



Town of
LOXAHATCHEE GROVES

Town of Loxahatchee Groves
Town Council Meeting
Friday, July 18, 2014 at 6:00 p.m.
Loxahatchee Groves Water Control District, 101 West “D”
Road

Mayor David Browning (Seat 4)
Vice Mayor Ronald D. Jarriel (Seat 1)
Councilman Tom Goltzené (Seat 5)
Councilman Ryan Liang (Seat 3)
Councilman Jim Rockett (Seat 2)

Town Manager Mark Kutney
Town Clerk Janet K. Whipple
Town Attorney Michael D. Cirullo, Jr.

**TENTATIVE MILLAGE & BUDGET / SOLID WASTE COLLECTION SERVICES
MINUTES**

1. OPENING

- a. Call to Order & Roll Call

Mayor Browning called the meeting to order at 6:00 p.m. In attendance were Mayor David Browning, Vice-Mayor Ron Jarriel, Councilmen Tom Goltzené, Ryan Liang, and Jim Rockett. Also present were Town Manager Mark Kutney, Town Planning Consultant Braeden Garrett, Bill Underwood and Perla Underwood from Underwood Management Services Inc., Town Attorney Mike Cirullo, and Town Clerk Janet K. Whipple.

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

Motion: Councilman Rockett made a motion to approve the Agenda, as presented. Councilman Liang seconded the motion. Upon vote the motion passed 5/0.

2. CONSENT AGENDA

- a. Consideration for the FY 2015-2017 Agreement between the Town of Loxahatchee Groves and Palm Beach County for the Urban County Jurisdiction to enable residents continued access to funds under the Community Development Block Grant (CDBG). *(Brought back from the July 1, 2014 Town Council Meeting).*

Motion: Councilman Rockett made a motion to approve the Consent Agenda, as presented. Councilman Liang seconded the motion. Upon vote the motion passed 5/0.

3. PUBLIC COMMENT

Keith Harris, 2580 C Road, read from a handout he presented with a request for Council to convene a special meeting concerning roads. He expressed concerns with the Loxahatchee Groves Water Control District (LGWCD) Budget. Mr. Harris felt the Town should take over the roads, and if so, it would not cost \$1.6 million.

Motion: Councilman Liang made a motion to Receive and File the handout from Mr. Harris. Councilman Goltzené seconded the motion. Upon vote the motion passed 5/0.

Robert Austin, 13845 Collecting Canal Road, requested to speak on Collecting Canal Road paving and was told by Council it the subject would be discussed at a later time.

Mayor Browning read comments by residents concerning increasing the budget to pave Collecting Canal Road; installing a traffic light at the end of D Road, and raising the millage rate to 1.5 mills.

4. PRESENTATIONS

- a. Fiscal Year 2015 Proposed Budget

Town Manager Kutney opened with highlights of the Proposed Budget for Fiscal year 2014/2015. He spoke of the request by Council to re-adjust the Budget from 1.5 to 1.2. mills, and explained the various line items that would be affected.

Council discussed budget hearing dates, millage, formulas for having monies to pave the roads within the Town, and new commercial endeavors helping to pay for road improvements.

Town Manager Kutney and Bill Underwood explained to Council that the millage had to be set during this meeting in order to meet the deadline on the Truth in Millage (TRIM) requirement.

Council continued discussion on the 1.2 versus the 1.5 millage, and were told that if the millage were set at 1.5, it could be adjusted down, but if set at 1.2 it cannot be raised.

Motion: Vice-Mayor Jarriel made a motion to set the millage rate at 1.5 mills. Councilman Liang seconded the motion, for discussion.

Christine St. John, 14220 43rd Road North, questioned the \$3.4 million in reserves, and would like Council to discuss this at a later meeting.

Upon roll call vote, the motion to set the millage rate at 1.5 mills passed 3/2, with Councilman Rockett and Mayor Browning dissenting.

Town Attorney Cirullo suggested Council vote on the 6.b. Resolution No. 2014-07 setting the tentative millage rate at this time. He continued by reading the title of the Resolution.

Motion: Councilman Liang made a motion to approve Resolution No. 2014-07. Vice-Mayor Jarriel seconded the motion. Upon vote, the motion passed 4/1 with Councilman Rockett dissenting.

Still on the Budget, Councilman Goltzene suggested that the discussion focus on the Solid Waste Fund and General Fund, and postpone discussion of the Capital Improvement Fund and Transportation Fund to another meeting.

It was the consensus of Council to postpone the discussion of the Capital Improvement Fund and the Transportation Fund to a future meeting.

Town Manager Kutney reference Page 60 of 99 in the Agenda Packet for the Solid Waste Fund.

Council discussed the hurricane debris pick-up line item that was not listed in this new budget. Council agreed to reinstate the funds.

Motion: Vice-Mayor Jarriel made a motion to allow \$15,000 in the Budget for vegetation pick-up prior to hurricane season. Councilman Liang seconded the motion. Upon vote, the motion passed 5/0.

Bill Underwood explained that in order to accommodate the additional \$15,000 the Annual Assessment would have to be changed from \$344.10 to \$354.30. This change would generate enough revenue to cover the expense.

Council continued to discuss the Budget and requested that it be very clear to the residents what is being proposed.

Ken Johnson, 15409 Collecting Canal Road, reported on the opportunity of recycling and how to obtain recycling containers. He also discussed businesses that do not have recycling containers.

Council discussed the use of dumpsters verses garbage cans used by businesses and if there was a cost factor and that business have to make their own individual arrangements with WastePro, and franchise fees.

Mayor Browning read a document and responded to a question from Phyllis Maniglia concerning a specific line item on the Budget.

