



TOWN OF LOXAHATCHEE GROVES

TOWN COUNCIL MEETING

AGENDA

TUESDAY, JULY 19, 2016

Mayor David Browning (Seat 4)

Vice-Mayor Tom Goltzené (Seat 5)

Councilman Ronald D. Jarriel (Seat 1)

Councilman Ryan Liang (Seat 3)

Councilman Todd McLendon (Seat 2)



Town of Loxahatchee Groves
Town Council Meeting
Tuesday, July 19, 2016 - 6:00 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.)

Town Hall, 155 "F" Road
 Loxahatchee Groves, Florida 33470

Mayor David Browning (Seat 4) Vice Mayor Tom Goltzené (Seat 5) Councilman Ronald D. Jarriel (Seat 1) Councilman Ryan Liang (Seat 3) Councilman Todd McLendon (Seat 2)	Town Manager William F. Underwood, II Town Attorney Michael D. Cirullo, Jr. Town Clerk Virginia M. Walton
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PUBLIC NOTICE/AGENDA

1. OPENING

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

MOTION	SECOND	VOTE
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2. ORDINANCES

- a. ORDINANCE NO. 2016-07 (First Reading – Okeechobee Amendments)

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AMENDING THE TOWN OF LOXAHATCHEE GROVES COMPREHENSIVE PLAN, IN ACCORDNANCE WITH SECTION 163.3184(3) FLORIDA STATUTES TO ADD OBJECTIVES 1.16 AND 1.17, INCLUDING SUPPORTIVE POLICIES, TO THE TEXT OF THE FUTURE LAND USE ELEMENT RELATING TO OKEECHOBEE BOULEVARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS, AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION	SECOND	VOTE
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b. ORDINANCE NO. 2016-06 (Second Reading - Moratorium)

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, PROVIDING FOR A MORATORIUM UNTIL JANUARY 20, 2017, ON THE PROCESSING AND REVIEW OF APPLICATIONS FOR RESCUED ANIMAL CARE FACILITIES WITHIN THE CORPORATE BOUNDARIES OF THE TOWN; PROVIDING FOR EXEMPTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION	SECOND	ROLL CALL VOTE
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3. **PUBLIC COMMENTS**

4. **CONSENT AGENDA**

(Public Comment will be permitted on consent agenda items prior to Council vote)

- a. Minutes: June 21, 2016 Special Town Council Meeting
- b. June Invoices for Goren, Cherof, Doody & Ezrol, PA
- c. Approval of Palm Beach County Water Utilities Department Application for Service for Elena Maris, 171 Valencia Drive
- d. Florida Department of Law Enforcement Approval for Edward Byrne Memorial Justice Assistance Grant (JAG) Funds in the amount of \$333,395 to Palm Beach County for Fiscal Year 2016.
- e. RESOLUTION NO. 2016-56 (F Road Deed)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, ACCEPTING THE QUIT CLAIM DEED FROM THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT FOR "F" ROAD AS DESCRIBED HEREIN; PROVIDING AUTHORIZATION FOR THE RECORDING OF THE QUIT CLAIM DEED AND TO TAKE ALL ACTION NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; AND PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

MOTION	SECOND	VOTE
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5. **COMMITTEE REPORTS**

- a. FAAC Committee Report – Budget Recommendations
Anita Kane, Chair

6. **RESOLUTIONS**

- a. Fiscal Year 2017 Revised Proposed Budget

b. RESOLUTION NO. 2016-54 (Solid Waste Assessment)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, RELATING TO THE PROVISION OF RESIDENTIAL SOLID WASTE COLLECTION SERVICES AND FACILITIES AND PROGRAMS ("SOLID WASTE COLLECTION SERVICES") IN THE TOWN OF LOXAHATCHEE GROVES, FLORIDA; PROVIDING FOR PURPOSE AND DEFINITIONS; PROVIDING FOR LEGISLATIVE DETERMINATIONS; ESTABLISHING THE ESTIMATED RATE FOR THE SOLID WASTE COLLECTION SERVICES ASSESSMENT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

MOTION	SECOND	VOTE
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c. RESOLUTION NO. 2016-55 (Proposed Millage)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA ADOPTING A PROPOSED OPERATING MILLAGE RATE OF _____ FOR GENERAL OPERATING BUDGET PURPOSES FOR FISCAL YEAR 2016/2017; APPROVING AND AUTHORIZING TRANSMITTAL OF THE FORM DR-420 TO THE PROPERTY APPRAISER; PROVIDING FOR THE ESTABLISHMENT OF AND SETTING FORTH THE DATE, TIME AND PLACE OF THE PUBLIC HEARING TO CONSIDER THE FISCAL YEAR 2016/2017 PROPOSED MILLAGE RATE AND TENTATIVE BUDGET; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION	SECOND	VOTE
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7. OLD BUSINESS

a. RESOLUTION NO. 2016-33 (Appointment FAAC)(continued from 6/21 agenda)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPOINTING _____, AS A VOTING MEMBER OF THE FINANCE ADVISORY AND AUDIT COMMITTEE, TO SERVE A TERM OF ONE (1) YEAR; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

MOTION	SECOND	VOTE
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b. RESOLUTION NO. 2016-35 (Appointment ULDC) (continued from 6/21 agenda)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPOINTING _____, AS A REGULAR VOTING MEMBER, AND APPOINTING _____ AS AN ALTERNATE MEMBER OF THE TOWN'S ULDC ADVISORY COMMITTEE, TO SERVE TERMS THAT EXPIRE ON THE SUNSET DATE OF DECEMBER 31, 2016; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

MOTION	SECOND	VOTE
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c. RESOLUTION NO. 2016-49 (Appointment P&Z)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPOINTING _____ AS ALTERNATE MEMBER OF THE TOWN'S PLANNING AND ZONING BOARD TO SERVE A TERM OF ONE (1) YEAR; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

MOTION	SECOND	VOTE
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d. Approval of Methodology for Prioritization of Town Road Improvements and Cost Sharing Policy for Capital Improvement Projects (continued from 6/21/16 agenda)

MOTION	SECOND	VOTE
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8. NEW BUSINESS

a. RESOLUTION NO. 2016-50 (attorney contract renewal)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AMENDING THE AGREEMENT BETWEEN THE TOWN OF LOXAHATCHEE GROVES AND GOREN, CHEROF, DOODY & EZROL, P.A.; AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

MOTION	SECOND	VOTE
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b. RESOLUTION NO. 2016-51 (PBC Water Utilities)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXHATCHEE GROVES, FLORIDA, AUTHORIZING THE TOWN COUNCIL TO DESIGNATE THE TOWN MANAGER WITH SIGNATORY AUTHORITY FOR ALL RESIDENT APPLICATIONS FOR PALM BEACH COUNTY WATER UTILITIES SERVICE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION	SECOND	VOTE
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c. RESOLUTION NO. 2016-52 (Change Orders)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPROVING CHANGE ORDERS #1, #2, #3 AND #4 FOR "B" ROAD PAVEMENT SURFACING, TO HARDRIVES OF DELRAY, INC. d/b/a HARDRIVES, INC., FOR A NEW TOTAL CONTRACT PRICE OF \$1,127,180.0; AND PROVIDING FOR AN EFFECTIVE DATE.

MOTION	SECOND	VOTE
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d. RESOLUTION NO. 2016-53 (ILA)

A RESOLUTION OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT THE PURPOSE OF FUNDING CONSTRUCTION, RECONSTRUCTION AND MAINTENANCE OF ROADS LOCATED WITHIN THE TOWN OF LOXAHATCHEE GROVES; AND PROVIDING AN EFFECTIVE DATE.

MOTION	SECOND	VOTE
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9. PRESENTATIONS – none scheduled

10. MANAGER’S REPORT – Town Manager Underwood

- a. Agenda Item Report – Updates on various activities and issues concerning the Town
- b. Palm Beach County Sheriff’s Office District 15 Monthly Report for June 2016
- c. Palm Beach County Fire-Rescue Monthly Report for June 2016

11. COUNCIL REPORTS

- a. Council Member McLendon (*continued from 6/21/16 agenda*)
 - 1. Discussion and Direction on Special Magistrate
- b. Council Member Jarriel
 - 1. Discussion and Direction on old Council Laptops (*continued from 6/21/16 agenda*)
 - 2. Discussion and Direction on Cleaning of Ditches and Swales (*continued from 6/21/16 agenda*)
 - 3. Discussion and Direction on continuation of placement of road materials on Town Roads

12. CLOSING COMMENTS

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

13. ADJOURNMENT

The next regular Town Council Meeting is tentatively scheduled for August 2, 2016.

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.

To: Bill Underwood

From: Jim Fleischmann

Re: Okeechobee Boulevard Discussion Points

Date: July 13, 2016

M E M O

Introduction

Regarding Comprehensive Plan amendments related to development on Okeechobee boulevard, three following general alternatives are available:

1. Maintain the status quo: Requires no Comprehensive Plan amendments or zoning changes.
 - Land along the corridor is primarily assigned the RR 5 (Rural Residential 5) land use category and Agricultural Residential (AR) zoning.
 - Applicants may apply for Commercial Low, Commercial Low Office or Institutional land use. Council decides on a case-by-case basis. Minimum lot size = one acre; F.A.R = 0.10 (Commercial Low), 0.20 (Commercial Low Office); and 0.10 (Institutional)
2. Strengthen language directing commercial development to Southern Boulevard: Requires comprehensive plan amendment and potentially ULDC text amendments.
 - Applications for commercial on Okeechobee are inconsistent with Comprehensive Plan.
 - Justification for denial of commercial applications on Okeechobee Boulevard
3. Incorporate language within the Comprehensive Plan better defining appropriate “low impact non-residential development” opportunities along Okeechobee Boulevard. Requires Comprehensive Plan amendments and potentially ULDC text amendments.
 - Applicants may apply for redefined “low impact non-residential” land use designations. Council decides on a case-by-case basis.

Potential Discussion Points

Individual discussions with each Town Council member has resulted in the following list of talking points for the July 19, 2016 Council meeting on the future of Okeechobee Boulevard.

- Maintain Okeechobee Boulevard as a 2-lane roadway
- Require expanded buffers and increased landscaping along Okeechobee Blvd.
- Reduce impervious areas by allowing alternative parking surfaces
- No commercial on Okeechobee
- Overlay or no Overlay
- Define “low impact non-residential” land use:
 - Types of commercial use limited to service businesses not retail
 - Limit uses to local agricultural related businesses
 - Warehouse and distribution businesses (agriculture and lawn and garden only)
 - Institutional use limitations
 - Expanded home office and residential enterprise uses
 - Appropriate F.A.R. and minimum lot size
- Increased residential density and use of Planned Unit Development (PUD)

TOWN OF LOXAHATACHEE GROVES

ORDINANCE NO. 2016-07

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AMENDING THE TOWN OF LOXAHATCHEE GROVES, FLORIDA COMPREHENSIVE PLAN, IN ACCORDANCE WITH SECTION 163.3184(3) FLORIDA STATUTES TO: ADD OBJECTIVES 1.16 AND 1.17, INCLUDING SUPPORTIVE POLICIES, TO THE TEXT OF THE FUTURE LAND USE ELEMENT RELATING TO OKEECHOBEE BOULEVARD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 163.3167, Florida Statutes, requires that each local government prepare a Comprehensive Plan in compliance with the Local Government Comprehensive Planning and Development Act, as amended; and

WHEREAS, the Town of Loxahatchee Groves, Florida, pursuant to the Local Government Comprehensive Planning Act, and in accordance with all of its terms and provisions, adopted a Comprehensive Plan which has been found to be “in compliance” by, the State Department of Community Affairs (DCA); and,

WHEREAS, Section 163.3184, Florida Statutes allows the Comprehensive Plan to be amended in order to further the Town’s planning goals and objectives and address changing conditions; and,

WHEREAS, the Town’s Planning Consultant recommends approval of Town of Loxahatchee Groves Comprehensive Plan as provided herein, through Amendment 2016-01 as set forth in a report to the Town Council, which sets forth findings and recommendations, and which report is incorporated herein; and,

WHEREAS, the Local Planning Agency and Town Council of the Town of Loxahatchee Groves have conducted the required public hearings on this Amendment to the Town of Loxahatchee Groves adopted Comprehensive Plan; and,

WHEREAS, the reports, records, and materials from the public hearings to adopt Ordinance 2016-07 are incorporated herein and relied upon by the Town Council to the extent not inconsistent with this Ordinance; and,

WHEREAS, the Town Council of the Town of Loxahatchee Groves has deemed it to be in the best interest of the citizens and residents of the Town of Loxahatchee Groves to adopt Amendment 2016-01 to the Town of Loxahatchee Groves Comprehensive Plan in accordance with Chapter 163, Florida Statutes to revise the following elements of the Town of Loxahatchee Groves Comprehensive Plan: Maps Element and Future Land Use Element.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA:

SECTION 1: The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of the Ordinance upon adoption hereof; all exhibits attached hereto or referenced herein are incorporated herein and made a specific part of this Ordinance.

SECTION 2: The Town Council approves and adopts the recommendations of the Town’s Planning Consultant, which are incorporated herein.

SECTION 3: In accordance with the requirements of Section 163.3184, Florida Statutes, the Town Council hereby adopts the amended Future Land Use Element text of the Town of Loxahatchee Groves Comprehensive Plan, as set forth in Exhibit “A”, which is attached hereto and incorporated herein by reference.

SECTION 4: The Town’s Planning Consultant is further authorized and directed to make the necessary textual changes to the Future Land Use Element of the Town of Loxahatchee Groves Comprehensive Plan in order to reflect the above-stated changes consistent with the recommendations of the Town Planning Consultant Report.

SECTION 5: All Ordinances or parts of Ordinances, and all Resolutions or parts of Resolutions, in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6: If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given affect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

SECTION 7: This Ordinance shall become effective as provided by law.

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, ON FIRST READING, THIS 21st DAY OF JUNE, 2016.

Council Member _____ offered the foregoing ordinance. Council Member _____ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVID BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RON JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDON, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN LOXAHATCHEE GROVES, ON SECOND READING AND PUBLIC HEARING, THIS _____ DAY OF _____, 2016.

**TOWN OF LOXAHATCHEE GROVES,
FLORIDA**

ATTEST:

Mayor David Browning

TOWN CLERK

Vice Mayor Tom Goltzene

APPROVED AS TO LEGAL FORM:

Office of the Town Attorney

Council Member Ron Jarriel

Council Member Ryan Liang

Council Member Todd McLendon

EXHIBIT A
COMPREHENSIVE PLAN AMENDMENT (CPA) 2016-201
FUTURE LAND USE ELEMENT TEXT AMENDMENT 2016-01

Words underlined are additions to the current text of the Future Land Use Element of the Comprehensive Plan.

1.16 Objective:

Insure compatible, commercial low intensity land uses on properties with road frontage on, or direct driveway access to Okeechobee Boulevard.

1.16.1 Policy

For the purposes of this Objective, floor-area-ratio shall be defined as the total gross floor area of all buildings enclosed by four walls and any portion of a structure under a roof and not necessarily enclosed by four walls, divided by the lot or parcel area.

1.16.2 Policy

Commercial uses along Okeechobee Boulevard, as defined in Objective 1.16, shall be limited to Cottage Business-(CB) accessory uses and Small Commercial Business (SCB) principal uses as follows.

a) A Cottage Business accessory use is defined as a commercial activity located within an existing homesteaded residence (Home Office) or within a separate commercial structure accessory to an existing homesteaded residence principal use (Residential Enterprise). A Cottage Business shall comply with the land development regulations of the Town's AR Agricultural Residential zoning district, and comply with the following performance standards:

i) The maximum floor-area-ratio (F.A.R) of all commercial buildings and structures, as defined in Policy 1.16.1, shall not exceed 0.025.

ii) Employees and/or customers may be allowed at a Cottage Business and shall be determined by the Town Council through the special

exception approval process, as detailed in Article 170 *Special Exception Uses* of the Town Unified Land Development Code (ULDC). The Town Council shall include such specific considerations as the nature of the business, parking and loading requirements, peak-hour traffic generation, hours of operation, and noise generation during its deliberations

iii) Existing legal non-conforming lots as of the time of Town incorporation may contain a Cottage Business.

iv) In the event that a property with an approved Cottage Business is sold, the business may continue provided: (1) the business activity is maintained as approved by the Town; and (2) the new owner applies for and receives a homestead exemption.

v). In the event that a property with an approved Cottage Business is sold and the business activity changes or expanded, or a homestead exemption is not procured, one of the following shall occur: (1) the business activity shall cease; (2) a new Cottage Business approval shall be requested; or (3) a rezoning to a commercial zoning district shall be requested.

b) A Small Commercial Business (SCB) use shall consist of one or more commercial businesses on a property subject to an approved site plan. An SCB shall be assigned either Commercial Low (CL) or Commercial Low – Office (CL-O) Future Land Use and zoning designations and comply with the following performance standards.

i) The minimum parcel size shall be five acres and comply with the remaining land development regulations of the Town’s commercial zoning districts.

ii) Commercial land use and zoning shall not extend to a depth greater than 560 feet north or south of the Okeechobee Boulevard right-of-way.

iii) The maximum floor-area-ratio (F.A.R) of buildings and structures, as defined in Policy 1.16.1, shall not exceed 0.05

iii) An SCB use may include a separate accessory residence either within the principal commercial building or within a separate structure. Such residence shall be included in an SCB F.A.R. calculation.

1.16.3 Policy

An existing legal non-conforming use, as defined and regulated by Section 75-020 of the ULDC, shall be allowed to continue; however, a sales tax report or

other documentation approved by the Town Manager may be required to document that such use has not been abandoned for a period of 180 consecutive days or more. If it is determined that such abandonment has occurred, such use shall conform to the provisions of the Comprehensive Plan and ULDC.

1.16.4 Policy

“Historical Legacy” uses, as defined and regulated by Section 75-035 of the ULDC, shall be allowed to continue however, a sales tax report or other documentation approved by the Town Manager, may be required to document that such use has not been abandoned for a period of 180 consecutive days or more. If it is determined that such abandonment has occurred, such use shall conform to the provisions of the ULDC.

1.17 Objective:

The Town shall discourage an accumulation of vacant commercial land use designations along Okeechobee Boulevard.

1.17.1 Policy

Implement Future Land Use Amendment requirements and conditions of approval to insure appropriateness and timeliness of a Future Land Use Plan Amendment application.

- a) A Statement of Use and Intent for the proposed use shall be submitted as part of all future land use amendment, rezoning and site plan approval applications. Rezoning and site plan approval applications shall demonstrate compliance with the Statement of Use and Intent.
- b) A Conceptual Master Plan meeting the requirements of Section 41.3.C.2.b of the ULDC, including a TPS review by the County, or its equivalent by the Town consulting engineer, shall be a required component of a SCB Future Land Use Amendment application. Rezoning and site plan approval applications shall demonstrate compliance with the Conceptual Master Plan.
- c) The Town shall conduct a 12-month review of the Conceptual Master Plan for approved SCB Future Land Use Amendments to insure timely project implementation.
- d) The Special Policy provisions of Objective 1.15 may be used to impose appropriate conditions of approval upon an SCB application necessary to address use, intensity, timing, compatibility and other relevant issues as determined by the Town Council.

Town of Loxahatchee Groves, FLORIDA Town Council AGENDA ITEM REPORT

AGENDA ITEM NO.

MEETING DATE: 07/19/2016

PREPARED BY: William F. Underwood, II

SUBJECT: Animal Rescue Moratorium

1. BACKGROUND/HISTORY

Legislative Update: At the June 21, 2016, Town Council meeting, the Council voted to approve the moratorium on animal rescue facilities located within the AR zoning district. Subsequent to the June 21, 2016, meeting, staff presented the moratorium to the Town's Planning and Zoning (P&Z) Board for consideration. The P&Z Board approved the moratorium.

Recommendation: Motion to approve the Animal Rescue Moratorium on second and final reading.

Problem Statement: The Town Council desires to place a moratorium on animal rescue facilities within the AR zone of the Town.

Problem Solution: Provide the Council with an ordinance placing a moratorium on animal rescue facilities within the Town.

Within the Town's Unified Land Development Code (ULDC) certain uses are allowed within the Town's agricultural residential (AR) zoning district. One of these uses provides for the use of animal rescue facilities within the AR zone. The Council has requested that sufficient time be provided for and examination and review of these rescue type of facility.

2. CURRENT ACTIVITY

Staff has prepared an ordinance to enact a moratorium on animal rescue facilities until they have sufficient time to study, review, and conclude any change in these types of operations. This window of time can be provided by enacting a moratorium on the matter.

3. ATTACHMENTS

Ordinance 2016-06

4. FINANCIAL IMPACT

Not applicable

5. RECOMMENDED ACTION

Motion to adopt Ordinance 2016-06.

TOWN OF LOXAHATCHEE GROVES

ORDINANCE NO. 2016-06

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, PROVIDING FOR A MORATORIUM UNTIL JANUARY 20, 2017, ON THE PROCESSING AND REVIEW OF APPLICATIONS FOR RESCUED ANIMAL CARE FACILITIES WITHIN THE CORPORATE BOUNDARIES OF THE TOWN; PROVIDING FOR EXEMPTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council believes that the current regulations in the Town's Unified Land Development Code relating to Rescued Animal Care uses should be reviewed and updated; and,

WHEREAS, the adoption of a moratorium on the processing and review of applications for Rescued Animal Care Facilities will provide the Town with time to complete its review of regulations in the Town's Unified Land Development Code relating to such use, and adopt same; and,

WHEREAS, the Town Council believes that it is in the best interest of the Town, and its residents, to review the regulations in the Town's Unified Land Development Code relating to Rescued Animal Care uses consider the need for amendments to the Town's Comprehensive Plan Unified Land Development Code relating to such use; and,

WHEREAS, the Town's Planning and Zoning Board considered this moratorium at its _____, 2016, meeting and recommended that the Town Council approve the moratorium.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

Section 2. Moratorium Imposed. The Town Council of the Town of Loxahatchee

Groves hereby declares a moratorium on the processing and review of any applications for Rescued Animal Care Facilities, as defined in Section 80-060 of the Town’s Unified Land Development Code, within the corporate boundaries of the Town.

Section 3. Exceptions to Moratorium. The Town Council hereby declares that applications relating to Rescued Animal Care Facilities with an approved special exception use as of June 1, 2016, shall be exempt from the Moratorium.

Section 4. Period of Moratorium. The Town Council of the Town of Loxahatchee Groves hereby declares that the moratorium shall be effective for the period through January 20, 2017, unless otherwise modified by the Town Council by ordinance.

Section 5. All Ordinances or parts of Ordinances in conflict herewith are repealed to the extent of such conflict.

Section 6. If any Section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

Section 7. This Ordinance shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, ON FIRST READING AND PUBLIC HEARING, THIS ___ DAY OF _____, 2016.

Council Member _____ offered the foregoing ordinance. Council Member _____ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVID BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RON JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDON, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN
LOXAHATCHEE GROVES, ON SECOND READING AND PUBLIC HEARING, THIS
____ DAY OF _____, 2016.**

**TOWN OF LOXAHATCHEE GROVES,
FLORIDA**

ATTEST:

Mayor David Browning

TOWN CLERK

Vice Mayor Tom Goltzene

APPROVED AS TO LEGAL FORM:

Council Member

Office of the Town Attorney

Council Member

Council Member



Town of Loxahatchee Groves

Regular Town Council Meeting

Tuesday, June 21, 2016 at 7:00 p.m.

MINUTES

1. OPENING

- a. Call to Order & Roll Call

Mayor Browning called the meeting to order at 7:00 p.m. Present were Mayor David Browning, Vice Mayor Tom Goltzené and Council Members Ronald Jarriel and Todd McLendon. Also present was Town Manager Bill Underwood, Town Attorney Michael D. Cirullo, Jr., Town Planning Consultant Jim Fleischmann and Town Clerk Virginia Walton. Council Member Ryan Liang arrived at 7:11pm after consent agenda approval.

- b. Pledge of Allegiance & Invocation – Mayor Browning
- c. Approval of the Agenda

Addendums #1, #2 and #3 were added to the agenda.

Motion: a motion to approve the agenda, as revised, was made by Council Member McLendon and seconded by Council Member Jarriel. Motion passed 4 – 0.

2. PUBLIC COMMENTS

Ken Johnson reminded everyone to vote at the Water Control District elections on June 27th.

3. CONSENT AGENDA

(Public Comment will be permitted on consent agenda items prior to Council vote)

- a. Minutes: May 17, 2016 Special Town Council Meeting
- b. Minutes: May 17, 2016 Regular Town Council Meeting
- c. Minutes: May 25, 2016 Special Town Council Meeting
- d. Minutes: May 26, 2016 Special Town Council Meeting – closed door
- e. Minutes: June 7, 2016 Special Town Council Meeting
- f. Minutes: June 9, 2016 Special Town Council Meeting – closed door
- g. April/May Invoices for Goren, Cherof, Doody & Ezrol, PA
 1. Land Research Management Invoice – Re: Big Dog as directed by Town Attorney
 2. Keshavrz & Associates Invoice – Re: Big Dog

This item was pulled for discussion

- h. Code Enforcement Old Cold Case Files Closure

i. RESOLUTION NO. 2016-47 (Referendum Ballot Language)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, TO PROVIDE THE PALM BEACH COUNTY SUPERVISOR OF ELECTIONS WITH THE BALLOT LANGUAGE FOR QUESTIONS TO BE PLACED ON THE BALLOT FOR THE AUGUST 30, 2016 STATEWIDE PRIMARY ELECTION; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

j. RESOLUTION NO. 2016-39 (Accepting Right of Way Deeds – Equestrian Partners LLC and Palm Beach State College Parcels on B Road)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, ACCEPTING THE RIGHT OF WAY DEEDS AS TO SPECIFIC PARCELS OF “B” ROAD AS DESCRIBED THEREIN FROM LOXAHATCHEE EQUESTRIAN PARTNERS, LLC AND FROM THE DISTRICT BOARD OF TRUSTEES OF PALM BEACH STATE COLLEGE, AUTHORIZING THE TOWN MANAGER AND THE TOWN ATTORNEY TO TAKE ALL STEPS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

k. RESOLUTION NO. 2016-40 (Accepting Quit Claim Deed from LGWCD for a portion of South B Road)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, ACCEPTING THE QUIT CLAIM DEED FROM THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT FOR A PORTION OF SOUTH “B” ROAD AS DESCRIBED HEREIN; PROVIDING AUTHORIZATION FOR THE RECORDING OF THE QUIT CLAIM DEED AND TO TAKE ALL ACTION NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; AND PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

Add from Addendum #1:

- l. Verification of legal non-conforming use status Veterinary Centers of American property, 14471 Southern Boulevard, Cristina Anzures

Motion: a motion to approve the consent agenda as revised was made by Council Member McLendon and seconded by Vice Mayor Goltzené. Motion passed 4 – 0.

This item was pulled from consent agenda for discussion

- h. Code Enforcement Old Cold Case Files Closure

Council Member McLendon wanted to know if the six cold cases were the only cases that the Town had on hold. Manager Underwood stated these were the cases the new code officer had been able to review and determine they were not enforceable or not violations and should be closed out. There are quite a few more cases on hold waiting to be reviewed; however, since the

Council had told Staff not to act on the cases, it would take a legislative action to take them off hold.

Motion: a motion to take all open cases off Hold and allow the Code Officer to research and recommend actions and the Manager and Code Officer to deal with the cases as seen fit, was made by Council Member McLendon and seconded by Council Member Liang. Motion passed 4 – 1, with Council Member Jarriel dissenting.

4. **PRESENTATIONS – none scheduled**

5. **COMMITTEE REPORTS –**

- a. Finance Advisory and Audit Committee (FAAC) Report
Anita Kane, Chair (*FAAC Meeting on Monday, June 20, 2016*)

Chairperson Kane stated they had reviewed the April and May accounts and recommended approval. They had moved their July meeting up to the 11th so that they would have time to look at the draft budget prior to the Council's July 19th meeting. The Committee urged the Council to voting in favor of the resolution for the FLC Municipal Investment Trust program.

Motion: a motion to accept the FAAC report was made by Council Member Liang and seconded by Council Member McLendon. Motion passed 5 – 0.

6. **PUBLIC HEARINGS - ORDINANCES**

- a. ORDINANCE NO. 2016-06 (First Reading - Moratorium)

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, PROVIDING FOR A MORATORIUM UNTIL JANUARY 20, 2017, ON THE PROCESSING AND REVIEW OF APPLICATIONS FOR RESCUED ANIMAL CARE FACILITIES WITHIN THE CORPORATE BOUNDARIES OF THE TOWN; PROVIDING FOR EXEMPTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Attorney Cirullo stated this ordinance was brought forth at the request of Council and would provide time to allow review of the code regulations. Vice Mayor Goltzené added that this situation was out of control and this review was needed. There was no public comment.

Motion: a motion to approve the ordinance on first reading was made by Vice Mayor Goltzené and seconded by Council Member McLendon. Motion passed 5 – 0.

- b. ORDINANCE NO. 2016-07 (First Reading – Okeechobee Amendments)

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AMENDING THE TOWN OF LOXAHATCHEE GROVES COMPREHENSIVE PLAN, IN ACCORDNANCE WITH SECTION 163.3184(3) FLORIDA STATUTES TO ADD OBJECTIVES 1.16 AND 1.17, INCLUDING SUPPORTIVE POLICIES, TO THE TEXT OF THE FUTURE LAND USE ELEMENT

RELATING TO OKEECHOBEE BOULEVARD; PROVIDING FOR SEVERABILITY;
PROVIDING FOR CONFLICTS, AND PROVIDING FOR AN EFFECTIVE DATE.

Motion: a motion to continue this item until the August 2nd meeting for further discussion and revisions was made by Vice Mayor Goltzené and seconded by Council Member McLendon. Motion was withdrawn after further discussion.

Motion: a motion to continue this item until the July 19th meeting and to start the meeting at 6:00pm in order to allow two hours for further discussion and revisions was made by Vice Mayor Goltzené and seconded by Council Member Jarriel. Motion passed 5 – 0.

7. MANAGER'S REPORT – Town Manager Underwood

a. Agenda Item Report – Updates on various activities and issues concerning the Town

The Minto project, Westlake, had voted to incorporate; working on the trails; and our Attorney and the Attorneys for the College have developed a concept that involved the waiver or rights, which should solve that one issue; D Road, a dip in the culvert; C Road was done; the PSG case was settled and dismissed. They had accepted the Town's offer of \$37,000.

b. Palm Beach County Sheriff's Office District 15 Monthly Report for May 2016

There were a total of 9 crimes for the month of May.

c. Palm Beach County Fire-Rescue Monthly Report for May 2016

There were 41 events, of which 5 were brush fires.

8. OLD BUSINESS

a. RESOLUTION NO. 2016-32 (Appointment P&Z)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPOINTING _____ AND _____, AS ALTERNATE MEMBERS OF THE TOWN'S PLANNING AND ZONING BOARD TO SERVE A TERM OF ONE (1) YEAR; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

Council Member McLendon requested that the resolution be amended to include his appointment for the Board, since his previous appointee, William Hyslop, resigned. Council Member McLendon nominated William Ford as a regular member. Council Member Jarriel stated that he would like to nominate Robin Crawford as an alternate member. There were no other nominations.

