



**TOWN OF LOXAHATCHEE GROVES
TOWN COUNCIL REGULAR MEETING
JANUARY 4, 2022**

Meeting audio available in Town Clerk's Office

CALL TO ORDER

Vice Mayor Danowski called the meeting to order at 7:02 p.m.

PLEDGE OF ALLEGIANCE

Vice Mayor Danowski led the Pledge of Allegiance.

MOMENT OF SILENCE

Vice Mayor Danowski led a prayer.

ROLL CALL

Mayor Robert Shorr (Zoom-Remotely), Vice Mayor Laura Danowski, Councilmembers Phillis Maniglia, Marianne Miles (Zoom-Remotely) and Margaret Herzog, Town Manager James Titcomb, Town Attorney Elizabeth Lenihan, Esq., Town Planning Consultant James Fleishmann, Town Engineer Randy Wertepny and Town Clerk Lakisha Burch.

ADDITIONS, DELETIONS AND MODIFICATIONS

Councilmember Maniglia asked that item 3 be removed from the agenda due to possibly having a conflict. Vice Mayor Danowski asked if item 6 could be placed on the Consent Agenda and move item 5 ahead of item 4.

Motion was made by Councilmember Maniglia seconded by Vice Mayor Danowski for the requested changes of item 3 being removed from the agenda, item 6 being placed on the Consent Agenda and item 5 moving ahead of item 4; 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 was public comment made by Paul Coleman.

CONSENT AGENDA

1. Approval of **Resolution No. 2022-01** approving the schedule for the Regular Town Council Meeting dates for the 2022 calendar year. **PULLED FROM CONSENT AGENDA FOR DISCUSSION**

This item was presented to Town Council from Town Clerk Burch, at the beginning of each year, Town Council is presented a calendar of schedule Town Council Regular Meeting dates. These meeting dates are subject to change at the approval of Town Council. Staff recommends that Town Council approve Resolution No. 2022-01 a schedule for the Regular Town Council dates for the 2022 calendar year.

Councilmember Maniglia asked for clarification regarding the dates that were marked in red. She stated that the meeting dates should be a different color than the holidays. Mayor Shorr also stated that he would like to know what were the holidays that the Town Hall would be closed. There was discussion among the Town Council. After discussion it was determined that the calendar would only indicate dates of the Town Council's meeting. The dates of holiday in which Town Hall is closed would also be indicated on the Town's website.

Motion was made Councilmember Maniglia seconded by Mayor Shorr to approve Resolution No. 2022-01 a schedule for the Regular Town Council dates for the 2022 calendar year with the exception of September may be moved due to TRIM dates; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia and Miles. Motion passed unanimously.

2. Approval of Ceremonial Guidelines for Proclamations, Certificate of Achievement and Keys to the Town. **PULLED FROM CONSENT AGENDA FOR DISCUSSION**

This item was presented by Town Clerk Burch, due to request of creating proclamations for many different organizations/causes last year, Town Clerk Burch felt that the Town needed to establish a policy and procedure regarding guidelines for Proclamations, Certificate of Achievement and Keys to the Town. Staff recommends that Town Council approve the Ceremonial guidelines for Proclamations, Certificate of Achievement and Keys to the Town policy and procedures.

Councilmember Maniglia indicated that the Key to the Town is reserved as a special honor to be given and should have an unanimously vote from Town Council to be granted to someone. There was discussion among Town Council.

Motion was made by Councilmember Maniglia seconded by Mayor Shorr to approve the Ceremonial Guidelines for Proclamations, Certificate of Achievement and Keys to the Town policy and procedures with the addition that it will take an unanimously vote of Town Council to award the Key to the Town; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia and Miles. Motion passed unanimously.

