,631	2,445	7,292	7,292	7,292	7,292
001-519-494-000	Inspector General Office	-	468	-	5,280	2,218	5,280	5,280	9,280	9,280
001-519-810-000	Aids to Government Agenc	-	-	28,893	-	-	-	-	-	-
001-519-820-000	Loxahatchee Groves CERT	-	-	2,853	2,000	208	2,000	2,000	2,000	2,000
001-519-900-000	Transfer to Transportation Fund	-	48,913	-	-	-	-	-	-	-
001-519-910-000	Transfer to Sanitation Fund	-	-	-	-	-	-	-	-	-
001-519-920-000	Transfer to Capital Projects	-	1,000,000	-	-	-	-	-	-	-
001-519-990-000	Contingency	-	-	-	12,104	-	18,343	33,844	-	77,404
	Other Governmental Services Total	82,534	1,162,169	138,816	128,665	58,924	155,598	171,099	140,555	217,959
Law Enforcement										
001-521-341-000	Professional Services-PBSO	274,785	274,785	275,243	280,281	186,854	280,281	280,281	283,084	283,084
001-521-342-000	Contractual-ADDL PBSO	-	126	-	500	-	500	10,500	10,500	10,500
	Law Enforcement Total	274,785	274,911	275,243	280,781	186,854	280,781	290,781	293,584	293,584
Public Works										
001-539-340-000	Other Services	407	1,847	2,950	14,000	1,350	14,000	14,000	4,000	4,000
001-541-310-000	Professional Services	-	-	-	-	-	-	-	-	-
	Public Works Total	407	1,847	2,950	14,000	1,350	14,000	14,000	4,000	4,000
	Grand Total Expenditure	752,491	1,904,658	1,022,416		651,718	1,114,519	1,187,670	1,119,929	1,161,627

Planning and Zoning

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
001-515-310-000	Professional Services		\$40,000	\$40,000	\$40,000	\$40,000
		Town initiated engineering services	\$40,000	\$40,000	\$40,000	\$40,000
001-515-340-000	Other Services		\$80,385	\$80,385	\$80,385	\$80,702
		UMSG - planning & zoning services CPI @ 2.1%	\$80,385	\$80,385	\$80,385	\$80,702
001-515-343-000	Planning & Zoning Contract		\$20,000	\$20,000	\$20,000	\$20,000
		Land Research Management - Town initiated planning services	\$20,000	\$20,000	\$20,000	\$20,000
001-515-347-000	Comprehensive Plan		\$0	\$0	\$0	\$0
		Modifications - Capital Improvement Element	\$0	\$0	\$0	\$0
001-515-349-000	Cost Recovery Expenditure		\$35,000	\$35,000	\$35,000	\$35,000
		Various projects (TBD)	\$35,000	\$35,000	\$35,000	\$35,000
001-515-490-000	Legal Advertising		\$10,000	\$10,000	\$10,000	\$10,000
		Planning & Zoning Advertising non-cost recovery matters	\$10,000	\$10,000	\$10,000	\$10,000

Other General Government

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
001-519-315-000	Special Magistrate		\$16,000	\$16,000	\$16,000	\$16,000
		Caldwell & Pacetti - Special Magistrate	\$16,000	\$16,000	\$16,000	\$16,000
001-519-354-000	Code Compliance		\$38,000	\$38,000	\$38,000	\$38,000
		Tew & Taylor - code enforcement case presentment	\$35,000	\$35,000	\$35,000	\$35,000
		Miscellaneous services and support	\$3,000	\$3,000	\$3,000	\$3,000
001-519-410-000	Communications Services		\$6,800	\$6,800	\$6,100	\$6,100
		ATT - Telephone and Long Distance Services	\$3,600	\$3,600	\$3,600	\$3,600
		Comcast - Internet Services	\$2,500	\$2,500	\$2,500	\$2,500
		Boost Mobile	\$700	\$700	\$700	\$700
001-519-440-000	Rentals and Leases		\$34,783	\$34,783	\$34,783	\$34,783
		TCI automation - Toshiba copier rental	\$4,200	\$4,200	\$4,200	\$4,200
		Easy Self-Storage - unit	\$1,788	\$1,788	\$1,788	\$1,788
		Meeting Room rentals - 3 meeting monthly	\$300	\$300	\$300	\$300
		Yee's Corporation - Office suites	\$24,000	\$24,000	\$24,000	\$24,000
		Drinking water service	\$300	\$300	\$300	\$300
		Miscellaneous rental or leases	\$4,195	\$4,195	\$4,195	\$4,195
001-519-450-000	Insurance		\$18,000	\$18,000	\$18,000	\$18,000
		Florida League of Cities - General Liability	\$18,000	\$18,000	\$18,000	\$18,000
001-519-460-000	Repair & Maint - Building		\$3,600	\$3,600	\$3,600	\$3,600
		Cleaning services	\$3,600	\$3,600	\$3,600	\$3,600
001-519-470-000	Printing and Binding		\$0	\$0	\$0	\$0
			\$0	\$0	\$0	\$0
001-519-480-000	Promotional Activities		\$0	\$0	\$0	\$0
				\$0	\$0	\$0
001-519-490-000	Computer Equip Software & Hardware Repair		\$5,500	\$5,500	\$5,500	\$5,500
		Misc. software upgrades	\$1,500	\$1,500	\$1,500	\$1,500
		Replacement of Town Council hardware	\$1,200	\$1,200	\$1,200	\$1,200
		Update Microsoft Office Pro Suite @ \$400 each	\$2,800	\$2,800	\$2,800	\$2,800
001-519-491-000	Computer Services		\$7,292	\$7,292	\$7,292	\$7,292
		Hosting - e-City Services	\$1,500	\$1,500	\$1,500	\$1,500
		Microsoft Exchange 14 - email	\$1,698	\$1,698	\$1,698	\$1,698
		Dropbox	\$1,045	\$1,045	\$1,045	\$1,045
		Streaming video from eCity Services	\$3,000	\$3,000	\$3,000	\$3,000
		Carbonite	\$49	\$49	\$49	\$49
001-519-494-000	Inspector General Office		\$5,280	\$5,280	\$9,280	\$9,280
		Various contract requirements	\$5,280	\$5,280	\$5,280	\$5,280

Other General Government

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
001-519-820-000	Loxahatchee Groves CERT		\$2,000	\$2,000	\$2,000	\$2,000
		Annual contribution	\$2,000	\$2,000	\$2,000	\$2,000
001-519-900-000	Transfer to Transportation Fund		\$0	\$0	\$0	\$0
				\$0	\$0	\$0
001-519-910-000	Transfer to Sanitation Fund		\$0	\$0	\$0	\$0
			\$0	\$0	\$0	\$0
001-519-920-000	Transfer to Capital Projects		\$0	\$0	\$0	\$0
			\$0	\$0	\$0	\$0
001-519-990-000	Contingency		\$18,343	\$33,844	\$0	\$77,404
			\$18,343	\$33,844	\$0	\$77,404

Law Enforcement

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
001-521-341-000	Professional Services-PBSO		\$280,281	\$280,281	\$283,084	\$283,084
		2% increase for FY2014	\$280,281	\$280,281	\$0	\$0
		<i>Increase based upon PBSO contract renewal</i>			\$283,084	\$283,084
001-521-342-000	Contractual-ADDL PBSO		\$500	\$10,500	\$10,500	\$10,500
		Misc. detail shifts for BSO	\$500	\$10,500	\$10,500	\$10,500

Public Works

Account Number	Account Title	Detail Description	Amount	FAAC	Council Amount	Council Adopted
001-539-340-000	Other Services		\$14,000	\$14,000	\$4,000	\$4,000
		Miscellaneous physical environment services	\$14,000	\$14,000	\$0	\$0
		<i>Reduced based upon Town Council motion at the July 1, 2014 meeting</i>			\$ 4,000	\$ 4,000
001-541-310-000	Professional Services		\$0	\$0	\$0	\$0
			\$0	\$0	\$0	\$0



Item 4.b.