Motion: a motion to amend the resolution and approve the nominations of William Ford as a regular member and Robin Crawford as an alternate member was made by Council Member McLendon and seconded by Council Member Jarriel. Motion passed 5 – 0.

b. RESOLUTION NO. 2016-33 (Appointment FAAC)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPOINTING _____, AS A VOTING MEMBER OF THE FINANCE ADVISORY AND AUDIT COMMITTEE, TO SERVE A TERM OF ONE (1) YEAR; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

Council Member Liang did not have a nomination; therefore, this item would be continued to the July 19, 2016 agenda.

c. RESOLUTION NO. 2016-35 (Appointment ULDC)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPOINTING _____, AS A REGULAR VOTING MEMBER, AND APPOINTING _____ AS AN ALTERNATE MEMBER OF THE TOWN'S ULDC ADVISORY COMMITTEE, TO SERVE TERMS THAT EXPIRE ON THE SUNSET DATE OF DECEMBER 31, 2016; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

Council Member Liang did not have a nomination; therefore, this item would be continued to the July 19, 2016 agenda.

Motion: a motion to have the Manager move forward with the committee with the existing members until a full committee could be completed was made by Council Member Jarriel and seconded by Council Member McLendon. Motion passed 5 – 0.

d. RESOLUTION NO. 2016-45 (Folsom Rd speed limit)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, TO REDUCE THE SPEED LIMIT ON FOLSOM ROAD FROM 40 MILES PER HOUR TO 30 MILES PER HOUR; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THIS RESOLUTION; PROVIDING FOR PENALTIES; PROVIDING FOR CONFLICT, SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

Town Attorney Cirullo stated this resolution was brought forth at the request of Council. The 30mph was a presumptive rate pursuant to Florida State Statutes, which gave the Town traffic control on roads within town boundaries without the need for studies. Mayor Browning, Vice Mayor Goltzené, Council Member McLendon and Council Member Jarriel all commented in favor of this.

Ken Johnson, Thais Gonzalez and Nina Corning all spoke in favor of reducing speeds on this road. Michael Ward, 22nd Road N, was against this change and felt the Council should put this on a referendum vote.

Motion: a motion to adopt the resolution and send to Palm Beach County was made by Council Member McLendon and seconded by Council Member Liang. Motion passed 5 – 0.

e. RESOLUTION NO. 2016-46 (Okeechobee Blvd speed limit)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, TO REDUCE THE SPEED LIMIT ON OKEECHOBEE BOULEVARD FROM 45 MILES PER HOUR TO 30 MILES PER HOUR; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THIS RESOLUTION; PROVIDING FOR PENALTIES; PROVIDING FOR CONFLICT, SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

Town Attorney Cirullo stated again this resolution was brought forth at the request of Council. The 30mph was a presumptive rate pursuant to Florida State Statutes, which gave the Town traffic control on roads within town boundaries without the need for studies. Council agreed they needed to make this road not desirable as a cut-thru road, which it was now.

Frank Syminsky, 22nd Road N., was opposed to lowering the speed limit, and felt police enforcement was the best solution. Jo Siciliano, B Road, felt the road was too wide, needed to be made narrower and have traffic circles installed.

Motion: a motion to adopt the resolution and send to Palm Beach County was made by Council Member McLendon and seconded by Council Member Liang. Motion passed 5 – 0.

f. RESOLUTION NO. 2016-48 (Investment Program)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AUTHORIZING THE TOWN OF LOXAHATCHEE GROVES, FLORIDA TO JOIN WITH OTHER LOCAL GOVERNMENTAL UNITS AS A PARTICIPANT IN THE FLORIDA MUNICIPAL INVESTMENT TRUST FOR THE PURPOSE OF PURCHASING SHARES OF BENEFICIAL INTEREST IN THE TRUST; PROVIDING FOR FINDINGS; ADOPTING THE FLORIDA MUNICIPAL INVESTMENT TRUST AGREEMENT AND DECLARATION OF TRUST, AS AMENDED, REFERENCED HEREIN; DESIGNATING AND AUTHORIZING THE MAYOR AND TOWN MANAGER TO EXECUTE SUCH APPLICATIONS AND OTHER DOCUMENTS AS ARE REQUIRED TO INVEST AND REINVEST SURPLUS FUNDS OF THE TOWN IN SHARES OF BENEFICIAL INTEREST OF THE TRUST'S INVESTMENT PORTFOLIOS; DIRECTING THE TOWN CLERK TO PROVIDE A CERTIFIED COPY OF THIS RESOLUTION TO THE FLORIDA LEAGUE OF CITIES; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

Mayor Browning stated he had met with these people while in Tallahassee and their program had a good record of success. Vice Mayor Goltzené added that the FAAC had reviewed and recommended approval. Manager Underwood also stated this would be good for the Town. The other program, Florida Local Investment Trust did not require a resolution, but just a motion.

Motion: a motion to adopt the resolution and proceed with participation in the Florida Municipal Investment Trust was made by Council Member Jarriel and seconded by Council Member Liang. Motion passed 5 – 0.

Motion: a motion to also proceed with participation in the Florida Local Investment Trust was made by Council Member Liang and seconded by Council Member McLendon. Motion passed 5 – 0.

Mayor Browning called a break at 8:17pm. Meeting reconvened at 8:30 pm

9. NEW BUSINESS

This item was continued to the July 19th agenda

- a. Approval of Methodology for Prioritization of Town Road Improvements and Cost Sharing Policy for Capital Improvement Projects
- b. RESOLUTION NO. 2016-41 (Publix Sign Variance) **QUASI-JUDICIAL HEARING**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPROVING THE PUBLIX SIGN VARIANCE, FOR THE LAND OWNED BY ATLANTIC LAND INVESTMENTS, CONSISTING OF 21.73 ACRES MORE OR LESS, AND LOCATED AT THE NORTHWEST CORNER OF SOUTHERN BOULEVARD AND “B” ROAD, LOXAHATCHEE GROVES, FLORIDA, LEGALLY DESCRIBED IN EXHIBIT “A” TO THIS RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS, AND PROVIDING FOR AN EFFECTIVE DATE.

Gregory Davis, Melanie Machlin, Sara Lawlon, Planning Consultant Fleischmann and Manager Underwood were sworn in to give testimony. Vice Mayor Goltzené recused himself due to a conflict.

The Applicant was requesting a sign, which included 74.06 for the word Publix and 20.0 for words Food & Pharmacy, for a total of 119 s. f. boxed. The request was made based on the 240 linear feet of store front in order for sign to be seen from the street, which was approximately 360 – 380 feet back from the road. Mr. Davis stated the Town’s code did not anticipate or allow for larger businesses, which made meeting the code unrealistic for this type of development. Mr. Davis showed renderings of signage at the requested size and other sizes of signs at surrounding Publix stores.

Planning Consultant Fleischmann stated the code had very specific criteria to meet for a sign variance, and Staff could not recommend approval of this request based on those criteria. Manager Underwood added there were monument signs on both Southern Boulevard and B Road entrances to the site.

Motion: Council Member McLendon made a motion to give a variance of 74 s.f. to allow only the word “Publix”. Mayor Browning passed the gavel to Council Member Liang in order to second the motion for discussion.

Council Member Jarriel commented felt it was a nice looking store and everyone knew there were problems with the ULDC, so he felt the variance should be approved. Council Member Liang agreed that the ULDC did not consider large stores when established and he was okay with this request. Council Member McLendon and Mayor Browning felt they could use the 74 s.f. size for the word Publix and the “Food and Pharmacy” was not necessary. Planning Consultant

Fleischmann stated he did not think they could specify what wording could go on a sign, just the size of the sign. Council Member McLendon withdrew his motion.

Ken Johnson felt they didn't need a larger sign. Dennis Lipp stated the presentation made sense and the rendering showing the sign per code looked stupid. Melanie Machlan, representing Publix, stated she was working with three other stores that were struggling with no pharmacy signage.

Motion: a motion to approve the variance as submitted was made by Council Member Jarriel and seconded by Council Member Liang. Motion failed with 2 – 2 vote.

Motion: a motion to approve a 74 s.f. sign variance was made by Council Member McLendon and seconded by Council Member Jarriel. Motion passed 3 – 1, with Council Member Liang dissenting.

c. RESOLUTION NO. 2016-42 (Tractor Supply Sign Variance) **QUASI-JUDICIAL HEARING**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPROVING THE TRACTOR SUPPLY SIGN VARIANCE, FOR THE LAND OWNED BY ATLANTIC LAND INVESTMENTS, CONSISTING OF 21.73 ACRES MORE OR LESS, AND LOCATED AT THE NORTHWEST CORNER OF SOUTHERN BOULEVARD AND "B" ROAD, LOXAHATCHEE GROVES, FLORIDA, LEGALLY DESCRIBED IN EXHIBIT "A" TO THIS RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS, AND PROVIDING FOR AN EFFECTIVE DATE.

Donny Bennett, Planning Consultant Fleischmann, Manager Underwood, Dennis Lipp and Nina Corning were sworn in to give testimony. Vice Mayor Goltzené recused himself due to a conflict.

Mr. Bennett, representing the sign company for Tractor Supply Company, was requesting a 99 sf sign. Mr. Bennett showed renderings of signage at the requested size and at the size required by code.

Planning Consultant Fleischmann stated after reviewing the original request, it had been determined that Tractor Supply Company was in fact a second anchor store for this site rather than a regular tenant; therefore, they would be allowed by code to have a 60sf sign rather than a 36sf sign.

Dennis Lipp stated if the Council gave the same size as the Publix sign for this smaller building, it may cause problems. Nina Corning felt they should use color rather than a larger sign.

Council Member McLendon stated he appreciated all the renderings of the different sizes shown and felt possibly the 79 s.f. rendering was the best fit. Council Member Liang stated they were making a mistake with Publix and the Council should think about the other stores. If they anchor fails, they all fail. Council Member Jarriel agreed they made a mistake with Publix. Mayor Browning said his thoughts were different and was really not in favor of signs past the code allowed 60 s.f.

Motion: a motion to approve the variance as submitted was made by Council Member Liang and seconded by Council Member Jarriel. Motion failed with 2 – 2 vote.

Motion: a motion to approve a 74 s.f. sign variance was made by Council Member McLendon and seconded by Council Member Jarriel. Motion passed 3 – 1, with Mayor Browning dissenting.

d. RESOLUTION NO. 2016-44 (Site Plan Amendment for Palms West Plaza) **QUASI-JUDICIAL HEARING**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA APPROVING THE PALMS WEST PLAZA SITE PLAN AMENDMENT, FOR LAND OWNED BY YEE’S CORPORATION AND RICK AND CINDY MORROW, CONSISTING OF 7.96 ACRES MORE OR LESS, LOCATED AT THE NORTHWEST CORNER OF SOUTHERN BOULEVARD AND “D” ROAD LOXAHATCHEE GROVES, FL, LEGALLY DESCRIBED IN EXHIBIT “A” TO THIS RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion: a motion to table this item until Applicant is ready to return was made by Council Member McLendon and seconded by Vice Mayor Goltzené. Motion passed 5 – 0.

Motion: a motion to extend the meeting until 10:40pm to hear item #9e and public comments was made by Vice Mayor Goltzené and seconded by Council Member McLendon. Motion passed 5 – 0.

Add from Addendum #3:

e. State Highway Lighting, Maintenance and Compensation Agreement

Manager Underwood stated this agreement was for lighting on State Road 80. They would buy the lights, but any other expenses and maintenance would be at the expense of the Town.

Motion: a motion to deny the request for a lighting, maintenance and compensation agreement was made by Council Member McLendon and seconded by Council Member Jarriel. Motion passed 5 – 0.

[All items under council reports were continued to the July 19, 2016 agenda](#)

10. COUNCIL REPORTS

a. Council Member McLendon

1. Discussion and Direction on Special Magistrate

Add from Addendum #2:

2. Request for Waiver of Confidentiality regarding Big Dog Ranch

b. Council Member Jarriel

1. Discussion and Direction on old Council Laptops

2. Discussion and Direction on Cleaning of Ditches and Swales

11. CLOSING COMMENTS

a. Public

Joe Siciliano, B Road, submitted a letter concerning the easements for the B Road improvements. The letter was type written signed by Tom Judy, Jo and Jessie Siciliano and Belle Weather Farm, and stated they wanted to withdraw their consent for 10 ft. easements to their properties until more information was given to them.

Motion: a motion to received and accept the letter was made by Council Member Liang and seconded by Council Member McLendon. Motion passed 5 – 0.

b. Town Attorney

c. Town Council Members

13. ADJOURNMENT

Hearing no further business, a motion to adjourn the meeting was made at 10:35 PM.

Virginia Walton, Town Clerk

David Browning, Mayor

These minutes were approved by the Town Council on Tuesday, _____2016.

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TOWN OF LOXAHATCHEE GROVES
 155 F Road
 Loxahatchee Groves FL 33470

Page: 1
 07/01/2016
 ACCOUNT NO: 1574-1107602R
 STATEMENT NO: 10512

Attn: William F. Underwood, II - Town Manager

Publix Sign Variance

			HOURS	
06/14/2016	MDC	Review draft staff memo, agenda form and resolution; provide comments to JF, BU.	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>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE

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TOWN OF LOXAHATCHEE GROVES
155 F Road
Loxahatchee Groves FL 33470

Page: 1
07/01/2016
ACCOUNT NO: 1574-1107601R
STATEMENT NO: 10511

Attn: William F. Underwood, II - Town Manager

Tractor Supply Company Sign Variance

			HOURS	
06/14/2016	MDC	Review draft staff memo, agenda form and resolution; provide comments to JF, BU.	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>



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TOWN OF LOXAHATCHEE GROVES
155 F Road
Loxahatchee Groves FL 33470

Page: 1
07/01/2016
ACCOUNT NO: 1574-1107600R
STATEMENT NO: 10510

Attn: William F. Underwood, II - Town Manager

adv. Big Dog Ranch (Litigation)

			HOURS	
06/01/2016	MDC	Miscellaneous telephone conference with counsel; telephone conference with MBurke; conference w/ opposing counsel, update council members; miscellaneous telephone conference with VW Re: meeting schedules.	2.20	
06/02/2016	MDC	Telephone conference with BU on status of case, telephone conference with MB, telephone conference with PU Re: scheduling of meetings.	0.60	
06/03/2016	MDC	Review correspondence with Mike Burke.	0.30	
06/06/2016	MDC	Review correspondence on status of case; miscellaneous telephone conference with Council, MB.	1.70	
06/07/2016	MDC	Review materials for request for shade meeting; telephone conference with MB.	0.40	
06/09/2016	MDC	Telephone conference with MB, review materials, prepare for and attend shade meeting.	2.30	
06/10/2016	MDC	Miscellaneous telephone conference with council, telephone conference with MB, telephone conference with BU; review correspondence.	0.50	
06/13/2016	MDC	Telephone conference with MB, review correspondence on status of case; Miscellaneous telephone conference with council, BU on case.	0.40	
06/15/2016	MDC	Telephone conference with MB, review status of case.	0.60	
06/17/2016	MDC	Telephone conference with MBurke, miscellaneous telephone conference with council.	1.00	
		FOR CURRENT SERVICES RENDERED	10.00	1,850.00

	RECAPITULATION		
<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
MICHAEL D. CIRULLO	10.00	\$185.00	\$1,850.00



adv. Big Dog Ranch (Litigation)

	Photocopies	29.75
	TOTAL EXPENSES THRU 06/30/2016	<u>29.75</u>
05/20/2016	ASAP Courier - Invoice 13993	96.54
		<u>96.54</u>
	TOTAL ADVANCES THRU 06/30/2016	<u>96.54</u>
	TOTAL CURRENT WORK	1,976.29
	BALANCE DUE	<u><u>\$1,976.29</u></u>

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TOWN OF LOXAHATCHEE GROVES
155 F Road
Loxahatchee Groves FL 33470

Page: 1
07/01/2016
ACCOUNT NO: 1574-1107598R
STATEMENT NO: 10509

Attn: William F. Underwood, II - Town Manager

Professional Services Group Billing Dispute

06/03/2016	Prestige Reporting Service - Invoice 16-40991	<u>458.15</u>
		458.15
	TOTAL ADVANCES THRU 06/30/2016	<u>458.15</u>
	TOTAL CURRENT WORK	458.15
	BALANCE DUE	<u><u>\$458.15</u></u>

AMOUNTS PREVIOUSLY BILLED NOT INCLUDED ABOVE



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TOWN OF LOXAHATCHEE GROVES
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 Loxahatchee Groves FL 33470

Page: 1
 07/01/2016
 ACCOUNT NO: 1574-1107596R
 STATEMENT NO: 10508

Attn: William F. Underwood, II - Town Manager

Palms West Site Plan

06/15/2016	MDC	Review agenda report and materials for 6/21 hearing.		HOURS	
				0.80	
		FOR CURRENT SERVICES RENDERED		0.80	148.00
RECAPITULATION					
	<u>TIMEKEEPER</u>		<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
	MICHAEL D. CIRULLO		0.80	\$185.00	\$148.00
	TOTAL CURRENT WORK				148.00
	BALANCE DUE				<u>\$148.00</u>



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LOXAHATACHEE GROVES/TOWN OF
155 F Road
Loxahatchee Groves FL 33470

Page: 1
07/01/2016
ACCOUNT NO: 1574-0702400R
STATEMENT NO: 10506

Attn: William F. Underwood, II - Town Manager

General Matters

			HOURS
06/01/2016	MDC	Review emails on pending items; telephone conference with BU, telephone conference with VW; prepare moratorium ordinance; begin preparing speed limit resolutions.	2.40
06/02/2016	MDC	Telephone conference with BU, review status of open items; prepare resolution on speed limits, review approval authority for water accounts.	1.30
06/03/2016	SCW	Telephonic conference with William Underwood regarding Folsom Road. Review statutes regarding speed limits in municipalities. Prepare whereas clauses for Resolution for the speed limit on Folsom Road.	1.10
06/06/2016	SCW	Review attorney general opinion regarding speed limit in municipality.	0.20
	MDC	Revise speed limit resolution for Folsom and Okeechobee; telephone conference with BU on agenda for 7/21 meeting, pending items.	0.90
06/07/2016	MDC	Review form of notices for 6/21 meeting; review and revise resolutions for Folsom and Okeechobee Blvd; miscellaneous telephone conference, attend special meeting of Town Council.	1.80
06/09/2016	MDC	Prepare resolution for Florida Municipal Trust Investment.	0.60
06/10/2016	MDC	Telephone conference with BU on pending items; review additional agenda items for 6/21 meeting; miscellaneous telephone conference with Re: ESI issues, 8th Place North.	1.50
06/14/2016	MDC	Telephone conference with JF Re: agenda items for 6/21; Review Okeechobee agenda items, provide comments to JF.	0.70
06/15/2016	MDC	Telephone conference with BU on pending items; coordinate B Road items for agenda, review miscellaneous agenda items.	0.80
06/16/2016	MDC	Review materials, emails relating to 6/21 meeting.	0.60
06/17/2016	MDC	Telephone conference with Jeff Kurtz Re: 8th Place North, review correspondence on agenda items for 6/21 meeting.	0.90
06/18/2016	MDC	Review agenda materials, memos and backup for 6/21 meeting.	0.60



General Matters

			HOURS	
06/20/2016	MDC	Continue reviewing materials for 6/21 meeting.	0.50	
06/21/2016	MDC	Miscellaneous telephone conference with council members; telephone conference with BU; review addendum to meeting; continue reviewing materials, prepare for and attend council meeting.	6.90	
06/22/2016	MDC	Review materials from 6/21 meeting; miscellaneous telephone conference to follow up on items; review emails Re: B Road items.	1.60	
06/23/2016	MDC	Meet with VW Re: recording of B Road documents, revisions to variance resolution.	0.90	
06/24/2016	SCW	Research regarding trail issues/PBSC.	1.20	
	MDC	Review status of B Road construction items; telephone conference with Brian Seymour Re: trail issues at PBSC;	0.50	
06/27/2016	MDC	Review miscellaneous zoning correspondence.	0.30	
06/29/2016	MDC	Telephone conference with RDeWitt Re: ESI, review correspondence for potential items for 7/19 meeting.	0.30	
06/30/2016	DJD	Telephone conference with Jim Fleischman.	0.30	
		FOR CURRENT SERVICES RENDERED	25.90	4,791.50

RECAPITULATION

<u>TIMEKEEPER</u>	<u>HOURS</u>	<u>HOURLY RATE</u>	<u>TOTAL</u>
D.J. DOODY	0.30	\$185.00	\$55.50
MICHAEL D. CIRULLO	23.10	185.00	4,273.50
SHARI C. WALLEN	2.50	185.00	462.50

Photocopies	108.50
TOTAL EXPENSES THRU 06/30/2016	108.50
TOTAL CURRENT WORK	4,900.00
BALANCE DUE	<u>\$4,900.00</u>

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
155 F Road
Loxahatchee Groves FL 33470

Page: 1
07/01/2016
ACCOUNT NO: 1574-1009270R
STATEMENT NO: 10507

Attn: William F. Underwood, II - Town Manager

Code Enforcement Matters

06/21/2016	Review lien re: status/2380 C Road	<u>55.50</u>
	FOR CURRENT SERVICES RENDERED	55.50
	TOTAL CURRENT WORK	55.50
	BALANCE DUE	<u>\$55.50</u>





PALM BEACH COUNTY WATER UTILITIES DEPARTMENT

8100 Forest Hill Boulevard
West Palm Beach, Florida 33413-3336
(561) 493-6056 or (561) 493-6057

NAME: Elena Maris
SERVICE ADDRESS: 171 Valencia Dr Loxahatchee
CONTACT PERSON: Elena Maris

DATE: 6-21-16
PHONE: 561 281-2000
FAX:

TYPE OF SERVICE:
(Check 1 in each box)

Grid for service types: Residential (checked), Non-Residential, Combined, Water Only (checked with X), Wastewater Only

METER SIZES & RELATED INSTALLATION FEES:

Table with columns: QTY, METER SIZE, ERC VALUES (Residential, Non-Residential), FEES (FULL SVC W/TAP, CONTACT PBC WUD)

CONNECTION FEES:

Water
Sewer
Other

CONTACT THE PALM BEACH COUNTY WATER UTILITIES DEPARTMENT (PBCWUD) FOR METER-SPECIFIC FEES.
(561) 493-6056 or (561) 493-6057

GUARANTEED REVENUE FEES:

CONTACT PBCWUD

TOTAL ERCs
Water
Sewer

MISCELLANEOUS FEES AND ADJUSTMENTS:

TOTAL FEES:

TO BE INSTALLED AT

TOWN OF LOXAHATCHEE GROVES COUNCIL APPROVED ON DATE:

AUTHORIZED TOWN OF LOXAHATCHEE GROVES STAFF APPROVAL: DATE:

SIGNATURE: PRINTED NAME:

** PLEASE NOTE THAT FROM THE DATE OF RECEIPT OF THIS APPLICATION BY THE TOWN OF LOXAHATCHEE GROVES UNTIL NOTIFICATION OF SOUGHT AFTER APPROVAL WILL BE BETWEEN 2 - 3 WEEKS. **

Prepared by and return to:

John C. Kaczmarek, Esq.
John C. Kaczmarek, P.A.
399 Camino Gardens Blvd.
Suite 300
Boca Raton, Florida 33432

Property Appraisers I.D. Number:
41-41-43-17-01-908-0130

THIS WARRANTY DEED Made the 7th day of June, 2016 by **Charles Edward Valovich, a/k/a Charles Valovich**, a single man, whose post office address is 171 Valencia Drive, Loxahatchee, Florida 33470, hereinafter called grantor, to **Moise Maris and Elena Maris, his wife**, whose post office address is 167 Forester Court, Wellington, Florida 33414, hereinafter called the grantees:

(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

WITNESSETH: That the grantor, for and in consideration of the sum of Ten and 00/100 (\$10.00) Dollars, and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee all that certain land situate in Palm Beach County, State of Florida, viz:

Parcel 1:

Lots 201, 203 and 205, Plat One Loxahatchee Homes, according to the Plat thereof, recorded in Plat Book 22, Page 55, of the Public Records of Palm Beach County, Florida.

Parcel 2:

THE EAST 175 FEET, AND ALL BUILDINGS AND IMPROVEMENTS LOCATED THEREON, OF A PARCEL OF LAND IN TRACT 8, BLOCK "K", LOXAHATCHEE GROVES, AS RECORDED IN PLAT BOOK 12, PAGE 29, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 206, PLAT ONE OF LOXAHATCHEE HOMES, ACCORDING TO THE PLAT THEREOF ON

FILE IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT IN AND FOR PALM BEACH COUNTY, FLORIDA, IN PLAT BOOK 22, PAGE 55; RUN THENCE WESTERLY ON THE WESTERLY EXTENSION OF THE SOUTH LINE OF SAID LOT 206, WHICH IS ALSO THE NORTH RIGHT-OF-WAY LINE OF VALENCIA DRIVE AS SHOWN ON SAID PLAT, A DISTANCE OF 350 FEET; THENCE RUN NORTHERLY, ANGLING 89°44' FROM EAST TO NORTH, A DISTANCE OF 189 FEET TO THE SOUTHWEST CORNER OF LOT 201 OF SAID PLAT ONE OF LOXAHATCHEE HOMES; THENCE RUN EASTERLY ON THE SOUTH LINE OF LOTS 201, 203 AND 205 OF SAID PLAT A DISTANCE OF 350 FEET TO THE NORTHWEST CORNER OF SAID LOT 206 AFORESAID; THENCE RUN SOUTHERLY ON THE WEST LINE OF SAID LOT 206 A DISTANCE OF 189 FEET TO THE POINT OF BEGINNING.

Subject to easements, restrictions and limitations of record.

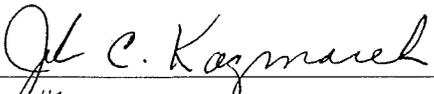
TOGETHER, with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same in fee simple forever.

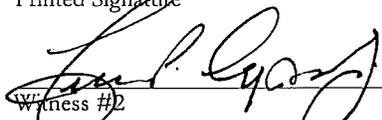
AND the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land, and hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes, accruing subsequent to December 31, 2015.

IN WITNESS WHEREOF, the said grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered
in the presence of:


Witness #1

JOHN C. KACZMAREK
Printed Signature


Witness #2

FRANK P. TYSON, JR.
Printed Signature

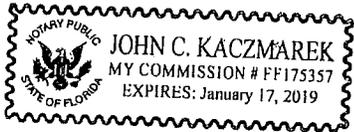
Charles Edward Valovich, a/k/a Charles
Valovich, by his attorney-in-fact,
Staci Tyson

Charles Edward Valovich, a/k/a Charles
Valovich, by his attorney-in-fact, Staci Tyson

STATE OF FLORIDA)
)
COUNTY OF PALM BEACH)

I HEREBY CERTIFY that on this day, before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Charles Edward Valovich, a/k/a Charles Valovich, a single man, by his attorney-in-fact, Staci Tyson, known to me to be the person described in and who executed the foregoing instrument, who acknowledged before me that she executed the same, that she is personally known to me or I relied upon the following form of identification of the above-named persons: Florida Drivers Licenses and that an oath was taken.

Witness my hand and official seal in the State and County last aforesaid this 7th day of June, 2016.



John C. Kaczmarek
Notary Public, State of Florida



RECEIVED
JUL 11 2016

BY: BK

July 7, 2016

Mayor David Browning
Town of Loxahatchee Groves
155 F Road
Loxahatchee Groves, FL 33470

To All Palm Beach County Mayors:

The Criminal Justice Commission (CJC) seeks your approval in the allocation of FY2016 (Federal Fiscal Year 2016) Justice Assistance Grant (JAG) funds. The total FY2016 allocation to Palm Beach County is **\$333,395.00**.

The JAG funds provide agencies with the flexibility to prioritize and place justice funds where they are needed most. The CJC voted to support continuation of existing programs. The recommendation for the FY2016 allocation is as follows:

Palm Beach County	PROJECT TITLE	FEDERAL FUNDS RECOMMENDED
Palm Beach County	County-wide Reentry Services	233,395
Palm Beach County	Law Enforcement Exchange	100,000
TOTAL		\$333,395

The Florida Department of Law Enforcement (FDLE) requires that fifty-one percent (51%) of the local units of government representing at least fifty-one percent (51%) of the county's population agree on the allocation of these funds.

For your convenience, we have prepared the attached sample letter for your use. Due to the application deadline, we ask that this letter be received at the Criminal Justice Commission Office, **no later than July 22, 2016**.

Criminal Justice Commission
301 North Olive Avenue, Suite 1001
West Palm Beach, FL 33401-4705
(561) 355-4943
FAX: (561) 355-4941
www.pbcgov.com/criminaljustice



**Palm Beach County
Board of County
Commissioners**

- Mary Lou Berger, Mayor
- Hal R. Valeche, Vice Mayor
- Paulette Burdick
- Shelley Vana
- Steven L. Abrams
- Melissa McKinlay
- Priscilla A. Taylor

County Administrator

Verdenia C. Baker

"An Equal Opportunity
Affirmative Action Employer"

printed on sustainable
and recycled paper

Please send the letter to:

Palm Beach County Criminal Justice Commission
Attn: Allison Orr
301 North Olive Avenue, Suite 1001
West Palm Beach, FL 33401

If you should require additional information or have any questions, please contact Kristina Henson (561) 355-4943. Your immediate attention to this matter is greatly appreciated.

Sincerely,



Kristina Henson
Executive Director

Cc: Mr. Lee Waring, CJC Chairman
All Palm Beach County Police Chiefs



155 F Road • Loxahatchee Groves, Florida 33470 • Telephone (561) 793-2418 • Fax (561) 793-2420 •
www.loxahatcheegrovesfl.gov

July 19, 2016

Ms. Petrina Herring, Administrator
 Florida Department of Law Enforcement
 Office of Criminal Justice Grants
 2331 Phillips Road
 Tallahassee, FL 32308

Dear Ms. Herring:

In compliance with the State of Florida *Rule 11D-9, F.A.C.*, the Town of Loxahatchee Groves, Florida approves the distribution of **\$333,395.00** of Federal Fiscal Year 2016 (FY2016) Edward Byrne Memorial Justice Assistance Grant (JAG) for the following projects within Palm Beach County:

SUBGRANTEE	PROJECT TITLE	FEDERAL FUNDS RECOMMENDED
Palm Beach County	County-wide Adult Re-Entry Services	233,395
Palm Beach County	Law Enforcement Exchange	100,000
TOTAL		\$333,395

Sincerely,

David Browning
 Mayor
 Town of Loxahatchee Groves, Florida

**TOWN OF LOXAHATCHEE GROVES FLORIDA
RESOLUTION NO. 2016-56**

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, ACCEPTING THE QUIT CLAIM DEED FROM THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT FOR “F” ROAD AS DESCRIBED HEREIN; PROVIDING AUTHORIZATION FOR THE RECORDING OF THE QUIT CLAIM DEED AND TO TAKE ALL ACTION NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; AND PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the Loxahatchee Groves Water Control District, an independent special district of the State of Florida (hereinafter “LGWCD”) has certain real property interests and rights in and to “F” Road, from Southern Boulevard to North Road, which is a public roadway located within the jurisdictional boundaries of the LGWCD, as described in the Quit Claim Deed attached hereto as Exhibit “A” (hereinafter the “Roadway”), and which is also located within the geographical boundaries of the Town of Loxahatchee Groves, a municipal corporation of the State of Florida (hereinafter the “Town”); and

WHEREAS, the Board of Supervisors of the LGWCD and the Town Council of the Town have agreed to the transfer from LGWCD to the Town of all of the rights and interests the LGWCD has in and to the Roadway as provided herein; and

WHEREAS, the Counsel for the LGWCD and the Counsel for the Town have agreed to the form of the Quit Claim Deed which is attached hereto as Exhibit “A”, in order to effectuate the agreed upon transfer of LGWCD’s road right-of-way interests and rights for the Roadway to the Town, subject to certain conditions as set forth in the Quit Claim Deed relating to LGWCD’s continuing ability to carry out its rights and responsibilities as a Water Control District of the State of Florida; and

WHEREAS, the Town Council of the Town hereby finds that it is in the best interests of the Town to accept the attached Quit Claim Deed for the Roadway from the LGWCD, upon authorization of the Board of Supervisors of the LGWCD.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA:

Section 1. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct, and are hereby made a specific part of this Resolution upon adoption hereof.

