

TOWN OF LOXAHATCHEE GROVES
Town Hall Council Chambers
TOWN COUNCIL REGULAR MEETING

ACTION SUMMARY

This is not the official minutes.

July 7, 2020 - 7:00 P.M.



TOWN COUNCIL AGENDA ITEMS

Call to Order

Mayor El-Ramey called the meeting to order at 7:00 p.m.

Pledge of Allegiance

Mayor El-Ramey led the Pledge of Allegiance.

Moment of Silence

Mayor El-Ramey led a prayer.

Roll Call

Mayor Lisa El-Ramey, Vice Mayor Marge Herzog, Councilmembers Laura Danowski, Phillis Maniglia and Robert Shorr, Town Manager James Titcomb, Town Attorney R. Brian Shutt and Town Clerk Lakisha Burch.

Additions/Deletions/Modifications to the Agenda

Councilmember Danowski asked if items 5 and 6 be moved from the Regular Agenda and placed on the Consent Agenda.

Motion was made by Councilmember Danowski, seconded by Councilmember Shorr to move items (5) Warrant DD-08, Transfers between Town & Dependent Water Control District and item (6) Tentative Approval and Authorizing Town Manager to execute the "Bank United" Emergency Fund - Line of Credit on date certain be moved from Regular Agenda and placed under Consent Agenda; it was voted as follows: Ayes: Mayor El-Ramey, Vice-Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

Councilmember Maniglia asked could item (10) could be pulled from the Regular Agenda and be documented as Received and Filed.

Motion was made by Councilmember Maniglia, seconded by Vice Mayor Herzog to pull item (10) from the Regular Agenda and Receive and File the document; it was voted as follows: Ayes: Mayor El-Ramey, Vice-Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

Mr. Fleishmann addressed the Town Council with explanation of the additional information given regarding the FDEO grant schedule.

Motion was made by Councilmember Maniglia, seconded by Councilmember Shorr to accept proposed schedule for review and consideration of FDEO Grant Comprehensive Plan Amendments with omitting number (3) July 21st Discussion of the amendments at the Council Workshop; it was voted as follows: Ayes: Mayor El-Ramey, Vice-Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

Comments from The Public on Non-Agenda Items

There were public comments from the following: Doreen Baxter, Paul Coleman and Patrick Painter. Town Clerk Burch read all public comments into the record.

CONSENT AGENDA

1. (Legislative) Town Lobbyist Updates - State Funding and Appropriations. – Filed Report
5. (Finance) Warrant DD-08, Transfers between Town & Dependent Water Control District.
6. (Finance) Tentative Approval and Authorizing Town Manager to execute the “Bank United” Emergency Fund - Line of Credit on date certain.

Motion was made by Councilmember Maniglia seconded by Councilmember Danowski to approve the Consent Agenda; it was voted as follows: Ayes: Mayor El-Ramey, Vice Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

REGULAR AGENDA

Councilmember Maniglia asked if item (3) Approval of Keshavarz Town “Footprint Project” combination of main maintenance maps for array of streets and Letter roads to establish official ROW grid could become item number 2 due to Mr. Wertepny being in the audience.

Motion was made by Councilmember Maniglia seconded by Councilmember Shorr to move item (3) approval of Keshavarz Town “Footprint Project” combination of main maintenance maps for array of streets and Letter roads to establish official ROW grid; it was voted as follows: Ayes: Mayor El-Ramey, Vice Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

2. (Engineering) Approval of Keshavarz Town “Footprint Project” combination of main maintenance maps for array of streets and Letter roads to establish official ROW grid.

Randy Wertepny from Keshavarz and Associates who is the Town’s Engineering firm presented the item to the Town Council.