3. Approval of **Resolution No. 2022-04** accepting Multi-Use Trail Easement for 4156 161st Terrace North. **REMOVED FROM THE AGENDA**

PRESENTATION

4. Update on the Groves Town Center Pod B- request for special consideration.

Town Manager Titcomb presented this item to Town Council. The submitted (attached) letter request is provided by sub-tenants of the POD B subdivision of the Groves Town Center MPUD. This request consideration from the specific tenants of Groves Town Center MPUD "POD B"

property/business owners is to attempt to free up these parcels from some of the timeline and procedural constraints as apply to the overall GTC MPUD. Specifically, these individual parcels would like to be exempted out of responsibility for various development requirements related to the natural areas, equestrian trail & bridge amenities ultimately required to be designed, permitted, and installed by the master developer (GTC).

With various process and timeline issues in the works effecting all the properties collocated in the MPUD, along with COVID and other statutory extensions or permitting delays, these parcel owners/principals feel they are compliant in their individual site/permitting applications requirements and ready to go.

They seek council relief to allow concurrent administration, permitting and inspections, as well as specific site preparation activities to commence, ahead of other final resolution on the commitments that are the responsibility of the master development prior to buildout, or as defined in the developers' agreements.

The Town Council is asked to weigh in on allowing parallel and concurrent permitting and inspection tracks to help facilitate efficient and collaborative process and timelines for all parties involved in the GTC POD B subdivision. The Town Planner and Engineers have been actively involved in these discussions, providing technical review and commentary to assure compliance while afford collaborative opportunities for all parties to move forward. Town staff recommends Council approve the requested consideration for concurrent processing, site preparations, construction, planting etc., for all projects to move forward more efficiently.

Dan Woodward, President of Royal Master Properties, Inc./Managing member of Southern Palms Car Wash, LLC addressed the Town Council with a request for him and the other tenant in POD B for special consideration to allow them to move forward with POD B land clearing and site development while final details not related to POD B are worked out.

Councilmember Maniglia asked about the issue and stated her concerns in the matter. She stated that she didn't feel that the tenants should have to suffer due to Solar Sports not holding up their end of the situation. She also stated that maybe the Town needed to put some fire under Solar Sport.

Councilmember Miles also stated that POD B tenants are not responsible and Solar Sport needed to be held responsible.

Mayor Shorr asked why we are even discussing this matter in this meeting. He stated he does not support cutting down a tree before Solar Sports completes the recreational trail.

Vice Mayor Danowski stated that she was sorry that they have to come before Town Council for exceptions and felt for small business owners but would not support the exception. There was discussion among Town Council and Mr. Woodard.

There was discussion among James Fleischmann, Town Planning Consultant, Randy Wertepny, Town Engineer and Town Council.

There were public comments made by Paul Coleman and Katie Lakeman.

Motion was made by Councilmember Maniglia seconded by Councilmember Herzog to approve the requested consideration for concurrent processing, site preparations, construction, planting etc., for all projection move forward more efficiently only in Pod B with the expectation of Solar Sport doing the necessary changes; it was voted as follows: Ayes: Councilmember Herzog and Maniglia. Nays: Mayor Shorr, Vice Mayor Danowski and Councilmember Miles. Motion failed 2-3.

Motion was made by Mayor Shorr seconded by Councilmember Maniglia to table this item to the next meeting being held on January 18th; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia and Miles. Motion passed unanimously.

REGULAR AGENDA

5. Approval of *Resolution No. 2022-02* authorizing an agreement with BHT Earthworks, Inc.

In the absent of Public Works Director Peters, Town Attorney Lenihan presented the item to Town Council, stating that the existing canal bridge at Biddix Road and E Road is currently an unsafe structure. The bridge is too narrow and is too low below the level of E Road for safe access. (See attached photo)

Recently the Town Council approved improving and paving this section of E Road, and the addition of base rock and paving accentuates the difference in elevation, between the newly re-constructed and paved E Road and the existing surface of the bridge.

Due to the urgent nature of replacing the existing Bridge, prior to or in concert with the paving of E Road, the Loxahatchee Groves, Public Works Department, has requested quotes from contractors currently having contracts, Johnson/Davis, and BHT Earthworks, Inc. or recently completed contracts, D.S. Eakins, for canal culvert crossing, within the Town, and one new contractor, Matador Construction, who currently has a contract with other local municipalities for bridge culvert installations. That staff recommends that the Town Council approve a purchase order be written to BHT Earthworks, Inc. in the amount of \$65,300.00 for the removal and replacement of the Canal Bridge Culvert at Biddix Road.