Section 2. Upon approval by, and delivery from, the Loxahatchee Groves Water Control District, the Town Council of the Town of Loxahatchee Groves hereby accepts the Quit Claim Deed attached hereto as Exhibit "A" for "F" Road as described in the attached Quit Claim Deed.

Section 3. The Town Manager and Town Attorney are authorized to record the subject Quit Claim Deed for the Roadway and to otherwise take all action necessary to effectuate the intent of this Resolution.

Section 4. The Town accepts the responsibility for the construction, operation, maintenance, and repair of the roads and other property described in the attached Quit Claim Deed for the Roadway.

Section 5. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 6. If any clause, section, other part, or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or in application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 7. This Resolution shall become effective upon adoption.

Council Member _____ offered the foregoing resolution.
Council Member _____ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVIS BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RON JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDEN, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLVED AND ADOPTED by the Town Council of the TOWN OF LOXAHATCHEE GROVES, Florida on this _____ day of JULY 2016.

TOWN OF LOXAHATCHEE GROVES, FLORIDA

ATTEST:

TOWN CLERK

Mayor David Browning

Vice Mayor Tom Goltzené

Councilman Ron Jarriel

APPROVED AS TO LEGAL FORM:

Office of Town Attorney

Councilman Ryan Liang

Councilman Todd McLendon

This instrument prepared by
and return to:

John A. Weig, Esq.
Caldwell Pacetti Edwards Schoech & Viator P.A.
250 South Australian Avenue, Suite 600
West Palm Beach, Florida 33401

_____ [Space Above This Line For Recording Data] _____

Quit Claim Deed

This Quit Claim Deed is being executed on this ____ day of _____, 2016, by the **LOXAHATCHEE GROVES WATER CONTROL DISTRICT, an independent special district of the State of Florida**, whose address is 101 West “D” Road, Loxahatchee, Florida 33470 (hereinafter referred to as the “Grantor”), to the **TOWN OF LOXAHATCHEE GROVES, a municipal corporation of the State of Florida**, whose address is 155 “F” Road, Loxahatchee Groves, Florida 33470 (hereinafter referred to as the “Grantee”).

(Whenever used herein, the terms Grantor and Grantee shall include all the parties to this instrument, and their respective heirs, legal representatives, successors, and assigns.)

Witnesseth: That the said Grantor, for and in consideration of the sum of Ten and no/100’s Dollars (\$10.00), and other good and valuable considerations, to said Grantor, in hand paid by the said Grantee, the receipt and sufficiency of which are hereby acknowledged, does hereby remise, release, and quit-claim unto the said Grantee, and its successors and assigns, forever, all of the right, title, interest, claim, and demand which the Grantor has in and to the following described real property (hereinafter referred to as the “Property”), located in Palm Beach County, Florida, to wit:

See the Legal Description which is contained on **EXHIBIT “A”**
which is attached hereto and incorporated herein by this reference

Subject to all of the Limitations and Conditions and other matters which are listed on **EXHIBIT “B”** which is attached hereto and incorporated herein by this reference.

To Have and to Hold, the same, together with, all and singular, the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity, and claim whatsoever of the Grantor, either in law or in equity, subject to the matters referred to herein, to the proper use, benefit and behalf of the Grantee, and its successors and assigns, forever.

In Witness Whereof, the said Grantor has caused these presents to be executed in its name, by its proper officers thereunto duly authorized, the day and year first above written.

Signed, sealed and delivered in the presence of:

LOXAHATCHEE GROVES WATER CONTROL DISTRICT, an independent special district of the State of Florida

Witness Signature

By: _____

_____, Chairman

Print Name

Witness Signature

Print Name

ATTEST:

By: _____

_____, Secretary

(DISTRICT SEAL)

STATE OF FLORIDA

COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this _____ day of _____, 2016, by _____, as the Chairman, of the **LOXAHATCHEE GROVES WATER CONTROL DISTRICT, an independent special district of the State of Florida**, on behalf of the said District, who () is personally known to me or () has produced _____ as identification.

[Notary Seal]

Notary Public

Printed Name: _____

My Commission Expires: _____

ACCEPTED BY GRANTEE:

By Resolution of the Town of Loxahatchee Groves,

a municipal corporation of the State of Florida,

under Resolution No. _____, adopted on

the ____ day of _____, 2016.

EXHIBIT "A"
LEGAL DESCRIPTION

[See Attached]

EXHIBIT "A"

LEGAL DESCRIPTION – "F" Road

All real property interests and rights owned and held by the Loxahatchee Groves Water Control District, an independent special district of the State of Florida, in and to those certain tracts or areas of land located within that certain "Replat of Loxahatchee District Subdivision Loxahatchee Groves" as recorded on June 5, 1925, in Plat Book 12, Page 29, of the Public Records of Palm Beach County, Florida, which are described as follows:

From Southern Boulevard to Collecting Canal Road

That portion of Block "K", between Lots 5 and 6, depicted as "Roads" on said "Replat of Loxahatchee District Subdivision Loxahatchee Groves", less that portion transferred to the State of Florida by Right Of Way Map, State Road No. 80, Section 93120-2538, dated February 11, 1986; and

From Collecting Canal Road to Okeechobee Boulevard

Being a 3.029 acre (131,932 square feet) tract of land situated in the Town of Loxahatchee Groves, Palm Beach County, Florida, Sections 28 & 33, Township 43 S., Range 41 E. within said "Replat of Loxahatchee District Subdivision Loxahatchee Groves":

BEGINNING at the intersection of the South right-of-way line of Okeechobee Blvd. (100 feet wide) and the East right-of-way line of F Road (60 feet wide);

Thence S 89°29'31" E, 3.79 feet along the South right-of-way line of said Okeechobee Blvd.;

Thence Southerly along the East "Limits of Maintenance" for said F Road as depicted on that certain "Maintenance Map For Portions Of "F" Road From Southern Blvd. to (South) North Road" as recorded on September 29, 2015 in Road Book 11, Page 162, of the Public Records of Palm Beach County, Florida, the following courses and distances:

- | | | |
|---------------------------------|---------------------------------|---------------------------------|
| 1) S 02°55'00" W, 336.49 feet; | 2) S 02°16'18" W, 2158.25 feet; | 3) S 00°55'23" W, 64.44 feet; |
| 4) S 02°56'51" W, 73.90 feet; | 5) S 02°18'43" W, 344.58 feet; | 6) S 02°37'25" W, 65.62 feet; |
| 7) S 02°16'10" W, 330.04 feet; | 8) S 12°11'01" E, 8.87 feet; | 9) S 01°10'57" W, 43.61 feet; |
| 10) S 19°58'59" W, 7.02 feet; | 11) S 02°19'00" W, 175.64 feet; | 12) S 01°32'04" E, 22.41 feet; |
| 13) S 02°19'08" W, 121.10 feet; | 14) S 03°15'13" W, 126.59 feet; | 15) S 02°16'18" W, 38.74 feet; |
| 16) S 01°15'42" W, 80.82 feet; | 17) S 02°25'39" W, 229.01 feet; | 18) S 29°37'54" E, 12.54 feet; |
| 19) S 05°11'40" W, 46.39 feet; | 20) S 05°26'25" W, 48.52 feet; | 21) S 02°10'02" W, 87.26 feet; |
| 22) S 01°46'51" W, 254.22 feet; | 23) S 03°23'13" W, 66.02 feet; | 24) S 02°56'36" W, 169.42 feet; |
| 25) S 02°04'45" W, 242.56 feet; | 26) S 02°34'59" W, 66.57 feet; | 27) S 03°09'56" W, 110.47 feet; |
| 28) S 02°01'36" W, 305.39 feet; | 29) S 02°01'02" W, 335.21 feet; | 30) S 01°29'32" W, 188.16 feet; |
| 31) S 02°13'08" W, 162.72 feet; | 32) S 00°17'11" E, 100.00 feet; | 33) S 03°29'58" E, 27.85 feet; |
| 34) S 16°18'06" W, 22.09 feet; | 35) S 00°54'08" E, 12.70 feet; | 36) S 33°26'06" E, 18.69 feet; |
| 37) S 63°52'54" E, 12.62 feet; | | |

From Collecting Canal Road to Okeechobee Boulevard (continued)

Thence S 01°52'38" W, 21.94 feet along the East edge of the existing pavement of Collecting Canal Road to a point on the North right-of-way line of Collecting Canal (60 feet wide);

Thence N 89°12'41" W, 59.61 feet along said North right-of-way line;

Thence Northerly along the West edge of the existing pavement of said Collecting Canal Road the following courses and distances:

- 1) N 58°22'11" W, 5.92 feet; 2) N 89°03'38" W, 28.66 feet; 3) N 00°57'13" E, 17.42 feet;
- 4) N 87°01'44" E, 28.17 feet; 5) N 66°47'07" E, 14.00 feet;

Thence Northerly along the West edge of the existing pavement of said F Road the following courses and distances:

- 1) N 32°33'10" E, 17.75 feet; 2) N 04°59'17" E, 33.93 feet; 3) N 01°32'37" E, 121.75 feet;
- 4) N 01°50'39" E, 357.66 feet; 5) N 02°08'32" E, 512.29 feet; 6) N 02°05'40" E, 230.92 feet;
- 7) N 03°01'26" E, 75.83 feet; 8) N 02°06'03" E, 211.96 feet; 9) N 03°11'37" E, 167.66 feet;
- 10) N 02°07'05" E, 104.44 feet; 11) N 01°51'55" E, 246.09 feet; 10) N 02°06'54" E, 109.20 feet;
- 13) N 01°11'05" E, 79.80 feet; 14) N 02°17'50" E, 330.31 feet; 15) N 02°21'54" E, 254.45 feet;
- 16) N 02°09'30" E, 283.33 feet; 17) N 01°54'59" E, 300.54 feet; 18) N 02°38'14" E, 266.67 feet;
- 19) N 02°04'52" E, 303.47 feet; 20) N 02°16'42" E, 297.32 feet; 21) N 01°58'12" E, 398.24 feet;
- 22) N 02°24'28" E, 283.48 feet; 23) N 02°33'04" E, 320.16 feet; 24) N 01°30'00" E, 81.37 feet;
- 25) N 02°09'09" E, 418.00 feet;

Thence N 02°26'03" E, 692.22 feet continuing along the West edge of the existing pavement of said F Road to a point on the South right-of-way line of said Okeechobee Blvd.;

Thence S 89°29'31" E, 19.54 feet along said South right-of-way line to the POINT OF BEGINNING; and

From Okeechobee Boulevard to North Road

Being a 2.363 acre (102,949 square feet) tract of land situated in the Town of Loxahatchee Groves, Palm Beach County, Florida, Section 21, Township 43 S., Range 41 E within said "Replat of Loxahatchee District Subdivision Loxahatchee Groves":

BEGINNING at the intersection of the North right-of-way line of Okeechobee Blvd. (100 feet wide) and the East right-of-way line of F Road (60 feet wide);

Thence N 89°32'01" W, 16.64 feet along said North right-of-way line;

Thence Northerly along the West edge of the existing pavement of said F Road the following courses and distances:

From Okeechobee Boulevard to North Road (continued)

- | | | |
|---------------------------------|---------------------------------|---------------------------------|
| 1) N 17°18'41" E, 2.86 feet; | 2) N 02°09'34" W, 35.83 feet; | 3) N 01°48'35" E, 181.13 feet; |
| 4) N 02°12'24" E, 270.09 feet; | 5) N 02°24'22" E, 521.66 feet; | 6) N 02°24'03" E, 508.24 feet; |
| 7) N 02°13'26" E, 646.61 feet; | 8) N 02°39'21" E, 50.28 feet; | 9) N 02°15'26" E, 616.50 feet; |
| 10) N 02°33'49" E, 58.80 feet; | 11) N 02°21'04" E, 741.29 feet; | 12) N 01°31'38" E, 136.19 feet; |
| 13) N 02°31'58" E, 209.76 feet; | 14) N 02°17'15" E, 155.84 feet; | 15) N 01°33'15" E, 38.34 feet; |
| 16) N 02°24'44" E, 131.87 feet; | 17) N 02°15'03" E, 464.44 feet; | 18) N 02°26'43" E, 182.13 feet; |
| 19) N 01°27'01" E, 164.77 feet; | 20) N 18°21'21" W, 20.64 feet; | 21) N 48°15'59" W, 16.63 feet; |
| 22) N 70°34'21" W, 15.33 feet; | | |

Thence N 12°57'36" W, 19.98 feet continuing along the West edge of the existing pavement of said F Road to the intersection of the South right-of-way line of North Road and the West right-of-way line of said F Road;

Thence N 89°25'04" E, 111.21 feet along North edge of the existing pavement of said North Road;

Thence S 01°20'16" E, 16.70 feet along East edge of the existing pavement of said North Road;

Thence S 88°44'56" W, 19.23 feet along the South edge of the existing pavement of said North Road;

Thence Southerly along the East "Limits of Maintenance" for said F Road as depicted on that certain "Maintenance Map For Portions Of "F" Road From Southern Blvd. to (South) North Road" as recorded on September 29, 2015 in Road Book 11, Page 162, of the Public Records of Palm Beach County, Florida, the following courses and distances:

- | | | |
|----------------------------------|---------------------------------|---------------------------------|
| 1) S 60°32'44" W, 22.18 feet; | 2) S 35°58'02" W, 13.09 feet; | 3) S 10°28'27" W, 24.20 feet; |
| 4) S 02°48'53" W, 240.29 feet; | 5) S 02°48'10" W, 114.81 feet; | 6) S 02°16'18" W, 437.85 feet; |
| 7) S 01°28'31" W, 175.98 feet; | 8) S 03°03'29" W, 178.25 feet; | 9) S 01°51'04" W, 334.07 feet; |
| 10) S 02°00'04" W, 128.88 feet; | 11) S 02°15'41" W, 461.26 feet; | 12) S 03°10'41" W, 198.01 feet; |
| 13) S 01°39'32" W, 315.13 feet; | 14) S 03°49'37" W, 118.36 feet; | 15) S 02°19'52" W, 163.88 feet; |
| 16) S 02°16'18" W, 2095.31 feet; | 17) S 01°52'18" W, 69.83 feet; | 18) S 00°59'25" E, 40.51 feet; |
| 19) S 16°58'41" E, 23.63 feet; | 20) S 38°50'49" E, 19.13 feet; | |

Thence S 57°22'51" E, 1.99 feet to a point on the North right-of-way line of said Okeechobee Blvd.;

Thence N 89°32'01" W, 24.89 feet along said North right-of-way line to the POINT OF BEGINNING.

EXHIBIT "B"
LIMITATIONS AND CONDITIONS

Grantor and Grantee acknowledge, covenant, and agree that this conveyance is being made and given by the Grantor, and is being accepted and received by the Grantee, subject to and subordinate to the following limitations and conditions and other matters listed below:

- 1) This conveyance is subject to all restrictions, reservations, easements, limitations, and all other matters of record, if any, provided that this reference shall not serve to reimpose the same;
- 2) This conveyance is being made without any statutory, express, or implied warranties or guarantees of any nature whatsoever and the acceptance of the Property by the said Grantee shall be without recourse as to the said Grantor;
- 3) This conveyance is being made to the extent that the said Grantor has the legal right and authority to make and grant this conveyance of the Property to the Grantee herein;
- 4) This conveyance is subject to and subordinate to all rights and interests of the Grantor, Loxahatchee Groves Water Control District, an independent special district of the State of Florida, in and to the Property, in order to carry out its rights, responsibilities, and duties under its Enabling Legislation and the laws of the State of Florida;
- 5) This conveyance is subject to and subordinate to, and Grantor specifically reserves for itself, and its successors and assigns, all rights and interests it may have in and to any utilities, improvements, facilities, or any other works which may be located over, upon, under, through, across, or within the Property, including the right to construct, install, maintain, repair, upgrade, improve, remove, operate, and have access to any existing or future utilities, improvements, facilities, or works over, upon, under, through, across, or within the Property. If either Grantor or Grantee wishes to connect to, modify, install any works or facilities therein, or in any other manner to affect or impact any existing or future utilities, improvements, facilities, or works of the other party hereto, then the party seeking to cause such impact shall be required to first request and obtain a permit from the other party hereto prior to the implementation of any such activity or works. If any existing or future facility or improvement of either the Grantor or the Grantee located over, upon, under, through, across, or within the Property is damaged as a result of the other party's usage or exercise of any rights herein granted or otherwise, then the party which caused such damage shall be obligated, at its sole cost and expense, to timely repair and restore the damaged facility or improvements in a proper and competent manner to a condition substantially similar to that which existed prior to such damage;

- 6) This conveyance does not include, is subject to and subordinate to, and Grantor specifically excludes and reserves for itself, and its successors and assigns, all rights, title, and interests it has or may have in and to any canals, drainage ditches, levees, dikes, bridges, pipes, pumps, or any other drainage, water or flood control or management structures, facilities, improvements, or any other works, including any appurtenant utilities, landscaping, irrigation systems, lighting, or other improvements, which may be located over, upon, under, through, across, or within the Property, or located outside of the Property, including the right to construct, install, maintain, repair, upgrade, improve, remove, operate, and have access to any such existing or future canals or water control facilities or other works, located over, upon, under, through, across, or within the Property, or outside of the Property. If Grantee wishes to connect to, modify, install any facilities therein, or in any other manner to affect or impact any such existing or future canals or water control facilities or other works of Grantor, then Grantee shall be required to first request and obtain a permit from Grantor prior to the implementation of any such activity or works. If any such existing or future canals or water control facilities or other works of Grantor located over, upon, under, through, across, or within the Property, or located outside of the Property, are damaged as a result of Grantee's usage or exercise of any rights herein granted or otherwise, then Grantee shall be obligated, at its sole cost and expense, to timely repair and restore the damaged facility or work in a proper and competent manner to a condition substantially similar to that which existed prior to any such damage;
- 7) This conveyance is subject to and subordinate to, and Grantor specifically reserves for itself, and its successors and assigns, all rights, title, and interests it may have in and to the Property, in order to operate, maintain, construct, install, repair, upgrade, improve, remove, and have access to any of its existing or future canals, drainage ditches, levees, dikes, bridges, pipes, pumps, or any other drainage, water or flood control or management structures, facilities, improvements, or any other works, including any appurtenant utilities, landscaping, irrigation systems, lighting, or other improvements, which may be located over, upon, under, through, across, or within the Property, or located outside of the Property, including the right to utilize the Property, have access and ingress and egress to the Property for personnel, machinery, and maintenance equipment, and to temporarily restrict access to the Property to carry out its above-stated responsibilities; and
- 8) The intent and purpose of this conveyance is to convey, assign, and quit-claim all of the District's real property interests and rights to the Town to and for the Property described on Exhibit "A" attached herewith, to the extent that the District has the legal authority to do so, while recognizing and preserving the District's rights and interests in and to the Property, in any utilities or facilities which may be located therein, and in any canals or water control facilities or other works of the District located within or outside of the Property, so that the District can carry out its water control and drainage and other duties and responsibilities in accordance with its Enabling Legislation and the laws of the State of Florida.

Florida's Last Frontier



Town of
LOXAHATCHEE GROVES

Fiscal Year 2017

DRAFT

Proposed Annual

Estimated Revenues & Appropriations



CERTIFICATION OF TAXABLE VALUE

Reset Form

Print Form

DR-420
R. 5/12
Rule 12D-16.002
Florida Administrative Code
Effective 11/12

Year : 2016	County : PALM BEACH
Principal Authority : LOXAHATCHEE GROVES	Taxing Authority : Loxahatchee Groves

SECTION I : COMPLETED BY PROPERTY APPRAISER

1.	Current year taxable value of real property for operating purposes	\$	247,327,177	(1)
2.	Current year taxable value of personal property for operating purposes	\$	10,926,328	(2)
3.	Current year taxable value of centrally assessed property for operating purposes	\$	0	(3)
4.	Current year gross taxable value for operating purposes <i>(Line 1 plus Line 2 plus Line 3)</i>	\$	258,253,505	(4)
5.	Current year net new taxable value (Add new construction, additions, rehabilitative improvements increasing assessed value by at least 100%, annexations, and tangible personal property value over 115% of the previous year's value. Subtract deletions.)	\$	4,466,868	(5)
6.	Current year adjusted taxable value <i>(Line 4 minus Line 5)</i>	\$	253,786,637	(6)
7.	Prior year FINAL gross taxable value from prior year applicable Form DR-403 series	\$	221,087,392	(7)
8.	Does the taxing authority include tax increment financing areas? If yes, enter number of worksheets (DR-420TIF) attached. If none, enter 0	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Number 0 (8)
9.	Does the taxing authority levy a voted debt service millage or a millage voted for 2 years or less under s. 9(b), Article VII, State Constitution? If yes, enter the number of DR-420DEBT, <i>Certification of Voted Debt Millage</i> forms attached. If none, enter 0	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Number 0 (9)

Property Appraiser Certification	I certify the taxable values above are correct to the best of my knowledge.		
SIGN HERE	Signature of Property Appraiser:	Date :	
	Electronically Certified by Property Appraiser	6/29/2016 8:32 AM	

SECTION II : COMPLETED BY TAXING AUTHORITY

If this portion of the form is not completed in FULL your taxing authority will be denied TRIM certification and possibly lose its millage levy privilege for the tax year. If any line is not applicable, enter -0-

10.	Prior year operating millage levy <i>(If prior year millage was adjusted then use adjusted millage from Form DR-422)</i>		1.4718	per \$1,000 (10)
11.	Prior year ad valorem proceeds <i>(Line 7 multiplied by Line 10, divided by 1,000)</i>	\$	325,396	(11)
12.	Amount, if any, paid or applied in prior year as a consequence of an obligation measured by a dedicated increment value <i>(Sum of either Lines 6c or Line 7a for all DR-420TIF forms)</i>	\$	0	(12)
13.	Adjusted prior year ad valorem proceeds <i>(Line 11 minus Line 12)</i>	\$	325,396	(13)
14.	Dedicated increment value, if any <i>(Sum of either Line 6b or Line 7e for all DR-420TIF forms)</i>	\$	0	(14)
15.	Adjusted current year taxable value <i>(Line 6 minus Line 14)</i>	\$	253,786,637	(15)
16.	Current year rolled-back rate <i>(Line 13 divided by Line 15, multiplied by 1,000)</i>		1.2822	per \$1000 (16)
17.	Current year proposed operating millage rate		1.4718	per \$1000 (17)
18.	Total taxes to be levied at proposed millage rate <i>(Line 17 multiplied by Line 4, divided by 1,000)</i>	\$	380,098	(18)

19.	TYPE of principal authority (check one)	<input type="checkbox"/> County	<input type="checkbox"/> Independent Special District	(19)
		<input checked="" type="checkbox"/> Municipality	<input type="checkbox"/> Water Management District	
20.	Applicable taxing authority (check one)	<input checked="" type="checkbox"/> Principal Authority	<input type="checkbox"/> Dependent Special District	(20)
		<input type="checkbox"/> MSTU	<input type="checkbox"/> Water Management District Basin	
21.	Is millage levied in more than one county? (check one)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	(21)

DEPENDENT SPECIAL DISTRICTS AND MSTUs		STOP HERE - SIGN AND SUBMIT
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22.	Enter the total adjusted prior year ad valorem proceeds of the principal authority, all dependent special districts, and MSTUs levying a millage. <i>(The sum of Line 13 from all DR-420 forms)</i>	\$	325,396	(22)
23.	Current year aggregate rolled-back rate <i>(Line 22 divided by Line 15, multiplied by 1,000)</i>		1.2822 per \$1,000	(23)
24.	Current year aggregate rolled-back taxes <i>(Line 4 multiplied by Line 23, divided by 1,000)</i>	\$	331,133	(24)
25.	Enter total of all operating ad valorem taxes proposed to be levied by the principal taxing authority, all dependent districts, and MSTUs, if any. <i>(The sum of Line 18 from all DR-420 forms)</i>	\$	380,098	(25)
26.	Current year proposed aggregate millage rate <i>(Line 25 divided by Line 4, multiplied by 1,000)</i>		1.4718 per \$1,000	(26)
27.	Current year proposed rate as a percent change of rolled-back rate <i>(Line 26 divided by Line 23, minus 1, multiplied by 100)</i>		14.79 %	(27)

First public budget hearing	Date :	Time :	Place :
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S I G N H E R E	Taxing Authority Certification		I certify the millages and rates are correct to the best of my knowledge. The millages comply with the provisions of s. 200.065 and the provisions of either s. 200.071 or s. 200.081, F.S.		
	Signature of Chief Administrative Officer :			Date :	
	Title :		Contact Name and Contact Title :		
	William F. Underwood, II, TOWN MANAGER		Virginia Walton, TOWN CLERK		
	Mailing Address :		Physical Address :		
155 F Road		155 F Road			
City, State, Zip :		Phone Number :	Fax Number :		
LOXAHATCHEE GROVES, FLORIDA 33470		5617932418	5617932420		



Reset Form

Print Form

MAXIMUM MILLAGE LEVY CALCULATION PRELIMINARY DISCLOSURE

For municipal governments, counties, and special districts

DR-420MM-P
R. 5/12
Rule 12D-16.002
Florida Administrative Code
Effective 11/12

Year: 2016	County: PALM BEACH
Principal Authority: LOXAHATCHEE GROVES	Taxing Authority: Loxahatchee Groves
1. Is your taxing authority a municipality or independent special district that has levied ad valorem taxes for less than 5 years?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (1)
IF YES, STOP HERE. SIGN AND SUBMIT. You are not subject to a millage limitation.	
2. Current year rolled-back rate from Current Year Form DR-420, Line 16	1.2822 per \$1,000 (2)
3. Prior year maximum millage rate with a majority vote from 2015 Form DR-420MM, Line 13	1.5006 per \$1,000 (3)
4. Prior year operating millage rate from Current Year Form DR-420, Line 10	1.4718 per \$1,000 (4)
If Line 4 is equal to or greater than Line 3, skip to Line 11. If less, continue to Line 5.	
Adjust rolled-back rate based on prior year majority-vote maximum millage rate	
5. Prior year final gross taxable value from Current Year Form DR-420, Line 7	\$ 221,087,392 (5)
6. Prior year maximum ad valorem proceeds with majority vote <i>(Line 3 multiplied by Line 5 divided by 1,000)</i>	\$ 331,764 (6)
7. Amount, if any, paid or applied in prior year as a consequence of an obligation measured by a dedicated increment value from Current Year Form DR-420 Line 12	\$ 0 (7)
8. Adjusted prior year ad valorem proceeds with majority vote <i>(Line 6 minus Line 7)</i>	\$ 331,764 (8)
9. Adjusted current year taxable value from Current Year form DR-420 Line 15	\$ 253,786,637 (9)
10. Adjusted current year rolled-back rate <i>(Line 8 divided by Line 9, multiplied by 1,000)</i>	1.3073 per \$1,000 (10)
Calculate maximum millage levy	
11. Rolled-back rate to be used for maximum millage levy calculation <i>(Enter Line 10 if adjusted or else enter Line 2)</i>	1.3073 per \$1,000 (11)
12. Adjustment for change in per capita Florida personal income <i>(See Line 12 Instructions)</i>	1.0375 (12)
13. Majority vote maximum millage rate allowed <i>(Line 11 multiplied by Line 12)</i>	1.3563 per \$1,000 (13)
14. Two-thirds vote maximum millage rate allowed <i>(Multiply Line 13 by 1.10)</i>	1.4919 per \$1,000 (14)
15. Current year proposed millage rate	1.4718 per \$1,000 (15)
16. Minimum vote required to levy proposed millage: (Check one) (16)	
<input type="checkbox"/> a. Majority vote of the governing body: Check here if Line 15 is less than or equal to Line 13. The maximum millage rate is equal to the majority vote maximum rate. Enter Line 13 on Line 17.	
<input checked="" type="checkbox"/> b. Two-thirds vote of governing body: Check here if Line 15 is less than or equal to Line 14, but greater than Line 13. The maximum millage rate is equal to proposed rate. Enter Line 15 on Line 17.	
<input type="checkbox"/> c. Unanimous vote of the governing body, or 3/4 vote if nine members or more: Check here if Line 15 is greater than Line 14. The maximum millage rate is equal to the proposed rate. Enter Line 15 on Line 17.	
<input type="checkbox"/> d. Referendum: The maximum millage rate is equal to the proposed rate. Enter Line 15 on Line 17.	
17. The selection on Line 16 allows a maximum millage rate of <i>(Enter rate indicated by choice on Line 16)</i>	1.4718 per \$1,000 (17)
18. Current year gross taxable value from Current Year Form DR-420, Line 4	\$ 258,253,505 (18)

Continued on page 2

19.	Current year proposed taxes <i>(Line 15 multiplied by Line 18, divided by 1,000)</i>	\$	380,098	(19)
20.	Total taxes levied at the maximum millage rate <i>(Line 17 multiplied by Line 18, divided by 1,000)</i>	\$	380,098	(20)

DEPENDENT SPECIAL DISTRICTS AND MSTUs		STOP HERE. SIGN AND SUBMIT.
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21.	Enter the current year proposed taxes of all dependent special districts & MSTUs levying a millage. <i>(The sum of all Lines 19 from each district's Form DR-420MM-P)</i>	\$	0	(21)
22.	Total current year proposed taxes <i>(Line 19 plus Line 21)</i>	\$	380,098	(22)

Total Maximum Taxes

23.	Enter the taxes at the maximum millage of all dependent special districts & MSTUs levying a millage <i>(The sum of all Lines 20 from each district's Form DR-420MM-P)</i>	\$	0	(23)
24.	Total taxes at maximum millage rate <i>(Line 20 plus Line 23)</i>	\$	380,098	(24)

Total Maximum Versus Total Taxes Levied

25.	Are total current year proposed taxes on Line 22 equal to or less than total taxes at the maximum millage rate on Line 24? (Check one)	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO	(25)
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S I G N H E R E	Taxing Authority Certification	I certify the millages and rates are correct to the best of my knowledge. The millages comply with the provisions of s. 200.065 and the provisions of either s. 200.071 or s. 200.081, F.S.		
	Signature of Chief Administrative Officer :		Date :	
	Title :	Contact Name and Contact Title :		
	Mailing Address :	Physical Address :		
	City, State, Zip :	Phone Number :	Fax Number :	
	LOXAHATCHEE GROVES, FLORIDA 33470	5617932418	5617932420	

Complete and submit this form DR-420MM-P, Maximum Millage Levy Calculation-Preliminary Disclosure, to your property appraiser with the form DR-420, Certification of Taxable Value.