Councilmember Shorr asked Mr. Wertepny to explain the Master plan in a road and why does this have to be done first. Councilmember Shorr also asked about why Perkins street not on the gas tax. Mr. Wertepny responded to Councilmember Shorr

Motion was made by Councilmember Shorr seconded by Councilmember Danowski to approve item (1) for 22,000.00, item (2) for 5,000.00 totaling 27,000.00 and defer item (3); it was voted as follows; Ayes: Vice Mayor Herzog, Councilmembers Danowski and Shorr. Nays: Mayor El-Ramey and Councilmember Maniglia.

3. (Admin/Finance) TRIM 2021 Documents & Resolutions to set Maximum Millage (MM) and other procedural requirements toward for FY21 process of adoption.

Motion was made by Councilmember Maniglia seconded by Councilmember Danowski to approve Resolution No. 2020-DD01 establishing the District's preliminary Road & Drainage non-ad valorem assessment rate for the fiscal year beginning October 1, 2020 proposed at \$200/unit (the same rate for FY 2020, the current year); it was voted as follows: Ayes: Mayor El-Ramey, Vice Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

Motion was made by Councilmember Shorr seconded Councilmember Maniglia to approve Resolution No. 2020-DD02 establishing the District's preliminary OGEM debt non-ad valorem rates for the fiscal year beginning October 1, 2020 proposed as follows: \$81.50/unit North A; \$85.65/unit North C; \$135.45/unit South C; \$97.30/unit North D; \$521.25/unit UDI, all of which are based on the revised debt service schedule set forth by the bank; it was voted as follows: Ayes: Mayor El-Ramey, Vice Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

Motion was made by Councilmember Maniglia seconded by Councilmember Danowski to approve Resolution No. 2020-05 establishing the Town's preliminary non-ad valorem assessment rate for Solid Waste Collection and Recycling Services for the fiscal year beginning October 1, 2020 proposed at \$450/unit for residential curbside service (the same rate as for FY 2020, the current year); it was voted as follows: Ayes: Mayor El-Ramey, Vice Mayor Herzog, Councilmembers Danowski and Maniglia. Nay: Councilmember Shorr. Motion passed 4-1.

Motion was made by Councilmember Danowski seconded by Councilmember Maniglia to approve Resolution No. 2020-06 establishing the Town's preliminary ad valorem millage rate for Truth-In-Millage (TRIM) purposes for the fiscal year beginning October 1, 2020 proposed at 3 mills; it was as follows: Ayes: Mayor El-Ramey, Vice Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

4. (Finance) Approval of Roads & Drainage Projects – Changes & Purchase Orders pending.
Including finalization on “Big Dog” drainage and funded paving improvements.

Motion was made by Councilmember Maniglia seconded by Vice Mayor Herzog to deny the portion of the Big Dog Ranch change orders but approve the North D easement and B Road swale sod protection; it was voted as follows: Aye: Vice Mayor Herzog and Councilmember Maniglia. Nays: Mayor El-Ramey, Councilmembers Danowski and Shorr. Motion failed 2-3.

Motion was made by Councilmember Shorr seconded by Councilmember Danowski to approve agenda item 4, all change orders and new purchase orders; it was voted as follows: Ayes: Mayor El-Ramey, Councilmembers Danowski and Shorr. Nays: Vice Mayor Herzog and Councilmember Maniglia. Motion passed 3-2.

The meeting recessed at 9:20 p.m.

Meeting reconvened at 9:25 p.m.

7. (Legal) Discussion of drafting an Ordinance of the Town - Amending the ULDC (Unified Land Development Code) Enacting new language on “Recreational Vehicles” (RV) to provide for new regulations and permissions on Recreational Vehicles moving forward.

There was consensus from the Town Council that Town Clerk Burch would email Resolution 2017-51 to all Councilmembers for review, to make suggestions and changes they would like to have regarding Recreation Vehicles (RV). All suggestions are due to the Town Clerk on Monday, July 13th by 6:00 p.m. Town Clerk Burch will forward all comments and suggestions to Town Attorney Shutt.

8. (Council) Committee Appointments - Appointment Resolutions for the ULDC, RETGAC, FAAC and P&Z (LPA) Committees and “Scope of Work” charge to each.

