

TOWN OF LOXAHATCHEE GROVES
TOWN HALL COUNCIL CHAMBERS
TOWN COUNCIL WORKSHOP/SPECIAL MEETING

ACTION SUMMARY

This is not official minutes.

July 19, 2022



TOWN COUNCIL AGENDA ITEMS

CALL TO ORDER

Mayor Shorr called meeting to order at 6:32 p.m.

PLEDGE OF ALLEGIANCE

Mayor Shorr led the Pledge of Allegiance.

MOMENT OF SILENCE

Mayor Shorr led a prayer.

ROLL CALL

Mayor Robert Shorr, Vice Mayor Laura Danowski, Councilmembers Phillis Maniglia (arrived at 6:38 p.m.), Marianne Miles, and Margaret Herzog, Town Manager Francine Ramaglia, Town Attorney Elizabeth Lenihan, Esq., Public Works Director Larry Petters, Assistant Public Works Director Mario Matos, and Town Clerk Lakisha Burch.

ADDITIONS, DELETIONS AND MODIFICATIONS

Motion was made by Councilmember Miles seconded by Councilmember Herzog to accept the agenda as is; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

COMMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS

There were no public comments.

CONSENT AGENDA

1. Consideration of Meeting Minutes
 - a. March 30, 2021, Town Council Special Meeting Minutes
 - b. April 6, 2021, Town Council Regular Meeting Minutes
 - c. February 15, 2022, Community Workshop Meeting Minutes
 - d. March 1, 2022, Town Council Regular Meeting Minutes
 - e. April 5, 2022, Community Workshop Meeting Minutes
 - f. June 7, 2022, Community Workshop Meeting Minutes
2. Consideration of *Resolution No. 2022-38* accepting easement from Collier.

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

REGULAR AGENDA

3. Consideration of *Resolution No. 2022-39* fifth addendum to the Law Enforcement Service Agreement (LESA).

There was public comment by Todd McLendon.

Motion was made by Councilmember Miles seconded by Vice Mayor Danowski to approve Resolution No. 2022-39 authorizing the fifth addendum to the Law Enforcement Service Agreement (LESA) between the Town and Ric L. Bradshaw; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski and Councilmember Miles. Nyes: Councilmembers Herzog and Maniglia. Motion passed 3-2.

4. Consideration of *Resolution No. 2022-40* regarding contract for legal services with Johnson, Anselmo et al.

Motion made by Mayor Shorr seconded by Councilmember Miles to approve Resolution No. 2022-40 authorizing an agreement with Johnson, Anselmo, Murdoch, Burke, Piper & Hochman, P.A. for legal services; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog and Miles. Nye: Councilmember Maniglia. Motion passed 4-1.

5. Consideration of *Resolution No. 2022- 32* establishing the Town’s preliminary ad valorem millage rate of 3 mills for Truth-in-Millage (“TRIM”) purposes for the fiscal year 2023 beginning October 1, 2022, proposed at 3 mills which is the same rate as for FY 2022, the current year.

There was public comment made by Todd McLendon.

6. **Motion was made by Councilmember Maniglia seconded by Councilmember Miles establishing the Town’s preliminary ad valorem millage rate of 3 mills for Truth-in-Millage (“TRIM”) purposes for the fiscal year 2023 beginning October 1, 2022, proposed at 3 mills which is the same rate as for FY 2022, the current year; it was**

voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

7. Consideration of ***Resolution No.2022-33*** establishing the Town's preliminary non-ad valorem assessment rate for Solid Waste Collection and Recycling Services for the fiscal year 2023 beginning October 1, 2022, proposed at \$450/unit for residential curbside service which is the same rate as for FY 2022, the current year.

Motion was made by Councilmember Maniglia seconded Councilmember Herzog to approve Resolution No. 2022-33 establishing the Town's preliminary non-ad valorem assessment rate for Solid Waste Collection and Recycling Services for the fiscal year beginning October 1, 2022, proposed at \$450.00/unit for residential curbside services (the same rate as for FY 2021, the current year) with staff being able to correct any clerical errors in the resolution; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

Mayor Shorr recessed the Town Council Regular Meeting at 7:19 p.m.

Chair Danowski called the Dependent Water Control District Board of Supervisors to order at 7:19 p.m.

ROLL CALL

Chair President Laura Danowski, Treasurer Margaret Herzog, Board of Supervisors Phillis Maniglia, Marianne Miles, and Robert Shorr, Town Manager Francine Ramaglia, Town Attorney Elizabeth Lenihan, Esq., Public Works Director Larry Petters, Assistant Public Works Director Mario Matos, and Town Clerk Lakisha Burch.