Town of Loxahatchee Groves, Florida

Estimated Revenues

Fiscal Year 2016-2017

General Fund

Revenues

0	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description									
	31000	Ad Valorem Taxes	\$208,173	\$229,355	\$311,616.00	\$294,428.00	\$361,093	\$361,093	
		Florida Statutes §166.211 authorizes the Town, in a manner not inconsistent with general law, to levy Ad Valorem taxes on real and tangible personal property in an amount not to exceed 10 mills less the 3.4581 mills, levied by PBC Fire MSTU, leaving a Town available millage rate of 6.5419 mills. Ad Valorem Taxes are also known as property taxes.							
		Preliminary budget based on 2016 Estimate of taxable value of \$255,889,549 is up \$33,022,709 from \$222,866,840. The July 1, 2016 current final gross taxable value is \$258,253,505 which is \$35,386.665 more than the prior year. Management proposes no changes in millage rate of 1.4718 mills, and proposed amount represents 95% of total Ad Valorem taxes and is an additional \$49,477.					\$361,093	\$361,093	
		Subtotal Ad Valorem Taxes	\$208,173	\$229,355	\$311,616	\$294,428	\$361,093	\$361,093	
	31410	Electric Utility Tax	\$255,191	\$257,661	\$233,000.00	\$190,077.00	\$275,000	\$275,000	
		Town Ordinance 2007-04 grants Florida Power & Light the non-exclusive right to collect a 10% utility tax on behalf of the Town.							
		Historical data has shown an indication of improved economic factors.					\$275,000	\$275,000	
	31500	Communications Services	\$100,688	\$91,442	\$91,919.00	\$67,443.00	\$88,143	\$88,143	
		Florida Statutes §202.19 authorizes the Town to adopt Local Communication Services Tax (CST). The Town adopted Ordinance 2007-04 on August 7, 2007 establishing 5.10% tax.							
		Current trend rate of receipts, contribution continues to decrease. Estimate based on FY2016 year state revenue estimating conference projections. FY2017 projections were made available July 13, 2016.					\$88,143	\$88,143	
	31600	County Occupational License	\$8,098	\$10,528	\$6,000.00	\$4,837.00	\$6,000	\$6,000	
		The Town does not collect a business tax receipt, but does charge a \$20 processing fee on all new business tax receipt applications for submission to PBC. The Town receives a proportional business tax distribution from PBC.							
		No anticipated increase.					\$6,000	\$6,000	
		Subtotal Public Service Tax	\$255,191	\$257,661	\$330,919	\$262,357	\$369,143	\$369,143	
	30430	FPL Franchise Fee	\$204,892	\$210,515	\$200,000.00	\$136,726.00	\$200,000	\$200,000	
		Ordinance 2007-01 granting Florida Power & Light Company an electric franchise was effective May 1, 2007. Town received 5.9% of the net revenue generated to FP&L from the Town.							
		Using the audited FY15 actual, the current receipts do not reflect user increase of electric. No increase is anticipated.					\$200,000	\$200,000	
	31900	Hauler's Franchise Fee	\$3,805	\$1,525	\$0.00	\$1,515.00	\$1,500	\$1,500	
		Ordinance No. 2012-03 relating to disposal and use of Manure. Transporters Annual Permit Fees of \$500.00.							
		No increase is estimated.					\$1,500	\$1,500	



Town of Loxahatchee Groves, Florida

Estimated Revenues Fiscal Year 2016-2017

General Fund

Revenues

0	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted	
- Description										
	32330	PBC Water Utility Franchise	\$11,548	\$9,206	\$10,000.00	\$14,417.00	\$25,000	\$25,000		
		Water Utility Franchise Agreement with Palm Beach County of February 2, 2009 provides a 10% utility franchise fee to all Town utility customers.								
		Increase estimated for next year as a result of the new development connections to PBC Water Utilities						\$25,000	\$25,000	
	32900	Building Permits	\$7,224	\$9,612	\$7,000.00	\$20,864.00	\$12,500	\$12,500		
		Resolution No. 2016-14 adopted April 2016 set new permit/application fees as it relates to planning and zoning, building, and miscellaneous charges.								
		The Town does not issue Building Permits, but does charge a building permit application review fee in the amount of \$60. All improvements that requires a PBC permit must first submit all permits and plans to the Town for review and approval prior to acceptance by PBC.						\$12,500	\$12,500	
		Current trend rate of receipts continues to increase.								
	Subtotal Permits, Fees, Spc Assess		\$204,892	\$210,515	\$217,000	\$173,522	\$239,000	\$239,000		
	35150	State Revenue Sharing	\$79,818	\$82,036	\$90,890.00	\$60,199.00	\$87,559	\$87,559		
		Created under the Florida Revenue Sharing Action of 1972 whereby a portion of monies collected by the State are returned to counties and municipalities based on population. The proportional contribution of each source during the state fiscal year ending 2015, as determined by the DOR, is also noted.								
		1.3517 percent of sales and use tax collections = 75.14% of total funding One-cent municipal fuel tax on motor fuel = 24.86% of total funding								
		Estimate based on state revenue estimating conference projections for FY2017 provided on July 11, 2016.						\$87,559	\$87,559	
	35180	Half Cent Sales Tax	\$232,071	\$246,420	\$260,461.00	\$188,131.00	\$262,128	\$262,128		
		Authorized in 1982, the Local Government Half-cent Sales Tax Program generates the largest amount of revenue for local governments among the state-shared revenue sources currently authorized by the Legislature.								
		The program includes three distributions of state sales tax revenues collected pursuant to ch. 212, F.S. The ordinary distribution to eligible county and municipal governments is possible due to the transfer of 8.8854 percent of net sales tax proceeds to the Local Government Half-cent Sales Tax Clearing Trust Fund Revenue generated from the State of Florida sales tax distributed to local municipalities in direct proportion to the relationship and are unrestricted in their use.								
		Estimate based on state revenue estimating conference projections for FY2017 provided on June 28, 2016.						\$262,128	\$262,128	
	Subtotal Intergovernmental		\$79,818	\$82,036	\$351,351	\$248,330	\$349,687	\$349,687		
	34000	General Government Charges	\$3,808	\$4,660	\$3,000.00	\$4,435.00	\$3,500	\$3,500		
		Resolution No. 2016-14 adopted April 2016 set new fees for miscellaneous charges.								
		Charges include fees for lien searches, foreclosure registrations, room rental charges, public record requests, and photo copy charges.						\$3,500	\$3,500	



Town of Loxahatchee Groves, Florida

Estimated Revenues

Fiscal Year 2016-2017

General Fund

Revenues

0	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description									
	34190	Cost Recovery Fees	\$27,858	\$100,519	\$35,000.00	\$50,477.00	\$35,000	\$35,000	
		Escrow account are required for development to include preliminary plat review, special exception, site plan, future land use, and rezoning matters. All planning, legal, engineering, advertising, and other related costs relative to a request to be funded completed by applicant.							
		Estimate used will be for appropriation to perform this function.					\$35,000	\$35,000	
		Subtotal Charge for Service	\$3,808	\$4,660	\$38,000	\$54,912	\$38,500	\$38,500	
	35150	Court Fines	\$0	\$0	\$0.00	\$0.00	\$0	\$0	
		Used to account for funds received through traffic violations within the Town's limits.							
	35400	Code Enforcement Fines	\$9,647	\$7,014	\$1,000.00	\$0.00	\$1,000	\$1,000	
		The Town has a reactive code enforcement system and fees generated can not be predicted with any level of confident accuracy					\$1,000	\$1,000	
		Subtotal Fines & Forfeitures	\$0	\$0	\$1,000	\$0	\$1,000	\$1,000	
	36110	Interest	\$158	\$50	\$200.00	\$33.00	\$200	\$200	
		Interest earnings continue to languish; however, slightly improved earnings should occur with the investments into FMIvT and LGIT investment pools.					\$200	\$200	
	36990	Other Misc. Income	\$42,991	\$150	\$300.00	\$240.00	\$300	\$300	
		Election filing fees, insurance reimbursements, and other non-classified revenues specifically identified.					\$300	\$300	
	36991	Contributions and Donations	\$0	\$0	\$7,000.00	\$0.00	\$7,000	\$7,000	
		Private Sources							
		Resolution No. 2015-09 Exhibit D requires for an annual payment in lieu of taxes. Contribution in the amount of \$7000 in the initial year, to escalate at a rate of 3% per year.							
		P. I. L. O. T. funding from Big Dog Ranch.					\$7,000	\$7,000	
		Subtotal Miscellaneous	\$158	\$50	\$7,500	\$273	\$7,500	\$7,500	
	38100	Transfer from Fund Balance	\$0	(\$25,000)	\$311,621.00	\$0.00	\$0	\$0	
		No funds anticipated this FY 2017.							
	38135	Transfer from CIP Fund	\$0	\$1,000,000	\$0.00	\$0.00			
		No funds anticipated this FY17							
	38145	Transfer from Solid Waste Fund	\$0	\$0	\$0.00	\$0.00			
		No funds anticipated this FY17							
		Subtotal Other Sources	\$0	(\$25,000)	\$311,621	\$0	\$0	\$0	



Town of Loxahatchee Groves, Florida
Estimated Revenues
Fiscal Year 2016-2017

General Fund

Revenues

0	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
		- Description							
		Department Total	\$208,173	\$229,355	\$1,569,007	\$1,033,822	\$1,365,923	\$1,365,923	



Town of Loxahatchee Groves, Florida
Estimated Revenues
Fiscal Year 2016-2017

General Fund

Revenues

0	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
		- Description							
		Fund Total	\$208,173	\$229,355	\$1,569,007	\$1,033,822	\$1,365,923	\$1,365,923	



Town of Loxahatchee Groves, Florida

Estimated Appropriations Fiscal Year 2016-2017

General Fund

Town Council

10 Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description								
53100	Professional Services	\$650	\$4,613	\$10,400.00	\$0.00	\$20,000	\$20,000	
Used for various services such as legal, lobbying, and other similar services Codification of all Town Ordinances.								
54000	Travel	\$0	\$0	\$3,000.00	\$4,516.81	\$7,000	\$7,000	
Town Council travel expenses to attend various state and local legislative events as deemed necessary. To include expenses for transportation, hotels, meals, and incidentals.								
	Florida League of Cities Annual Conference					\$7,000	\$7,000	
	Palm Beach County Days - Tallahassee, FL							
	Pre Legislative Conference - Orlando, FL							
	Other Local Legislative Events							
54100	Communication Services	\$0	\$0	\$6,395.00	\$0.00	\$3,000	\$3,000	
Used to pay for cellular services for communications devises.								
	AT&T Cellular communication for iPad @ \$50/mth					\$3,000	\$3,000	
54900	Other Operating Expenses	\$244	\$3,225	\$1,500.00	\$0.00	\$1,500	\$1,500	
Miscellaneous operating expenses								
	Town brand marketing					\$1,000	\$1,000	
	Meeting expenses					\$500	\$500	
54990	Other Current Charges - Council Reimbursement	\$30,000	\$30,000	\$37,500.00	\$15,500.00	\$45,000	\$45,000	
Ordinance No. 2016-01 adopted February 2016 set Town Council compensation at \$750.00.								
	Five (5) Town Council Members @ \$750.00/mth					\$45,000	\$45,000	
55100	Office Supplies	\$350	\$388	\$500.00	\$512.66	\$500	\$500	
Used for the purchase of miscellaneous consumable supplies								
55200	Operating Supplies	\$39	\$810	\$500.00	\$35.93	\$500	\$500	
Used to purchase miscellaneous unspecified supplies.								
	Misc supplies					\$500	\$500	
55400	Books, Publications & Subscriptions	\$4,400	\$3,958	\$2,500.00	\$2,607.00	\$2,435	\$2,435	
Pay for subscriptions								
	Government Finance Officers Association Annual Membership					\$160	\$160	
	Palm Beach County League of Cities					\$550	\$550	
	Miscellaneous subscriptions					\$500	\$500	
	Palm West Chamber of Commerce - annual membership					\$225	\$225	
	Florida League of Cities - annual membership					\$500	\$500	



Town of Loxahatchee Groves, Florida

Estimated Appropriations

Fiscal Year 2016-2017

General Fund

Town Council

10 Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
	- Description							
	Palm Beach County League of Cities - small cities hosting					\$500	\$500	
55500	Education & Training	\$190	\$48	\$1,000.00	\$450.00	\$2,000	\$2,000	
	Pay for fees relative to training such as the Institute of Elected Municipal Officials							
	Misc Seminars					\$2,000	\$2,000	
	Registration Fees							
58200	Special Events/Contributions	\$5,500	\$10,786	\$8,700.00	\$4,747.63	\$5,500	\$5,500	
	Used to purchase supplies for citizen meetings, community events, and similar events							
	10th Anniversary Incorporation					\$3,000	\$3,000	
	Holiday Parade supplies					\$500	\$500	
	Other unscheduled events					\$2,000	\$2,000	
Subtotal Operating Expense		\$650	\$4,613	\$71,995	\$28,370	\$87,435	\$87,435	
Town Council	Department Total	\$650	\$4,613	\$71,995	\$28,370	\$87,435	\$87,435	



Town of Loxahatchee Groves, Florida

Estimated Appropriations Fiscal Year 2016-2017

General Fund

Town Manager

12 Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description								
53400	Other Services	\$264,106	\$269,653	\$280,546.00	\$187,030.00	\$288,964	\$288,964	
	Professional Services Agreement of April 5, 2016 approved payment of \$30,364.00/mth representing an annual total for all Town Management company services at \$364,368.00.							
	Administrative Services function portion of Agreement is calculated at \$23,379.00/mth or \$280,548 per year.					\$280,548	\$280,548	
	UMSG - Contract Management Services Administrative function up 3.0% to \$24,080.33/mth representing a monthly increase of \$701.37 or \$8,416.00 annually.					\$8,416	\$8,416	
54000	Travel	\$861	\$960	\$1,500.00	\$102.97	\$3,000	\$3,000	
	Used to pay for management staff travel and mileage reimbursements							
	Town Manager travel to include attendance with Town Council Members at Florida League of Cities Conference, Pre-Legislative Conference in Orlando, and Palm Beach County Days in Tallahassee. Staff mileage reimbursements					\$3,000	\$3,000	
54100	Communication Services	\$0	\$0	\$0.00	\$0.00	\$1,300	\$1,300	
	Used to pay for telecommunications devices for Town Manager							
	Cellular telephone @ \$58/mth.					\$1,300	\$1,300	
	Ipad connection @ \$50/mth.							
54200	Postage & Freight	\$469	\$472	\$1,000.00	\$1,736.65	\$3,500	\$3,500	
	Used to pay for various printed mailings throughout the year							
	General, Code Enforcement, and Special Magistrate notifications, and direct community wide mailings.					\$3,500	\$3,500	
54360	Legal Advertising	\$149	(\$375)	\$700.00	\$4,686.48	\$4,000	\$4,000	
	Used to pay for advertising in local papers for legal ads in the Palm Beach Post, El Latino, and Town Crier.							
	General notices, procurement, and ordinance advertising					\$4,000	\$4,000	
54900	Other Operating Expenses	\$612	\$446	\$7,044.00	\$539.00	\$2,000	\$2,000	
	Miscellaneous expenses not otherwise classified							
	Other misc. items					\$1,000	\$1,000	
	Recording Fees					\$1,000	\$1,000	
54930	Election Expense	\$247	\$19,467	\$8,010.00	\$10,508.72	\$8,260	\$8,260	
	Used to pay poll workers, poll worker meals, legal advertising, and the PBC Supervisor of Elections for election expenses							
	Advertising					\$1,200	\$1,200	
	Election Inspectors compensation					\$800	\$800	
	Law Enforcement escort service					\$160	\$160	
	Training and expenses					\$2,500	\$2,500	



Town of Loxahatchee Groves, Florida

Estimated Appropriations

Fiscal Year 2016-2017

General Fund

Town Manager

12 Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
	- Description							
	Palm Beach County Supervisor of Election charges					\$3,600	\$3,600	
55100	Office Supplies	\$12,593	\$31,862	\$12,000.00	\$10,459.13	\$12,000	\$12,000	
	Misc. office supplies for Town Hall					\$7,000	\$7,000	
	TCI Automation - Per page printing charges - 1 copier					\$5,000	\$5,000	
55400	Books, Publications & Subscriptions	\$450	\$381	\$570.00	\$0.00	\$570	\$570	
	GFOA for CAFR submission					\$320	\$320	
	Misc. publication					\$250	\$250	
Subtotal Operating Expense		\$264,106	\$269,653	\$311,370	\$215,063	\$323,594	\$323,594	
Town Manager	Department Total	\$264,106	\$269,653	\$311,370	\$215,063	\$323,594	\$323,594	



Town of Loxahatchee Groves, Florida

Estimated Appropriations Fiscal Year 2016-2017

General Fund

Financial Services

14 Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description								
53200	Accounting and Auditing	\$16,700	\$16,700	\$18,000.00	\$0.00	\$16,700	\$16,700	
	Renewed Auditing Services Agreement in March 2014 with Nowlen Holt & Miner at a cost of \$16,700/yr. through term that included one 3 year term, and two 1 year renewals.							
	Nowlen Holt & Miner - auditing services					\$16,700	\$16,700	
53460	Legal Advertising	\$910	\$1,776	\$2,000.00	\$1,845.05			
	Used to pay for financial related advertising such as TRIM (Truth In Millage) ads							
54700	Printing and Binding	\$0	\$0	\$1,396.00	\$0.00	\$1,100	\$1,100	
	Printing books such as budgets, agendas, public presentations, and supplies, etc.							
	Misc. reports and submission					\$350	\$350	
	Misc. binding supplies					\$750	\$750	
54920	Computer Services	\$0	\$5,883	\$11,820.00	\$5,811.00	\$14,000	\$14,000	
	Used to pay for financial hosting and web hosting in offsite data centers							
	Web site design, and hosting					\$5,000	\$5,000	
	Miscellaneous hardware and software services					\$3,000	\$3,000	
	SaaS Accounting System hosting cost					\$6,000	\$6,000	
55400	Books, Publications & Subscriptions	\$0	\$0	\$0.00	\$0.00	\$310	\$310	
	Government Finance Officers of the United States and Canada					\$160	\$160	
	Florida Government Finance Officers Association - 3 members					\$150	\$150	
55500	Education & Training	\$0	\$0	\$0.00	\$0.00	\$3,000	\$3,000	
	School of Governmental Finance registration fees only offered by FGFOA for 2							
	Annual Training Conference for financial system offered by Blackbaud					\$3,000	\$3,000	
Subtotal Operating Expense		\$16,700	\$16,700	\$33,216	\$7,656	\$35,110	\$35,110	
Financial Services	Department Total	\$16,700	\$16,700	\$33,216	\$7,656	\$35,110	\$35,110	



Town of Loxahatchee Groves, Florida

Estimated Appropriations Fiscal Year 2016-2017

General Fund

Legal Services

16	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description									
	53100	Professional Services	\$45,527	\$77,922	\$90,000.00	\$60,806.23	\$90,000	\$90,000	
		Legal Counsel - Goren Cherof, Doody & Ezrol PA							
		Goren, Cherof, Doody & Ezrol, PA - Legal Counsel					\$90,000	\$90,000	
	53420	Comprehensive Plan	\$0	\$0	\$0.00	\$0.00			
		Used to record legal services expenditures							
		Subtotal Operating Expense	\$45,527	\$77,922	\$90,000	\$60,806	\$90,000	\$90,000	
	Legal Services	Department Total	\$45,527	\$77,922	\$90,000	\$60,806	\$90,000	\$90,000	



Town of Loxahatchee Groves, Florida

Estimated Appropriations Fiscal Year 2016-2017

General Fund

Planning and Zoning

20	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
Acct#	- Description							
53400	Other Services	\$79,041	\$80,702	\$83,822.00	\$55,881.36	\$86,334	\$86,334	
	Planning and Zoning Services function portion of UMSG Agreement							
	Planning and Zoning Services function portion of Agreement is calculated at \$6,985/mth or \$83,820 per year.					\$83,820	\$83,820	
	UMSG - Contract Management Services Planning and Zoning function up 3.0% to \$7,194.55/mth representing a monthly increase of \$209.55 or \$2,514.00 per year.					\$2,514	\$2,514	
53420	Comprehensive Plan	\$0	\$0	\$15,000.00	\$0.00	\$15,000	\$15,000	
	Comprehensive plan needs to be updated							
	Modifications - Capital Improvement Element and other textual changes					\$15,000	\$15,000	
53450	Planning & Zoning Contract	\$2,407	\$17,254	\$20,000.00	\$8,583.79	\$20,000	\$20,000	
	Town initiated planning services							
	Contract expenditures for Land Research Management					\$20,000	\$20,000	
53460	Legal Advertising	\$12,670	\$6,723	\$10,000.00	\$2,290.56	\$7,000	\$7,000	
	Advertising for non-cost recovery planning and zoning changes							
	Planning & Zoning Advertising non-cost recovery matters					\$7,000	\$7,000	
53490	Cost Recovery Expenditure	\$28,154	\$97,085	\$35,000.00	\$57,320.37	\$35,000	\$35,000	
	Various projects (TBD)					\$35,000	\$35,000	
Subtotal Operating Expense		\$79,041	\$80,702	\$163,822	\$124,076	\$163,334	\$163,334	
Planning and Zoning	Department Total	\$79,041	\$80,702	\$163,822	\$124,076	\$163,334	\$163,334	



Town of Loxahatchee Groves, Florida

Estimated Appropriations Fiscal Year 2016-2017

General Fund

Code Enforcement

22	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description									
	53150	Special Magistrate	\$9,126	\$7,054	\$10,000.00	\$345.49	\$7,500	\$7,500	
		Legal Services							
		Special Magistrate fees					\$7,500	\$7,500	
	53400	Other Services	\$0	\$0	\$0.00	\$0.00	\$107,500	\$107,500	
		Amendment 1 to Professional Services Agreement dated May 2016 for Code Enforcement services function for \$106,0000 annually.							
		Code Enforcement function portion is calculated at \$8,833.33/mth and include a Code Enforcement Officer and administrative support staff at a cost of \$8,833.33/mth.					\$106,000	\$106,000	
		Work performed outside the normal business hours to include weekends and holiday only if necessary as included as part of Amendment No. 1.					\$1,500	\$1,500	
	53430	Code Compliance	\$21,680	\$24,763	\$0.00	\$0.00	\$3,000	\$3,000	
		Tew & Taylor Contract for code enforcement services was not renewed but services may be required.							
		Use of specialized professional services in conjunction with specific Special Magistrate cases					\$3,000	\$3,000	
	54000	Travel	\$0	\$0	\$0.00	\$0.00	\$1,500	\$1,500	
		Used to pay for code enforcement staff mileage reimbursements							
		Reimbursement for mileage at current IRS rate @ \$0.54					\$1,500	\$1,500	
	54100	Communication Services	\$0	\$0	\$0.00	\$0.00	\$600	\$600	
		AT&T Cellular communication for iPad @ \$50/mth							
	Subtotal Operating Expense		\$9,126	\$7,054	\$10,000	\$345	\$120,100	\$120,100	
	Code Enforcement	Department Total	\$9,126	\$7,054	\$10,000	\$345	\$120,100	\$120,100	



Town of Loxahatchee Groves, Florida
Estimated Appropriations
Fiscal Year 2016-2017

General Fund

Police Services

26 Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description								
53410	Other Services-PBSO Police	\$280,281	\$282,393	\$288,746.00	\$192,497.36	\$304,521	\$304,521	
	Provides local police services							
	2% increase for FY2017					\$294,521	\$294,521	
	Misc. detail shifts for PBSO					\$10,000	\$10,000	
Subtotal Operating Expense		\$280,281	\$282,393	\$288,746	\$192,497	\$304,521	\$304,521	
Police Services	Department Total	\$280,281	\$282,393	\$288,746	\$192,497	\$304,521	\$304,521	



Town of Loxahatchee Groves, Florida
Estimated Appropriations
Fiscal Year 2016-2017

General Fund

Public Works

30 Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description								
53400	Other Services	\$2,884	\$736	\$5,000.00	\$0.00	\$5,000	\$5,000	
	Used for miscellaneous public works type of services when needed.							
	handy-man type services					\$5,000	\$5,000	
Subtotal Operating Expense		\$2,884	\$736	\$5,000	\$0	\$5,000	\$5,000	
Public Works	Department Total	\$2,884	\$736	\$5,000	\$0	\$5,000	\$5,000	



Town of Loxahatchee Groves, Florida

Estimated Appropriations Fiscal Year 2016-2017

General Fund

General Government

32

Acct#	Account Title	Audit FY 14	Audit FY 15 Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description							
53400	Other Services	\$0	\$4,305	\$4,600.00	\$4,995.50	\$10,000	\$10,000
	Facilities and grounds cleaning and maintenance services. Cleaning Services @ \$360.00/mth						
	Town Hall Lawn Maint. Srvs @ \$200.00/mth						
	Town Entrance Maint @ \$125.00/mth						
	Other services as needed						
54100	Communication Services	\$7,063	\$8,442	\$11,100.00	\$5,103.94	\$12,700	\$12,700
	Comcast - Internet Services					\$3,000	\$3,000
	ADT Building Security System and Fire Alarm System					\$1,800	\$1,800
	ATT - 2 telephone lines security and fire alarm systems @ \$110/mth					\$3,900	\$3,900
	Iphone - 10 lines @ \$220/mth						
	Earthlink video streaming hosting					\$4,000	\$4,000
54300	Utilities	\$0	\$2,616	\$10,560.00	\$3,557.96	\$7,000	\$7,000
	FPL					\$5,000	\$5,000
	PBC Water					\$2,000	\$2,000
54440	Rentals and Leases	\$18,509	\$18,904	\$10,300.00	\$3,408.20	\$8,000	\$8,000
	TCI automation - Toshiba copier rental					\$4,000	\$4,000
	Easy Self-Storage - unit					\$1,900	\$1,900
	Miscellaneous rental or leases					\$2,100	\$2,100
54500	Insurance	\$15,111	\$21,813	\$31,000.00	\$24,953.25	\$31,000	\$31,000
	Florida League of Cities - General Liability					\$31,000	\$31,000
54600	Repair & Maint - Building	\$4,346	\$16,960	\$4,200.00	\$4,416.51	\$2,500	\$2,500
	Misc repairs and services					\$2,500	\$2,500
54700	Printing and Binding	\$0	\$0	\$0.00	\$0.00		
54800	Promotional Activities	\$0	\$0	\$0.00	\$0.00		
54910	Computer Hardware and Software	\$5,889	\$28,277	\$5,500.00	\$824.57	\$6,000	\$6,000
	Update Microsoft software					\$2,500	\$2,500
	Misc. software upgrades					\$1,500	\$1,500
	Replacement of hardware					\$2,000	\$2,000
54920	Computer Services	\$818	\$2,785	\$7,292.00	\$3,953.04	\$7,500	\$7,500
	Hosting - e-City Services					\$1,500	\$1,500
	Microsoft Exchange 14 - email					\$1,700	\$1,700



Town of Loxahatchee Groves, Florida

Estimated Appropriations

Fiscal Year 2016-2017

General Fund

General Government

32 Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
	- Description							
	Carbonite					\$50	\$50	
	Dropbox					\$1,250	\$1,250	
	Streaming video from eCity Services					\$3,000	\$3,000	
54940	Inspector General Office	\$2,218	\$2,539	\$5,300.00	\$0.00	\$5,280	\$5,280	
	Various contract requirements					\$5,280	\$5,280	
	Subtotal Operating Expense	\$0	\$4,305	\$89,852	\$51,213	\$89,980	\$89,980	
General Government	Department Total	\$0	\$4,305	\$89,852	\$51,213	\$89,980	\$89,980	



Town of Loxahatchee Groves, Florida

Estimated Appropriations Fiscal Year 2016-2017

General Fund

Non-departmental

90 Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description								
54910	Computer Hardware and Software	\$2,218	\$2,539	\$5,300.00	\$0.00			
59990	Contingency Available for unspecified expenses	\$0	\$15,524	\$0.00	\$0.00	\$26,286	\$26,286	
Subtotal Operating Expense		\$2,218	\$2,539	\$5,300	\$0	\$26,286	\$26,286	
56140	Land Acquisition	\$0	\$27,414	\$0.00	\$0.00			
56200	Buildings	\$0	\$487,308	\$21,410.00	\$10,144.50			
Subtotal Capital Outlay		\$0	\$27,414	\$21,410	\$10,145			
58100	Aids to Government Agency	\$0	\$0	\$0.00	\$0.00			
58220	Loxahatchee Groves CERT Annual contribution	\$550	\$537	\$2,000.00	\$37.13	\$2,000	\$2,000	
Subtotal Grants & Aids		\$0	\$0	\$2,000	\$37	\$2,000	\$2,000	
59001	Transfer to Fund Balance	\$0	\$0	\$0.00	\$0.00			
59101	Transfer to Transportation Fund Used to continue transportation improvements	\$40,000	\$0	\$0.00	\$0.00	\$18,261	\$18,261	
59305	Transfer to Capital Projects	\$0	\$0	\$150,000.00	\$0.00	\$0	\$0	
59405	Transfer to Sanitation Fund Supplement solid waste rate by maintaining the prior year rate pending final CPI from Waste Pro.	\$0	\$0	\$115,583.00	\$0.00	\$100,302	\$100,302	
Subtotal Non-Operating		\$0	\$0	\$265,583	\$0	\$118,563	\$118,563	
Non-departmental	Department Total	\$2,218	\$2,539	\$294,293	\$10,182	\$146,849	\$146,849	



Town of Loxahatchee Groves, Florida
Estimated Appropriations
Fiscal Year 2016-2017

General Fund

90	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
		- Description							
		Fund Total	\$650	\$4,613	\$1,358,294	\$690,209	\$1,365,923	\$1,365,923	



Town of Loxahatchee Groves, Florida

Estimated Revenues

Fiscal Year 2016-2017

Transportation Fund

Revenues

0	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description									
	34100	1st Local Option Fuel Tax (6c)	\$247,217	\$259,112	\$249,245.00	\$193,841.00	\$272,430	\$272,430	
County governments are authorized to levy up to 12 cents of local option fuel taxes in the form of three separate levies. The second is a tax of 1 to 6 cents on every net gallon of motor and diesel fuel sold within a county Estimate based on FY16 year state revenue estimating conference projections. Fy2017 projections due July 1, 2016. State Dept. Fin Svc Estimate provided 7/8/2016									
							\$272,430	\$272,430	
	34200	2nd Local Option Fuel Tax (5c)	\$117,955	\$121,673	\$117,326.00	\$80,586.72	\$125,880	\$125,880	
County governments are authorized to levy up to 12 cents of local option fuel taxes in the form of three separate levies. The third tax is a 1 to 5 cents levy upon every net gallon of motor fuel sold within a county, and diesel fuel is not subject to this tax. Estimate based on FY16 year state revenue estimating conference projections. State Dept. Fin Svc Estimate provided 7/8/2016									
							\$125,880	\$125,880	
Subtotal Sales, Use and Fuel Taxes			\$247,217	\$259,112	\$366,571	\$274,428	\$398,310	\$398,310	
	38100	Transfer from Fund Balance	\$0	\$0	\$1,140,000.00	\$0.00			
5 cent gas tax fund balance reserve 6 cent gas tax fund balance reserve									
	38110	Contribution from General Fund	\$40,000	\$0	\$0.00	\$0.00	\$18,261	\$18,261	
Assist in road maintenance program									
							\$18,261	\$18,261	
Subtotal Other Sources			\$0	\$0	\$1,140,000	\$0	\$18,261	\$18,261	
Department Total			\$247,217	\$259,112	\$1,506,571	\$274,428	\$416,571	\$416,571	



Town of Loxahatchee Groves, Florida
Estimated Revenues
Fiscal Year 2016-2017

Transportation Fund

Revenues

0	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
		- Description							
		Fund Total	\$247,217	\$259,112	\$1,506,571	\$274,428	\$416,571	\$416,571	