Motion was made by Vice Mayor Herzog seconded by Councilmember Shorr to approve Resolution No. 2020-10 approval of Planning and Zoning Board Committee (PZB) members and alternates; it was voted as follows: Ayes: Mayor El-Ramey, Vice Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

Motion was made by Councilmember Shorr seconded by Councilmember Danowski to approve Resolution No. 2020-08 approval of Roadway, Equestrian Trails and Greenway Advisory Committee (RETGAC) member and alternates with the removal of Sarah Palmer as the alternate; it was voted as follows; Ayes: Mayor El-Ramey, Vice Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

Motion was made by Councilmember Maniglia seconded by Vice Mayor Herzog to approve Resolution No. 2020-09 approval of Finance Advisory & Audit Committee (FAAC) members and alternates with the removal of Laura Cacioppo as alternate; it was voted as follows: Ayes: Mayor El-Ramey, Vice Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

Motion was made by Councilmember Danowski seconded by Councilmember Shorr to table the decision of the Unified Land Development Code (ULDC) Review Committee until the August 4, 2020 Town Council meeting, giving the Town Attorney the opportunity to look into a legal decision; it was voted as follows: Ayes: Mayor El-Ramey, Vice Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

9. (Council) Direction / disposition of surplus “96-Gallon Waste Pro” cans.

Motion was made by Councilmember Danowski seconded by Vice Mayor Herzog to move forward with the selling of surplus cans with Town Attorney creating a waiver; it was voted as follows: Ayes: Mayor El-Ramey, Vice Mayor Herzog, Councilmembers Danowski, Maniglia and Shorr. Motion passed unanimously.

10. (Planning) Discussion / direction for workshop meeting on Corridor Overlays for consideration to affect Southern Boulevard and Okeechobee Boulevard. Update on Planner submitted DEO Planning grant deliverables and other related comments. **PULLED FROM REGULAR AGENDA**

TOWN COUNCILMEMBERS COMMENTS

Phillis Maniglia, Councilmember (Seat 1)

- **Councilmember Maniglia stated that she would like for a conversation to be held with Mr. Fleishman.**

There was consensus by Town Council for the Town Manager to speak with Mr. Fleishman regarding dealing with agriculture resident.

- **Councilmember Maniglia also requested that there be two voting meetings per month.**

Motion was made by Councilmember Maniglia seconded by Councilmember Danowski to approve having to voting meetings per month; it was voted as follows: Ayes: Vice Mayor Herzog,

Councilmembers Danowski and Maniglia. Nays: Mayor El-Ramey and Councilmember Shorr.
Motion passed 3-2.

Laura Danowski, Councilmember (Seat 2)

- Councilmember Danowski spoke about Sunshine violation and Ethics
- Councilmember Danowski also asked about the Cut-through

There was consensus by Town Council to move forward on exploring the closing of the cut through.

Lisa El-Ramey, Mayor (Seat 3)

- Status of signage
- Code Enforcement
- Canals-function north of Okeechobee (restoration of canal)

Robert Shorr, Councilmember (Seat 4)

- Councilmember Shorr spoke about the water truck payment.
- Have staff investigate having to set up for Town wide trash and tire pick-up.
- Letters going to resident regarding easements- have staff investigate sending out post cards.

Marge Herzog, Vice Mayor (Seat 5)

- Vice Mayor spoke about 1814 A Road and who represent the Town at the Western Community meetings.

TOWN STAFF COMMENTS

Town Manager/ ATM

2019 & 2020 CAFR Audit. - Town Manager stated that audit is in the works.

BTR Process, updates and challenges. - Town Manager gave update regarding BTRs.

Simmons & White “Speed Study” project toward establishing an ordinance for town-wide 25 MPH speed limits, except Okeechobee, Southern and Folsom exemptions. - Town Manager gave update.

Town Attorney

Adjournment

Meeting adjourned at 11:18 p.m.