



**TOWN OF LOXAHATCHEE GROVES
TOWN COUNCIL MINUTES OF COUNCIL MEETING
JULY 7, 2020**

Meeting audio available in Town Clerk's Office

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 of the “Footprint Project” combination of main maintenance maps for array of streets and Letter roads to establish official ROW grid.

Councilmember Shorr asked Mr. Wertepny to explain the Master plan process in a road and why does this have to be done first. Mr. Wertepny responded to Councilmember Shorr that it establishes the limits of the roadways of what the Town must work with. Councilmember Shorr also asked about was Perkins street on the gas tax. There was discussion among the Town Council, Town Manager and Mr. Wertepny.

Vice Mayor Herzog asked about Level 1,2 and 3 graphs regarding mileage was that dirt road mileage, what is it. Mr. Wertepny responded that level 1, 2 roadways and some are level 3 is about 27 miles and is not dirt miles that is the number of miles of road that has not been converted to right a-way. Vice Mayor Herzog asked what the advantages of this footprint are. Mr. Wertepny stated that you are basically stating that you have ownership of right-a-ways.

Town Manager Titcomb made a comment regarding the public grid, define public footprint and know where our right-a-ways are. He also commented on Perkins portion and stated that our Town Attorney has a lien attorney looking into this matter. Town Attorney Shutt made a follow up comment to Town Manager Titcomb’s comment.

Councilmember Maniglia made a statement regarding the recording of the maps and expressed her concerns. Town Attorney Shutt responded.

Councilmember Danowski asked will this full expense be in the fiscal year 19-20 or will it roll into the 20-21 fiscal year. Assistant Town Manager Ramaglia responded to Councilmember Danowski's question. Councilmember Danowski also asked that Mr. Wertepny to give her an explanation and step by step in this process. Mr. Wertepny responded to her question. There was discussion among Mr. Wertepny, Town Attorney Shutt and Councilmember Danowski.

Councilmember Maniglia asked for Town Attorney Shutt define the difference between easement and right-a-way. Town Attorney Shutt responded to her question.

Mayor El-Ramey asked that some of the road maintenance has not been maintained for 7 years. Is that an additional width that is begin sought, Mr. Wertepny responded. There was additional discussion among the Mayor and Mr. Wertepny. Mayor El-Ramey also expressed her concerns. Mr. Wertepny responded.

Councilmember Shorr asked what the time limit is to complete this footprint excluding Perkins Road. Mr. Wertepny stated about 30 days away from supplying maps for phase 1 to staff who can start public notice process to get residents in to start viewing. There was additional discussion among Town Council, Mr. Wertepny and Assistant Town Manager Ramaglia.

Councilmember Danowski stated that she feels the project needs to be postpone until the public can come in the building. Mr. Wertepny responded to her concern.

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.

Assistant Town Manager Ramaglia presented the item to the Town Council regarding the Truth-In-Millage (TRIM) 2021 Documents & Resolutions to set Maximum Millage (MM) and other procedural requirements toward for FY21 process of adoption rates that are due to the Palm Beach County Property Appraiser's office by July 24th.

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.

This item was presented to Town Council and there was discussion. It was decided among Town Council to review the RV Pilot program resolution and return suggestions to the Town Clerk to forward to Town Attorney.

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.

Mayor El-Ramey presented the item to the Town Council. She stated that importance of appointing the Planning and Zoning Board and stated that they other committees could be selected later.

Councilmember Maniglia asked if Councilmember Shorr would consider Ms. Close as his nominee instead of Mr. O’Neal. Councilmember Shorr responded no and made other suggestions.

Councilmember Danowski stated her reason for nominating Ms. Close for an alternate. There was further discussion among the Town Council regarding nominees.