There was public comment made by Paul Coleman.

Motion was made by Councilmember Maniglia seconded by Councilmember Herzog to approve Resolution No. 2022-02 authorizing an agreement with BHT Earthworks, Inc. in the amount of \$65,300.00 for the removal and replacement of the Canal Bridge at Biddix Road; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia and Miles. Motion passed unanimously.

6. Approval of **Resolution No. 2022-03** authorizing the entry by the Town into an agreement with Core & Main, LP for annual supply of brass fitting and accessories. **MOVED TO THE CONSENT AGENDA**

The Town's Purchasing Code, Section 2.133 allows for the utilization other government agencies' contracts provided that the same or substantially similar goods and/or services were competitively solicited; that the contract permits such and the awarding jurisdiction and/or contractor agree to allow the Town to purchase therefrom; and that the price is equal or lower than that awarded by the other government.

On November 15, 2020, the City of Boynton Beach entered into an initial term of one (1) year with the option to renew for three (3) additional one (1) year terms for the Annual Supply of Brass Fittings and Accessories with Core & Main, LP. The bid documents with the City of Boynton Beach also includes a discount on any product offered for sale by Core & Main, LP that was not specifically listed. It is under this discount that staff seeks to purchase culvert pipe. Staff recommends the Town enter into this agreement as needed with using the Town's standard cooperative purchasing agreement for the same or equivalent products and/or services at the stated or lower pricing and otherwise mirrors all terms and conditions in the City of Boynton Beach's agreements. Purchase orders, individually or in the aggregate, are not to exceed procurement policy amounts or budgeted without separate budget amendment and/or Council approval as required by the Town's purchasing requirements.

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

TOWN COUNCILMEMBER COMMENTS

Phillis Maniglia (Seat 1)

- Election time/ Horse trails- let's make it happen
- Made comment about what is happening on Southern Blvd./commercial (need to regroup)

Laura Danowski (Seat 2)

- Commented about the east side of 43rd pass through- thanked Indian Trails Improvement District (ITID)
- Stated she had spoken with Asst. Town Manager Ramaglia about negotiations with Coastal
- Asked about speaking with the SOD Farm in regard to land bridge

Marianne Miles (Seat 3)

- Asked about an update on the removal of the stop sign on South B Road between two speed bumps.
- Stated she likes the way the canals have been looking

- Made comment about how people are traveling up and down Okeechobee Blvd.

Marge Herzog (Seat 5)

- Stated that Loxahatchee Groves Landowners Association (LGLA) will be hosting a candidates' forum on January 27th- if you have any questions to please contact a board member.
- Asked for an update on the WAWA Gas Station

Mayor Robert Shorr (Seat 4)

- Road closing on Thursday on E Road/Collecting Canal
- F Road paved in its entirety
- E Road paving begins on tomorrow
- B Road being prepared to be paved
- Asked about the bid for case basin and stripping
- Asked that the residents be patient and that Vice Mayor Danowski did an awesome job conducting the meeting.

TOWN STAFF COMMENTS

Town Manager

- Town Manager and three (3) Councilmembers will be traveling to Tallahassee for Palm Beach Days and then at the end of the week have trial regarding the Briar Case.
- Palm Beach County Fire Rescue have a meeting planned for February 1st. it may be cancelled due to COVID.
- Completed amenities improvements at what is know as Little Turtle Creek.

Assistant Town Manager

Town Attorney

No comment.

Public Works Director

Town Clerk

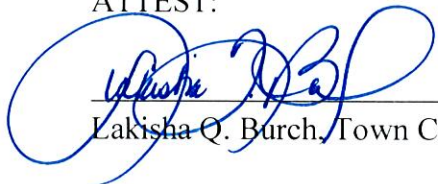
No comment.

ADJOURNMENT

There being no further business meeting was adjourned at 9:27 p.m.