PRESENTATIONS

Chamber of Commerce



Executive Committee

Chairman
Frank Gonzalez
Gonzalez & Shenkman Law Firm

Vice Chair
Joanne Stanley
Republic Services of Palm Beach

Treasurer
Thomas Bean
Florida Power & Light Company

Secretary
Aleida Socarras
Florida Public Utilities

Laura Trosclair
Mercantil Commercebank

John Carter
Minto Communities

Marc Strich
The Mall at Wellington Green

Board of Directors

Roger Manning
Banyan Printing

Natalie Stolbach
Barry's Jewelry Spa

Ronnie De Manna
Branch Banking & Trust Co.

Carol O'Neil
CEO Financial Services

Mickey Smith
Lesser, Lesser, Landy & Smith

Robert Campion
NuVista Living at Wellington Green

Eric Goldman
Palms West Hospital

David Leland
Print-It Plus

Sal DeIGreco
Schumacher Family of Dealerships

July 29, 2014

Town of Loxahatchee Groves
14579 Southern Blvd. Suite 2
Loxahatchee Groves, FL 33470

Town of Loxahatchee Groves Council:

The Central Palm Beach County Chamber of Commerce (Chamber) and Community Foundation (Foundation) resides at 13901 Southern Boulevard, Loxahatchee Groves, Florida 33470. Our building is 5 years new, perfectly located at the eastern gateway to Loxahatchee Groves, and offers all of the modern facilities and amenities, including a large meeting space for Town Meetings, divided offices for administration, full kitchen, nicely appointed reception area, and publicly accessible restrooms. Our building is ideally suited as a place for local government to reside and conduct business. We recognize that the Loxahatchee Groves government may find our facility highly desirable and conducive as a City Hall. I was brought to our attention that recently, there was a directive given to the Town Manager to locate office space options. The Chamber and Foundation are interested in finding a new occupant for our Loxahatchee Groves building, so therefore we request an opportunity to appear before the Town Council to present an offer for your consideration.

Warmest regards,

Wayne Burns
CEO, Central Palm Beach County Chamber of Commerce



Item 5.a.

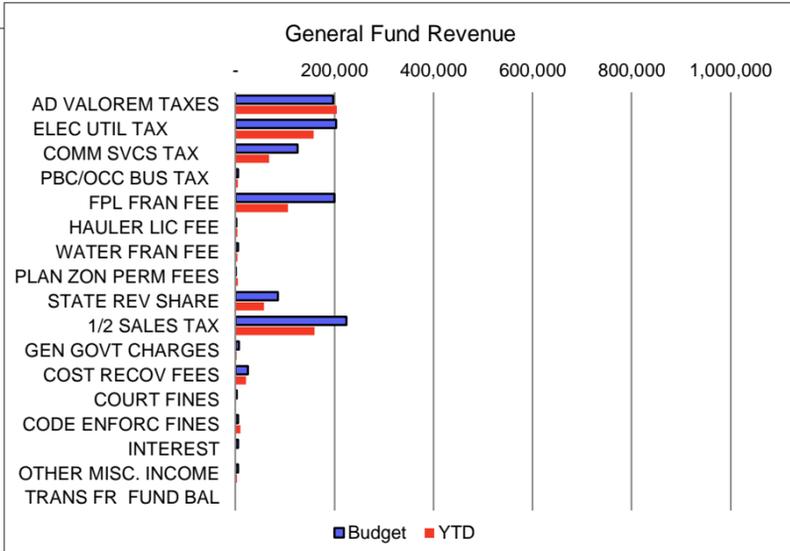
COMMITTEE REPORTS

Financials Ending July 2014



Town of Loxahatchee Groves
Financial Activity Report as of June 30, 2014
 (75% of year elapsed)

General Fund Revenue Budget



General Fund Revenues

Revenues	Budget	Year-to-Date	%
AD VALOREM TAXES @ 1.2000	197,297	204,684	103.7%
ELECTRIC UTILITY TAX	203,000	157,882	77.8%
COMMUNICATION SERVICES TAX	125,446	68,160	54.3%
COUNTY OCCUPATIONAL LICENSES	5,000	4,477	89.5%
FPL FRANCHISE FEE	200,000	105,863	52.9%
HAULER LICENSE FEE	2,000	3,805	190.3%
PBC WATER UTILITY FRANCHISE	5,050	3,716	73.6%
PLANNING & ZONING PERMIT FEES	100	4,462	4461.5%
STATE REVENUE SHARING	85,446	57,948	67.8%
HALF CENT SALES TAX	224,014	159,495	71.2%
GENERAL GOVERNMENT CHARGES	7,000	2,493	35.6%
COST RECOVERY FEES	25,000	21,471	85.9%
COURT FINES	2,500	-	-
CODE ENFORCEMENT FINES	5,000	9,648	193.0%
INTEREST	5,000	125	2.5%
OTHER MISC. INCOME	5,000	2,992	59.8%
TRANSFER FROM FUND BALANCE*	-	-	-
Total Revenues	1,096,853	807,220	73.6%

General Fund Expenditures

Expenditures	Budget	Year-to-Date	%
LEGISLATIVE	103,885	35,246	33.9%
EXECUTIVE	285,230	209,101	73.3%
FINANCIAL AND ADMINISTRATIVE	24,250	17,610	72.6%
LEGAL COUNSEL	90,000	66,929	74.4%
COMPREHENSIVE PLANNING & ZONING	170,042	125,093	73.6%
OTHER GENERAL GOVERNMENT	128,665	66,966	52.0%
LAW ENFORCEMENT	280,781	210,211	74.9%
PUBLIC WORKS	14,000	1,923	13.7%
Total Expenditures	1,096,853	733,078	66.8%
Excess(deficiency)	-	74,142	-

YTD-Total Funds Expen. Budget

Expenditures	Budget	Year-to-Date	%
Total Townwide Budget	4,550,949	1,516,689	33.3%

Selected Other Funds

Transportation Fund	Budget	Year-to-Date	%
FIRST LOCAL OPTION FUEL TAX (6 CENT)	249,245	165,812	66.5%
SECOND LOCAL OPTION FUEL (5 CENT)	117,326	80,062	68.2%
CONTRIBUTION FROM GENERAL FUND	-	-	-
TRANSFER FROM FUND BALANCE	856,191	2,616	-
Total Revenues	1,222,762	248,491	20.3%
TRAFFIC CONTROL SIGNS (6 CT) MAINT.	6,000	3,656	60.9%
TOWN ROADS (6 CT) MAINT.	93,245	55,537	59.6%
DISTRICT ROADS (6 CT) MAINT.	150,000	2,915	1.9%
ROADS AND STREETS (5 CT)	-	-	-
SPECIAL PROJECTS (6 CT)	-	-	0.0%
148th TERR BRIDGE(5)/CULVERT	-	-	-
CONSTRUCTION TOWN RDS & STREETS	-	-	-
TRANSFER TO CIP FUND	973,517	186,382	19.1%
Total Expenses	1,222,762	248,491	20.3%
Excess(deficiency)	-	-	-

Solid Waste Fund	Budget	Year-to-Date	%
SOLID WASTE ASSESSMENTS	432,873	404,499	93.4%
DISCOUNT FEES	(12,103)	(13,727)	113.4%
SWA RECYCLING INCOME	8,000	2,162	27.0%
CONTRIBUTION FROM GENERAL FUND	-	-	-
Total Revenues	428,770	392,934	91.6%
CONTRACTUAL-WASTE OVERSIGHT	7,010	19,622	279.9%
PBC ADMINISTRATION FEE 1%	4,460	3,743	83.9%
POSTAGE & FREIGHT	500	-	0.0%
SOLID WASTE CONTRACTOR	415,800	324,673	78.1%
OTHER SANITATION SERVICES	-	-	0.0%
LEGAL ADVERTISING	1,000	700	70.0%
MANAGEMENT FEES	-	-	-
Total Expenses	428,770	348,738	81.3%
Excess(deficiency)	-	44,196	-