Council discussed yard waste and the regularity of pickups.

Vote: Mayor Browning reiterated the motion of adding \$15,000 into the Budget for vegetation pickup prior to hurricane season; however the vote to approve was changed to 4/1, with Councilman Rockett dissenting.

In answer to a question from Council, Bill Underwood reported that the \$15,000 can be taken from the Retained Earnings Balance without having to generate a notification mailing cost. He will bring back a Budget Amendment.

Council discussed the item.

Motion: Councilman Goltzene made a motion to leave the money the same as last year, and take the money out of the Fund Balance in order to recover the \$15,000. Councilman Rockett seconded the motion. Upon vote the motion passed 5/0.

It was the consensus of the Council to vote on Resolution 2014-06 (Solid Waste) at this time.

Town Attorney Cirullo explained the resolution and stated the residential unit rate would be \$344.10 per unit; the Solid Waste Collection Services Assessed costs will be \$432,877.80; and the tentative Budget would be discussed during the on September 11, 2014, Town Council Meeting. Mr. Cirullo read the title of Resolution No. 2014-06.

Motion: Councilman Rockett made a motion to approve Resolution No. 2014-06. Councilman Goltzene seconded the motion. Upon roll call vote, the motion passed 5/0.

5. COMMITTEE REPORTS

6. RESOLUTIONS

a. RESOLUTION NO. 2014-06 (Solid Waste Collection Services)

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, 2014; 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.

b. RESOLUTION NO. 2014-07 (Establish Tentative Millage and Tentative Budget)

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 2014/2015; 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 2014/2015 PROPOSED MILLAGE RATE AND TENTATIVE BUDGET; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

c. RESOLUTION NO. 2014-08 (Confirming time and place of Regular Town council Meetings)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, RELATING TO TOWN COUNCIL MEETINGS; CONFIRMING THE TIME AND PLACE OF REGULAR TOWN COUNCIL MEETINGS ADOPTED ON MARCH 29, 2007; PROVIDING FOR CANCELLATION AND CHANGE OF TIME AND PLACE OF INDIVIDUAL REGULAR TOWN COUNCIL MEETINGS BY MOTION OF THE TOWN COUNCIL; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Attorney Cirullo explained the Resolution 2014-08.

Councilman Goltzene requested to amend the Resolution to state the meeting adjournment time be 10:30 p.m., or extended by approval of Council.

Town Attorney Cirullo read the title of Resolution No. 2014-08. He will make the amendments to the title.

Motion: Council Liang made a motion to approve Resolution No. 2014-08. Vice-Mayor Jarriel seconded the motion. Discussion.

Vice Mayor Jarriel thanked the resident who brought this information to the Town's attention.

Christine St John expressed her concerns on meetings.

Motion: Councilman Liang made a motion to accept the amendment to Resolution No. 2014-08 and extend the time to no later than 10:30 p.m. which can be extended by Council. Vice-Mayor Jarriel seconded the motion. Upon roll call vote the motion passed 5/0.

Motion: Councilman Liang made a motion to approve Resolution No. 2014-08 as amended. Vice-Mayor Jarriel seconded the motion. Upon roll call vote the motion passed 5/0.

7. ORDINANCES – *NONE*

8. ADMINISTRATIVE UPDATE – *Town Manager Kutney*

- a. Palm Beach State College Master Plan Submittal Process to the Town

Town Manager Kutney suggested either a one (1) hour Workshop Meeting, or a Presentation during a Regular Council Meeting from the Palm Beach State College Representatives.

Motion: Council Member Liang made a motion to bring the presentation to a 6:00 Workshop prior to a Town Council Meeting. Vice-Mayor Jarriel seconded the motion. Upon vote, the motion passed 4/1 (Council Member Goltzene had stepped away from the dais).

- b. Office of Inspector General (OIG) letter re Loxahatchee Groves expenditures of gas tax revenues.

Town Manager Kutney explained correspondence with the OIG.

Council discussed the utilization of gas tax revenues.

9. OLD BUSINESS - *NONE*

10. NEW BUSINESS - *NONE*

11. CLOSING COMMENTS

- a. Public

Virginia Standish, 15410 North Road, felt the Town should be a Town and stop running to the Loxahatchee Groves Water Control District (LGWCD) for answers. She also addressed easements, and using common sense when planning any projects.

Phyllis Maniglia, 359 West D Road, spoke on horse trails and requested the response from Mark on the Office of Inspector General (OIG) case be brought before a Council Meeting.

b. Town Attorney

No report.

c. Town Council Members

Councilman Goltzené thanked everyone for coming, asked the date of the next Budget Meeting, and was glad there was an interest in the Budget.

Town Manager Kutney and Bill Underwood stated the next dates for discussion would be August 5, 2014 and September 9, 2014.

Vice-Mayor Jarriel questioned whether the August 5th Council Meeting could begin at 6:00 p.m. He thanked everyone for coming, and to have a nice weekend and be careful going home.

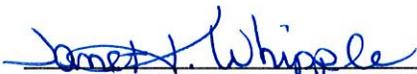
Councilman Liang thanked everyone for coming and spending their Friday night with Council.

Vice-Mayor Jarriel mentioned that if there was anyone interested in being a member of the Financial Advisory & Audit Committee (FAAC) to please contact Ryan Liang.

Mayor Browning also thanked everyone for coming and noted there were tough decisions to be made. The Town cannot afford to OGEM every road, and explained some of the criteria that are required.

12. ADJOURNMENT

There being no further business to come before the Council, Mayor Browning adjourned the meeting at 8:47 p.m.



Janet K. Whipple, Town Clerk



David Browning, Mayor

