

Town of Loxahatchee Groves

Regular Town Council Meeting

Tuesday, June 6, 2017 at 7:00 p.m.

MINUTES

1. OPENING

a. Call to Order & Roll Call

Mayor Browning called the meeting to order at 7:00pm. Present were Mayor Browning, Council Members Jarriel, Liang, DeMarois and McLendon. Also present were Town Manager Underwood, Town Attorney Cirullo and Town Clerk Walton.

b. Pledge of Allegiance & Invocation – Mayor Browning

2. ORDER OF BUSINESS

a. Additions, Deletions or Modification, and Approval of Agenda

- Vice Mayor Jarriel asked that item #11b under council comments be moved to go along with item #8c.
- Council Member DeMarois made a motion to have his council comment items moved earlier on the agenda. Motion died for lack of a second.
- Addendum #1 – add under committee reports – RETGAC report
- Addendum #2 – add item #9j request to extend Moratorium Ordinance 2017-02
- Addendum #3 – add item #11 (c)(1) under council reports – Council Member DeMarois wanted Administrative Policy 1-14 discussed

Motion: a motion to approve the agenda, as amended was made by Council Member Liang and seconded by Council Member DeMarois. Motion passed 5 - 0

3. PUBLIC COMMENTS

Marge Herzog announced the next Landowner's Meeting would be a candidate forum for the Water Control Candidates.

Marge Hancock asked for a temporary moratorium on code policies and procedures regarding setbacks. She had a code violation cited that would require her to remove her barn and two sheds. Ms. Hancock stated they were there when she purchased, but she had repaired them. The neighbors had no problems. Her next code hearing was June 25th.

Virginia Standish stated regarding the PBSO contract she would have like to see more options from them. Regarding roads, the option the WCD had given them regarding dirt roads had not been a good one. Regarding the road cost policy of 50/50, there were rumors that it would change to 70/30.

John Ryan stated Policy 1-14 stated it was important that Staff cooperative with the IOG. The PBC Charter required compliance or a possible fine and/or jail time.

Mayor Browning responded that Staff was complying. The IOG demand for records from back in 2011 within 5 days was unreasonable. Don't paint them like they are doing a wonderful job. They don't like our form of government.

4. PRESENTATIONS

- a. RESOLUTION NO. 2017-27 (T. Goltzene)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, ACKNOWLEDGING AND RECOGNIZING TOM GOLTZENÉ FOR HIS SERVICE AS COUNCILMAN AND VICE MAYOR OF THE TOWN OF LOXAHATCHEE GROVES, AND EXPRESSING THE APPRECIATION OF THE TOWN COUNCIL FOR HIS SERVICE TO THE TOWN OF LOXAHATCHEE GROVES; AND PROVIDING FOR AN EFFECTIVE DATE.

5. COMMITTEE REPORTS

- a. RETGAC Committee – Bill Louda, Chair

Chair Louda reported that the committee discussed different types of fencing and posts and suggested alternative quotes guidelines. Also discussed was the preliminary drawings for the horse crossings at Okeechobee Boulevard and costs involved, as well as finalizing language for equestrian signs along the trails. Committee requested the Town Council pass an ordinance regarding rules and signage for the trails. Vice Mayor Jarriel had attended the meeting and asked the committee to consider the full A Road as a trail, widen the trail near Duck Puddle and install a culvert crossing at the southern end.

6. CONSENT AGENDA

(Public Comment will be permitted on consent agenda items prior to Council vote)

- a. Minutes: May 2, 2017 Town Council Meeting
- b. May Invoices for Goren, Cherof, Doody & Ezrol, PA
- c. RESOLUTION NO. 2017-36 (removed from consent for discussion)
- d. RESOLUTION NO. 2017-37

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, TO APPROVE RESCHEDULING THE TOWN COUNCIL MEETING OF SEPTEMBER 5, 2017 TO SEPTEMBER 7, 2017 IN ORDER TO ACCOMMODATE THE ADOPTION OF THE TOWN'S MILLAGE AND BUDGET FOR FISCAL YEAR 2017-2018; PROVIDING FOR CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.

Motion: a motion to approve the consent agenda, as amended, was made by Council Member DeMarois and seconded by Council Member McLendon. Motion passed 5 – 0.

e. RESOLUTION NO. 2017-36 (removed from consent for discussion)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, TO RATIFY EXPENDITURES BY THE TOWN MANAGER FOR EMERGENCY REPAIRS TO THE CULVERT AT F ROAD AND KERRY LANE; PROVIDING FOR AN EFFECTIVE DATE.