Capital Improvement Program (CIP) Fund	Budget	Year-to-Date	%
CONTRIBUTION FROM TRANSPORTATION FUND	973,517	186,382	19.1%
TRANSFER FROM FUND BALANCE	829,047	-	0.0%
Total Revenues	1,802,564	186,382	10.3%
Develop Town Hall Alternatives	-	-	-
Surveying Town Roads	100,000	9,653	9.7%
OGEM Collecting Canal Road	943,630	-	0.0%
Okeechobee and D Road Traffic Light	250,000	6,000	2.4%
Town Roads OGEM Projects	100,000	141,836	141.8%
Trails	80,000	-	0.0%
D Road to Southern Blvd	300,000	-	0.0%
Purchase Roads from LGWCD	28,934	28,893	-
Total Expenses	1,802,564	186,382	10.3%

Contract Services Expenditures	Budget	Year-to-Date	%
Waste Pro	415,800	259,546	62.4%
Palm Beach County Sheriff	280,281	163,498	58.3%
Underwood Management Services Group	373,148	236,830	63.5%
Goren, Cherof, Doody, Ezrol	90,000	69,600	77.3%
Tew & Associates	35,000	17,858	51.0%
Land Research Management	20,000	17,033	85.2%
Engineering Services*	140,000	85,846	61.3%
Frank Schiola	25,000	24,552	98.2%
YEE's Corporation	10,800	8,100	75.0%
Loxahatchee Water Control District	178,934	65,644	36.7%
Total Expenses	1,568,963	948,506	60.5%

* Keshavarez & Assoc.; A&B Engineering; Simmon & White
 Represents consumption of fund balance. This is not true revenue by definition or reflected in GL in transactions



BUDGET VS ACTUAL
AS OF June 30, 2014
 75% Elapsed
 General Fund
 Revenues

Account Number	Account	Month to Date	Year to Date	Encumbrance	Annual Budget	Annual Variance	% Used
001-311-100-000	Ad Valorem Taxes	3,418.76	204,683.59	-	197,297	7,386.59	103.7%
	Ad Valorem Taxes Subtotal	3,418.76	204,683.59		197,297	7,386.59	
001-314-100-000	Electric Utility Tax	19,834.39	157,881.98	-	203,000	(45,118.02)	77.8%
001-315-100-000	Communications Services	8,256.08	68,159.50	-	125,446	(57,286.50)	54.3%
001-316-200-000	County Occupational License	75.29	4,476.62	-	5,000	(523.38)	89.5%
	Local Taxes Subtotal	28,165.76	230,518.10		333,446	(102,927.90)	
001-323-100-000	FPL Franchise Fee	14,622.32	105,863.43	-	200,000	(94,136.57)	52.9%
001-323-125-000	Haulers License Fee	-	3,805.00	-	2,000	1,805.00	190.3%
001-323-300-000	PBC Water Utility Franchise	-	3,716.39	-	5,050	(1,333.61)	73.6%
001-329-100-000	Planning & Zoning Permit	440.00	4,461.50	-	100	4,361.50	4461.5%
	Permits, Franchise Fees & Special Subtotal	15,062.32	117,846.32		207,150	(89,303.68)	
001-335-120-000	State Revenue Sharing	6,438.71	57,948.39	-	85,446	(27,497.61)	67.8%
001-335-180-000	Half Cent Sales Tax	19,754.99	159,494.68	-	224,014	(64,519.32)	71.2%
	Intergovernmental Revenue Subtotal	26,193.70	217,443.07		309,460	(92,016.93)	70.3%
001-341-000-000	General Government Charges	-	2,493.30	-	7,000	(4,506.70)	35.6%
001-343-349-000	Cost Recovery Fees	-	21,471.41	-	25,000	(3,528.59)	85.9%
	Charges for Services Subtotal	-	23,964.71		32,000	(8,035.29)	
001-351-100-000	Court Fines	-	-	-	2,500	(2,500.00)	
001-354-100-000	Code Enforcement Fines	-	9,647.50	-	5,000	4,647.50	193.0%
	Code Enforcement Fines Subtotal	-	9,647.50		7,500	2,147.50	
001-361-100-000	Interest	16.75	124.75	-	5,000	(4,875.25)	2.5%
001-369-000-000	Other Misc Income	-	2,991.54	-	5,000	(2,008.46)	59.8%
	Other Misc Revenue Subtotal	16.75	3,116.29		10,000	(6,883.71)	
001-399-000-000	Transfer from Fund Balance*	-	-	-	-	-	
	Other Non-operating Sources Subtotal	-	-		-	-	
	Grand Total Revenue	72,857.29	807,219.58	-	1,096,853	(289,633.42)	73.6%



TOWN OF LOXAHATCHEE GROVES
BUDGET VS ACTUAL
AS OF June 30, 2014
 75% Elapsed
General Fund
Expenditures

Account Number	Account	Month to Date	Year to Date	Encumbrance	Annual Budget	Annual Variance	% Used
001-511-310-000	Professional Services	-	-	-	60,000	60,000.00	0.0%
001-511-400-000	Travel	-	-	-	3,000	3,000.00	0.0%
001-511-492-000	Other Operating Expenses	-	196.10	-	1,500	1,303.90	13.1%
001-511-499-000	Other Current Charges - Council Reimbursement	2,500.00	25,000.00	-	30,000	5,000.00	83.3%
001-511-500-000	Education & Training	-	-	-	1,000	1,000.00	0.0%
001-511-510-000	Office Supplies	-	-	-	300	300.00	0.0%
001-511-520-000	Operating Supplies	-	-	-	300	300.00	0.0%
001-511-540-000	Books, Publications & Subscriptions	310.00	4,549.63	-	2,435	(2,114.63)	186.8%
001-511-820-000	Special Events/Contributions	-	5,500.00	-	5,350	(150.00)	102.8%
	Legislative Total	2,810.00	35,245.73	-	103,885	68,639.27	33.9%
001-512-340-000	Other Services	22,008.83	198,079.47	-	264,106	66,026.53	75.0%
001-512-400-000	Travel	-	657.44	-	1,000	342.56	65.7%
001-512-420-000	Postage & Freight - NEW	16.14	371.04	-	1,000	628.96	37.1%
001-512-490-000	Legal Advertising	-	141.60	-	1,000	858.40	14.2%
001-512-492-000	Other Operating Expenses	-	287.04	-	944	656.96	30.4%
001-512-493-000	Election Expense	-	247.50	-	8,010	7,762.50	3.1%
001-512-510-000	Office Supplies	811.22	8,867.00	-	8,600	(267.00)	103.1%
001-512-540-000	Books, Publications & Subscriptions	-	449.68	-	570	120.32	78.9%
	Executive Total	22,836.19	209,100.77	-	285,230	76,129.23	73.3%
001-513-320-000	Accounting and Auditing	-	16,700.00	-	18,000	1,300.00	92.8%
001-513-470-000	Printing and Binding	-	-	-	4,750	4,750.00	0.0%
001-513-490-000	Legal Advertising	-	910.00	-	1,500	590.00	60.7%
001-513-493-000	Election Expense (moved)	-	-	-	-	-	0.0%
	Financial & Administrative Total	-	17,610.00	-	24,250	6,640.00	72.6%
001-514-310-000	Professional Services	4,168.45	66,928.70	-	90,000	23,071.30	74.4%
	Legal Total	4,168.45	66,928.70	-	90,000	23,071.30	74.4%



TOWN OF LOXAHATCHEE GROVES
BUDGET VS ACTUAL
AS OF June 30, 2014
 75% Elapsed
General Fund
Expenditures