**TOWN OF LOXAHATCHEE GROVES,
FLORIDA**

ATTEST:

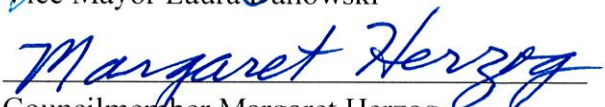

Lakisha Q. Burch, Town Clerk

APPROVED AS TO LEGAL FORM:


Elizabeth Lenihan, Town Attorney


Mayor Robert Shorr


Vice Mayor Laura Danowski


Councilmember Margaret Herzog


Councilmember Phillis Maniglia


Councilmember Marianne Miles



**TOWN OF LOXAHATCHEE GROVES
TOWN COUNCIL MINUTES OF COMMUNITY RESIDENT WORKSHOP
JANUARY 4, 2022**

Meeting audio available in Town Clerk's Office

CALL TO ORDER

Vice Mayor Danowski called meeting to order at 6:00 p.m. Vice Mayor Danowski stated that Mayor Shorr and Councilmember Miles would be joining through Zoom but there was a quorum in person.

COMMENTS FROM THE PUBLIC

There were public comments from Ken Johnson and Paul Coleman.

Mr. Johnson made the following comments:

- Loxahatchee Groves is against Okeechobee Blvd. becoming a 4-lane road.
- B & Collecting Canal Road is a nightmare.
 - Vice Mayor Danowski asked Councilmember Herzog about the roundabout that she once spoke about. Mr. Fleischmann responded that the said roundabout was not in the final agreement (for B Road improvements)
 - Councilmember Maniglia asked could Town Council asked about putting a roundabout - Mr. Fleischmann stated that it wouldn't hurt to ask.
 - Councilmember Miles suggested what she stated could be done.
 - Councilmember Maniglia asked could the three entities (the Town, Publix, and Solar Sport) do a traffic study on the corner- Mr. Fleischmann suggested Simmons & White
 - Town Manager Titcomb gave some housekeeping points.
- Northeast corner of D Road & Collecting Canal Road

There was a consensus to have staff ask Simmons & White to do a traffic study and also look at the existing study.

Mr. Coleman commented about:

- D Road and Southern Blvd.

Councilmember Maniglia made the following comments:

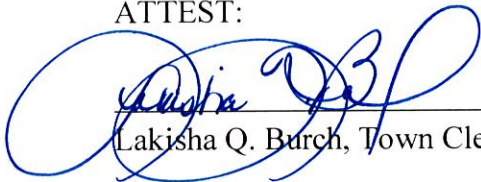
- Our local vendors speeding on the roads
- Protecting the Town's borders

ADJOURNMENT

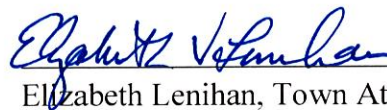
There being no further business the workshop was adjourned at 6:55 p.m.

**TOWN OF LOXAHATCHEE GROVES,
FLORIDA**

ATTEST:

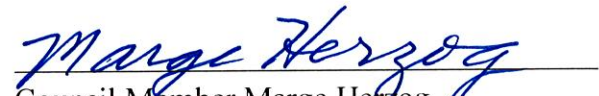

Lakisha Q. Burch, Town Clerk

APPROVED AS TO LEGAL FORM:

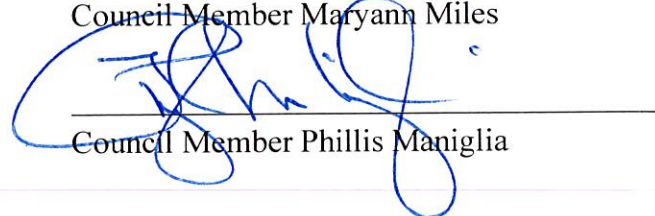

Elizabeth Lenihan, Town Attorney


Mayor Robert Shorr


Vice Mayor Laura Danowski


Council Member Marge Herzog


Council Member Maryann Miles


Council Member Phillis Maniglia