Item was presented to Town Council asking for the appointment of the voting members and alternates to the Planning and Zoning Board Committee (PZB) the appointments were as follow:

Neil O'Neal III	Councilmember Shorr
William Bell	Vice Mayor Herzog
Dennis Lipp	Councilmember Danowski
William Ford	Councilmember Maniglia
Matthew Otero	Mayor El-Ramey
Veronica Close (alt)	Councilmember Danowski
Thais Hagen Gonzalez (alt)	Vice Mayor Herzog

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.

Item was presented to Town Council asking for the appointment of the voting members and alternates to the Roadway, Equestrian Trails & Greenway Advisory Committee (RETGAG/RETAG), the appointments were as follow:

There was discussion among Town Council discussing the slate of the RETGAC/RETAG advisory committee. The outcome of the discussion was to remove Sarah Palmer from the slate.

Marianne Miles	Councilmember Shorr
Brian McNeil	Vice Mayor Herzog
Paul Coleman	Mayor El-Ramey
Darcy Murray	Councilmember Danowski
Patrick Painter	Councilmember Maniglia
Katie Lakeman (alt)	Vice Mayor Herzog
Matthew Tacilauskas (alt)	Councilmember Shorr
Sarah Palmer (alt) Withdraw	Councilmember Maniglia

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.

Item was presented to Town Council asking for the appointment of the voting members and alternates to the Finance Advisory and Audit Committee (FAAC), the appointments were as follow:

There was discussion among Town Council discussing the slate of the Finance Advisory and Audit Committee (FAAC). The outcome of the discussion was to move Laura Cacioppo who was nominated as an alternate to the Unified Land Development Committee as an alternate.

Bruce Cunningham	Councilmember Shorr
Peter Savino	Councilmember Danowski
Douglas Menelaws	Vice Mayor Herzog
Anita Kane	Councilmember Maniglia
Angelo Rossi	Mayor El-Ramey
Janet Eick (alt)	Councilmember Shorr
Connie Bell (alt)	Vice Mayor Herzog
Laura Cacioppo (alt) moved to ULDC	Councilmember Maniglia

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.

Item was presented to Town Council asking for the appointment of the voting members and alternates to the Unified Land Development Code, the appointments were as follow:

Simon Fernandez	Councilmember Shorr
Casey Suchy	Mayor El-Ramey
Lisa Trzepacz	Councilmember Danowski
Todd McClendon	Vice Mayor Herzog
Jo Siciliano	Councilmember Maniglia
Tom Gotlzene (alt)	Councilmember Maniglia

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.

Town Manager Titcomb presented the item to the Town Council stating that there was a resident that is interested in purchasing the surplus “96-Gallon Waste Pro” cans. There was discussion among Town Council regarding the matter.

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

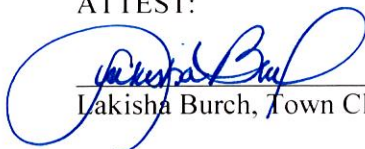
Town Manager Titcomb addressed Town Council on the below topics indicating that the 2019 & 2020 CAFR Audit was in the works, Business Tax Receipts process were sent out, he also gave updates and challenges regarding BTRs. Town Manager Titcomb also gave update on the Speed Study by Simmons & White.

ADJOURNMENT

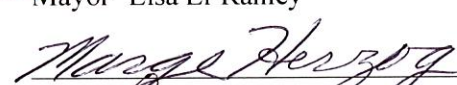
There being no further business the meeting was adjourned at 11:18 p.m.

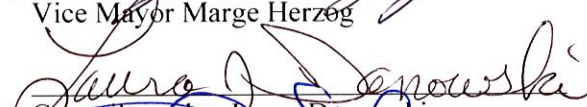
**TOWN OF LOXAHATCHEE GROVES,
FLORIDA**

ATTEST:


Lakisha Burch, Town Clerk


Mayor Lisa El-Ramey


Vice Mayor Marge Herzog


Councilmember Laura Danowski


Councilmember Phillis Maniglia

APPROVED AS TO LEGAL FORM:


R. Brian Shutt, Town Attorney


Councilmember Robert Shorr