Account Number	Account	Month to Date	Year to Date	Encumbrance	Annual Budget	Annual Variance	% Used
001-515-310-000	Professional Services	10,760.00	31,664.00	-	40,000	8,336.00	79.2%
001-515-340-000	Other Services	6,586.83	59,280.47	-	79,042	19,761.53	75.0%
001-515-343-000	Planning & Zoning Contract	718.75	1,595.00	-	20,000	18,405.00	8.0%
001-515-347-000	Comprehensive Plan	-	-	-	-	-	0.0%
001-515-349-000	Cost Recovery Expenditure	684.50	22,396.41	-	25,000	2,603.59	89.6%
001-515-490-000	Legal Advertising - NEW	825.60	10,157.44	-	6,000	(4,157.44)	169.3%
	Comprehensive Planning & Zoning Total	19,575.68	125,093.32		170,042	44,948.68	73.6%
001-519-315-000	Special Magistrate	465.00	8,068.63	-	16,000	7,931.37	50.4%
001-519-354-000	Code Compliance	2,857.50	15,140.25	-	41,000	25,859.75	36.9%
001-519-410-000	Communications Services	678.35	5,109.94	-	5,700	590.06	89.6%
001-519-440-000	Rentals and Leases	1,285.86	13,569.45	-	20,000	6,430.55	67.8%
001-519-450-000	Insurance	-	15,111.00	-	18,000	2,889.00	84.0%
001-519-460-000	Repair & Maint - Building	725.00	2,325.00	-	2,450	125.00	94.9%
001-519-470-000	Printing and Binding	-	-	-	-	-	0.0%
001-519-480-000	Promotional Activities	-	-	-	-	-	0.0%
001-519-490-000	Computer Repair	219.93	959.06	-	2,500	1,540.94	38.4%
001-519-491-000	Computer Services	1,810.99	4,256.23	-	3,631	(625.23)	117.2%
001-519-494-000	Inspector General Office	-	2,218.00	-	5,280	3,062.00	42.0%
001-519-810-000	Aids to Govt Agencies Grant - LGWCD	-	-	-	-	-	
001-519-820-000	Loxahatchee Groves CERT	-	208.00	-	2,000	1,792.00	10.4%
001-519-900-000	Transfer toTransportation Fund	-	-	-	-	-	0.0%
001-519-910-000	Transfer to Sanitation Fund	-	-	-	-	-	
001-519-920-000	Transfer to Capital Projects	-	-	-	-	-	
001-519-990-000	Contingency	-	-	-	12,104	12,104.00	0.0%
	Other Governmental Services Total	8,042.63	66,965.56		128,665	61,699.44	52.0%
001-521-341-000	Professional Services-PBSO	23,356.75	210,210.75	-	280,281	70,070.25	75.0%
001-521-342-000	Contractual-ADDL PBSO	-	-	-	500	500.00	0.0%
	Law Enforcement Total	23,356.75	210,210.75		280,781	70,570.25	75.0%
001-539-310-000	Other Services	-	-	-	-	-	0.0%
001-539-340-000	Professional Services	573.21	1,922.88	-	14,000	12,077.12	13.7%
	Public Works Total	573.21	1,922.88		14,000	12,077.12	13.7%
	Grand Total Expenditure	81,362.91	733,077.71	-	1,096,853	363,775.29	66.8%
	Net Revenue	(8,505.62)	74,141.87		-		



TOWN OF LOXAHATCHEE GROVES
BUDGET VS ACTUAL
AS OF June 30, 2014
 75% Elapsed
Transportation Fund
Revenues

Account Number	Account	Month to Date	Year to Date	Encumbrance	Annual Budget	Annual Variance	% Used
101-312-410-000	1st Local Option Fuel Tax (1 to 6 cent)	21,974.89	165,811.82	-	249,245	(83,433.18)	66.5%
101-312-420-000	2nd Local Option Fuel Tax (1 to 5 cent)	10,113.90	80,062.46	-	117,326	(37,263.54)	68.2%
101-363-990-000	Contribution from General Fund	-	-	-	-	-	0.0%
101-399-000-000	Transfer from Fund Balance	-	2,616.33	-	856,191	(853,574.67)	0.0%
Total Revenue		32,088.79	248,490.61		1,222,762	(974,271)	20.3%

Represents consumption of fund balance. This is not true revenue by definition or reflected in GL in transactions

Transportation Fund
Expenditures

Account Number	Account	Month to Date	Year to Date	Encumbrance	Annual Budget	Annual Variance	% Used
101-541-467-000	Traffic Control Signs (6 ct) Maint.	-	3,656.00	-	6,000	2,344.00	60.9%
101-541-468-000	Non-District Roads (6 ct) Maint.	13,292.58	55,537.48	-	93,245	37,707.52	59.6%
101-541-469-000	District Roads (6 ct) Maint.	-	2,915.00	-	150,000	147,085.00	0.0%
101-541-631-000	Road and Streets (5 cent)	-	-	-	-	-	0.0%
101-541-632-000	Special Projects (6 cent)	-	-	-	-	-	0.0%
101-541-634-000	148th Terr Bridge (5)/Culvert	-	-	-	-	-	0.0%
101-541-636-000	Construct Town Rds & Sts	-	-	-	-	-	0.0%
101-541-920-000	Transfer to Capital Projects	118,873.63	186,382.13	-	973,517	787,134.87	19.1%
101-541-990-000	Transfer to Fund Balance	-	-	-	-	-	0.0%
101-541-996-000	Transfer to Fund Balance	-	-	-	-	-	0.0%
Total Expenditure		132,166.21	248,490.61	-	1,222,762	974,271	20.3%
Net Revenue		(100,077.42)	(0.00)		-		



TOWN OF LOXAHATCHEE GROVES
BUDGET VS ACTUAL
AS OF June 30, 2014
 75% Elapsed
Capital Improvement Program
Revenues

Account Number	Account	Month to Date	Year to Date	Encumbrance	Annual Budget	Annual Variance	% Used
305-363-990-000	Contributions from General Fund	-	-	-	-	-	0.0%
305-363-991-000	Contributions from Transportation Fund	118,873.63	186,382.13	-	973,517	(958,447.00)	1.6%
305-399-000-000	Transfer from Fund Balance	-	-	-	829,047	(829,047.00)	0.0%
	Total Revenue	118,873.63	186,382.13	-	1,802,564	(1,787,494.00)	10.3%

Capital Improvement Program
Expenditures

Account Number	Account	Month to Date	Year to Date	Encumbrance	Annual Budget	Annual Variance	% Used
305-519-600-000	Develop Town Hall Alternatives	-	-	-	-	-	0.0%
305-541-610-000	Surveying Town Roads	-	9,653	-	100,000	90,347.00	9.7%
305-541-620-000	OGEM Collecting Canal Road	-	-	-	943,630	943,630.00	0.0%
305-541-630-000	Okeechobee and D Road Traffic Light	-	6,000.00	-	250,000	244,000.00	2.4%
305-541-640-000	Town Roads OGEM Projects	89,980.63	141,836.13	-	100,000	(41,836.13)	141.8%
305-541-650-000	Trails	-	-	-	80,000	80,000.00	0.0%
305-541-652-000	D Road to Southern Blvd	-	-	-	300,000	300,000.00	0.0%
305-541-654-000	Purchase Roads from LGWCD	28,893.00	28,893.00	-	28,934	41.00	99.9%
	Total Expenditure	118,873.63	186,382.13	-	1,802,564	1,616,182	10.3%
	Net Revenue	-	-	-	-	-	-



TOWN OF LOXAHATCHEE GROVES
BUDGET VS ACTUAL
AS OF June 30, 2014
 75% Elapsed
Solid Waste Fund
Revenues

Account Number	Account	Month to Date	Year to Date	Encumbrance	Annual Budget	Annual Variance	% Used
405-323-125-000	Haulers Licensing Fee - MOVED TO GF	-	-	-	-	-	0.0%
405-325-205-000	Solid Waste Assessments	7,620.87	404,499.20	-	432,873	(28,373.80)	93.4%
405-325-206-000	Discount Fees	-	(13,727.45)	-	(12,103)	(1,624.45)	113.4%
405-343-120-000	SWA Recycling Income	-	2,162.15	-	8,000	(5,837.85)	27.0%
405-363-990-000	Contributions from General Fund	-	-	-	-	-	0.0%
Total Revenue		7,620.87	392,933.90	-	428,770	(35,836.10)	91.6%

Account Number	Account	Month to Date	Year to Date	Encumbrance	Annual Budget	Annual Variance	% Used
405-534-345-000	Contractual - Waste Over	1,575.00	19,622.12	-	7,010	(12,612.12)	279.9%
405-534-346-000	PBC Administration Fee 1	76.21	3,742.79	-	4,460	717.21	83.9%
405-534-420-000	Postage & Freight	-	-	-	500	500.00	0.0%
405-534-434-000	Solid Waste Contractor	67,855.00	324,673.14	-	415,800	91,126.86	78.1%
405-534-436-000	Other Sanitation Service	-	-	-	-	-	0.0%
405-534-490-000	Legal Advertising	-	700.00	-	1,000	300.00	70.0%
405-534-595-000	TOLG Management Fee	-	-	-	-	-	0.0%
Total Expenditure		69,506.21	348,738.05	-	428,770	80,031.95	81.3%
Net Revenue		(61,885.34)	44,195.85		-	-	

Note: YTD Fines credited to Service Provider invoicing - \$21,600.00



Item 6.