Town Council recesses to convene as the Dependent Water Control District Board of Supervisors.

8. Consideration of ***Resolution No. 2022-DD04*** regarding Contract for legal services with Johnson, Anselmo et al.

Motion was made Board Supervisor Shorr seconded by Treasurer Herzog to approve Resolution No. 2022-DD04 authorizing the entry by the District into an agreement with Johnson, Anselmo, Murdoch, Burke, Piper & Hochman, P.A. for legal services regarding the defense of the case of John Pata, et. Al v. Town of Loxahatchee Groves, Case No. 502021CA011838XXXMB; it was voted as follows; Ayes: Chair Danowski, Treasurer Herzog, Board of Supervisor Miles and Shorr. Nye: Board of Supervisor Maniglia. Motion passed 4-1.

9. Consideration of ***Resolution No. 2022-DD03*** establishing the district's preliminary Road & Drainage non-ad valorem assessment rate for the fiscal year 2023 beginning October 1, 2022, proposed at \$200/unit which is the same rate as for FY 2022, the current year.

There was public comment made by Todd McLendon.

Motion was made by Board of Supervisors Maniglia seconded by Treasurer Herzog to establish the district's preliminary Road & Drainage non-ad valorem assessment rate for the fiscal year 2023 beginning October 1, 2022, proposed at \$200/unit which is the same rate as for FY 2022, the current year; it was voted as follows: Ayes: Chair Danowski, Treasurer Herzog, Board of Supervisor Maniglia, Miles, and Shorr. Motion passed unanimously.

Motion was made by Chair Danowski seconded by Board of Supervisor Maniglia to adjourn the Dependent Water Control District Board of Supervisors meeting at 7:38 p.m.; it was voted as follows; Ayes: Chair Danowski, Treasurer Herzog, Board of Supervisor Maniglia, Miles, and Shorr. Motion passed unanimously.

Motion was made Board of Supervisor Maniglia seconded by Board of Supervisor Miles to reconvene the Town Council Regular Meeting at 7:38 p.m.; it was voted as follows: Ayes: Chair Danowski, Treasurer Herzog, Board of Supervisor Maniglia, Miles, and Shorr. Motion passed unanimously.

Motion was made by Councilmember Maniglia seconded by Councilmember Miles to recess the Town Council Regular Meeting and convene as the Audit Selection Committee at 7:39 p.m.; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

10. Consideration of the Audit Request for Proposal (RFP) by Town Council sitting as Selection Committee.

Motion was made by Councilmember Maniglia seconded by Vice Mayor Danowski to appoint Robert Shorr to serve as the Chair of the Audit Selection Committee; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

Motion was made by Councilmember Maniglia seconded by Councilmember Miles to appoint Laura Danowski to serve as the Vice Chair of the Audit Selection Committee; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

Ms. Ramaglia advised that the books will be closed on September 30th.

*Dates will be filled in by

Estimated Schedule to be followed for this RFP

Advertisement	<u>*3 Weeks</u>
RFP Available for Distribution	_____
Deadline for Written Questions	_____
Proposals Due Date	<u>August 15, 2022</u>

Independent Review of Individual Proposals by Selection Committee	<u>*Anytime</u>
Initial Selection Committee Meeting	<u>August 30, 2022, at 6:00 p.m.</u>
Presentations (if necessary)	<u>September 8, 2022, at 4:00 p.m.</u>
Selection Committee Recommendation to Town Council	_____

Town Manager Ramaglia advised that the rest of the dates will be filled in.

Motion was made by Councilmember Maniglia seconded by Vice Mayor Danowski to approve the accompanying RFP for Auditor Services with clerical corrections and edits; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

Motion was made by Councilmember Maniglia, seconded by Councilmember Herzog to adjourn from the Selection Audit Committee to reconvene as Town Council. It was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

11. Workshop Item: Discussion of Town Council's Priorities.

Town Manager Ramaglia advised that there have been starts and stops on this. She noted the list included in the agenda is divided as Council priorities and the work in process; this is a two-week-old list; however, staff is in the process of another update. She said hopefully we can get Council comments and input provided via email on the work in process and add anything that we may have forgotten. She noted that Public Works has handed out their pending and in progress projects for the next three months. She mentioned having updates provided in every meeting on where we are with the status. She said we have done a lot of the low hanging fruit relatively trying to fix our communications. She thinks we received some good input from Dr. Marshall and feedback to use. She mentioned that we do have push media; she thanked Town Clerk Lakisha Burch and Carlos of CGP Agency. She said CodeRed is now installed and mentioned that users are being set up this week and training will be next week. Council will see some information being moved out. She said it was mentioned previously about alerts on the website; we do not have a lot of users as we use to on the website anymore; maybe we need to try to cultivate that.