Town of Loxahatchee Groves, Florida

Estimated Appropriations Fiscal Year 2016-2017

Transportation Fund

Roads - LOGT

40 Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description								
54670	Traffic Control Signs-6c	\$4,456	\$4,611	\$15,000.00	\$4,964.40	\$10,000	\$10,000	
	Equestrian Signs					\$2,000	\$2,000	
	Installation					\$2,000	\$2,000	
	Various traffic control signs					\$6,000	\$6,000	
54680	Town Roads Maint.-6c	\$53,470	\$51,910	\$322,833.00	\$350,477.91	\$292,000	\$292,000	
	Used to maintain Town roads but not necessarily as detailed within.							
	Monthly road maintenance at \$10,000 each					\$120,000	\$120,000	
	Tree trimming					\$50,000	\$50,000	
	Base rock for Town roads and additional road services					\$50,000	\$50,000	
	Road repairs					\$32,000	\$32,000	
	mowing					\$40,000	\$40,000	
54690	Road Maintenance District-6c	\$152,915	\$93,738	\$93,738.00	\$8,667.50	\$86,432	\$86,432	
	Maintenance of District Roads							
	Total District Lane Miles 2016 of 36.118 miles or 31.2% of total miles applied to the 1st Local Option Fuel Tax (6c)					\$77,764	\$77,764	
	Repairs to Lettered Roads Quit Claimed by LGWCD					\$8,668	\$8,668	
Subtotal Operating Expense		\$4,456	\$4,611	\$431,571	\$364,110	\$388,432	\$388,432	
56310	Road and Streets -new construction-5c	\$0	\$0	\$0.00	\$0.00			
56312	Special Projects	\$0	\$60,000	\$75,000.00	\$0.00	\$28,140	\$28,140	
	Equestrian Crossings Okeechobee Blvd.					\$28,140	\$28,140	
56320	Road and Streets -new construction-6c	\$0	\$0	\$0.00	\$0.00			
Subtotal Capital Outlay		\$0	\$0	\$75,000	\$0	\$28,140	\$28,140	
59305	Transfer to Capital Projects	\$15,070	\$40,000	\$1,000,000.00	\$0.00	\$0	\$0	
	5 cent gas tax fund balance reserve							
	6 cent gas tax fund balance reserve							
	5 cent current appropriation							
59935	Transfer to Fund Balance 5ct.	\$0	\$0	\$117,326.00	\$0.00			
59936	Transfer to Fund Balance 6ct.	\$0	\$0	\$0.00	\$0.00			



Town of Loxahatchee Groves, Florida
Estimated Appropriations
Fiscal Year 2016-2017

Transportation Fund

Roads - LOGT

40	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
		- Description							
		Subtotal Non-Operating	\$15,070	\$40,000	\$1,117,326	\$0		\$0	\$0
		Roads - LOGT							
		Department Total	\$4,456	\$4,611	\$1,623,897	\$364,110		\$416,571	\$416,571



Town of Loxahatchee Groves, Florida
Estimated Appropriations
Fiscal Year 2016-2017

Transportation Fund

Roads - LOGT

40	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
		- Description							
		Fund Total	\$4,456	\$4,611	\$1,623,897	\$364,110	\$416,571	\$416,571	



Town of Loxahatchee Groves, Florida

Estimated Revenues

Fiscal Year 2016-2017

Capital Improvement Fund

Revenues

0	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description									
	33700	Local Govt Unit Grant - Physical Environment	\$0	\$0	\$0.00	\$0.00			
		Not applicable							
		Subtotal Intergovernmental	\$0	\$0	\$0	\$0			
	36991	Contributions and Donations Private Sources	\$0	\$0	\$1,211,741.00	\$100,000.00	\$400,000	\$400,000	
		Quad Party Agreement					\$400,000	\$400,000	
		Subtotal Miscellaneous	\$0	\$0	\$1,211,741	\$100,000	\$400,000	\$400,000	
	38100	Transfer from Fund Balance	\$0	\$1,000,000	\$168,893.00	\$0.00	\$718,893	\$718,893	
		Existing funding available from assigned fund balance							
		Funding for road acquisition from LGWCD					\$28,893	\$28,893	
		North Road Equestrian Trail Grant					\$40,000	\$40,000	
		Survey additional Town roads					\$100,000	\$100,000	
		Road and drainage improvements to be determined					\$400,000	\$400,000	
		Trail preparations					\$50,000	\$50,000	
		D Road Contribution from Big Dog Rescue					\$100,000	\$100,000	
	38110	Contribution from General Fund	\$0	\$0	\$150,000.00	\$0.00			
		Contribution from General Fund unassigned fund balance							
	38111	Contributions from Transportation Fund	\$15,070	\$0	\$1,000,000.00	\$0.00			
		6 cent gas tax fund balance reserve							
		5 cent gas tax fund balance reserve							
		Subtotal Other Sources	\$0	\$1,000,000	\$1,318,893	\$0	\$718,893	\$718,893	
		Department Total	\$0	\$0	\$2,530,634	\$100,000	\$1,118,893	\$1,118,893	



Town of Loxahatchee Groves, Florida
Estimated Revenues
Fiscal Year 2016-2017

Capital Improvement Fund

Revenues

0	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
		- Description							
		Fund Total	\$0	\$0	\$2,530,634	\$100,000	\$1,118,893	\$1,118,893	



Town of Loxahatchee Groves, Florida

Estimated Appropriations Fiscal Year 2016-2017

Capital Improvement Fund

Community Improvements

60 Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description								
56120	Surveying Town Roads	\$9,653	\$0	\$100,000.00	\$98,470.00	\$100,000	\$100,000	
	TBD					\$100,000	\$100,000	
56130	Road and Streets -new construction-6c	\$6,000	\$0	\$0.00	\$0.00	\$200,000	\$200,000	
	Improvements to be determined							
56140	Construct Town Roads - "B" & "D" Road	\$146,251	\$0	\$1,211,741.00	\$15,803.80	\$500,000	\$500,000	
	D Road improvement near Big Dog Rescue					\$100,000	\$100,000	
	Engineering, Inspection, Construction on portion added by Town for drainage					\$400,000	\$400,000	
56400	Drainage	\$0	\$0	\$1,150,000.00	\$49,090.00	\$200,000	\$200,000	
	TBD					\$200,000	\$200,000	
56500	Trails	\$4,260	\$0	\$40,000.00	\$319.00	\$40,000	\$40,000	
	Equestrian trails on North Road					\$40,000	\$40,000	
56510	Trails - Town	\$0	\$0	\$130,852.00	\$130,852.00	\$50,000	\$50,000	
	Used to reflect improvement to trails							
	TBD					\$50,000	\$50,000	
56540	Land Acquisition	\$28,893	\$106,932	\$28,893.00	\$28,893.00	\$28,893	\$28,893	
	Amortized cost for road acquisition from LGWCD for remaining 5 fiscal years					\$28,893	\$28,893	
Subtotal Capital Outlay		\$9,653	\$0	\$2,661,486	\$323,428	\$1,118,893	\$1,118,893	
59001	Transfer to Fund Balance	\$0	\$1,000,000	\$0.00	\$0.00			
Subtotal Non-Operating		\$0	\$1,000,000	\$0	\$0			
Community Improvement Department Total		\$9,653	\$0	\$2,661,486	\$323,428	\$1,118,893	\$1,118,893	



Town of Loxahatchee Groves, Florida
Estimated Appropriations
Fiscal Year 2016-2017

Capital Improvement Fund

Community Improvements

60	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
		- Description							
		Fund Total	\$9,653	\$0	\$2,661,486	\$323,428	\$1,118,893	\$1,118,893	



Town of Loxahatchee Groves, Florida

Estimated Revenues

Fiscal Year 2016-2017

Sanitation Fund

Revenues

0	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description									
	32520	Solid Waste Assessments	\$431,725	\$438,788	\$337,253.00	\$317,191.39	\$348,015	\$348,015	
		Used to record revenue from solid waste special assessments							
		1,358 res users @ \$256.27 Slightly discounted					\$348,015	\$348,015	
	32522	Discount Fees	(\$13,728)	(\$13,549)	(\$10,118.00)	(\$10,872.15)	(\$10,119)	(\$10,119)	
		Reflects cost for PB County to process special assessments							
		Early payment of tax bills @ 3.0% average discount							
		Subtotal Franchise Fees	\$431,725	\$438,788	\$327,135	\$306,319	\$337,896	\$337,896	
	34300	SWA Recycling Income	\$3,153	\$3,923	\$5,500.00	\$1,209.94	\$4,000	\$4,000	
		Used to record revenue from solid waste authority for recycled materials							
		Recycle income sharing PBC SWA					\$4,000	\$4,000	
		Subtotal Charge for Service	\$3,153	\$3,923	\$5,500	\$1,210	\$4,000	\$4,000	
	36110	Interest	\$7	\$2,259	\$0.00	\$0.00			
		Used to record Interest earnings in invested balances of the fund							
		Subtotal Miscellaneous	\$7	\$2,259	\$0	\$0			
	38100	Transfer from Fund Balance	\$0	\$0	\$0.00	\$0.00			
	38110	Contribution from General Fund	\$0	\$0	\$115,583.00	\$0.00	\$100,302	\$100,302	
		Used when and if the Town Council decides to supplement solid waste assessment rates							
		Transfer in from General Fund excess ad valorem taxes and other revenues					\$100,302	\$100,302	
		Subtotal Other Sources	\$0	\$0	\$115,583	\$0	\$100,302	\$100,302	
		Department Total	\$431,725	\$438,788	\$448,218	\$307,529	\$442,198	\$442,198	



Town of Loxahatchee Groves, Florida
Estimated Revenues
Fiscal Year 2016-2017

Sanitation Fund

Revenues

0

Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
	- Description							
	Fund Total	\$431,725	\$438,788	\$448,218	\$307,529	\$442,198	\$442,198	



Town of Loxahatchee Groves, Florida

Estimated Appropriations Fiscal Year 2016-2017

Sanitation Fund

Residential Collection

70	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
- Description									
	53401	Contractual - Waste Oversight	\$22,195	\$12,548	\$0.00	\$0.00	\$0	\$0	
		Contract expired in 2015.							
		No longer in use							
	53409	Other Sanitation Service	\$0	\$3,100	\$14,622.00	\$0.00			
	53440	Solid Waste Contractor	\$392,618	\$420,146	\$428,645.00	\$320,276.02	\$437,218	\$437,218	
		Used to reflect expenditures for solid waste removal contract with Waste Pro							
		Cost estimated using existing contract price plus a 2.0% increase					\$437,218	\$437,218	
	53460	Legal Advertising	\$700	\$0	\$500.00	\$700.00	\$500	\$500	
		Miscellaneous advertising					\$500	\$500	
	53480	PBC Administration Fee - 1%	\$3,743	\$4,182	\$3,373.00	\$2,128.92	\$3,480	\$3,480	
		Reflects cost for PB County to process special assessments							
		1% for administration by PBC on \$348,014.66					\$3,480	\$3,480	
	54200	Postage & Freight	\$0	\$810	\$1,078.00	\$26.00	\$1,000	\$1,000	
		Used to record costs associates with mailing, shipping and handling							
		Miscellaneous mailings					\$1,000	\$1,000	
	Subtotal Operating Expense		\$22,195	\$12,548	\$448,218	\$323,131	\$442,198	\$442,198	
	Residential Collection Department Total		\$22,195	\$12,548	\$448,218	\$323,131	\$442,198	\$442,198	



Town of Loxahatchee Groves, Florida
Estimated Appropriations
Fiscal Year 2016-2017

Sanitation Fund

Residential Collection

70	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
		- Description							
		Fund Total	\$22,195	\$12,548	\$448,218	\$323,131	\$442,198	\$442,198	



Town of Loxahatchee Groves, Florida
Estimated Revenues
Fiscal Year 2016-2017

All Funds

Revenues

0	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
		- Description							
		Report Total	\$208,173	\$229,355	\$6,054,430	\$1,715,779	\$3,343,585	\$3,343,585	



Town of Loxahatchee Groves, Florida
Estimated Appropriations
Fiscal Year 2016-2017

All Funds

Residential Collection

70	Acct#	Acct Title	Audit FY 14	Audit FY 15	Curr. Bgt	Year to Date	Manager	FAAC/Prelim	Adopted
		- Description							
		Report Total	\$650	\$4,613	\$6,091,895	\$1,700,877	\$3,343,585	\$3,343,585	

TOWN OF LOXAHATCHEE GROVES

RESOLUTION NO. 2016-54

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, RELATING TO THE PROVISION OF RESIDENTIAL SOLID WASTE COLLECTION SERVICES AND FACILITIES AND PROGRAMS ("SOLID WASTE COLLECTION SERVICES") IN THE TOWN OF LOXAHATCHEE GROVES, FLORIDA; PROVIDING FOR PURPOSE AND DEFINITIONS; PROVIDING FOR LEGISLATIVE DETERMINATIONS; ESTABLISHING THE ESTIMATED RATE FOR THE SOLID WASTE COLLECTION SERVICES ASSESSMENT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, Town of Loxahatchee Groves Ordinance No. 2008-05, entitled "Special Assessments," adopted on July 1, 2008, provides for the home rule authority of the Town Council to levy and collect special assessments; and,

WHEREAS, Ordinance 2008-05, authorizes the Town to "create, install, improve, maintain and fund any and all costs associated with the Town establishing and operating a Town system of providing a solid waste collection services program (Solid Waste Collection Program) for residential and/or commercial service to the property owners, residents and citizens of the Town," and provides findings of special benefit to real property as a result of such services; and,

WHEREAS, the Town has in place a Collection Agreement with Waste Pro of Florida (hereinafter "Contractor"), pursuant to which the Town provides Solid Waste Collection Services to, among others, all residential properties that receive residential solid waste collection services within the Town; and,

WHEREAS, the Town believes it is in the best interests of the residents and residential property owners to collect funds for the costs of the Town's Solid Waste Collection Services to all residential dwelling units that receive Solid Waste Collection Services provided by the Town, through its Collection Agreement, through the levy and collection of a special assessment, as such will permit the payment for the services on an annual basis along with property taxes and other special assessments and reduce the costs of the Solid Waste Collection Program to the Town; and,

WHEREAS, the Town's Collection Agreement with Contractor provides for the levy and collection of a Solid Waste Collection Services Special Assessment by the Town, and remittance of payment to Contractor; and,

WHEREAS, Solid Waste Collection Services provided by the Town through its Collection Agreement as defined hereinafter provide the requisite special benefit to Assessed Property such that they may be funded through a special assessment; and,

WHEREAS, Town staff has reviewed the budget for Solid Waste Collection Services for residential dwelling units that receive residential Solid Waste Collection Services provided by the Town through the Collection Agreement to ensure that the Solid Waste Collection Services Special Assessment meets the legal requirements for special benefit and fair apportionment; and,

WHEREAS, the Town Council determines that it is fair and equitable to levy and collect a non-ad valorem special assessment to fund the Solid Waste Collection Services provided by the Town through its Collection Agreement, consistent with the methodology and allocation as provided hereinafter.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA:

SECTION 1. RECITALS. The foregoing "WHEREAS" clauses are hereby ratified and confirmed by the Town Council and incorporated herein by this reference.

SECTION 2. AUTHORITY. This Resolution is adopted pursuant to the provisions of Ordinance No. 2008-05 (the "Ordinance"), Sections 166.021 and 166.041, Florida Statutes, and other applicable provisions of law.

SECTION 3. PURPOSE. This Resolution constitutes the Preliminary Assessment Resolution which initiates the process for developing the annual Assessment Roll and directs the imposition of a Solid Waste Collection Services Assessment as described hereinafter, for the Fiscal Year beginning October 1, 2016. Its purpose is to provide procedures and standards for the imposition of a Solid Waste Collection Services Assessment for all Dwelling Units that receive solid waste collection services within the Town under the general home rule powers of a municipality to impose special assessments, and to authorize a procedure for the funding of Solid Waste Collection Services for these residential properties, facilities, or programs providing special benefits to Assessed Properties within the Town.

SECTION 4. DEFINITIONS. All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance. Unless the context indicates otherwise, words imparting the singular number, include the plural number, and vice versa. As

used in this Resolution, the following terms shall have the following meanings unless the context hereof otherwise requires:

"Assessed Property" means all single family Residential Property that receive a special benefit from the delivery by the Town of the Solid Waste Collection Services, programs or facilities described herein.

"Assessment Coordinator" means the person designated by the Town to administer the Town's Solid Waste Collection Services, facility, or program, or such person's designee.

"Assessment Roll" means the special assessment roll relating to the residential Solid Waste Collection Services Assessment approved herein, or an Annual Rate Resolution pursuant to the Final Resolution.

"Billing Unit" means each Dwelling Unit receiving residential Solid Waste Collection Services.

"Cost Apportionment" means the apportionment of the residential Solid Waste Collection Services Assessed Cost among all single-family Residential Property that receive residential Solid Waste Collection Services pursuant to the apportionment methodology described in Section 8 of this Preliminary Assessment Resolution.

"Dwelling Unit" means (1) a Building, or a portion thereof, available to be used for residential purposes, consisting of one or more rooms arranged, designed, used, or intended to be used as living quarters for one family only, or (2) the use of mobile homes, travel trailers, or the like for residential purposes, with each mobile home, travel trailer, or the like used for residential purposes being a single Dwelling Unit.

"Estimated Solid Waste Collection Services Assessment Rate Schedule" means that rate schedule attached hereto as Appendix "A" and hereby incorporated herein by reference, specifying the Solid Waste Collection Services Assessed Costs determined in Section 9 of this

Preliminary Assessment Resolution and the estimated Solid Waste Collection Services Assessments established in Section 9 of this Preliminary Assessment Resolution.

“Improvement Codes” mean the building use codes (also known as DOR codes) assigned by the Property Appraiser to Tax Parcels within the Town.

“Residential Property” means those Tax Parcels with a Code Description designated as Single-Family "Residential" within the Improvement Codes and those otherwise designated as “Residential” within the Improvement Codes that receive residential Solid Waste Collection Services by the Town through the Collection Agreement.

“Solid Waste Collection Services” shall mean the collection of solid waste as described in Section 109 of Town Ordinance 2008-05, and as provided pursuant to the Collection Agreement with Contractor.

“Solid Waste Collection Services Assessment” means a special assessment lawfully imposed by the Town against Assessed Property to fund all or any portion of the cost for Town’s Solid Waste Collection Services for residential properties, facilities, or programs providing a special benefit to property as a consequence of a logical relationship to the value, use, or characteristics of property. Solid Waste Collection Services funded by this Solid Waste Collection Services Assessment include those services provided pursuant to the Town’s Collection Agreement for residential Solid Waste Collection Services.

“Solid Waste Collection Services Cost” means the amount necessary in any Calendar Year to fund the provision of the Town’s Solid Waste Collection Services for residential properties, facilities, or programs that provide a special benefit to Assessable Property, through the Collection Agreement. In addition, Solid Waste Collection Services Cost shall include all costs associated with the structure, implementation, collection, and enforcement of the Solid Waste Collection Services Assessment, including costs for providing required notice, legal and

management staff costs, any service charges of the Tax Collector or Property Appraiser, and amounts necessary to off-set discounts received for early payment of Solid Waste Collection Services Assessments pursuant to the Uniform Assessment Collection Act.

“Tax Collector” shall mean the Tax Collector of Palm Beach County.

"Tax Parcel" means a parcel of property located within the Town to which the Property Appraiser has assigned a distinct ad valorem property tax identification number.

“Uniform Assessment Collection Act” means Sections 197.3632 and 197.3635, Florida Statutes, as amended, and any successor statutes authorizing the collection of non-ad valorem special assessments on the same bill as ad valorem taxes, and any regulations pertaining thereto.

SECTION 5. PROVISION AND FUNDING OF SOLID WASTE COLLECTION SERVICES.

(A) Upon the imposition of the Solid Waste Collection Services Assessment for Solid Waste Collection Services for residential properties, facilities, or programs against Assessed Property located within the Town, the Town shall provide Solid Waste Collection Services to such Assessed Property through the Collection Agreement. The cost to provide such Solid Waste Collection Services, facilities, or programs to residential properties, as described herein, shall be funded in whole or in part from proceeds of the Solid Waste Collection Services Assessments.

(B) It is hereby ascertained, determined, and declared that each parcel of Assessed Property located within the Town will be benefited by the Town's provision of Solid Waste Collection Services for properties, facilities, and programs in an amount not less than the Solid Waste Collection Services Assessment imposed against such parcel, computed in the manner set forth in this Preliminary Assessment Resolution.

SECTION 6. IMPOSITION AND COMPUTATION OF SOLID WASTE COLLECTION SERVICES ASSESSMENTS. Solid Waste Collection Services Assessments

shall be imposed against all Residential Property Dwelling Units that receive residential Solid Waste Collection Services, as provided herein. The Cost Apportionment described herein is approved and adopted as the methodology to impose and compute the Solid Waste Collection Services Assessment.

SECTION 7. LEGISLATIVE DETERMINATIONS OF AUTHORITY, SPECIAL BENEFIT AND FAIR APPORTIONMENT. The Town Council adopts the following legislative findings relating to the Solid Waste Collection Services special assessment:

AUTHORITY

7.1 Pursuant to Article VIII, Section 2(b) of the Florida Constitution, and Sections 166.021 and 166.041, Florida Statutes, the Town Council has all powers of local self-government to perform municipal functions and render municipal services except when prohibited by law and such power may be exercised by the enactment of Town ordinances or resolutions.

7.2 The Town Council may exercise any governmental, corporate, or proprietary power for a municipal purpose except when expressly prohibited by law, and the Town Council may legislate on any subject matter on which the Florida Legislature may act, except those subjects described in (a), (b), (c), and (d) of Section 166.021(3), Florida Statutes. The subject matter of paragraphs (a), (b), (c), and (d) of Section 166.021(3), Florida Statutes, are not relevant to the imposition of assessments related to Solid Waste Collection Services, facilities or programs.

7.3 Section 403.706(1), Florida Statutes, provides that the Town is responsible to collect and transport solid waste from within its boundaries to a solid waste disposal facility.

7.4 To fulfill its obligations, the Town entered into a Collection Agreement with Contractor for the collection and transport of solid waste from, among others, single-family

residential properties, and certain multi-family residential properties that receive residential solid waste collection services, within the Town.

SPECIAL BENEFIT

7.5 The Town provides Solid Waste Collection Services to the Assessed Properties through its Collection Agreement. All Assessed Properties receive residential Solid Waste Collection Services, and therefore are required to receive the Town's Solid Waste Collection Services through the Town's Collection Agreement.

7.6 The special benefit provided to the Assessed Properties as a result of the provision of Solid Waste Collection Services by the Town through its Collection Agreement, and as a result of the Solid Waste Collection Services Assessment include, by way of example and not limitation, the availability and use of Solid Waste Collection Services by the owners and occupants of the Assessed Properties, the enhancement of environmentally responsible use and enjoyment of developed residential properties in the Town, the protection of public health and safety, ensuring sanitary collection and disposal of solid waste from Dwelling Units on Residential Property in the Town, a potential increase in value to property, and better service to landowners and tenants.

7.7 The Town's provision of Solid Waste Collection Services through its Collection Agreement possesses a logical relationship to the use and enjoyment of the Assessed Properties by:

7.7.1 protecting and potentially increasing the value of the Dwelling Units on Residential Property by providing solid waste services;

7.7.2 enhancing the environmentally responsible use of residential land in the Town;

7.7.3 protecting the health of intended occupants in the use and enjoyment of Dwelling Units on Residential Property by ensuring the proper collection and disposal of solid waste from the Assessed Properties;

7.8 Commercial properties, and multi-family residential properties in the Town that receive commercial solid waste collection services are not specially benefited by the Town's Solid Waste Collection Services funded by the Solid Waste Collection Special Assessment in that those properties receive volume-based solid waste collection services. Commercial properties and multi-family residential properties in the Town that do not receive residential solid waste collection services are not benefited by the provision of the residential Solid Waste Collection Services provided by the Town through its Collection Agreement. Therefore, it is fair and reasonable not to levy a special assessment for the funding of residential solid waste collection services upon those properties. The cost of services provided to properties that are not assessed shall not be paid by any funds collected pursuant to the Town's Solid Waste Collection Special Assessment.

IMPOSITION AND COLLECTION

7.9 The Solid Waste Collection Services Assessments to be imposed pursuant to this Resolution shall constitute non-ad valorem assessments within the meaning and intent of the Uniform Assessment Collection Act.

7.10 The Solid Waste Collection Services Assessment imposed pursuant to this Resolution is imposed by the Town of Loxahatchee Groves' Town Council, not the Palm Beach County Board of County Commissioners, Property Appraiser or Tax Collector. Any activity of the Property Appraiser or Tax Collector under the provisions of this Resolution shall be construed as ministerial.

7.11 So long as the Solid Waste Special Assessment is levied, the Assessed Properties will not be billed directly by the Town for the Solid Waste Collection Services they receive from the Town through the Collection Agreement.

APPORTIONMENT

7.12 The size or the value of the Residential Property does not determine the scope of the required solid waste services. The potential demand for Solid Waste Collection Services is driven by the existence of a Dwelling Unit.

7.13 Apportioning the Solid Waste Assessed Costs for Solid Waste Collection Services attributable to Residential Property on a per Dwelling Unit basis (Billing Units) avoids cost inefficiency and unnecessary administration and is a fair and reasonable method.

7.14 Because commercial properties, and multi-family residential properties that receive commercial solid waste collection services, do not benefit from the provision of Solid Waste Collection Services by the Town through the Collection Agreement, the Solid Waste Collection Services Assessed Costs are not apportioned to those properties.

SECTION 8. COST APPORTIONMENT AND PARCEL APPORTIONMENT METHODOLOGIES. The Collection Agreement provides for an annual charge for the Solid Waste Collection Services provided by the Town through its Collection Agreement. The Solid Waste Collection Services Costs include other costs associated with the Solid Waste Collection Special Assessment, which are then allocated to the Assessed Properties in addition to the annual charge in the Collection Agreement to determine the Assessment Amount. The Assessment Amount is then multiplied by the number of Dwelling Units on such Tax Parcel. For the Fiscal Year commencing October 1, 2016, the annual charge per Dwelling Unit (Billing Units) in the Town is \$_____.

SECTION 9. DETERMINATION OF SOLID WASTE COLLECTION ASSESSED COSTS; ESTABLISHMENT OF ANNUAL SOLID WASTE COLLECTION ASSESSMENT RATES.

(A) The Solid Waste Collection Service Assessed Costs to be assessed and apportioned among Assessed Properties pursuant to the Cost Apportionment for the Fiscal Year commencing October 1, 2016, is the amount determined in the manner described in Section 8 above, and within the Estimated Solid Waste Collection Services Assessment Rate Schedule, attached hereto as Appendix A. The approval of the Estimated Solid Waste Collection Services Assessment Rate Schedule by the adoption of this Preliminary Assessment Resolution determines the amount of the Solid Waste Collection Services Assessed Costs.

(B) The estimated Solid Waste Collection Services Assessments specified in the Estimated Solid Waste Collection Services Assessment Rate Schedule are hereby established to fund the Solid Waste Collection Services Assessed Costs determined to be assessed in the Fiscal Year beginning October 1, 2016.

(C) The estimated Solid Waste Collection Services Assessments established in this Preliminary Assessment Resolution shall be the estimated assessment rates applied by the Assessment Coordinator in the preparation of the updated Assessment Roll for the Fiscal Year beginning October 1, 2016, as provided in Section 10 of this Preliminary Assessment Resolution.

SECTION 10. ANNUAL ASSESSMENT ROLL.

(A) The Assessment Coordinator is hereby directed to prepare, or cause to be prepared, an Assessment Roll for the Fiscal Year beginning October 1, 2016, in the manner provided in this Preliminary Assessment Resolution. The Assessment Coordinator shall apportion the estimated Solid Waste Collection Service Assessed Cost to be recovered through Solid Waste Collection Services Assessments in the manner set forth in this Preliminary Assessment Resolution. A copy of

this Preliminary Assessment Resolution, the Ordinance, and the Assessment Roll shall be maintained on file in the office of the Town Clerk and open to public inspection. The foregoing shall not be construed to require that the Assessment Roll proposed for the Fiscal Year beginning October 1, 2016, be in printed form if the amount of the Solid Waste Collection Services Assessment for each parcel of property can be determined by the use of a computer terminal available to the public.

(B) It is hereby ascertained, determined, and declared that the method of determining the Solid Waste Collection Services Assessments for the Town's Solid Waste Collection Services as set forth in this Preliminary Assessment Resolution is a fair and reasonable method of apportioning the Solid Waste Collection Services Assessed Cost among parcels of Assessed Property located within the Town, as the methodology and apportionment assures that no property is assessed an amount greater than the benefit which it receives from the residential Solid Waste Collection Services provided by the Town through its Collection Agreement; and,

SECTION 11. AUTHORIZATION OF PUBLIC HEARING. There is hereby established a public hearing to be held at 7:00 p.m. on September 8, 2015, at the Loxahatchee Groves Town Hall, 155 F Road, Town of Loxahatchee Groves, Florida, at which time the Town Council will receive and consider any comments on the Solid Waste Collection Services Assessment from the public and affected property owners and consider imposing the Solid Waste Collection Services Assessment and collecting such assessments on the same bill as ad valorem taxes.

SECTION 12. NOTICE BY PUBLICATION. The Town Manager, or his designee, shall publish notice of the public hearing authorized by Section 11 hereof, in the manner and time provided within the Ordinance. The notice shall be published no later than twenty (20) days

prior to the date of the public hearing authorized in Section 11 above, in substantially the form attached hereto as Appendix B.

SECTION 13. NOTICE BY MAIL. The Town Manager, or his designee, shall also ensure timely notice by use of the TRIM notice forwarded annually by the Property Appraiser's Office, or by U.S. Mail as may be required by law (including Chapter 2003-348 Laws of Florida, a special act relating to the annual TRIM notice in Palm Beach County), to the Owner of each parcel of Assessed Property, at least twenty (20) days prior to the public hearing, as required by the Ordinance, and the Uniform Assessment Collection Act.

SECTION 14. PROOF OF NOTICE. The Town Manager, or his designee, may provide proof of such notice by affidavit, if any is required pursuant to the Ordinance or Resolution.

SECTION 15. APPLICATION OF ASSESSMENT PROCEEDS. Proceeds derived by the Town from the Solid Waste Collection Services Assessments will be utilized solely for the provision of Solid Waste Collection Services, facilities, and programs by the Town to Assessed Properties, through its Collection Agreement, as described herein.

SECTION 16. CONFLICT. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 17. SEVERABILITY. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

SECTION 18. EFFECTIVE DATE. This Preliminary Assessment Resolution shall take effect immediately upon its passage and adoption.

Council Member _____ offered the foregoing resolution.
 Council Member _____ seconded the motion, and upon being put to a
 vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVIS BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RON JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDEN, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ADOPTED by the Town Council of the TOWN OF LOXAHATCHEE GROVES,
 FLORIDA, this 19st day of JULY 2016.**

TOWN OF LOXAHATCHEE GROVES,
 FLORIDA

ATTEST:

 Mayor David Browning

 Virginia Walton, Town Clerk

 Vice-Mayor Tom Goltzené

APPROVED AS TO LEGAL FORM:

 Council Member Ron Jarriel

 Office of the Town Attorney

 Council Member Ryan Liang

 Council Member Todd McLendon

APPENDIX A

**ESTIMATED SOLID WASTE COLLECTION SERVICES
ASSESSMENT RATE SCHEDULE**

SECTION A-1 DETERMINATION OF SOLID WASTE COLLECTION SERVICES ASSESSED COSTS. The estimated Solid Waste Collection Services Assessed Costs to be assessed for the Fiscal Year commencing October 1, 2016, is \$_____.

SECTION A-2 ESTIMATED SOLID WASTE COLLECTION SERVICES ASSESSMENTS. The estimated Solid Waste Collection Services Assessments to be assessed and apportioned among benefitted parcels pursuant to the Cost Apportionment and Parcel Apportionment to generate the estimated Solid Waste Collection Services Assessed Cost for the Fiscal Year commencing October 1, 2016, are hereby established as follows for the purpose of this Preliminary Assessment Resolution:

RESIDENTIAL DWELLING UNITS: \$_____PER DWELLING UNIT (BILLING UNIT)

a person decides to appeal any decision made by the Town Council with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the Town Clerk's Office at (561) 793-2418, at least seven days prior to the date of the hearing.