RESOLUTIONS

(None)



Item 7.

ORDINANCES

(None)



Item 8.a.

ADMINISTRATIVE UPDATE

IGC Meeting

(No Backup)



Item 8.b.

ADMINISTRATIVE UPDATE

Okeechobee Boulevard

(No Backup)



Item 8.c.

ADMINISTRATIVE UPDATE

Captive Wildlife Regulations

Mark Kutney

From: Mike Cirullo <MCirullo@cityatty.com>
Sent: Friday, July 25, 2014 11:19 AM
To: Mark Kutney
Cc: Irmijim@bellsouth.net; Jacob G. Horowitz
Subject: Florida Fish and Wildlife Commission General Counsel

Mark, as we discussed and I reported at the July 1, 2014, Council meeting, I spoke with FWC Assistant General Counsel, Carla Oglo, who authored the May 17, 2007, Memorandum. She confirmed that the guidelines set forth in the 2007 Memo would remain as guidelines for the Town to use when reviewing our ULDCs as to potential conflicts with FWC preemption. The main point of emphasis is that the Town should not single out a use that is regulated by the FWC; but at the same time any general regulations that apply across the board and do not distinguish uses regulated by the FWC should be acceptable. I have reviewed Jim Fleischman's June 30, 2014, memorandum, and agree that the recommended changes would conform the ULDCs to FWC preemption. Note that the Town's definition of aviculture does not include the retail aspect of that use. The FWC preemption of the retail aspect of aviculture is the subject of a pending Federal Court Appeal by Orange County, which is likely not to be decided until mid to late next year.

Michael D. Cirullo, Jr.
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Fort Lauderdale, Florida 33308
Telephone (954) 771-4500 x 325 * Fax (954) 771-4923
Email: MCirullo@cityatty.com
www.cityatty.com

Offices in Fort Lauderdale and Delray Beach, Florida.

To: Mike Cirullo
From: Jim Fleischmann
Re: Review of Wildlife Regulations
Date: June 30, 2014

MEMORANDUM

Based upon the Memorandum entitled: “Local Ordinances and the Regulation of Captive Wildlife” (MEMORANDUM) _from Carla J. Oglo, Assistant General Counsel to the Florida Fish and Wildlife Conservation Commission (FFWCC), Office of the General Counsel dated May 17, 2007, local governments may:

1. Establish “residential use only” zoning which can in effect prohibit certain kinds of Class I wildlife.
2. Regulate the abatement of public nuisances such as poor sanitation or noise that may be associated with the keeping of wildlife, provided that the ordinance does not distinguish between nuisances from animals and other sources.
3. Control structural requirements of buildings and if a property owner proposes to build a structure for animals, the structure must comply with local building codes provided that the building of structures does not distinguish between structures for wildlife and those for other purposes.
4. Regulate commercial activity provided that captive wildlife is not discriminated against by the regulation.
5. Regulate the possession and discharge of firearms within municipal boundaries (FWC requests that portions of Wildlife Management Areas within municipalities be exempted from such restrictions).
6. Control the use of government-owned property and facilities and prohibit or regulate exhibitions thereon, as long as the regulation is directed to behaviors which may be addressed under local police power, and does not regulate wildlife.

7. Require persons engaged in occupations to comply with registration requirements. This might require a captive wildlife facility to disclose and describe the captive wildlife in possession.

In addition, the MEMORANDUM cites the following types of actions or ordinances which are not authorized:

1. Prohibiting the possession, breeding or sale of captive wildlife,
2. Establishing zoning classifications which expressly regulate or prohibit the possession of wildlife. Local government cannot prohibit the possession of Class I or II wildlife in zoning classifications such as mixed-use residential or commercial.
3. Regulate in the area of taking, possession, transportation or use of wildlife, even if the ordinance is more restrictive, and even if there are no FFWCC dealing with the particular issue.
4. Local governments that create their own captive wildlife permitting and regulatory system are in conflict with Article IV, Section 9 of the Florida Constitution. If the ordinance gives the locality the authority to deny a permit for the possession of captive wildlife regulated by the FFWCC, that local permitting system would be in conflict with the FFWCC's authority unless the ordinance is in effect a registration program that allows a person to possess wildlife if authorized by FFWCC.

Attached are two documents: (1) Summaries of key sections of Florida Administrative Code (FAC) Chapter 68A-6: "Wildlife as Personal Pets" and Florida Statutes Sections 379.3761: "Exhibition or Sale of Wildlife; Fees; Classifications" and 379.3762 "Personal Possession of Wildlife"; and (2) Excerpts from the Town's Unified Land Development Code (ULDC) which address the issue of wildlife.

Based upon a review of the MEMORANDUM and the two attachments, it appears that the following ULDC revisions may be necessary:

1. Revise the definition of "Wildlife Pets" in Section 10-015 to include appropriate references to Florida Statutes Sections 379.3761 and 379.3762 and FAC Chapter 68A-6.
2. Delete Section 20-010(B) (1) (f)
3. Revise Section 20-015 to delete "Permitted subject to Article 80" and replace with "Permitted".

4. Revise Section 20-015 to delete “Permitted subject to Article 80” and replace with “Permitted” in the CL District and delete “Not Permitted in the CLO District. The only available option in the CLO District may be to replace with “Permitted”.
5. Delete Section 80-045.
6. Delete Section 80-050.
7. Consider deleting the word “wildlife) from Section 87-015.



Jim Fleischmann

Chapter 68A-6 Wildlife as Personal Pets and F.S. 379.3761 and 379.3762 (Key Provisions)

Section	Summary
68A-0011 (1)	Except as otherwise provided, no person shall possess any native or non-native wildlife in captivity except as authorized by permit in accordance with FS 379.3761 or 379.3762 and as provided in this chapter
68A-6.002(1)	Categories of Captive Wildlife: Class I – Primarily “big cats” (lions, etc.), bears, gorillas, rhinos, elephants, etc.; Class II Monkeys, bobcats, ocelots, wolves, wolverines, badgers, alligators, crocs, wild cattle, antelope, buffalo, etc.; Class III All other wildlife not listed as Class I or Class II.
68A-6.002(2)	Class I shall not be possessed for personal use; Persons possessing Class II shall obtain a permit as provided in FS 379.3761; Persons possessing Class III shall obtain a no-cost permit from the Executive Director.
68A-6.0022(1)	Permits to possess wildlife in captivity, issued pursuant to FS 379.3761 or 379.3762 and the provisions of this chapter shall authorize the keeping of captive wildlife, of the type and number specified in applications approved by the Commission. Captive wildlife maintained under permit shall, unless otherwise authorized, shall be maintained only at the facility specified in the permit application
68A-6.0022(2)	No permit shall be required to possess certain wildlife for personal use, unless the species is otherwise regulated by the Commission. (NOTE: An extensive list is provided, including: Shell parakeets, Canaries, Lovebirds, Cockatiels, Parrots, Finches, Myna Birds, Toucans, Doves; and Button Quail.
68A-6.0022(4)	No permit shall be issued to possess Class II for exhibition, sale or personal use unless such person can meet the following: 16 years or older; Satisfactory completion of a questionnaire that assesses the applicant’s knowledge of general husbandry, nutritional and behavioral characteristics; be able to provide satisfactory caging facilities, as required by FAC 68A-6.004; ensure that the conditions under which the wildlife will be held shall not constitute a threat to the public or the animal.
68A-6.0022(5)	Qualifications to possess Class I or Class II Wildlife.
68A-6.0023	General Regulations Governing Possession of Captive Wildlife; Public Contact; Transfer of Wildlife; and Record Keeping
68A-6.0023(2)	Caging requirements
68A-6.0023(3)(a)	Public contact and exhibition. The exhibitor shall take reasonable sanitary precautions to minimize the possibility of disease or parasite transmission which could adversely affect the health or welfare of citizens or wildlife.