Mayor Shorr commented he thinks it is because a reset is done, and the people do not know that they have to go in and sign up again; that is not a good thing.

Town Manager Ramaglia said yes; we have decided to pick one area of the website a month and fix it; obviously Building permitting is top priority, maybe we talk through some of Public Works' projects.

Vice Mayor Danowski commented that she likes the cork idea.

Councilmember Miles commented I do too.

Councilmember Maniglia commented she does not; she would like us to stay friendly with Royal Palm Beach.

Larry Peters, Public Works Director said they have been quite busy the last few months; they have been able to meet the rating schedule even with the rain; and as much as possible the grading schedule. He provided updates on the following:

- Daily logging and monitoring of the roadway, grading, and maintenance
- Canals cleaning/ volunteer assistance
 - He said except for trash; the canal water is clean. The vegetation control is doing excellent, and debris is being cleaned from the canals.
- Coordinating with Coastal for several trash conditions.
- 160th ditch cleaning for a certain portion; we will continue to clean all drainage ditches that we have the ability to do so; most of which we need easements for in order to get on to people's property to do the cleaning.
- Vegetation from the site triangle/control
 - He mentioned that there are several that we need to get to specifically F Road and South North Road. As time and manpower permits, we are trying to clear the site triangles.
- Guardrails
 - He noted that there are several that are in disrepair specifically Okeechobee Boulevard and E Road the entire brace that holds the guardrail is exposed.
 - Councilmember Maniglia asked if that is the County. Mr. Peters said that it could be, but it needs to be fixed. Mayor Shorr said to call the County. Mr. Peters said that it is on the Town right-of-way. Mario Matos Assistant Public Works Director advised that the County fixed the one (1) off D Road and Okeechobee; there might be a chance that they can fix this one (1), but the problem is not the guardrail it is our canal bank; that part we need to fix. Mayor Shorr commented that there are five out of the seven that are in the same condition. Mr. Peters said yes. Councilmember Maniglia inquired if it can be repaired when the weirs are put in. Mayor Shorr responded the weirs are on the North side, this is the South side.
- Culverts
 - Some culverts have been replaced and noted the specific failure under the new asphalt of the culvert collapsed on D Road; it was six feet into the road, but Public Works replaced it. He said we are proposing putting the asphalt back when we do a couple more off North Road; he said we will saw, cut, patch, and repair at the same time. He noted (3) three are being replaced on E Road, (1) one on Tangerine Drive that is clogged that we need to replace; and (1) one cleaning on Compton Road.
- Paving and Grading Plan
 - The following will be reconstructed:
 - Tangerine Drive/Pineapple
 - Tied Park
 - East Citrus
 - West D
 - 6th Court and Pineapple
 - 24th Court North off F Road
 - South E Road and Collecting Canal
 - 34th Place

- Edith Road
- Farley Lane and Carey Lane
- North E and 161st Terrace is the next fiscal year. He said potholes are being repaired as they appear. Swells are being created to protect the asphalt to protect the swells on F Road and D Road; we are trying to create swells where we have easements to get the water away from the asphalt and explained why.
- Canal Washout Repairs
 - There are several on E Road, D Road, A Road, and on Canal South North where the roadway is falling into the canal.
- Closing of E section of Valencia Drive
 - He noted that he spoke with the Florida Department of Transportation (FDOT); as it is their property, and they are evaluating it. Mr. Peters thanked the Assistant Public Works Director Mario Matos for his help getting things done.
- Safety Zones/Site Triangle
 - Councilmember Maniglia asked Mr. Peters to explain what a site Triangle is. Mr. Peters defined a site triangle by Town's Unified Land Development Code (ULDC) for intersections of roadways; that must be cleared for visibility. Councilmember Maniglia mentioned a flyer that Town Manager Ramaglia said would be sent out for trim back. Town Manager Ramaglia explained that a preseason storm sweep announcement along with obstruction letters would be sent out and explained why.
 - Councilmember Maniglia recommended sending out a third-party tree company and not staff; send a letter giving the residents 30 days to clean up.

There was a discussion between the Town Council and Town Manager Ramaglia regarding clarification of the second letter; drawing of the site triangle, having two Saturday runs. Councilmember Maniglia inquired when the flyer will go out.

Ms. Ramaglia responded it is being finalized this week.

Mr. Matos advised that Code Enforcement and Public Works will be meeting on Thursday to finalize.

Councilmember Maniglia requested a copy of the letter be placed on the Town website.

Councilmember Miles asked Mr. Peters whether something can be placed in front of the guardrails off B Road and Okeechobee Boulevard as the first line of defense.

Mr. Peters responded no; if we support the guardrail correctly it will be okay.