The assessment for each parcel of property will be based upon each parcel's classification and the total number of dwelling units attributed to that parcel. The proposed Solid Waste Collection Services Assessment is as follows:

\$_____ PER DWELLING UNIT

Copies of the Assessment Ordinance, the Preliminary Assessment Resolution and the preliminary Assessment Roll are available for inspection at the Town Clerk's Office, 155 F Road, Loxahatchee Groves, Florida 33470.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2016, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property, which may result in a loss of title.

If you have any questions, please contact the Town Clerk at (561) 793-2418, Monday through Friday between 9:00 a.m. and 4:00 p.m.

TOWN CLERK TOWN OF LOXAHATCHEE GROVES.

TOWN OF LOXAHATCHEE GROVES

RESOLUTION NO. 2016-55

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA ADOPTING A PROPOSED OPERATING MILLAGE RATE OF _____ FOR GENERAL OPERATING BUDGET PURPOSES FOR FISCAL YEAR 2016/2017; APPROVING AND AUTHORIZING TRANSMITTAL OF THE FORM DR-420 TO THE PROPERTY APPRAISER; PROVIDING FOR THE ESTABLISHMENT OF AND SETTING FORTH THE DATE, TIME AND PLACE OF THE PUBLIC HEARING TO CONSIDER THE FISCAL YEAR 2016/2017 PROPOSED MILLAGE RATE AND TENTATIVE BUDGET; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Florida Statute 200.065 (TRIM), the Palm Beach County Property Appraiser has certified the taxable value within the jurisdiction of the Town of Loxahatchee Groves, including a copy of the Statement required to be submitted under Florida Statute Section 195.073(3) (a/k/a Form DR-420); and

WHEREAS, pursuant to Florida Statute Section 200.065(2)(b), the Town must advise the Palm Beach County Property Appraiser of its proposed millage rate, of its rolled back rate computed pursuant to Florida Statute Section 200.065(1), and of the date, time and place at which a public hearing will be held to consider the proposed millage rate, proposed millage levy for voted debt service, and the tentative budget;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2: The Town Manager, or his designee, is hereby authorized and instructed to complete and transmit the DR-420 to the Palm Beach County Property Appraiser, and to take such further action as is reasonably required pursuant to Section 200.065, Florida Statutes.

Section 3: The Town Council hereby adopts a proposed operating millage rate of _____ for General Fund budget purposes for Fiscal Year 2016-2017. The rolled back rate is _____ mills.

Section 4: The Town Council of the Town of Loxahatchee Groves hereby sets September 8, 2016 at 7:00 P.M. at the Town of Loxahatchee Groves Town Hall, 155 F Road Loxahatchee Groves, Florida 33470, as the date, time and place of the Public Hearing to consider the proposed millage rate and the tentative budget.

Section 5: That if any clause, section or other part of this Resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Resolution.

Section 6: That all Resolutions or parts of Resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

Section 7: That this Resolution shall be effective immediately upon adoption.

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVIS BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RON JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDEN, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THIS ___ DAY OF JULY, 2016.

TOWN OF LOXAHATCHEE
GROVES, FLORIDA

ATTEST:

Mayor David Browning

Virginia Walton, Town Clerk

Vice-Mayor Ron Jarriel

Council Member Tom Goltzené

APPROVED AS TO LEGAL FORM:

Council Member Ryan Liang

Office of the Town Attorney

Council Member Jim Rockett

TOWN OF LOXAHATCHEE GROVES

RESOLUTION NO. 2016-33

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPOINTING _____, AS A VOTING MEMBER OF THE FINANCE ADVISORY AND AUDIT COMMITTEE, TO SERVE A TERM OF ONE (1) YEAR; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, Resolution 2009-008, adopted on May 19, 2009, established the Town of Loxahatchee Groves Finance Advisory Board; and

WHEREAS, Resolution 2009-014, adopted on July 21, 2009, renamed the Town's Finance Advisory Committee to the Finance and Audit Committee (FAAC), and provided for terms of voting members to run concurrently with the term of the appointing Council Member; and,

WHEREAS, Resolution 2016-24, adopted on April 19, 2016, amended the duties, term of members, meetings and Town Staff support for the Finance Advisory and Audit Committee; and

WHEREAS, on April 19, 2016, the Town Council adopted Resolution No. 2016-22, appointing four voting members to the Finance Advisory and Audit Committee; and

WHEREAS, there remains one voting member position remaining to be filled; and

WHEREAS, the Town Council finds it in the best interests of the Town to complete this Committee by the appointment of the remaining voting member to the Finance Advisory and Audit Committee for a term to correspond with the terms of the voting members appointed on April 19, 2016, and to make such appointment for the upcoming year at this time.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. The Town Council hereby appoints the following person to serve as a voting member of the Town's Finance Advisory and Audit Committee (FAAC) for a term to correspond with the terms of the voting members appointed on April 19, 2016:

Council Member Ryan Liang appoints _____.

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 5. This Resolution shall become effective immediately upon its passage and adoption.

Council Member _____ offered the foregoing resolution. Council Member _____ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVIS BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RON JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDEN, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE
GROVES, FLORIDA, THIS ____ DAY OF MAY 2016.**

TOWN OF LOXAHATCHEE GROVES, FLORIDA

ATTEST:

Mayor David Browning

Virginia Walton, Town Clerk

Vice-Mayor Tom Goltzené

APPROVED AS TO LEGAL FORM:

Council Member Ron Jarriel

Council Member Ryan Liang

Office of the Town Attorney

Council Member Todd McLendon

TOWN OF LOXAHATCHEE GROVES

RESOLUTION NO. 2016-35

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPOINTING _____, AS A REGULAR VOTING MEMBER, AND APPOINTING _____ AS AN ALTERNATE MEMBER OF THE TOWN'S ULDC ADVISORY COMMITTEE, TO SERVE TERMS THAT EXPIRE ON THE SUNSET DATE OF DECEMBER 31, 2016; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, Resolution 2016-28, adopted on April 19, 2016, re-established and set forth the duties of the Town of Loxahatchee Groves ULDC Committee; and

WHEREAS, the Town Council adopted Resolution No. 2016-31, appointing four regular members and one alternate member to the ULDC Advisory Committee, for terms to expire on the sunset date of December 31, 2016; and

WHEREAS, there remains one regular member and one alternate member position remaining to be filled; and

WHEREAS, the Town Council finds it in the best interests of the Town to complete this Committee by the appointment of the remaining regular and alternate members to the ULDC Advisory Committee for terms to expire on the sunset date of December 31, 2016, and to make such appointments for the upcoming year at this time.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. The Town Council hereby appoints the following persons to serve as voting members of the Town's ULDC Committee (ULDC) for a term to expire on 12/31/2016:

Council Member Ryan Liang appoints _____.

Section 3. The Town Council hereby appoints the following person to serve as an alternate member of the Town's ULDC Committee for a term to expire on the sunset date of 12/31/2016:

Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 6. This Resolution shall become effective immediately upon its passage and adoption.

Council Member _____ offered the foregoing resolution. Council Member _____ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVIS BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RON JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDEN, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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**ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE
GROVES, FLORIDA, THIS ___ DAY OF MAY 2016.**

TOWN OF LOXAHATCHEE
GROVES,
FLORIDA

ATTEST:

Mayor David Browning

Virginia Walton, Town Clerk

Vice-Mayor Tom Goltzené

APPROVED AS TO LEGAL FORM:

Council Member Ron Jarriel

Office of the Town Attorney

Council Member Ryan Liang

Council Member Todd McLendon

TOWN OF LOXAHATCHEE GROVES

RESOLUTION NO. 2016-49

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPOINTING _____ AS AN ALTERNATE MEMBER OF THE TOWN'S PLANNING AND ZONING BOARD TO SERVE THE REMAINDER OF THE ONE (1) YEAR TERM; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, regular and alternate members of the Town Council are appointed pursuant to Ordinance 2011-011, which was amended by Ordinance 2012-02, to allow alternate members of the Planning and Zoning Board to participate in any matter coming before the Board at a meeting at which the alternate member attends, and by Ordinance 2015-02, to amend the terms of regular members of the Planning and Zoning Board to be one (1) year terms; and,

WHEREAS, on April 19, 2016, the Town Council adopted Resolution No. 2016-19, appointing five regular members to the Planning & Zoning Board; and

WHEREAS, Council Member McLendon's Appointee, William Hyslop, resigned his position due to his residence no longer being within the town boundaries; and

WHEREAS, on June 21, 2016, the Town Council adopted Resolution No. 2016-32, appointing one regular member and one alternate member to the Planning & Zoning Board ; and

WHEREAS, there remains one alternate member position remaining to be filled; and

WHEREAS, the Town Council finds it in the best interests of the Town to complete this Board by the appointment of the remaining alternate member to the Planning and Zoning Board for a term to correspond with the one (1) year term of the other members, and to make such appointments for the upcoming year at this time.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. The Town Council hereby appoints the following person to serve as an alternate member of the Town's Planning and Zoning Board for a term to correspond with the remainder of the one (1) year term of the other regular members:

Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 6. This Resolution shall become effective immediately upon its passage and adoption.

Council Member _____ offered the foregoing resolution. Council Member _____ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVIS BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RON JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDEN, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THIS ___ DAY OF JULY 2016.

**TOWN OF LOXAHATCHEE GROVES,
FLORIDA**

ATTEST:

Mayor David Browning

Virginia Walton, Town Clerk

Vice-Mayor Tom Goltzené

APPROVED AS TO LEGAL FORM:

Council Member Ron Jarriel

Office of the Town Attorney

Council Member Ryan Liang

Council Member Todd McLendon

Town of Loxahatchee Groves, Florida
Town Council
AGENDA ITEM REPORT
AGENDA ITEM NO. 9a

MEETING DATE: ~~06/21/2016~~ 07/19/2016

PREPARED BY: William F. Underwood, II

SUBJECT: Road Prioritization and Cost Sharing Policy

1.BACKGROUND/HISTORY

Legislative Update: Carried over from 6/21/2016 agenda

Problem Statement: The Town Council does not have a policy that identifies the prioritization of road improvements within the Town owned roads.

Problem Solution: Provide Council with a policy for consideration in the Town Council establishment of a road improvement prioritization policy.

At the April 9, 2014 Town Council meeting, staff presented Council with a proposed draft policy to establish a methodology to prioritize which roads will received improvements. The Council took no action at that time; however, since then road improvements has continued to be at the forefront of our citizens concern.

2.CURRENT ACTIVITY

The Town Council has appropriated \$1 million for road and \$1.15 million for road drainage improvements during this fiscal year ending September 30, 2016. Several items are prerequisite to spending the budget should be determined prior to making the community improvements.

For instance, prior to making any investment in road improvements, the Town Council and landowner must assure the road is in the name of the Town. The Council is aware that a major problem with any of the roads within the Town is the lack of adequate drainage.

Therefore, any road improvement should only occur on Town owned roads wherein the landowners on the road have provided for sufficient area to drain the road from excess rainfall. In other words, landowners that abut a Town road need to provide sufficient area contiguous to the road to provide adequate drainage for the improved road. The drainage area can be an easement upon which a drainage system can be constructed (similar to the B Road activity).

Staff reviewed the policy formerly submitted to the Council and we have made modifications for the Council to consider before entertaining a road improvement program.

3.ATTACHMENTS

Methodology for the Prioritization of Roads Improvements
Road and drainage cost sharing policy

4.FINANCIAL IMPACT

Not applicable at the present time.

5.RECOMMENDED ACTION

Motion to instruct Town Attorney to prepare ordinance for Council consideration to adopt the Town road improvement prioritization policy.

Goal: The Town shall balance the public service needs of the community with the fiscal capabilities. New Programs, services, or facilities shall be based on general citizen demand, need, or legislative mandate. The Town shall provide funding for public services on a fair and equitable basis, and shall not discriminate.

1. Incorporate existing Town roads provided by LGWCD into plan to meet the Goals of service needs, fiscal capabilities managed on a fair and equitable basis.
 - a. Existing OGEM roads are now Town roads at a construction price of about \$1.5 million
 - i. Excess borrowed funds in LGWCD used to liquidated ~\$1.0 million outstanding loan
 - ii. Some funding provided from the annual transfer to LGWCD discontinued
2. What funding level is the Town willing to commit?
 - a. Millage increase
 - b. Bond referendum through dedicated gas tax revenues
 - c. Reduction in expenses
 - d. Expansion of other revenue sources
 - e. Bond Referendum through dedicated millage
3. Establishment of prioritization
 - a. Road improvements should be based on a cost benefit analysis, i.e., the greatest benefit to the most people at the least cost per capita
 - i. Would residents on prioritized Roads be in favor of such improvements?
 - a. Random selection for improvements
 - i. Would residents on random selection be in favor of such improvements?
 - b. Improve Roads classified in the most deteriorated conditions
 - i. Would residents on road classified in the most deteriorated conditions be in favor of such improvements?
4. Selection of Identified Roads
 - a. Cost Benefit Analysis for selection for funding
 - b. Random selection for funding (pulling out of a hat)
 - c. Other method(s)

5. Upon identification and consent for selected road improvement by citizens
 - a. Legal requirements are completed
 - b. Survey completed if necessary
 - c. Plan & Design Bid Specifications for Improvements by Town Engineers
 - d. Drainage accommodation with respect to improvements

DRAFT

TOWN OF LOXAHATCHEE GROVES
CAPITAL IMPROVEMENT PROJECTS
ROAD AND DRAINAGE
COST SHARING POLICY

PURPOSE: The purpose of this policy is to provide an orderly and efficient method for the Town to balance the public service needs of the community with the fiscal capabilities. (See Resolution No. ____). New Programs, services, or facilities shall be based on:

1. General citizen demand
2. Need
3. Or legislative mandate.

The Town shall provide funding for public services on a fair and equitable basis, and shall not discriminate.

POLICY: There is hereby established a policy for the creation of an assessment procedure for levy, collection, and adjustment of non-ad valorem assessments:

I. AUTHORITY

A. SECTION 166.021, F.S.

1. The legislative and governing body of a town shall have the power to carry on municipal government. To the extent not inconsistent with general or special law, this power shall include, but shall not be restricted to, the power to establish and subsequently merge or abolish capital improvement projects hereunder, for any part or all of the incorporated areas of the town, within which may be provided specified services.

B. SECTION 197.3632, F.S.

1. Non-ad valorem assessments may be collected in the same manner as ad valorem taxes, provided the Town Council of the Town of Loxahatchee Groves enters into a written agreement with the Property Appraiser and Tax Collector for reimbursement of necessary administrative costs, and provided the Town Council adopts a resolution at a public hearing prior to January 1 of each year stating its intent to use the uniform method of collecting such assessments.

II CREATION

- A. It shall be the policy of the Town Council of the Town of Loxahatchee Groves to require property owners residing on unimproved town roads who wish to have their roads improved may do so by petition process; however, the Town Council, at its discretion, may establish a minimum service improvement area requirement.

- B. Once the petition is completed and application is submitted, and {associated fee} a cost estimate will be prepared and the Town Council approved letter/vote card will be mailed to the benefitting property owners.
 - 1. All services are to be located on Town owned right-of-way, excepting situations wherein the affected properties owners are 100% responsible for the cost.

- C. The vote card must be signed and returned within 45 days of the date of the letter. The vote cards will be verified to determine that at least 51% of the benefitting responding property owners (or other options for determining basis for 51%) within the proposed unit boundaries signed in favor of the petition. Such verification shall be accomplished by comparing the vote card with the existing tax rolls of the Property Appraiser. The Town Council may also, at its discretion, increase the required percentage of signatures on a letter/vote card.

- D. Upon verification that 51% of the benefitting property owners (or other options for determining basis for 51%) signed in favor of the improvement, staff shall proceed with scheduling the project for public hearing. If the required 51% is not obtained within the 45 day period, the application will be deemed invalid and a letter will be mailed to the applicant to notify them that the requested improvement has not met the signature requirements.

- E. CAPITAL IMPROVEMENT PROJECTS
 - 1. The Town shall develop a “Scope of Project”, engineering cost estimate and a preliminary budget and assessment rate based on the engineering estimate.

 - 2. For Road Paving projects only, roads that are owned by Town of Loxahatchee Groves will receive a contribution from Town of Loxahatchee Groves for fifty 50% of the all costs associated with the construction cost and the affected property owners will be responsible for fifty 50% of the construction cost.

3. On roads that are not town owned, in addition to any other type of capital improvement project, the affected property owners will be responsible for 100 percent (100%) of the construction costs. Construction cost will include engineering services such as permits, surveys, inspections, testing and design. The full cost of these items is the responsibility of the affected property owners.
4. Any additional property that is required to complete a paving and drainage project, i.e. right-of-way, drainage retention areas, etc., as determined by Town's engineer, should be donated to the Town prior to the design phase of the project.

F. OTHER SERVICES AUTHORIZED UNDER SECTION 166.021

1. The Town shall develop a recommended project scope and assessment method with input from the petitioner's representative for submitting to the Town Council of the Town of Loxahatchee Groves.
 2. The project scope shall include but not be limited to the following:
 - (a) Legal description
 - (b) Plat of project area
 - (c) Location plan (if applicable)
 - (d) Operational and capital budget
- G.** Upon receipt of the Scope of Project, the Town staff will recommend to the Town Council the procedures for implementing and funding the proposed improvement (per front foot assessment, per lot assessment, per parcel assessment, per acre assessment) and recommend a date for a public hearing.
- H.** The Town staff shall request an assessment roll for the affected area from the Property Appraiser and shall certify the correctness of the roll for submitting to the Town Council at the same time the ordinance is adopted.
- I.** The Town Attorney shall prepare an ordinance creating the improvement area (IA) for review by the Town Council.
- J.** The Town Attorney will ensure the proper advertisement of a public hearing for the purpose of adopting the ordinance creating the improvement area (IA). The notice shall be published at least once

10 days prior to the scheduled hearing date. The Clerk's Office shall be responsible for actual placement of the advertisement. On roads that are not Town maintained, the petitioner shall be responsible for paying the cost of the advertisement directly to the newspaper.

- K. The Town staff will ensure the proper notice to each affected property owner by first class mail advising them of the date and time of the public hearing for the purpose of adopting the ordinance creating the improvement area (IA).
- L. Between June and September of each year, the Town will hold a public hearing to adopt the proposed non-ad valorem assessment roll for each new improvement area (IA) created during the preceding calendar year. The notice requirement and conduct of the hearing will be in conformance with the provisions of Section 197.3632, F.S. In addition, a similar public hearing will be required in following years whenever there are changes in the boundaries or the purpose of the improvement area (IA) as outlined in Section 197.3632(4) (a).
- M. All service contracts are to be processed and managed by the Town staff and shall be in compliance with the Purchasing policies established by the Town Council.
- N. An improvement area (IA) may be created at any time during the fiscal year. However, implementation shall coincide with the adoption of the annual Town budget October 1. Valid petitions should be submitted by July 1 of the preceding year. All new improvement areas (IAs) must be created (ordinance adopted) by January 1 of each year in order to be implemented the following October.

III. AMENDMENTS TO EXISTING IMPROVEMENT AREAS (IAs)

- A. Any change in an existing improvement area (IA), such as additional must be reviewed by the Town staff and the petitioner's designated representative. Any proposed revision resulting in an increase or decrease in the services provided to the improvement area shall be reviewed by staff, which shall determine if a public hearing is necessary prior to approval of the revision.

IV ADMINISTRATIVE PROCEDURE FOR ADOPTION OF AN IMPROVEMENT AREA BUDGETS AND ASSESSMENT ROLLS

- A. The Town staff shall prepare the budget for the improvement area (IA) during the annual budget hearings and ensure that they are presented and adopted by the Town Council at the same time and fashion as the adoption of the Town's Annual Budget. The Town

Attorney shall prepare the resolutions documenting the Town Council's approval of the improvement area (IA) budgets at the final public hearing to adopt the Town-wide budget.

- B. The Town management shall cause notice of the two public hearings (tentative and final) to consider adoption of the proposed improvement area (IA) budgets to be published in the form of a legal advertisement in a newspaper of general circulation. The two public hearings on the adoption of the improved area (IA) budgets shall also serve as the hearings to adopt the improvement area assessments.
- C. The Town staff shall prepare the IA assessment rolls annually and present them to the Town Council for adoption at the same time as the similar assessment resolutions are approved and will be included in the Town-wide budget. The Town staff will ensure that the assessment roll certifications are submitted to the Property Appraiser and Tax Collector for collection as set forth by F.S., Chapter 197.332.
- D. Upon the annual adoption of the IA assessment rolls, such rolls shall be certified by the Town staff to the Property Appraiser and Tax Collector by September 15 for billing and collections for that year. (Authority under Chapter 197, F.S.)
- E. Assessments become delinquent after April 1, and failure to pay may result in a lien levied against the property and may result in the sale of a tax certificate in accordance with 197.432, Florida Statutes.
- H. In the case when an individual IA is closed out, residual monies remaining in the Fund totaling 10% or more of the original up-front budget will all be refunded back to the property's current owner of record as originally assessed, i.e., per lot, front footage, parcel, etc., unless the refund amount is less than \$50.00. Any residual monies remaining in the Fund totaling less than 10% of the original up-front budget will be transferred to the affected department, i.e., Transportation. Any shortages of monies within an individual IA Fund at close-out shall be transferred from the affected department into the IA Fund.



Town of Loxahatchee Groves

155 F Road, Loxahatchee Groves Florida, 33470

IMPROVEMENT AREA (IA) - APPLICATION

Application Fee - \$100.00

APPLICANT NAME	
ADDRESS	
CITY/STATE/ZIP	
PHONE	
LOCATION OF WORK	
TYPE OF WORK	

Examples of types of services which may be provided by IAs: _____

Road Paving Trails Drainage

Make check payable to TOWN OF LOXAHATCHEE GROVES

Applications without fees will be considered incomplete and returned to applicant.
If you have any questions, please call 561-793-2418.

Authority: Florida Statutes Chapter 166 authorizes the Town Council of the Town of Loxahatchee Groves to create an Improvement Area (IA) to provide specific services to any specified portion or all of the incorporated area of the Town. Florida Statutes Chapter 197.3632 authorizes such IA non-ad valorem assessments to be billed and collected in a uniform manner with ad valorem taxes. Policy No. _____ of the Town of Loxahatchee Groves provides the procedural requirements for creating and implementing an IA. Services are paid for by non-ad valorem assessments levied against property within benefited areas.

STANDARD CONDITIONS

- Application must contain legal descriptions of the proposed IA area to be served, preferably with plat map attached.
- Application must contain specific description of requested services. Attach pertinent information as necessary.
- Application must be submitted by July 1st for implementation with the annual County budget October 1st of the following year. All new IAs must be created (Ordinance adopted) by January 1st in order to be implemented by the following October 1st.
- Application must be on the form provided by the Town IA application n packet which contains a copy of Policy___ available from the Town Offices, 14579 Southern Blvd., Suite 2, Loxahatchee Groves, Florida 33470.

I HEREBY CERTIFY THAT I HAVE MADE APPLICATION FOR THE IA DESCRIBED ABOVE, THAT I AGREE WITH THE CONDITIONS OF THE APPLICATION, AND THAT I WILL SERVE AS THE OFFICIAL REPRESENTATIVE FOR THIS IA REQUEST.

SIGNATURE

DATE

TOWN OF LOXAHATCHEE GROVES

RESOLUTION NO. 2016-50

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPROVING AN AMENDED AGREEMENT BETWEEN THE TOWN OF LOXAHATCHEE GROVES AND GOREN, CHEROF, DOODY & EZROL, P.A.; AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, on April 17, 2007, the Town Council approved an Independent Contractor Professional Services Agreement for Legal Services with Goren, Cherof, Doody & Ezrol, P.A. (hereinafter "Town Attorney") for legal services for a term to remain in full force until such time as the Agreement was terminated or modified by mutual consent of both parties; and

WHEREAS, the initial hourly rate for the Town Attorney's services has remained at One Hundred Eighty-five Dollars (\$185.00) since April 2007; and

WHEREAS, the Town Attorney now wishes to amend the Agreement to, among other things, adjust the law firm's rate structures, effective October 1, 2016; and

WHEREAS, the Town Council finds it is in the best interest of the Town of Loxahatchee Groves to approve the attached Amended Independent Contractor Professional Services Agreement for Legal Services with Goren, Cherof, Doody & Ezrol, P.A.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. The Town Council of the Town of Loxahatchee Groves approves the Amended Independent Contractor Professional Services Agreement for Legal Services with Goren, Cherof, Doody & Ezrol, P.A., attached hereto and incorporated herein as Exhibit "A", and authorizes the appropriate Town Officials to execute same.

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 5. This Resolution shall become effective immediately upon its passage and adoption.

Council Member _____ offered the foregoing Resolution. Council Member _____ seconded the Motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVID BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RONALD JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDON, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THIS ____ DAY OF JULY 2016.

TOWN OF LOXAHATCHEE GROVES,
FLORIDA

ATTEST:

Mayor David Browning

Virginia M. Walton, Town Clerk

Vice-Mayor Tom Goltzené

Council Member Ronald Jarriel

APPROVED AS TO LEGAL FORM:

Council Member Ryan Liang

Office of the Town Attorney

Council Member Todd McLendon

EXHIBIT "A"

**AMENDED INDEPENDENT CONTRACTOR PROFESSIONAL SERVICES
AGREEMENT FOR LEGAL SERVICES BETWEEN THE TOWN OF LOXAHATCHEE
GROVES AND GOREN, CHEROF, DOODY & EZROL, P.A.**

**AMENDED
INDEPENDENT CONTRACTOR PROFESSIONAL SERVICES
AGREEMENT FOR LEGAL SERVICES**

THIS AMENDED INDEPENDENT CONTRACTOR PROFESSIONAL SERVICES AGREEMENT is made and entered into in duplicate in Broward County, Florida this ____ day of _____, 2016, by between the TOWN OF LOXAHATCHEE GROVES, FLORIDA, a municipal corporation (hereinafter 'Town'), and MICHAEL D. CIRULLO, JR., as a member of the law firm of Goren, Cherof, Doody & Ezrol, P.A. (hereinafter 'Town Attorney').

NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, and the mutual exchange of other good and valuable consideration, the receipt of which is hereby acknowledged, the parties agree as follows:

1. Michael D. Cirullo, Jr., as a member of the law firm of Goren, Cherof, Doody & Ezrol, P.A., shall serve in the capacity of Town Attorney to the Town in accordance with the Town Charter and the Code of Ordinances of the TOWN OF LOXAHATCHEE GROVES, Florida ("Town Code").

2. The term of employment of the Town Attorney under this Contract, hence the term of this Independent Contractor Professional Services Agreement, shall commence on March 25, 2007, and shall remain in full force and effect until such time as the Agreement is terminated as provided for herein or modified by mutual consent of both parties.

3. The Town Attorney agrees to attend all regular and special meetings of the Town Council and to perform any and all legal services, of whatever kind or nature, including general legal practice and litigation, required or requested of Town Attorney by the Town for the TOWN OF LOXAHATCHEE GROVES and the Town Manager thereof (when same is acting in his/her official capacity on behalf of the TOWN OF LOXAHATCHEE GROVES) during the term of this Employment Contract, subject only to the following. All legal services to be performed by Town Attorney hereunder shall be rendered at the request or direction of a majority of the Town Council, or by the Town Manager; otherwise. Town Attorney shall not be required to perform legal services for Town except on its own initiative and at its own expense.

4. The parties specifically recognize and understand that several members of the Town Attorney possess the requisite skill, competence and exposure in municipal/governmental practice. Specifically, therefore, and notwithstanding any of the foregoing, the rendition of services hereunder by any attorney or paralegal of the law firm of the Town Attorney shall not be prohibited and shall be deemed to be in accordance with the provisions of Section 112.313, Florida Statutes, including, litigation and support services otherwise described and permitted by the aforesaid statute. Compensation for such services shall be in accordance with that schedule set forth in Exhibit "A" attached hereto.

5. As full payment and compensation for the Town Attorney's services hereunder, Town shall pay to Town Attorney and Town Attorney agrees to accept from Town compensation

as set forth on Exhibit "A" attached hereto and incorporated herein, not to exceed the budgeted amount adopted annually by the Town Council, for the 2007 fiscal year commencing with the effective date of this agreement. Such compensation shall exclude litigation and such other specified additional special legal services as set forth herein below which services are to be paid at the same specified hourly rates described herein. The Town agrees to make payment to the Town Attorney on the first day of the month following the month of service rendition, with the initial installment to be made on the first day of May, 2007. In the event of early termination pursuant to the terms hereof, Town Attorney shall be entitled only to such compensation as shall have accrued on a pro rata basis to the date of said early termination.

6. In addition to the compensation for professional services as set forth above, Town Attorney shall be permitted to submit to the Town on a monthly basis for payment by Town to Town Attorney an invoice for all reasonable and necessary legal expenses incurred on behalf of the Town, such as court costs, including but not limited to filing fees, service of summons, service of subpoenas, witness fees, including expert witness fees, court reporter fees, as well as long distance toll charges, computerized legal research, messenger service and photo copying and facsimile costs not performed by the Town in accordance with that schedule attached hereto as Exhibit "A". The foregoing constitutes reimbursement of expenses to Town Attorney and not fees for services as contemplated hereunder. Town Attorney may also request these costs be paid directly by Town to the billing party, agency or vendor upon their original invoice or billing statement rather than on a reimbursement basis.

7. The Town shall compensate the Town Attorney as set forth in Exhibit "A" for:
- A. Any litigation or arbitration in which the Town is a party plaintiff or a party defendant;
 - B. Any administrative hearings before any governmental/administrative bodies including, but not limited to, other official Town Boards or Committees except as set forth herein.
 - C. Municipal prosecutions filed in the Broward County Court.
 - D. Forfeiture proceedings.
 - E. Co-Counsel activities with insurance counsel assigned by the Town's insurance carrier when necessary and appropriate.
 - F. Preparation of Cable or Telecommunication Agreements or Ordinances.
 - G. Real Estate Transactions.
 - H. Charter Review matters.
 - I. Comprehensive Planning and Land Development related matters.

- J. Issuing bond counselor's services, or other services required pursuant to public finance matters.
- K. General ethics matters for administration staff and other employees.
- L. Other matters of a non-routine legal nature requiring substantial time and effort, subject to prior authorization by a majority of the Town Council, or the Town Manager.

8. The Town agrees that the services provided by The Town Attorney under this Agreement are performed as an officer of the Town and therefore the Town hereby extends the protection afforded by Section 1 1 1.07, Florida Statutes, to The Town Attorney.

9. The parties to this Agreement hereby agree that this Agreement is terminable by majority vote of the Town Council at any time and terminable by The Town Attorney upon thirty (30) days written notice tendered to the Town. However, at Town's option, and if so requested by Town, Town Attorney shall continue to provide the professional services contemplated herein pending the appointment, employment or retention of the successor Town Attorney if such process should take longer than thirty (30) days, provided that Town exerts reasonable efforts during said thirty (30) days to seek and select said successor.

10. The Town Attorney shall not assign or transfer its rights, title or interest in the Agreement nor shall the Town Attorney delegate any of the duties and obligations undertaken by the Town Attorney without the Town's prior written approval.

11. Within ten (10) days of the execution of this Agreement the Town Attorney shall provide the Town with a copy of the Town Attorney's malpractice insurance, if not already on file with the Town.

12. The validity, construction and effect of this Agreement shall be governed by the laws of the State of Florida. Any claim, objection or dispute arising out of the terms of this Agreement shall be litigated in Palm Beach County, Florida.

13. This Agreement contains the entire understanding of the parties relating to the subject matter hereof superseding all prior communications between the parties whether oral or written. This Agreement may not be altered, amended, modified or otherwise changed nor may any of the terms hereof be waived, except by written instrument executed by both parties.