Section	Summary
68A-6.0024(1)	
68A-6.0025(1)	Only a corporation that is licensed in accordance with FS Section 379.3761, and exempt from taxation under Section 501(a) of the Internal Revenue code may operate a wildlife sanctuary for captive wildlife.
68A-6.003	Facility and structural Caging Requirement for Class I, II and III Wildlife
68A-6.003(2)(c)	Facility requirements. (NOTE: The requirements seem to only affect Class I and Class II wildlife): Property must be owned or leased; Land Area – Class I – 5 acres; Class II – 2.5 acres. Buffer zones – 35 feet between caged wildlife and property line. Perimeter fencing – Generally 8 feet high.
68A-6.003(2)(f)	Facility requirements relating to land area, buffer zones and perimeter fencing shall be effective 1/1/2008, but shall not apply to facilities licensed prior to that date.
68A-6.004(1)	Standard Caging Requirements. No captive wildlife shall be confined in any cage or other enclosure which contains more individual animals, or is smaller in dimension than as specified in this section, or is not equipped as specified in this section, except as defined in FAC 68A-6.0041
68A-6.006(1)	Dealing in Exotic or Pet Birds: Records. Any person engaging in the business of breeding or the purchase and sale of exotic birds or birds customarily kept as pets shall be licensed as provided in FS 379.3761

379.3761 Exhibition or sale of wildlife; fees; classifications.

(1) In order to provide humane treatment and sanitary surroundings for wild animals kept in captivity, no person, party, firm, association, or corporation shall have, or be in possession of, in captivity for the purpose of public display with or without charge or for public sale any wildlife, specifically birds, mammals, amphibians, and reptiles, whether native to Florida or not, without having first secured a permit from the commission authorizing such person, party, firm, association, or corporation to have in its possession in captivity the species and number of wildlife specified within such permit; however, this section does not apply to any wildlife not protected by law and the rules of the commission. No person, party, firm, association, or corporation may sell any wild animal life designated by commission rule as a conditional or prohibited species, Class I or Class II wildlife, reptile of concern, or venomous reptile in this state, including a sale with delivery made in this state, regardless of the origin of the sale or the location of the initial transaction, unless authorized by the commission.

379.3762 Personal possession of wildlife.

(1) It is unlawful for any person or persons to possess any wildlife as defined in this act, whether native to Florida or not, until she or he has obtained a permit as provided by this section from the Fish and Wildlife Conservation Commission.

(2)The classifications of types of wildlife and fees to be paid for permits for the personal possession of wildlife shall be as follows:

(a)Class I—Wildlife which, because of its nature, habits, or status, shall not be possessed as a personal pet.

(b)Class II—Wildlife considered to present a real or potential threat to human safety, the sum of \$140 per annum.

(c)Class III—All other wildlife not included in Class I or Class II, for which a no-cost permit must be obtained from the commission.

(3)Any person, firm, corporation, or association exhibiting or selling wildlife and being duly permitted as provided by s. [379.304](#) shall be exempt from the fee requirement to receive a permit under this section.

(4)This section shall not apply to the possession, control, care, and maintenance of ostriches, emus, rheas, and bison domesticated and confined for commercial farming purposes, except those kept and maintained on hunting preserves or game farms or primarily for exhibition purposes in zoos, carnivals, circuses, and other such establishments where such species are kept primarily for display to the public.

Section 10-015. - Definitions.

Aviary. A place for keeping birds confined.

Aviculture. The raising and care of birds in captivity but not including small birds (e.g., parakeets) located in the home as pets.

Wildlife pets. Shall include only those animals that have been designated as endangered species, threatened species, or species of special concern by the State of Florida or federal government, and are permitted in private ownership by the Florida Fish and **Wildlife** Conservation Commission. This definition shall not include any dangerous or poisonous animal of the reptile or amphibian species.

Section 20-010. - General provisions.

The following requirements shall apply to the Agricultural Residential (AR) Zoning District.

(B) *Animals and livestock.* The breeding raising, and/or keeping of animals and livestock as an accessory use to a permanent dwelling shall be subject to the following standards:

(1) *Number.* The number of animals and livestock permitted shall be based on parcel size as follows.

f. **Wildlife pets.** Ten **wildlife** pets are permitted on properties of five acres or greater provided that the **wildlife** pets are permitted and licensed by the State of Florida.

(2) *Fences.* All animals shall be kept within a fence to prevent the animals from accessing streets or adjacent properties. It shall be the responsibility of each animal owner to ensure that the fence is maintained in a state of good repair and that the animal is confined to the property.

(3) *[Setback.]* All structures, including pens, cages or enclosures, but excluding fences, that house or restrain animals of any type shall be setback a minimum of 50 feet from all property lines.

(4) *Exceptions.* Offspring under the normal weaning age for the species shall not be included in calculating the number of animals.

Section 20-015. - Permitted uses.

Plots located in the Agricultural Residential (AR) zoning districts may be used for the following specified uses.

Principal Uses	Agricultural Residential (AR)
Aviculture	Permitted subject to Article 80

Section 25-015. - Permitted uses.

Plots located in the Commercial Low and Commercial Low Office zoning districts may be used for one or more of the following uses.

Principal Uses	Commercial Low (CL)	Commercial Low Office (CLO)
Exhibition of Wildlife Pets	Permitted subject to Article 80	Not Permitted

Section 40-015. - Permitted uses.

Plots located in the Conservation zoning district may be used for one or more of the following specified uses.

Principal Uses	Parks and Recreation
Wildlife Observation	Permitted

Section 80-045. - Exhibition of Class I and Class II Wildlife.

Individuals providing care and permanent habitat for Class I and Class II **Wildlife** that have been abused, neglected or otherwise need sanctuary may request a license from the Town to allow limited exhibition of said **wildlife**, subject to the provisions of this section.

(A) For purposes of this section only, exhibition of **wildlife** shall be defined as a public or private showing of Class I and Class II **wildlife** for financial or other consideration.

(B) For purposes of this section, Class I and Class II **wildlife** are defined pursuant to Chapter 68-A6, F.A.C., as amended.

(C) The property on which the animals are kept shall have a minimum plot size of five acres and a minimum plot width and length of 300 feet and must conform with all of the minimum requirements established in the Florida Administrative Code.

(D) No **wildlife** exhibition license may be issued for a location that is within 1,000 feet of another licensed **wildlife** exhibitor.

(E) Signage is not permitted.

(F) The owner of the animals must hold a USDA, Animal Welfare Act, Class C Exhibitor License and a Florida Fish and Game Conservation Commission Class I or II (as applicable) License, and must live on the property on a permanent basis.

(G) The owner of the animals shall maintain 501(C)(3) non-profit status for the specific purpose of caring and providing habitat for the wild animals.

(H) All **wildlife** habitat areas shall be surrounded by a minimum of a six foot high barrier/fence to prevent unauthorized access. The **wildlife** habitat areas shall also be fully screened from all property lines to a height of six feet through the use of landscape materials or opaque fence materials.

(I) Public premises liability coverage in the amount of \$1,000,000.00 shall be maintained at all times. The policy must name the Town as an additional insured and must be issued by an insurance company authorized by the Florida Department of Insurance to do business in the State of Florida. The Town Attorney must approve the policy.

(J) The number of wild animals on the property shall be limited to three per acre.

(K) At no time shall the property be unattended and without the presence of someone licensed to handle wild animals, or with at least six months experience working under the jurisdiction of the licensee's Federal and State licenses when the owner of the animal(s) is away from the premises.