Councilmember Miles inquired on the reconstruction of Tangerine Drive West of D Road or East of E Road.

Mr. Peters responded it will be on Tangerine Drive.

Councilmember Maniglia mentioned that Florida Power and Light (FPL) will be giving poles to residents if they want them; she asked Council if they want to get some to use them as bulwarks.

Mr. Peters said we talked about using the poles for the trail heads.

There was discussion among Town Council on the FPL poles.

Vice Mayor Danowski

- Footprint
 - Town Manager Ramaglia asked for direction on item 15b listed Roads, Maintenance and Easements whether to proceed or not. Vice Mayor Danowski said she would like to discuss one on one with the Town Manager. Councilmember Maniglia commented to allow the lawsuits to play out. Ms. Ramaglia said she agrees; she is happy to move to out to future.

Town Manager Ramaglia

- 15a Hire firm to obtain easements. She mentioned that The City of Boynton Beach has a contract with Merchant Strategy; she noted that she and Mr. Peters has a meeting next Thursday on an approach.

Councilmember Maniglia

- Annexation
 - Town Manager Ramaglia mentioned calls being received on this particularly the property West of paintball. Mayor Shorr mentioned that Town Council voted on this and gave the Town Manager direction to reach out to inquiry the people; it was never done but now people are calling the Town. Ms. Ramaglia asked for direction. Mayor Shorr said yes to reach out and follow through. Councilmember Maniglia requested to know the cost. Vice Mayor Danowski inquired how this would work for the Town's benefit if property were annexed.

There was discussion among Town Council on annexation.

Councilmember Maniglia asked Town Clerk Lakisha Burch when a census was made on annexation to the West. Mayor Shorr said he will forward the date as he did a spreadsheet that was provided to Councilmembers. Ms. Ramaglia suggested one on ones with each Councilmember and then come back to discuss.

TOWN COUNCILMEMBER COMMENTS

Phillis Maniglia (Seat 1)

- Water quality-check up
 - Councilmember Maniglia said she would like to see another company to test the water. She mentioned that it could possibly be done by Florida Atlantic University (FAU).
- Donation for the Loxahatchee Groves Scholarship Fund

Marianne Miles (Seat 3)

- Guardrails off B Road and Okeechobee Boulevard

- Councilmember Miles asked Mr. Peters if anything could be placed before the guardrails. Mr. Peters responded no.
- Reconstruction of Tangerine
- Chili cook-off
- Thanked the resident who has been cleaning beyond their property's fence line. Much appreciated.
- Update on FPL-getting people underground- Town Manager Ramaglia responded that FPL will be at the August 16, 2022, meeting.

Marge Herzog (Seat 5)

- Asked a question regarding the loitering signs. Town Attorney responded.
- Power blips
- Nice to see the 25mph speed signs are going up
- Status on the Gruber culvert- Mr. Peters responded by stating that it is a three (3) weeks delivery. Mr. Matos responded tomorrow we will find dirt and block both sides of the bridge. Mayor Shorr asked why not just dig it out and saw the edge.

Laura Danowski (Seat 2)

- FPL has a program- Surge Protector (12.95 a month)
- Back to School – Backpack Drive
- Thanked Town Manager Ramaglia and staff about the progress of CodeRed-communications with the residents-supportive of what Town Hall does
- Canals look great-good job

Mayor Robert Shorr (Seat 4)

- Canals look awesome
- Thanked Town Staff for the list (projects in progress) - list are great (moving target)
- Mowing of the canal banks- Mr. Matos responded.

TOWN STAFF COMMENTS

Town Manager

- Safebuilt will be coming to give an update in the August 2nd meeting- being doing courtesy notice for the last year will be starting to do Notice of Violations (NOVs).
- Grants- Study for water system
 - Resilient Florida Planning Grant
- Public Works doing a clean up of the yard and will be bring a resolution regarding surplus
- Received a call from Indian Trail Improvement District (ITID) regarding the inter-district agreement; has set up a meeting to talk about working with the Town.
- Meetings about manure- invite people to meet
 - Priorities are the livestock waste ordinances
- Spoke about the breakdown of the Coastal trash truck. Called Florida Department of Environmental Protection (DEP) and Coastal cleaned up and will be out tomorrow to finish routes and make sure there is no more damage.

Town Attorney

- No Comment

Public Works Director

- No comment

Town Clerk

- Scholarship- taking applications due Monday, July 25th by 5:00 p.m.
- Back to School Backpack Drive By (July 30st from 9:00 a.m. to Noon)
- Presented Councilmember Miles with her 1st place Chili plaque.

ADJOURNMENT

There being no further business meeting was adjourned at 9:37 p.m.