[Signature page to follow]

IN WITNESS WHEREOF, the parties have set their hands and seals at and in the State and County first above written.

TOWN OF LOXAHATCHEE GROVES, FLORIDA

BY: _____
Mayor David Browning

TOWN ATTORNEY

BY: _____
Michael D. Cirullo, Jr., as a member of the law firm of
Goren, Cherof, Doody & Ezrol, P.A.

**INDEPENDENT CONTRACTOR PROFESSIONAL SERVICES
AGREEMENT FOR LEGAL SERVICES**

EXHIBIT "A"

RATE SCHEDULE

A. Identification

Client: TOWN OF LOXAHATCHEE GROVES, Florida

B.1. Through September 30, 2016

Hourly rates for legal personnel pursuant to Paragraph 7:

Partners	\$185.00/hour
Associates	\$150.00-185.00/hour
Law Clerks	\$75.00-100.00/hour
Paralegals	\$100.00/hour

Hourly rates for Labor and Personnel Matters:

Partners	\$185.00/hour
Associates	\$150.00-225.00/hour
Law Clerks	\$75.00-100.00/hour
Paralegals	\$100.00/hour

B.2. Effective October 1, 2016:

Hourly rates for legal personnel:

Partners	\$205.00/hour
Associates	\$205.00/hour
Law Clerks	\$75.00-100.00/hour
Paralegals	\$125.00/hour

Bond transactions: Fee determined at time of transaction

C. Standard Charges

We charge for our time in minimum units of .10 hours.

D. Costs and expenses

In-office photocopying	\$ 0.35/page
Telefacsimile transmittal	\$10.00

Computerized legal research	at cost
Other costs	at cost

E. Subject to change

The rates on this schedule are subject to change on thirty (30) days' written notice to the Town Council.

Town of Loxahatchee Groves, Florida
Town Council
AGENDA ITEM REPORT
AGENDA ITEM NO.

MEETING DATE: 07/19/2016

PREPARED BY: William Underwood, Town Manager

SUBJECT: Signatory Authority for Palm Beach County Water Utilities Service Applications

1. BACKGROUND/HISTORY

Problem Statement: the Agreement with Palm Beach County Water Utilities requires that the Town of Loxahatchee Groves sign off on all applications for PBC Water connections within the Town Boundaries

Problem Solution: allow the Town Manager to have signatory authority for these water connection applications in order to expedite the forwarding of the applications to Palm Beach County.

2. CURRENT ACTIVITY

The current procedure for approval for any application for connection to Palm Beach County Water Service is to place that application on the consent agenda at the next scheduled Town Council Meeting. Since the meeting schedule has been amended to include one meeting per month, this procedure has created unnecessary delays to the residents requesting the water connections for what is basically a ministerial function.

3. ATTACHMENTS

Resolution No. 2016-51

4. FINANCIAL IMPACT

No impact

5. RECOMMENDED ACTION

Approval of Resolution No. 2016-51, in order to create a more efficient and timely procedure for processing of the water connection applications.

RESOLUTION NO. 2016-51

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXHATCHEE GROVES, FLORIDA, AUTHORIZING THE TOWN COUNCIL TO DESIGNATE THE TOWN MANAGER WITH SIGNATORY AUTHORITY FOR ALL RESIDENT APPLICATIONS FOR PALM BEACH COUNTY WATER UTILITIES SERVICE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on February 3, 2009, the Town Council entered into an interlocal agreement with Palm Beach County (R2009-0252); and

WHEREAS, in accordance with Section 4 “New or Expanded Service”, the County agreed that it would not provide new service, or upgraded utility service, to any property within the Loxahatchee Groves Service Area without the express written consent of the Town Council, or it’s designee; and

WHEREAS, it has been determined that the delay in approval for the water utilities applications, in order to place on a Council Agenda, is causing a hardship and undue delays for the residents of Loxahatchee Groves; and

WHEREAS, since the approval on the utilities application is ministerial in nature, it would be in the best interests, create a more efficient process, and serve a valid public purpose, if authority be given to the Town Manager to approve these applications.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXHATCHEE GROVES, FLORIDA:

Section 1. Recitals. That the foregoing recitals in this Resolution are true and correct and form a material part of this Resolution.

Section 2. Designating the Manager to Sign all Palm Beach County Water Utilities Service Applications. The Town Council designates the Town Manager as the appropriate Town representative to execute the Town approval portion for the Palm Beach County Water Utilities Service Applications for properties within the boundaries of Loxahatchee Groves.

Section 4. Conflicts. That all resolutions or parts of resolution in conflict herewith, are repealed to the extent of such conflict.

Section 5. Severability. Should any section or provision of this Resolution or portion hereof, any paragraph, sentence or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the remainder of this Resolution.

Section 6. Effective Date. This Resolution shall become effective immediately upon passage.

Council Member _____ offered the foregoing Resolution. Council

Member _____ seconded the Motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVID BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RONALD JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDEN, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RESOLVED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA THIS _____ DAY OF JULY 2016.

ATTEST:

**TOWN OF LOXAHATCHEE GROVES,
FLORIDA**

Virginia Walton, Town Clerk

Mayor David Browning

APPROVED AS TO LEGAL FORM:

Vice Mayor Tom Goltzene

Office of the Town Attorney

Council Member Jarriel

Council Member Liang

Council Member McLendon

Town of Loxahatchee Groves, FLORIDA

Town Council AGENDA ITEM REPORT

AGENDA ITEM NO.

MEETING DATE: 07/19/2016

PREPARED BY: William F. Underwood, II

SUBJECT: Change Orders 1,2, 3, and 4 to Hardrives Construction of "B Road"

1. BACKGROUND/HISTORY

Problem Statement: The Town Council requested possible changes to the scope of the B Road improvement construction contract.

Problem Solution: Provide the Council with possible change orders needed to implement specific contract scope changes.

Several possible changes have been requested by various Council members that would impact the cost of the B Road construction contract. Specifically, staff, engineer, and contractor have been tasked with determining the amount of contract increase or decrease if the change order(s) are approved. The requested modifications in the scope of the contract are:

1. Modify catch basin for use by the adjacent landowner to provide drainage
2. Add ½ inch of asphalt to the existing 1 ½ inches currently approved
3. Add yellow and white thermoplastic striping on the road
4. Add 4-way stop at Los Angeles and B Road to improve school bus stop safety

2. CURRENT ACTIVITY

Staff, engineer, and Hardrives Construction have worked to prepare cost estimates to implement the 4 requested modifications in the B Road improvement contract.

1. Staff believes that modifying the location of the drainage basin will result in no net cost increase because; the plans can be modified to eliminate one culvert crossing. However, until the contract is near completion, we will not have the exact savings. This change order will not impact the contract amount.
2. The additional ½ inch of asphalt will impact the contract by \$58,422
3. Road markings will add \$32,342
4. 4-way stop implementation will be \$1,783

These changes will bring the approved contract amount of \$1,033,008.80 to \$1,125,555.80. The \$92,547 additional cost will have to be funded by the Town.

3. ATTACHMENTS

- Change Order No. 1
- Change Order No. 2
- Change Order No. 3
- Change Order No. 4

4. FINANCIAL IMPACT

The total impact of the change orders will be \$92,547 that will be funding through the CIP fund.

5. RECOMMENDED ACTION

Motion to adopt resolution 2016-52 authorizing the appropriate individual to execute the change orders.

RESOLUTION NO. 2016-52

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPROVING CHANGE ORDERS #1, #2, #3 AND #4 FOR “B” ROAD PAVEMENT SURFACING, TO HARDRIVES OF DELRAY, INC. d/b/a HARDRIVES, INC., FOR A NEW TOTAL CONTRACT PRICE OF \$1,127,180.80; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, at the meeting on April 5, 2016, the Town Council adopted Resolution No. 2016-13, awarding Bid No. 2016-001 for “B” Road Pavement Surfacing to Hardrives of Delray, Inc. d/b/a Hardrives, Inc., in the amount of \$1,033,008.80; and

WHEREAS, while implementing this project, several issues and/or additional work required have come to the attention of Staff, the Town Engineers and the Contractor, which have necessitated changes to the original contract; and

WHEREAS, Change Order #1 would modify the proposed structure S-16 and tie into an existing drainage pipe at 1812 B Road, for an increase \$1,625.00, for a new total contract price of \$1,034,633.80; and

WHEREAS, Change Order #2 would change the installation of asphalt from 1.5” Type S-III to 2” Type S-III, for an increase of \$58,422.00, for a new total contract price of \$1,093,055.80; and

WHEREAS, Change Order #3 would add 6” double yellow thermoplastic striping and 6” white thermoplastic edge line to B Road, for an increase of \$32,342.00, for a new total contract price of \$1,125,397.80; and

WHEREAS, Change Order #4 would add stop bars with 6” double yellow thermoplastic striping, RPM signs, stop signs, street blades, for an increase of \$1,783.00, for a new total contract price of \$1,127,180.80; and

WHEREAS, the Town Council finds it in the best interests of the Town to approve Change Orders #1, #2, #3 and #4 from Hardrives, Inc., pursuant to the recommendation of the Town Engineer and the Town Manager.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA:

Section 1. Each “WHEREAS” clause set forth above is true and correct and herein incorporated by this reference.

Section 2. The Town Council hereby approves Change Order #1 in the amount of \$1,625.00; Change Order #2 in the amount of \$58,422.00; Change Order #3 in the amount of \$32,342.00, and Change Order #4 in the amount of \$2,783.00, for a new total project contract amount of \$1,127,180.80. Funds have been budgeted through the Capital Improvement Fund.

Section 3. The Mayor and appropriate Town Officials are hereby authorized to execute any and all documents necessary to complete these Change Orders, and the Town Clerk is instructed to deliver a copy of the signed Change Orders to Harddrives of Delray, Inc. d/b/a Harddrives, Inc., along with a certified copy of this Resolution.

Section 4. This Resolution shall be effective immediately upon its adoption.

Council Member _____ offered the foregoing Resolution. Council Member _____ seconded the Motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVID BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RONALD JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDON, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE
GROVES, FLORIDA, THIS ____ DAY OF JULY 2016.**

TOWN OF LOXAHATCHEE GROVES, FLORIDA

ATTEST:

Mayor David Browning

Virginia M. Walton, Town Clerk

Vice-Mayor Tom Goltzené

APPROVED AS TO LEGAL FORM:

Council Member Ronal Jarriel

Council Member Ryan Liang

Office of the Town Attorney

Council Member Todd McLendon

CHANGE ORDER



DRIVEWAYS • PARKING AREAS • STREETS • GRADING • ROCK & FILL • CONCRETE WORK

HARDRIVES, INC.
2101 South Congress Avenue
Delray Beach, Florida 33445

PHONE: 561-278-0456
FAX: 561-278-2147
AN EEO COMPANY

AIA DOCUMENT G701

- OWNER
- ARCHITECT
- CONTRACTOR
- FIELD
- OTHER

DATE: 7/1/2016

PROJECT: B Road Pavement Resurfacing Project
(name, address) Keshavarz & Associates, Inc.
711 North Dixie Highway, Suite 201
West Palm Beach, FL 33401

CHANGE ORDER NUMBER: RCO # 2

TO: (Contractor) Hardrives of Delray, Inc. dba Hardrives, Inc.
2101 South Congress Avenue
Delray Beach, FL 33445

PROJECT NO.: 3284
CONTRACT FOR:
CONTRACT DATE: 5/6/2016

You are directed to make the following changes in this Contract:

Discription: Change in scope

Qty.	Unit	Item	Price	Cost
17,976	SY	2" Type S-III Asphalt Pavement (in 2 lifts)	\$10.05	\$180,658.80
17,976	SY	Credit 1.5" Type S-III Asphalt Pavement	-\$6.80	-\$122,236.80
				\$0.00
				\$0.00
				\$0.00
				\$0.00
				\$0.00
TOTAL:				\$58,422.00

The original Contract Sum was\$ 1,033,008.80
 Net change by previous Change Orders.....\$ ~~1,025.00~~
 The Contract Sum prior to this Change Order was.....\$ ~~1,034,633.80~~
 The Contract Sum will be (increased) (decreased) (unchanged) by this Change Order\$ 58,422.00
 The new Contract Sum including this Change Order will be.....\$ ~~1,093,055.80~~
 The Contract Time will be (increased) (decreased) (unchanged) by 0 Days
1,091,430.80

0	Hardrives, Inc.	
G.C.	CONTRACTOR	OWNER
0	2101 South Congress Ave.	
Address	Address	Address
0	Delray Beach, FL 33445	
By:	By: <i>W. Allen Poston</i>	By:
	W. Allen Poston, Vice President	
Date:	Date: 7-1-16	Date:

CHANGE ORDER

AIA DOCUMENT G701

HARDRIVES, INC.
 DRIVEWAYS • PARKING AREAS • STREETS • GRADING • ROCK & FILL • CONCRETE WORK
 2101 South Congress Avenue
 Delray Beach, Florida 33445
 PHONE: 561-278-0456
 FAX: 561-278-2147
 AN EEO COMPANY

- OWNER
- ARCHITECT
- CONTRACTOR
- FIELD
- OTHER

DATE: 7/6/2016

PROJECT: B Road Pavement Resurfacing Project
 (name, address) Keshavarz & Associates, Inc.
 711 North Dixie Highway, Suite 201
 West Palm Beach, FL 33401

CHANGE ORDER NUMBER: RCO # 3

TO: (Contractor) Hardrives of Delray, Inc. dba Hardrives, Inc.
 2101 South Congress Avenue
 Delray Beach, FL 33445

PROJECT NO.: 3284
 CONTRACT FOR:
 CONTRACT DATE: 5/6/2016

You are directed to make the following changes in this Contract:

Discription: add to scope

Qty.	Unit	Item	Price	Cost
7,700	LF	6" Double Yellow Thermoplastic Stripe	\$2.06	\$15,862.00
16,000	LF	6" White Thermoplastic Edge Line	\$1.03	\$16,480.00
				\$0.00
				\$0.00
				\$0.00
				\$0.00
				\$0.00
TOTAL:				\$32,342.00

The original Contract Sum was\$ 1,033,008.80
 Net change by previous Change Orders.....\$ ~~60,047.00~~
 The Contract Sum prior to this Change Order was.....\$ ~~1,093,055.80~~
 The Contract Sum will be (increased) (decreased) (unchanged) by this Change Order\$ 32,342.00
 The new Contract Sum including this Change Order will be.....\$ ~~1,125,397.80~~
 The Contract Time will be (increased) (decreased) (unchanged) by 0 Days
with
1,123,772.80

0	Hardrives, Inc.	Town of Loxahatchee Groves
G.C.	CONTRACTOR	OWNER
0	2101 South Congress Ave.	155 F Road
Address	Address	Address
0	Delray Beach, FL 33445	Loxahatchee Groves, FL 33470
By:	By: <u>W. Allen Poston</u>	By: <u>David Browning, Mayor</u>
	W. Allen Poston, Vice President	
Date:	Date: <u>7-7-16</u>	Date:

CHANGE ORDER

HARDRIVES, INC.
 DRIVEWAYS • PARKING AREAS • STREETS • GRADING • ROCK & FILL • CONCRETE WORK
 2101 South Congress Avenue
 Delray Beach, Florida 33445
 PHONE: 561-278-0456
 FAX: 561-278-2147

AIA DOCUMENT G701

- OWNER
- ARCHITECT
- CONTRACTOR
- FIELD
- OTHER

AN EEO COMPANY

DATE: 7/6/2016

PROJECT: B Road Pavement Resurfacing Project
 (name, address) Keshavarz & Associates, Inc.
 711 North Dixie Highway, Suite 201
 West Palm Beach, FL 33401

CHANGE ORDER NUMBER: RCO # 4

TO: (Contractor) Hardrives of Delray, Inc. dba Hardrives, Inc.
 2101 South Congress Avenue
 Delray Beach, FL 33445

PROJECT NO.: 3284
 CONTRACT FOR:
 CONTRACT DATE: 5/6/2016

You are directed to make the following changes in this Contract:

Discription: add to scope

Qty.	Unit	Item	Price	Cost
3	EA	Thermoplastic Stop Bars	\$90.00	\$270.00
100	LF	6" Double Yellow Thermoplastic Stripe	\$2.06	\$206.00
12	EA	RPM's	\$6.00	\$72.00
3	EA	Stop Signs	\$265.00	\$795.00
4	EA	Street Blades	\$110.00	\$440.00
				\$0.00
				\$0.00
TOTAL:				\$1,783.00

The original Contract Sum was\$ 1,033,008.80
 Net change by previous Change Orders.....\$ ~~02,300.00~~
 The Contract Sum prior to this Change Order was.....\$ ~~1,125,397.00~~
 The Contract Sum will be (increased) (decreased) (unchanged) by this Change Order\$ 1,783.00
 The new Contract Sum including this Change Order will be.....\$ ~~1,127,100.00~~
 The Contract Time will be (increased) (decreased) (unchanged) by 0 Days
1,125,555.80

0 _____
 G.C. _____
 0 _____
 Address _____
 0 _____
 Address _____
 0 _____
 Address _____
 By: W. Allen Poston
 W. Allen Poston, Vice President
 Date: 7-7-16

Town of Loxahatchee Groves
 OWNER
 155 F Road
 Address _____
 Loxahatchee Groves, FL 33470
 By: _____
 David Browning, Mayor
 Date: _____

Town of Loxahatchee Groves, Florida
Town Council Agenda
AGENDA ITEM REPORT
ITEM NO.

DATE: 07/19/2016

PREPARED BY: William F. Underwood, II

SUBJECT: Interlocal Agreement with Loxahatchee Groves Water Control District (LGWCD) Funding Fiscal Year 2016-17

1. BACKGROUND/HISTORY

Problem Statement: The LGWCD is requesting the Town appropriate in its annual fiscal year 2016-17 in the amount of \$85,000.

Problem Solution: Present Town Council with ILA for their consideration.

On May 5, 2016, staff received a request from the LGWCD to provide funding in the amount of \$85,000 for various services.

2. CURRENT ACTIVITY

Town received the Interlocal Agreement from LGWCD and reviewed it for acceptance as to the uses the funds can be disbursed. Under section 1.1.1, The parties agree and acknowledge that the eligible public roadway improvements include construction and reconstruction of roadway drainage facilities and related maintenance activities, including, but not limited to, canal excavation, culvert replacement, culvert and catch-basin installation, culvert cleaning, dewatering as required and professional engineering services as needed. Staff would not recommend the Town Council authorize the LGWCD to use the funding in a manner that is not consistent or allowable under the authorized uses for gas tax funds. Specifically, it is our opinion that canal excavation, culvert replacement, culvert cleaning, and dewatering not directly related to road drainage, i.e., swales, ditches, and catch basins, would not be allowable.

The following are uses for which gas tax funds can be used pursuant to state statutes.

Authorized Uses of Proceeds:

County and municipal governments may use the tax proceeds for transportation expenditures as defined in s.336.025(7), F.S. Transportation expenditures are defined to include those expenditures by the local government from local or state-shared revenue sources, excluding expenditures of bond proceeds, for the following programs.

1. Public transportation operations and maintenance.
2. Roadway and right-of-way maintenance and equipment and structures used primarily for the storage and maintenance of such equipment.
3. Roadway and right-of-way drainage.
4. Street lighting installation, operation, maintenance, and repair.
5. Traffic signs, traffic engineering, signalization, and pavement markings, installation, operation, maintenance, and repair.
6. Bridge maintenance and operation.

7. Debt service and current expenditures for transportation capital projects in the foregoing program areas, including construction or reconstruction of roads and sidewalks.

Additionally, the proposed Transportation Fund appropriations reflect \$77,764 as the pro rata road proportion funding to the LGWCD.

3. ATTACHMENTS

Resolution No. 2016-53
ILA FY 2016-17

4. FINANCIAL IMPACT

The Town will expend \$77,764 from Local Option Gas Tax proceeds in fiscal year 2016-17 for this purpose.

5. RECOMMENDED ACTION

Motion to adopt Resolution 2016-53 authorizing the removal of the following words from the agreement, i.e., canal excavation, culvert replacement, culvert cleaning, and dewatering, language in the ILA and execution of the Interlocal Agreement with LGWCD.

RESOLUTION NO. 2016-53

A RESOLUTION OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT THE PURPOSE OF FUNDING CONSTRUCTION, RECONSTRUCTION AND MAINTENANCE OF ROADS LOCATED WITHIN THE TOWN OF LOXAHATCHEE GROVES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council originally executed an Interlocal Agreement (ILA) with the Loxahatchee Groves Water Control District (WCD) since June 2009 for the funding of construction, reconstruction and maintenance of roads located within the Town of Loxahatchee Groves; and

WHEREAS, the Interlocal Agreement has historically been amended each year thereafter; and

WHEREAS, the WCD has submitted an amended ILA for fiscal year 2016-2017 in the amount of \$85,000.00; and

WHEREAS, it is in the best interests of the Town, and its residents, for the Town to enter into this Interlocal Agreement with the WCD, and authorize the expenditure for \$85,000.00 for the services outlined in said agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF TOWN OF LOXAHATCHEE GROVES, FLORIDA, as follows:

Section 1. The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. The Town of Loxahatchee Groves, Florida hereby agrees to the terms and conditions of that certain Interlocal Agreement with the Loxahatchee Groves Water Control District, a copy of which is attached hereto as **Exhibit “A”**, and which is incorporated herein by reference, and further authorizes the Mayor and/or appropriate Town Officials to execute and

deliver said Interlocal Agreement to the Loxahatchee Groves Water Control District, along with a certified copy of this Resolution.

Section 3. The Town Council authorizes the Town Manager to expend a total not to exceed \$85,000.00 for services pursuant to the terms of the Interlocal Agreement.

Section 4. This Resolution shall take effect immediately upon its passage.

Council Member _____ offered the foregoing resolution. Council Member _____ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
DAVID BROWNING, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOM GOLTZENÉ, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RONALD JARRIEL, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
RYAN LIANG, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TODD MCLENDON, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THIS _____ DAY OF JULY 2016.

TOWN OF LOXAHATCHEE GROVES, FLORIDA

ATTEST:

Mayor David Browning

Virginia M. Walton, Town Clerk

Vice-Mayor Tom Goltzené

Council Member Ronald Jarriel

APPROVED AS TO LEGAL FORM:

Council Member Ryan Liang

Office of the Town Attorney

Council Member Todd McLendon



LOXAHATCHEE GROVES WATER CONTROL DISTRICT

RECEIVED
MAY 05 2016

BY: B. Kypri

TRANSMITTAL COVER SHEET HAND DELIVERY

TO: WILLIAM F. UNDERWOOD, II, ICMA-CM, TOWN MANAGER
FIRM: TOWN OF LOXAHATCHEE GROVES
ADDRESS: 155 "F" ROAD
LOXAHATCHEE, FL 33470
PHONE: (561) 793-2418
FAX: (561) 793-2420

FROM: STEPHEN E. YOHE, P.E., DISTRICT ADMINISTRATOR
FIRM: LOXAHATCHEE GROVES WATER CONTROL DISTRICT
PHONE: (561) 793-0884
FAX: (561) 795-6157

DATE: MAY 5, 2016
RE: TOWN-DISTRICT FUNDING INTERLOCAL AGREEMENT (ILA) FOR
DISTRICT ROAD MAINTENANCE - FISCAL YEAR 2016-2017
PAGES: ____ (INCLUDING THIS COVER SHEET)

MESSAGE:

This transmittal will confirm that the following was hand-delivered to you at the above-referenced address on Thursday, May 5, 2016:

1. One (1) original letter dated May 5, 2016 regarding the above-referenced matter
2. One (1) unsigned 2016 Amendment to Interlocal Agreement for the Funding of Construction, Reconstruction and Maintenance of Public Roads Located Within the Town of Loxahatchee Groves

Received by:

BEV KUIPERS

Date / Time:

5/5/2016



LOXAHATCHEE GROVES WATER CONTROL DISTRICT

RECEIVED
MAY 05 2016

BY: OK

May 5, 2016

VIA HAND-DELIVERY

William F. Underwood, II
Town Manager
Town of Loxahatchee Groves
14579 Southern Boulevard, Suite 2
Loxahatchee, Florida 33470

**RE: TOWN-DISTRICT FUNDING INTERLOCAL AGREEMENT (ILA) FOR DISTRICT ROAD
MAINTENANCE – FISCAL YEAR 2016-2017**

Dear Bill:

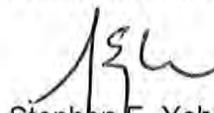
As you know, an essential component of the District's revenue is the Interlocal Agreement for the Funding of Construction, Reconstruction and Maintenance of Roads Located Within the Town of Loxahatchee Groves between the Town of Loxahatchee Groves and the Loxahatchee Groves Water Control District. The subject Agreement was executed in June, 2009 and has been amended each year thereafter. This ILA provides much-needed funding from the Town's shared gas tax revenues to offset the District's assessment rate for District road maintenance purposes.

District Staff reduced the requested amount from \$93,738.00 to \$85,000.00 to account for District conveyance of South "B" Road from Okeechobee Boulevard to Southern Boulevard.

On behalf of the Board of Supervisors, Staff is requesting the Town of Loxahatchee Groves Town Council execute the attached ILA Amendment in the amount of \$85,000.00 for FY 2016-2017. Let me know if you need additional information or have any questions regarding this request.

Thanks Bill.

Sincerely,
LOXAHATCHEE GROVES WATER CONTROL DISTRICT


Stephen E. Yohe, P.E.
District Administrator

SEY/lrb
attachment: ILA Amendment for FY 2016-2017

cc: Board of Supervisors, LGWCD (via electronic mail, with attachment)
Mary M. Viator, Esquire (via electronic mail, with attachment)
Frank S. Palen, Esquire (via electronic mail, with attachment)

**2016 AMENDMENT TO INTERLOCAL AGREEMENT FOR THE
FUNDING OF CONSTRUCTION, RECONSTRUCTION AND
MAINTENANCE OF PUBLIC ROADS LOCATED WITHIN
THE TOWN OF LOXAHATCHEE GROVES
Fiscal Year 2016-2017**

This **INTERLOCAL AGREEMENT** is made and entered into by and between:

TOWN OF LOXAHATCHEE GROVES, a municipal corporation existing under the laws of the state of Florida, hereafter referred to as "TOWN,"

and

LOXAHATCHEE GROVES WATER CONTROL DISTRICT, an independent special district existing under the laws of the state of Florida, hereafter referred to as "DISTRICT".

WITNESSETH:

WHEREAS, this Fiscal Year 2016-2017 Amendment to Interlocal Agreement for the Funding of Construction, Reconstruction and Maintenance of Public Roads within the Town of Loxahatchee Groves is entered into pursuant to §163.01, Florida Statutes, also known as the "Florida Interlocal Cooperation Act of 1969"; and

WHEREAS, in June, 2009, the DISTRICT and TOWN entered into an Interlocal Agreement for the Funding of Construction, Reconstruction and Maintenance of Public Roads ("Interlocal Agreement") within the Town of Loxahatchee Groves, recorded at Official Records Book 23332, Page 1401, in the Public Records of Palm Beach County, Florida, and

WHEREAS, the TOWN and DISTRICT desire to amend the Interlocal Agreement to provide for the reimbursement figure for Fiscal Year 2016-2017.

NOW, THEREFORE, IN CONSIDERATION of the mutual terms, conditions, promises, covenants and payments hereafter set forth, DISTRICT and TOWN agree as follows:

1.1 The foregoing recitations are true and correct and are hereby incorporated herein by reference. All exhibits to this Agreement are hereby deemed a part hereof.

1.1.1 The parties agree and acknowledge that the eligible public roadway improvements include construction and reconstruction of roadway drainage facilities and related maintenance activities, including, but not limited to, canal excavation, culvert replacement, culvert and catch-basin installation, culvert cleaning, dewatering as required and professional engineering services as needed.

2.1 Section 2.1 of the Interlocal Agreement is hereby amended and replaced in its entirety with a new Section 2.1, which reads as follows:

Upon receipt of its share of the Local Option Fuel Taxes for Fiscal Year 2016-2017, TOWN agrees to reimburse the DISTRICT in an amount not to exceed **EIGHTY-FIVE THOUSAND AND NO/100 DOLLARS (\$85,000.00)** for transportation-related expenditures as provided for in Section 336.025, Florida Statutes.

3.1 All terms and conditions of the Interlocal Agreement not in conflict herewith shall remain in full force and effect. In the event of any conflict between this Fiscal Year 2016-2017 Amendment and the Interlocal Agreement, the terms and conditions of this Fiscal Year 2016-2017 Amendment shall prevail.

4.1 Pursuant to Section 6.11 of the Interlocal Agreement, this Fiscal year 2016-2017 Amendment shall take effect upon its filing with the Clerk of Circuit Court, as provided in Sections 3.1 and 6.10 of the Interlocal Agreement, and Section 163.01(11), Florida Statutes.

IN WITNESS WHEREOF, the parties hereto have made and executed this Interlocal Agreement between TOWN and DISTRICT on the respective dates under each signature: TOWN, signing by and through its Mayor, authorized to execute same by Council action on the ____ day of _____, 2016 and the DISTRICT, signing by and through its Chairman, authorized to execute same by Board of Supervisor’s action on the ____ day of _____, 2016.

Executed by **TOWN** this _____ day of _____, 2016.

TOWN OF LOXAHATCHEE GROVES,
a Florida Municipal Corporation

ATTEST:

By _____
David Browning
Mayor

Town Clerk

[TOWN SEAL]

APPROVED AS TO FORM:

By _____
Town Attorney

Executed by **DISTRICT** this _____ day of _____, 2016.

**LOXAHATCHEE GROVES WATER
CONTROL DISTRICT**, an Independent
Special District of the State of Florida

ATTEST:

By _____

David DeMarois
Chairman

John Ryan
Secretary

[DISTRICT SEAL]

**FILED WITH THE CLERK OF CIRCUIT COURT
IN AND FOR PALM BEACH COUNTY, FLORIDA
THIS _____ DAY OF _____, 2016.**

**FOR: SHARON R. BOCK,
CLERK AND COMPTROLLER
PALM BEACH COUNTY, FLORIDA**

BY: _____

ASSISTANT CLERK

[CLERK'S SEAL]

Town of Loxahatchee Groves, Florida
Town Council
AGENDA ITEM REPORT AGENDA
MANAGER'S REPORT ITEM NO. 7a
MEETING DATE: 07/19/2016

Traffic: Staff is working with Minto to draft an agreement between Minto and the Town for the

July 14, 2016	No activity
May 10, 2016	No activity on this item
April 27, 2016	No activity
April 13, 2016	No activity on this item
March 29, 2016	No activity on this item
February 24, 2016	No activity on this item
February 10, 2016	No activity on this item
January 26, 2016	No activity on this item
January 12, 2016	No activity on this item
December 29, 2015	No activity on this item
November 25, 2015	Will be setting a teleconference the week of 11/30/2015
November 13, 2015	Emailed bullets and report to G. Webb
October 29, 2015	Provided J. Easton copy of bullet points and report
October 27, 2015	No activity on this item
October 13, 2015	Telephone call to Mr. George Webb, County engineer, and left a message for a return call.
October 8, 2015	Simmons & White submitted an analysis of the traffic light cost (attached) based on the Minto Proposal.
September 29, 2015	The town's traffic engineer should finish the costing during this week and can be available on the agenda of 10/20/2015.
September 1, 2015	Town traffic engineer determining cost for items not included in the Minto proposal. This is needed in order to determine amount of Town funding needed.
August 25, 2015	Received email and will look to analyzing potential cost to implement light at D Road and Okeechobee. Transmitted information to Town Engineer for very preliminary estimates of cost.
August 12, 2015	No activity on this item
July 15, 2015	No activity on this item
June 30, 2015	No activity on this item
May 11, 2015	No activity on this item
April 15, 2015	This office met with representatives from Minto. Discussion points were covered regarding the proposed funding of the traffic control appurtenances for D Road and Okeechobee. Staff will review the information and report progress at the June 16 Town Council meeting.
April 1, 2015	No activity on this item
March 1, 2015	This office has received communication and we are trying to establish a date and time during the week of March 9 th .