(L) All parking shall be accommodated on-site, and shall be screened from view along all property lines adjoining any private or public street, or residential plot. Parking areas shall be set back at least 25 feet from any residential plot line. Parking areas need not be paved.

(M) Public admission shall be by appointment only, and shall be limited to 40 people on the property at any given time, except that groups from educational institutions arriving by bus shall be limited to 100 people, and that special events with attendance greater than that provided for herein may be held up to 12 times per year, provided the owner notifies the Town Clerk's Office in writing at least five days prior to the event. The notification shall state the date and hours, nature of the event, and maximum number of people expected.

(N) Noise levels, including noises resulting from public admission, shall not exceed the limits set forth in Section 50-010, " Excessive Noise."

(O) Noise abatement. **Wildlife** habitat areas shall be designed, constructed and located using noise abatement measures (e.g., locating **wildlife** which excessively screech, howl, or make loud noises away from property lines; maintaining a thick, vegetated buffer along property lines) to help ensure that noise levels do not exceed the limits set forth in Section 50-010, " Excessive Noise."

(P) Upon determination that an application for an exhibition of Class I and Class II **wildlife** license satisfies the criteria of this section, the Town shall notice property owners within 1,000 feet of the subject property, by certified mail, that an application for a wild animal habitat license will be administratively approved and issued ten days from the mailing date indicated on the notice, unless a written objection is received by the Town Clerk within the ten day period.

(Q) Upon satisfying all of the conditions for licensure, a license under this section shall be issued administratively unless the Town receives written objection from a noticed property owner within the ten day response period. In the case of a timely objection, the application for licensure shall be scheduled for the next available Town Council agenda as an advertised public hearing. After hearing the testimony of affected property owners, the Town Council may approve, approve with conditions, or deny the application for licensure based upon consideration of the following criteria:

(1) That the use is compatible with the existing natural environment and other properties in the vicinity;

(2) That there will be adequate provision for safe traffic movement, both vehicular and pedestrian, in the area which will serve the use;

(3) That there are adequate setbacks, buffering, and general amenities in order to control any adverse effects of noise, light, dust and other potential nuisances; and,

(4) That the land area is sufficient, appropriate and adequate for the use as proposed. Conditions placed upon the license by Town Council may supplement the requirements of this section contained in provisions (A) through (O).

(R) Licenses are valid only to the person named on the license and shall not be transferable.

(S) Upon a second violation of any one or more provisions of this section within a 24 month period, as determined pursuant to the Town's code enforcement procedures, the Town shall notify the licensee, by certified mail, of its intent to revoke the license. The licensee or designee may initiate an appeal of the revocation by filing written notice of intent to appeal with the Town Clerk's Office no later than 15 days from receipt of the Town's notice of intent to revoke the license. The license will be administratively revoked should the licensee not file an appeal within the allotted time. The Town Clerk shall schedule the appeal for the next available Town Council meeting. In determining the existence of extenuating factors contributing to the code violation(s), Council may uphold the revocation or continue the license with any conditions Council may deem appropriate to protect the public health, safety and welfare.

(T) Nothing within this section shall be construed to prevent the Town Council from revoking the license at any time, provided that after conducting an advertised public hearing on the matter, a supermajority of council members make a determination that the licensed activity no longer satisfies the criteria for licensure.

(U) All exhibition of Class I and Class II **wildlife** shall occur on a parcel that has a land use designation of Commercial Low.

Section 80-050. - Aviculture.

Permits for aviculture, as defined in Article 10, "Definitions, Abbreviations, and Construction of Terms" may be issued in the Agricultural Residential (AR) zoning district subject to the following:

(A) Minimum plot size requirements.

(1) Two acres for 40 to 200 birds.

(2) Five acres for 201 or more birds.

(B) Breeder.

(1) The minimum plot size shall be two acres; and

(2) Shelters, cages and accessory structures shall be set back a minimum of 50 feet from all property lines; and

(3) Outdoor shelters and cages shall be contained to specific areas of the plot and completely screened from view from adjacent properties with a visual

barrier. Such barriers may include natural vegetation, landscaping, fencing or other opaque structures; and

(4) The breeder shall locate birds that excessively screech, chirp, crow or make loud noises away from residential properties to the maximum extent possible; and

(5) The care, licensing, registration and inspections shall be as required by applicable regulations; and

(6) Any avicultural endeavor shall comply with Article 50, "Public Nuisances," of this Code.

Section 87-015. - Permitted, exempt and prohibited activities.

(A) *General permit.* A general permit is required for upland land clearing that does not qualify for an exemption under this article. Prior to applying for a permit from the Town, the applicant must obtain all required permits and authorizations from external agencies having jurisdiction for the proposed work. The Town will maintain a general list of permits that may be required

(B) *Vegetative permit.* A residential landowner may apply for a vegetative permit for clearing and control of invasive exotic plant species and the selective relocation of native plant material within the property. A tree survey is not required

(C) *Exempt activities.* The following activities do not require a permit under this article.

(5)

Alteration of vegetation pursuant to an adopted management plan for government maintained parks, recreation areas, **wildlife** management areas, conservation areas and preserves, excluding new construction or parcel improvement.



Item 8.d.

ADMINISTRATIVE UPDATE

Palm Beach State College

(No Backup)



Item 9.

OLD BUSINESS

(None)



Item 10.a.

NEW BUSINESS

**Town Manager Kutney re Code Enforcement
(No Backup)**



Item 10.b.

NEW BUSINESS

Bev Tew re Code Enforcement

(Documentation Provided Under Separate Cover)



Item 10.c.

NEW BUSINESS

2nd Change Order request from North Florida Emulsions

Mark Kutney

From: North Florida Emulsions <Northflemulsions@bellsouth.net>
Sent: Friday, July 25, 2014 8:48 AM
To: Mark Kutney
Subject: Re: Change Order for Balance owed
Attachments: img218.pdf

Dear Mr. Mark,
Sorry the attachment didn't go thru.

From: [Mark Kutney](#)
Sent: Thursday, July 24, 2014 4:57 PM
To: [North Florida Emulsions](#)
Cc: [Ron Jarriel](#) ; [Perla Underwood](#)
Subject: RE: Change Order for Balance owed
Angela:

No change order attached.

Mark

Mark A. Kutney, AICP, ICMA-CM
Town Manager
Town of Loxahatchee Groves
14579 Southern Blvd, Suite 2
Loxahatchee Groves, FL 33470

Phone (561) 793-2418
Cell (561) 601-4632
Fax (561) 793-2420

From: North Florida Emulsions [<mailto:Northflemulsions@bellsouth.net>]
Sent: Thursday, July 24, 2014 12:24 PM
To: Mark Kutney
Cc: Ron Jarriel
Subject: Change Order for Balance owed

Dear Mr. Mark,
Please let us know if you have any questions.

Thank you,
Angela Amon
Office Manager
Phone: (386) 328-1733
Fax: (386) 328-1887



**TOWN OF LOXAHATCHEE GROVES
OFFICE OF THE TOWN MANAGER
AGENDA REPORT**

TO: Mayor and Town Council

FROM: Mark A. Kutney, Town Manager, AICP, ICMA-CM

DATE: July 30, 2014

SUBJECT: Second Change Order Request From North Florida Emulsions (NFE)

I. BACKGROUND/HISTORY

The Town has received a second change order request from North Florida Emulsions (sent by emails on July 24/25 and attached to this report) for the work completed on Compton, Bryan and Marcella Roadways. The amount of the change order is \$3,693.12 for the additional Micro Surfacing on all three roads. The change order is being requested in accordance with the Volusia County Contract that was a “piggyback procurement by the Town.

II. DISCUSSION

Also attached for Town Council review is the observations report and final field report from Keshavarz & Associates related to the referenced improvements.

III. FISCAL IMPACT

If approved, the additional monies would be taken from Account 305-541-640-000 Town Roads OGEM Projects with current expenditures of \$142,808.91. The aforementioned figure does not include an additional \$9,777.80 which was paid to the Loxahatchee Groves Water Control District under the Road repair agreement with the District. If aggregated, the current total of funds expended at this point in time would be \$152,586.71.

IV. ATTACHMENTS

Change Order Request from NFE

V. REQUIRED ACTION

Town Council may either approve or deny the requested change order.

NORTH FLORIDA EMULSIONS, INC.
701 North Moody Road #15
Palatka, Florida 32177
(386) 328-1733 Fax (386) 328-1887
Northflemulsions@bellsouth.net



May 27, 2014

Mark Kutney
Town Manager
Town of Loxahatchee Groves
14579 Southern Blvd.
Loxahatchee Groves, FL 33470

Change Order Request

Dear Mr. Kutney,

We are requesting a change order as per the Volusia County contract (request has to be in writing for approval) for additional Micro Surfacing yardage on all 3 roads.

Bryan Road was quoted at 7,392 Square Yards
Actual yardage used 8,106.7 difference of 714.7 SY

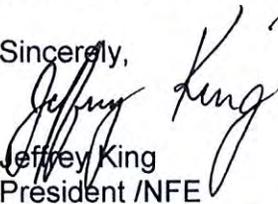
Compton Road was quoted at 7,392 Square Yards
Actual yardage used 7,964 difference of 572 SY

Marcella Road was quoted at 8,213 Square Yards
Actual yardage used 8,250 difference of 37 SY

Total additional yardage 1,323.7 @\$2.79 per SY =\$3,693.12

When we originally quoted these roads they had grass islands and the widths of the roadways varied. When we removed all the grass and started paving the roadways the additional Square Yards had to be added to the original quote. These are the actual square yardages documented by the Engineering Company (Keshavarz and Associates, Inc. 711 North Dixie Highway, Suite #201 West Palm Beach, FL 33401). The letter from them stating the actual square yards used is attached.

Sincerely,



Jeffrey King
President /NFE

CC: Mr. Ron Jarriel, Town Councilman

North Florida Emulsions, Inc.

701 North Moody Road #15
 Palatka, FL 32177
 Phone: (386) 328-1733
 Fax: (386) 328-1887

Invoice

Date	Invoice #
7/22/2014	27860

Bill To
Town of Loxahatchee 14579 Southern Blvd. Suite #2 Loxahatchee Groves, FL 33470

P.O. No.	Terms	Project
	Due on receipt	

Serviced	Item	Description	Unit	Qty	Rate	Amount
5/27/2014	1090FL	Double Micro-Surfacing Bryan Road	SY	714.7	2.79	1,994.01
5/27/2014	1090FL	Double Micro-Surfacing Compton Road	SY	572	2.79	1,595.88
5/27/2014	1090FL	Double Micro-Surfacing Marcella Road	SY	37	2.79	103.23

Thank you for your business.	Subtotal	\$3,693.12
	Sales Tax (7.0%)	\$0.00
	Total	\$3,693.12
	Payments/Credits	\$0.00
	Balance Due	\$3,693.12

North Florida Emulsions

From: "Ralph Davis" <ralph@keshavarz.com>
Date: Tuesday, May 27, 2014 5:01 PM
To: <mkutney@loxahatcheegrovesfl.gov>
Cc: "Randy Wertepny" <randy@keshavarz.com>; "Maziar Keshavarz" <maziar@keshavarz.com>; <northflemulsions@bellsouth.net>
Attach: micro worksheets.pdf
Subject: Compton, Marcella and Bryan Roads - Final Quantities

Mark,

Good afternoon. Below are the final quantities for each road. I've also scanned and included the micro surfacing work sheets from North Florida Emulsions that were received each day.

Compton Road

7964 SY

43 tons of rut fill

Bryan Road

8106.7 SY

84.5 tons of rut fill

Marcella Road

8250 SY

2.5 tons of rut fill

9 Tons of the additional requested under the Change Order were not used.

<<micro worksheets.pdf>>



Ralph D. Davis III

Keshavarz and Associates, Inc.

711 North Dixie Highway, Suite 201

5/28/2014

West Palm Beach, Fl. 33401

Phone: 561-689-8600

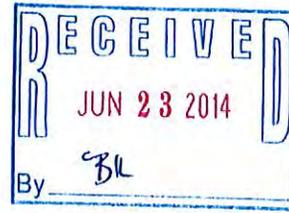
Fax: 561-689-7476

E-mail: ralph@keshavarz.com

5/28/2014



KESHAVARZ & ASSOCIATES
Civil Engineers – Land Surveyors



Town of Loxahatchee Groves
14579 Southern Boulevard, Suite 2
Loxahatchee Groves, FL 33470

June 20th, 2014

Project No. 14-1037

Attention: Mr. Mark A. Kutney, AICP, ICMA-CM, Town Manager

Permits: OGEM Roadways (Compton/Bryan Roads and Marcella Boulevard)

Dear Mr. Kutney:

Keshavarz & Associates, Inc., as the Consultant Engineer for the Town of Loxahatchee Groves, have made periodic field observations throughout the course of the referenced project's site construction.

To the best of our knowledge and belief and based on our observations, the micro surfacing for the subject project was installed in substantial conformance with the executed contract documents. Minor deviations from the specifications were found on Compton Road, and were brought to the Town's attention during the final walkthrough and rendered acceptable by Town Officials.

Certified on this 20th day of June 2014.

KESHAVARZ & ASSOCIATES, INC.


Randy Wertepny, P.E.
Project Engineer
Florida Registration No. 72504



FIELD REPORT #6

**KESHAVARZ & ASSOCIATES, INC.
CONSULTING ENGINEERS, SURVEYORS
711 NORTH DIXIE HIGHWAY, SUITE 201
WEST PALM BEACH, FLORIDA 33401
(561) 689-8600**

**DATE 5/27/14 PROJECT OGEM Rdwys. (Compton, Bryan & Marcella) JOB# 14-1037
TIME 8:00am – 8:30am & 11:30am – 3:30pm
LOCATION Loxahatchee Groves, FL
CONTRACTOR North Florida Emulsions, Inc.
OWNER Town of Loxahatchee Groves
WEATHER Clear TEMP 87°F**

**TO Town of Loxahatchee Groves
14579 Southern Blvd., Suite 2
Loxahatchee Groves, FL 33470**

Attention: Mr. Mark Kutney

**PRESENT AT SITE:
Allen – NORTH FLORIDA EMULSIONS (NFE)
Mark Kutney – TOWN OF LOXAHATCHEE GROVES
Tom Goltzene –TOWN OF LOXAHATCHEE GROVES COUNCILMAN
Perla Underwood - TOWN OF LOXAHATCHEE GROVES COUNCILWOMAN
Ralph D. Davis III – KESHAVARZ & ASSOC.**

THE FOLLOWING WAS NOTED:

A field visit was conducted to observe the following:

The ruts down the center of the lane on Bryan Road are still evident after four passes with the paving machine including rut fill material. The worst area occurs in front of the driveway at address 13152 in the eastbound lane. Five minutes after paving in front of the driveway at 13152 a landscape truck crossed the new micro surface. NFE has made a second pass over the damaged area to repair the damage.

Exposed aggregate was observed in the final wearing surface in the eastbound lane adjacent to 13376, 13379 and 13472 Compton Road in the eastbound lane. NFE has been notified of the areas and stated this is common when resurfacing existing OGEM roads.

NFE has been asked to sweep all driveways with excessive silt or aggregate that was caused by the road sweeping prior to paving.

The two punch list items noted on the previous report have been addressed.

A site visit was performed by Mr. Kutney, Mr. Goltzene and Mrs. Underwood at 2:00 pm this afternoon to observe the final product. During this visit, I recommended that the Town coordinate with the Water Control District to remove any berm sections found along the edge of pavement to minimize standing water on the road and sod the disturb areas. Completing this task will greatly extend the longevity of the roads and provide a safer driving surface. I also notified Mark that several residents on Bryan Road have requested speed humps.

Observation requested by: Mark Kutney

COPIES TO _____

FIELD REPORT

SIGNED

Joan Lopezak

For Ralph D. Davis, III