Town of Loxahatchee Groves, Florida
Town Council
AGENDA ITEM REPORT AGENDA
MANAGER'S REPORT ITEM NO. 7a
MEETING DATE: 07/19/2016

February 10, 2015	No activity on this item
January 26, 2015	No activity on this item
January 14, 2015	No activity on this item
December 29, 2014	A discussion with Minto's attorney indicated Palm Beach County would agree for the Town and Minto to enter into a funding agreement which may exclude the County.

Code Enforcement: CEO is working to close old open cases

July 14, 2016	Staff is closing or taken specific action on more than 15 cases. Many are simply closed for lack of an issue and others are pending the parties action or inaction over a specified time period.
---------------	--

Code Enforcement: Need a Special Majistrate

July 14, 2016	It has been nearly a year since the Town had a code enforcement officer. Presently, the CEO does not require a majistrate. Staff has requested that PBC contract with the Town for the provision of a majistrate. In the meantime, the Town should consider engaging a majistrate to hear and rule on cases
---------------	---

Trails: Permit to all non-motorized trails

July 14, 2016	No activity
May 10, 2016	No activity
April 27, 2016	LGWCD has declined to meet with the Palm Beach State College stating they believe the issue is with the Town and potential trail on the property. We have provided a letter from the College's attorney and email on the subject under Councilman Jarriel's reports on 5/3/2016.
April 13, 2016	No activity on this item
March 29, 2016	No activity on this item. Based on discussion at the last IGC meeting, the perpetual permit offered by the LGWCD is not offered in segments. In other words, the Town accepts all the berms for trails or none.
February 24, 2016	No activity
February 10, 2016	No activity on this item
February 8, 2016	Town Council removed trails agenda item and staff requested the LGWCD provide better detail information to Exhibit A of the trail permit

Town of Loxahatchee Groves, Florida
Town Council
AGENDA ITEM REPORT AGENDA
MANAGER'S REPORT ITEM NO. 7a
MEETING DATE: 07/19/2016

Trails: 6th Court North, Red Clover Nursery

July 14, 2016	No activity
May 10, 2016	No activity on this item
April 27, 2016	No activity
April 13, 2016	No activity on this item
March 29, 2016	No activity
February 24, 2016	No activity
February 10, 2016	No activity on this item
January 26, 2016	No activity on this item
January 12, 2016	No activity on this item
December 29, 2015	No activity on this item
October 12, 2015	Preparing scope of project to survey needed property for trails on 6th Court North
October 29, 2015	No activity on this item
September 17, 2015	Met with owners, Denise & Marcel Bosse, of Red Clover Nursery to discuss potential of expanding the trail easement along the northern boundary of their property. The owners were general receptive. I advised the Town would prepare a survey after the Town receives the survey from the LGWCD.

Trails: 6th Court North, Palm Beach State College & western property

July 14, 2016	No activity
November 24, 2015	Conference with representatives of Palm Beach State College and Vice Mayor Jarriel to clarify that trails will be open on the northern side of the college's property.
November 13, 2015	Authorized and remitted payment.
October 26, 2015	Received a response from Erdman Anthony indicating "...surveying projects are heavily weighted to the project initiation phases due to the preparation required to produce the final product. The work required to produce the Maintenance Maps includes survey control research, extensive field survey, calculations, sheet set up and drafting standards management in addition to drafting the individual sheets. Therefore, significant effort is involved before the individual sheets are submitted for approval."
October 7, 2015	Received first request for reimbursement from LGWCD for \$27,006.72. Requested clarification as to why the cost did not equate to about 7 miles of

Town of Loxahatchee Groves, Florida
Town Council
AGENDA ITEM REPORT AGENDA
MANAGER'S REPORT ITEM NO. 7a
MEETING DATE: 07/19/2016

Roads/Culvert Replacement: Attended a meeting at West C Road and Timberlane to meet the District

July 14, 2016	No activity
May 10, 2016	No activity on this item
April 27, 2016	No activity
April 13, 2016	No activity on this item
March 29, 2016	No activity on this item
February 24, 2016	No activity
February 10, 2016	No activity
January 26, 2016	Town Council adopted a culvert replacement policy that can be used for this area of concern.
December 29, 2015	No activity on this item
November 25, 2015	Formulating policy for Council consideration delayed from 11/03/2015 meeting.
October 29, 2015	No activity on this item
October 29, 2015	No activity on this item. Due to return to Council for further consideration.
October 6, 2015	Town Council requested this item for the 10/20/15 agenda for culvert replacement policy postponed to 11/6/15
September 22, 2015	A culvert appears to be collapsed under the road leading into C canal. Property Owners are looking for relief in fixing the culvert and road after the repair. The Town collects gas tax for this road; however, the road is not the same as Compton, Marcella, and Bryan.

Building: Staff had a meeting with the Day property representative to preliminary discuss the prospective site plan for the property on Tuesday, December 9. The meeting was to review site plan requirements and process

July 14, 2016	This office executed an administrative amendment to the property to allow a phasing in of the building development.
June 30, 2015	All funds have been received in this cost recovery accounts.
May 20, 2015	Staff began working with the owner to remediate the outstanding balance from the cost recovery that occurred prior to the settlement.
May 19, 2015	Town Council approved the site plan
May 19, 2015	The site plan with conditions supported by staff is being presented to the Town Council at its May 19, 2015 meeting. Town Attorney spoke with Day's counsel. The Town Attorney has received comments regarding the requested trail easement and will be providing a response soon.

Town of Loxahatchee Groves, Florida
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February 19, 2015	The February 19 th P&Z and RETGAC joint meeting placed additional conditions upon the site plan such as an equestrian trail on the north boundary of the property from east to west and the Town's engineer provide a review of the conclusions of the traffic study and acceptance.
February 19, 2015	This item is due to be presented to the P&Z and RETGAC committees jointly at their meeting.
January 12, 2015	Staff and Mr. Lipp, met with representatives reviewing Rural Vista guidelines assisting the representatives determine the guidelines.
December 16, 2014	No Activity
December 9, 2014	Discussed the site plan specifically the following: Timing of submittal and hearings addressing conditions of approval perimeter landscaping buffer requirements horse trail potential PBC manages traffic related issues and may need to be at meetings LGWCD to affirm positive outfall for drainage Interconnection to westerly property discussion Set RETGAC meeting for January 2015
March 29, 2016	After further discussion with PSG, the firm agreed to accept \$37,000; however the offer would not be held until the April 5 meeting date of Council consideration. As a result, currently, the Town Attorney is working with the attorney for PSG to resolve the matter. At the 2/16/16 Town Council meeting, Council instructed staff to return to the vendor for further negotiations. Based on a 2/22/2016 teleconference, PSG has agreed to settle all claims including a new \$6,000+ claim for additional work. The agreed upon settlement represents a reduction of \$21,661.70. Applied to speed hump this reduces the cost to \$18,439.63 or about \$384 per location. Less than the cost for two other vendors providing this service.
February 24, 2016	
February 10, 2016	Received agreement for mutual termination of services.

Town of Loxahatchee Groves, Florida
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Safety as a priority, PSG started to provide pavement markings on speed humps. As of this date PSG has completed Town OGEM roads (North A, North C, and South C) for approximately 54 speed humps . Additionally, they have installed about 34 of 60 street signs; everything from turn, stop, speed limit, and other signs. Pavement markings on speed humps on North Road, North D, and F Road will begin in the next week. Finally, PSG will begin a Pilot Program using Asphalt Millings in the next week, weather permitting, on about 1.2 miles of Town Roads which includes road leveling and spreading. Costs for use of asphalt millings including the costs for leveling will not exceed the costs for the per ton charge for road material and labor (\$18.00/ton) currently used on Town Roads.

January 26, 2016

Staff received a complaint regarding speed limit sign as being too fast for her road. She stated that her neighbors wanted her to speak to the Town about removing the sign and possibly replacing it with a 15 or 20 MPH limit.

January 22, 2016

PSG began working on town roads by grading and shaping

Dec-2015

Roads: This office has received and will receive requests to perform specific road related tasks, such as watering and extra grading.

July 14, 2016

No activity on this item

May 10, 2016

No activity

April 13, 2016

Town Council should provide an approved policy by which the Town staff and contractor(s) can undertake additional road specific work.

Roads: This office met with Angela Hendrichsen Sandoval, P. E., PMP, Section Leader, and Ken Mudd, Resource Professional IV, representing South Florida Water Management District (SFWMD) in reference to a permit the SFWMD issued in 1982 for a road and swale improvement on 43rd. As I understand the purpose of the meeting, SFWMD was looking to determine whether or not the Town would assist them in correcting a deficiency in the road and swale drainage system on the road. The Town will be contacted in the future regarding the next step to be taken to correct the problem.

July 14, 2016

No activity on this item

May 10, 2016

No activity

April 27, 2016

No activity on this item

April 13, 2016

No activity

March 29, 2016

No activity on this item

February 24, 2016

No activity on this item

Town of Loxahatchee Groves, Florida
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February 10, 2016	No activity on this item
January 26, 2016	No activity on this item
January 12, 2016	No activity on this item
December 29, 2015	No activity on this item
November 25, 2015	No response as of this date to request for meeting.
November 13, 2015	Email to SFWMD staff to set a meeting.
October 29, 2015	No activity on this item
October 14, 2015	Staff was unable to contact SFWMD to set a meeting to review letter to property owners on 43rd
September 30, 2015	No activity on this item. Staff will reach out to the SFWMD during the week of October 5.
September 7, 2015	No activity on this item
August 12, 2015	No activity on this item
July 15, 2015	No meeting has been set by SFWMD and the Town to discuss the contents of the letter.
IGC Meeting:	
July 14, 2016	No activity on this item
April 27, 2016	No activity on this item

Roads: 8th Place North

July 14, 2016	Staff continues research for work on this road. The LGWCD provided records back to January 2012 and stated that records before that date are not as complete
	Staff has worked to locate records requested by Mr. Kurtz, Attorney for Mark Jackson. Records have been transmitted; however, more research and cost would be incurred. Staff presented the Town Attorney with records, some of which date back seven years, and due to the billing methodology at that time, we presume that billing provided by the LGWCD providing for non-district road grading or "courtesy grading" was for all Town roads.
May 3, 2016	The Town Attorney will advise counsel for Mr. Jackson the road is a public road and for Mr. Jackson to remove the pole and gate from hindering vehicular ROW. In the event the items are not moved, staff, under the auspices of the Town Council, will remove the pole and open the gate now hindering access to properties to the north and west on 8th Place North, no later than Friday, May 13, 2017.

Water Utility: Work to avoid Town residents from paying an extra 10% for potable water service to

Town of Loxahatchee Groves, Florida
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MANAGER'S REPORT ITEM NO. 7a
MEETING DATE: 07/19/2016

July 14, 2016	No activity on this item
May 10, 2016	No activity
April 13, 2016	No activity
March 29, 2016	No activity on this item
February 24, 2016	No activity on this item
February 10, 2016	No activity on this item
February 10, 2016	No activity on this item
January 26, 2016	No activity on this item
January 12, 2016	No activity on this item
December 29, 2015	No activity on this item
November 25, 2015	No activity on this item
November 13, 2015	Teleconference with Ed Lowrey; teleconference with Shannon LaRoque RE: funding and large user agreement.
October 29, 2015	Met with Jim Stiles, PBC Utility Director for preliminary discussions.
October 14, 2015	No activity as of this date. Will work to contact PBC utility before the 10/20/15 Town Council meeting.

Building: Big Dog Ranch Rescue

July 14, 2016	Attorneys are continuing to work on the matter.
May 10, 2016	Contacted PB County and requested they take appropriate action to cause non-construction activity to cease. My understanding is they have investigated to determine if the operation is more than construction offices. PB County advised them that Big Dog must correct the matter with the Town within 10 working days from May 9, 2016. If non-construction oriented operations do not cease, the electrical services will be terminated.

Town of Loxahatchee Groves, Florida
Town Council
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Met with PB County Building Department, Doug Wise, and Bradford Brown regarding processing commercial applications in the Town. Near the end of the meeting, we discussed activity occurring in Town at the Big Dog Ranch Rescue site at D Road and Okeechobee Blvd. We were provided a copy of an application and site plan that reflected two (2) temporary office trailers (construction trailers), and a house all located in the southwest quadrant of the property. The copies we received had neither approval on the application nor the site plan. We have asked Lauren Simmons, to please submit the approved documents for our inspection. As of 4/28/2016, the this office has not received confirmation. Electrical services were provided without authorization from the Town. Pursuant to 20-010 (D) CONSTRUCTION TRAILERS. One construction trailer may be placed on the site for up to one year after

April 26, 2016

Additionally, I was advised by Ms. Simmons that one trailer was for medical/veterinary clinic, one trailer was for adoptions, and another for administrative purposes. Additionally, a house is included on the site plan and is being used for another purpose.

Dogs are being processed and housed through the site.

Financial Software Implementation: Financial Edge software implementation

July 14, 2016

Staff has met with representative of Blackbaud and the new goal is to go live on the software near the beginning of the new fiscal year.

May 10, 2016

No activity

April 27, 2016

Waiting for Blackbaud contract execution and return
 Due to delays in the implementation beyond the staff control, Blackbaud has requested a change order in methodology of payment. For specific implementation tasks being completed. The changes orders are being presented at the April 5, 2016 meeting.

March 29, 2016

February 24, 2016

Staff continues to push the project forward; however, there have been months of inactivity due to Town Council actions. The attached report reflects tasks and items completed or yet to be completed before full implementation can occur

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Unauthorized living structures: Pursuant to Town Council instruction, staff initiated action against 1666 C Road for providing for the operations of excess living structures on the property which impacts the Town, at a minimum, through solid waste removal without appropriate payment for the services.

July 14, 2016	Staff is preparing the calculation for release of the solid waste lien for the closing agent on the property.
May 10, 2016	No activity
April 27, 2016	No activity on this item
April 13, 2016	No activity
March 29, 2016	No activity on this item
February 24, 2016	No activity on this item
February 10, 2016	Staff has contact the Health Department again regarding this location
January 26, 2016	Staff reported to the Health Department that several RV's are located on the property and the Department should investigate.
January 12, 2016	No activity on this item
December 29, 2015	No activity on this item
November 25, 2015	No activity on this item
October 29, 2015	No activity on this item
October 14, 2015	No activity
July 29, 2015	His legal counsel has been advised that documents he requested copies of are available. We have had no response.
July 15, 2015	A lien has been filed on this property.
June 30, 2015	Attorney for Mr. Cherney reviewed documents; however, he continues to request additional time and information
May 29, 2015	Attorney for Mr. Cherney reviewed documents; however, he was unable to finish his review
May 11, 2015	Staff is working to complete a public records request relative to this case as of May 11, 2015.
May 5, 2015	Staff began the survey and will finish and work to prepare a report for either the April 21, or May 5, 2015, agenda. Additionally, staff has proceeded with various actions on other properties initiated by individuals.

Town of Loxahatchee Groves, Florida
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Roads: B Road Improvement

July 14, 2016	Construction is progressing and 10 of the 20 catch basins have been installed beginning at the north end of B Road moving south. The project is still on schedule to be completed shortly after the beginning of the new fiscal year.
April 27, 2016	Hardrives has been notified to submit contract documentation for contract award by Town Council
April 13, 2016	Town received and place on the 4/19/2016 agenda a modification to the original four -party agreement for the B Road improvement project to allow the
April 4, 2016	Town Council awarded the construction bid to Hardrives, Inc. for \$1,033,008.80
November 25, 2015	No activity on this item
October 29, 2015	No activity on this item
October 14, 2015	Waiting for response of timeline.
October 6, 2015	Letter to Commissioner McKinlay requesting update on traffic calming measure implementation on Folsom Road

Taxable Value: Palm Beach County Property Appraiser advises estimated taxable value.

July 1, 2016	This office received form DR-420 (Certification of Taxable Value) reflecting a \$37,166,113 increase in Town values from \$221,087,392 to \$258,253,505
May 21, 2015	This office received a letter (attached) dated May 22, 2015 from the PBC Property Appraiser. The letter indicates the estimated taxable value for FY 2016 is \$217,069,265 . This value is a 10.77% increase over the FY 2014 value.

Annexation: 556 FOLSOM RD

July 14, 2016	The owner, Dr. Ira Grossman, has requested the Town annex their property into the Town of Loxahatchee Groves. The application has been submitted and thus far, Palm Beach County staff has no objections to the annexation. PBC staff would request the Town include the easterly portion of Folsom Road to the canal berm within the annexed area. We will have a meets and bounds survey prepared for this process.
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Annexation: 455 FOLSOM RD

July 14, 2016	The owners, Debra and Gary Cramer, have requested the application for voluntary annexation. Staff is waiting for the submittal.
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Town of Loxahatchee Groves, Florida
Town Council
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Tree Mitigation: Seventh Day Adventist Church

July 14, 2016

On July 8, 2016, a permit was issued to the SDA for vegetative removal. Due to the land clearing, the Town assessed SDA an alternative mitigation, per Section 87-30 € The form of an alternative tree mitigation cash payment in the amount \$29,650 is due the Town. The applicant made an initial payment of \$9,000. The final payment of \$20,650 will be received by the Town prior to issuing its final approval of the initial Certificate of Occupancy.

The Town will be reserving the entire amount for future use to reestablish tree canopy within the corporate limits.

Legislative Priorities: Town Council needs to develop its legislative priorities for the State of Florida

July 14, 2016

Staff would like to begin the process for the development of the next (2017) legislative session in Tallahassee

3. ATTACHMENTS

House Appropriation Form

4. FINANCIAL IMPACT

Not applicable.

5. RECOMMENDED ACTION

Motion to receive and file report.

HOUSE APPROPRIATION REQUEST FORM

1. Title of the budget issue: _____

2. The date of submission: _____

3. The following detail of recent funding history:

a. The most recent year in which the issue received an appropriation from the state budget: _____

b. If applicable, how much funding was appropriated in FY 2015-16? _____

c. Of the funds appropriated in FY 2015-16, how much of the appropriation was recurring? _____

d. If there was an appropriation in the FY 2015-16 state budget, was it vetoed? YES _____ NO _____

4. The following detail regarding the funding request for FY 2016-17:

a. Is request for Fixed Capital Outlay, other one-time costs or operating expenses? _____

b. How much of the funding request is for non-recurring funds? _____

c. How much of the funding request is for recurring funds? _____

*Note: If recurring funds are requested, please note only the recurring funds requested in addition to any recurring funds appropriated in FY 2015-16.

d. Detail on how the funds requested will be spent - for example how much will be spent on positions and associated salaries, specifics on capital costs, and detail of operational expenses. Include the type and amount of services as well as the number of the specific target population that will be served (such as number of home health visits to X, etc.): _____

e. A description of matching funds expected from other sources (federal, state, or local):

f. Will the issue require future state appropriations beyond the 2016-2017 Fiscal Year? If so, please detail future year funding implications: _____

g. Contact names and numbers for further information:

h. The name of the organization receiving the funds:

TOWN OF LOXAHATCHEE GROVES

House Members, please email the summary in a Word document together with other attachments supporting your budget issue to the Appropriations Committee or Subcommittee having jurisdiction over the issue requested (please use the appropriate email address that was provided in the initial email to all House Members).

*****NOTE: The summary must be signed with your electronic signature and submitted from your House e-mail account.**

District 15 Loxahatchee Groves

Monthly Report: June 2016



Calls for Service (self-generated)	Monthly
Business/Residence Checks	55
Traffic Stops	15
Dispatched calls	152
Total	222

Traffic Summary	Monthly
Warnings	5
Citations	10
Totals	15

Summary: During the month, D15 deputies handled (222 total) calls for service. 36 % of calls for service were self-generated.

Part I Crimes Case #'s	Monthly
Murder	0
Sexual Assault	0
Robbery	0
Aggravated Assault	0
Burglary	1
Theft	0
Motor Vehicle Theft	0
Arson	0
Total	1

Summary: There was one (1) Burglaries- one (1) Business burglaries, (0) Vehicle burglaries, (0) Residential burglary.

Burglary: ●21B, 16-086271 On 6-4-2016 at 0800 an unknown suspect took 2 cycle landscaping equipment from a truck and other auto parts. Prints were attempted and DNA taken. No other information.



Fire Rescue

Chief Jeffrey P. Collins
405 Pike Road
West Palm Beach, FL 33411
(561) 616-7000
www.pbcgov.com



**Palm Beach County
Board of County
Commissioners**

Shelley Vana, Mayor
Mary Lou Berger, Vice Mayor
Hal R. Valeche
Paulette Burdick
Steven L. Abrams
Melissa McKinlay
Priscilla A. Taylor

County Administrator

Verdenia C. Baker

*"An Equal Opportunity
Affirmative Action Employer"*

Official Electronic Letterhead

July 6, 2016

William F. Underwood, II, Town Manager
Town of Loxahatchee Groves
155 F Road
Loxahatchee, FL 33470

Dear Mr. Underwood:

Enclosed is the Response Time Report for the Town of Loxahatchee Groves for the month of June 2016. If you have any questions or concerns, please contact me at 561-308 4103.

Sincerely,

Michael Arena, Battalion Chief
Palm Beach County Fire-Rescue



7/6/2016

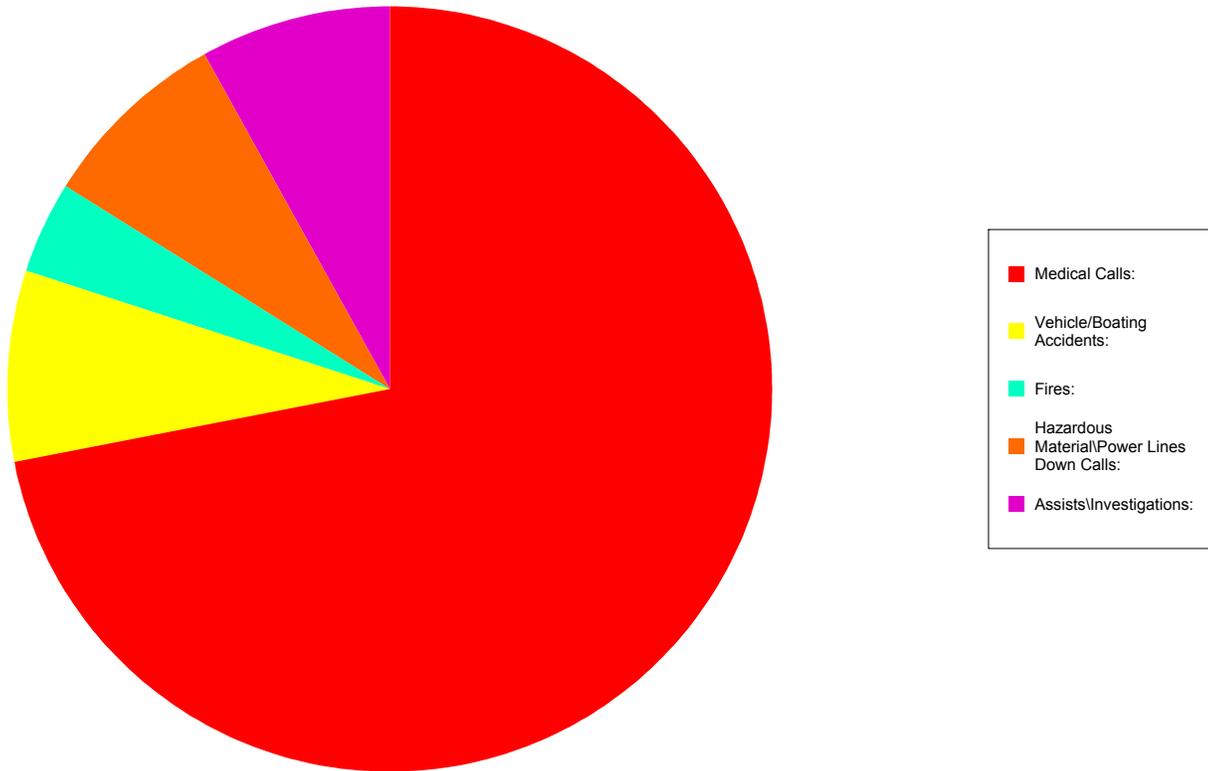
Palm Beach County Fire Rescue

Loxahatchee Groves - # of Calls by Type

20160601 to 20160630

<u>Type - Situation Dispatched</u>	<u># of Incidents</u>
Medical Calls:	18
Vehicle/Boating Accidents:	2
Fires:	1
Hazardous Material\Power Lines Down	2
Assists\Investigations:	2
Total number of Events:	25

Calls by Situation Dispatched





7/6/2016

Palm Beach County Fire Rescue

Loxahatchee Groves Response Time Report

20160601 to 20160630

Event #	Station	Location of Event	Date	Received	Entered	Dispatch	Enroute	Onscene	Close	Disp Hand	Turnout	Travel	Resp Time*
Emergency Calls:													
F16092554	20	COLLECTING CANAL RD LOX	06/02/2016		10:24:09	10:24:23	10:25:25	10:26:32	11:02:45	0:00:39	0:01:02	0:01:07	0:02:48
F16094554	26	NORTH RD LOX	06/05/2016	19:27:50	19:28:10	19:28:18	19:29:06	19:34:56	20:23:00	0:00:28	0:00:48	0:05:50	0:07:06
F16094990	21	D RD LOX	06/06/2016	15:16:05	15:16:41	15:16:48	15:17:14	15:23:01	16:06:12	0:00:43	0:00:26	0:05:47	0:06:56
F16095407	21	COMPTON RD LOX	06/07/2016	10:51:02	10:51:22	10:51:31	10:52:43	10:57:58	11:32:23	0:00:29	0:01:12	0:05:15	0:06:56
F16095848	20	A RD LOX	06/08/2016		05:39:44	05:40:02	05:40:38	05:48:27	06:30:50	0:00:43	0:00:36	0:07:49	0:09:08
F16095936	20	COLLECTING CANAL RD LOX	06/08/2016		10:40:03	10:40:13	10:41:34	10:48:50	10:59:41	0:00:35	0:01:21	0:07:16	0:09:12
F16096216	20	SOUTHERN BLVD PBC	06/08/2016		18:24:31	18:24:49	18:25:26	18:32:54	19:09:17	0:00:43	0:00:37	0:07:28	0:08:48
F16096841	20	A RD LOX	06/09/2016	19:06:10	19:06:32	19:06:43	19:07:30	19:14:27	19:52:36	0:00:33	0:00:47	0:06:57	0:08:17
F16097638	21	MARCH CIR/G RD W LOX	06/11/2016	06:29:13	06:32:32	06:32:40	06:33:31	06:39:35	07:01:13	0:03:27	0:00:51	0:06:04	0:10:22
F16098009	21	OKEECHOBEE BLVD LOX	06/11/2016	17:59:48	18:00:11	18:00:21	18:01:04	18:03:36	18:21:11	0:00:33	0:00:43	0:02:32	0:03:48
F16098284	21	F RD LOX	06/12/2016		08:07:17	08:07:27	08:07:54	08:11:24	08:56:22	0:00:35	0:00:27	0:03:30	0:04:32
F16100491	21	TIMBERLANE PL LOX	06/16/2016	00:34:20	00:34:45	00:34:51	00:35:52	00:49:39	01:06:06	0:00:31	0:01:01	0:13:47	0:15:19
F16100659	20	COLLECTING CANAL RD LOX	06/16/2016	10:47:18	10:47:38	10:47:44	10:48:28	10:54:01	11:18:54	0:00:26	0:00:44	0:05:33	0:06:43
F16101556	21	147TH AVE N LOX	06/17/2016	19:15:06	19:15:47	19:15:55	19:16:46	19:26:06	20:06:06	0:00:49	0:00:51	0:09:20	0:11:00
F16102285	21	F RD LOX	06/18/2016	23:21:14	23:21:23	23:21:28	23:22:40	23:27:57	00:13:10	0:00:14	0:01:12	0:05:17	0:06:43
F16102441	20	COLLECTING CANAL RD LOX	06/19/2016		09:33:41	09:33:46	09:34:28	09:39:31	10:06:04	0:00:30	0:00:42	0:05:03	0:06:15
F16105099	21	GRUBER LN LOX	06/24/2016		09:44:38	09:44:47	09:45:21	09:50:41	10:07:29	0:00:34	0:00:34	0:05:20	0:06:28
F16105109	20	SOUTHERN BLVD PBC	06/24/2016		10:07:02	10:07:14	10:08:23	10:12:05	10:41:05	0:00:37	0:01:09	0:03:42	0:05:28
F16107712	21	42ND ST N/160TH AVE N LOX	06/29/2016	06:20:57	06:21:46	06:21:51	06:23:04	06:36:06	07:22:14	0:00:54	0:01:13	0:13:02	0:15:09
F16107797	21	OKEECHOBEE BLVD LOX	06/29/2016	09:54:36	09:54:51	09:54:54	09:55:22	10:00:00	10:28:04	0:00:18	0:00:28	0:04:38	0:05:24
F16107942	21	C RD LOX	06/29/2016	13:53:45	13:54:03	13:54:09	13:54:57	13:59:47	14:38:45	0:00:24	0:00:48	0:04:50	0:06:02
Average Response Times:										0:00:42	0:00:50	0:06:12	0:07:44
Non Emergency Calls:													
F16094209	21	NORTH RD LOX	06/05/2016	06:22:20	06:22:57	06:23:12	06:23:58	06:31:07	06:40:52	0:00:52	0:00:46	0:07:09	0:08:47
F16102214	21	D RD/SOUTHERN BLVD PBC	06/18/2016		20:35:28	20:35:34	20:36:11	20:44:36	20:50:44	0:00:31	0:00:37	0:08:25	0:09:33
F16105926	21	E RD LOX	06/25/2016		20:08:43	20:08:47	20:11:04	20:14:19	20:28:58	0:00:29	0:02:17	0:03:15	0:06:01

Created by Jill Gregory on 10/08/2008 (updated 05/23/2012)

H:\Crystal\CAD\FIRECADARCH\City or Specific Areas\Municipal Response Time NEW 5-23-2012.rpt



7/6/2016

Palm Beach County Fire Rescue

Loxahatchee Groves Response Time Report

20160601 to 20160630

Event #	Station	Location of Event	Date	Received	Entered	Dispatch	Enroute	Onscene	Close	Disp Hand	Turnout	Travel	Resp Time*
Corrupt Data:													
F16102583	21	A RD LOX	06/19/2016		14:53:44	14:53:51	14:54:23		15:14:25				Empty Time Fields

Total number of Events: 25

*Represents call received to arrival. If there is no received time, the County annual average call received to call entered time is used.



7/6/2016

Palm Beach County Fire Rescue

Loxahatchee Groves - # of Calls by Situation Disp

20160601 to 20160630

<u>Situation Dispatched</u>	<u># of Events</u>
Overdose/Intoxication:	4
Difficulty Breathing:	3
Powerlines Down:	2
Chest Pain:	2
Brush Fires:	1
Public Assist:	1
Child locked in Car:	1
Vehicle Accidents:	1
Cardiac/Respiratory Arrest:	1
Fall:	1
Fainting/Syncope:	1
Sick Person:	1
Heat/Cold Exposure:	1
Traumatic Injuries:	1
Stroke:	1
141	1
494	1
605	1
Total number of Events:	25