Council Member McLendon stated the issue was the culvert connected two roads and there had never been a consensus of they were Town roads or not. The Town needed a clear policy for dealing with all culverts. Vice Mayor Jarriel stated this needed to be brought back as an agenda item. He had looked at the culvert when Council was notified on Friday and did not think it looked like an emergency. The contractor did a good job, but want not done until Tuesday. Also the price was too high. Manager Underwood responded that he had requested the repair be done as soon as possible prior to the next upcoming rain storm. Council Member DeMarois agreed with both Council Member and Vice Mayor. Council Member Ryan commented that the work had been done, so the expenses should be approved; however he agreed that the culvert issue should be put on a future agenda. This issue impacted several roads and the additional expenses had not been planned for in the budget.

Consensus was to bring back a policy. Town Attorney Cirullo added that the Town Manager had the authority to handle emergencies should any arise prior to a policy being established. Regarding the cost, the Manager had attempted to obtain five quotes and only one vendor called back.

7. OLD BUSINESS

a. Council Member Todd McLendon

1. Discussion and direction to modify the ULDC requiring exotic vegetation removal within 10 feet of roadway

There was extensive discussion on how to remedy exotic vegetation encroaching on roadways; how to implement a nuisance ordinance to cover the properties that were not voluntarily maintaining their landscaping; how far back from the road the trimming/hedging should go and what guidelines should be implemented for corner lots and intersections. It was also noted that the vegetation was covering the road signs. Manager Underwood stated that the Town would take care of those. Manager Underwood stated there was a procedure in place now where letters were sent to the property owners to clear their landscaping; however, upon non-compliance, this should go directly to code enforcement as a life safety issue.

John Ryan commented on some of the discussion items regarding the landscaping maintenance. Marianne Miles stated regarding the maintenance, the hedging previously had been done by the WCD and still should be maintained 1-2 times, then a letter to the owners stating do it or get fined.

Motion: a motion to add a section on exotic vegetation maintenance to the ULDC that once it breaks the plane it needs to be cut back 10 feet was made by Council Member McLendon and seconded by Vice Mayor Jarriel. Motion passed 3 – 2, with Council Members DeMarois and Liang dissenting.

2. Discussion and direction on road Improvement Area (IA) funding concept

Council Member McLendon stated he believed a lot of the residents would go with a 50% participation in order to get more of the roads done. Some residents had already paid the Water Control District for the OGEM on their roads 100%; however there was no way to make things equitable looking back. The Town needed to look forward. Council Member DeMarois stated he agreed with the 50% participation; but would like to see a way that the owners that paid for the OGEM get 50% back.

Marianne Miles stated the residents of D Road wanted the road paved. The OGEM roads have not had dirt or rock on the road in years.

Motion: a motion to bring back a resolution and approve the cost sharing policy and procedures was made by Council Member McLendon and seconded by Vice Mayor Jarriel. Motion passed 5 – 0.

b. Vice Mayor Ron Jarriel

1. Discussion and direction on paving Collecting Canal Road from B Road east to Folsom Road, and paving D Road south of Collecting Canal Road.

There was discussion of FDOT assisting with the paving of Collecting Canal Road when Southern Boulevard was expanded. There would be heavy construction within the next year. However, the Town need to own the road before FDOT would assist.

Regarding paving of roads, Manager Underwood wanted to know what the standard the Town anticipated for the roads. Council stated not OGEM, but that B Road just completed should be the standard.

Mary McNicholas, Raymond Drive, asked what was the priority for the roads, and what was the plan. How many people had to agree on each road to take advantage.

There was discussion on 100% or possibly only 50% of residents on a road. Manager Underwood stated it would be structured. The Town would spend the money and then assess over a period of 10 to 20 years.

c. RESOLUTION NO. 2017-35

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPOINTING _____ AS A VOTING MEMBER OF THE ROADWAY, EQUESTRIAN TRAILS AND GREENWAY ADVISORY COMMITTEE (RETGAC), TO SERVE THE REMAINDER OF THE ONE (1) YEAR; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

Motion: a motion to appoint Joyce Batcheler to the RETGAC Committee was made by Council Member Liang and seconded by Council Member McLendon. Motion passed 5 – 0.

8. PUBLIC HEARINGS

a. ORDINANCE NO. 2017-07 (SECOND READING)

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AMENDING PART II, ENTITLED "ZONING DISTRICTS," ARTICLE 15 "GENERAL PROVISIONS" OF THE TOWN OF LOXAHATCHEE GROVES UNIFIED LAND DEVELOPMENT CODE BY ADDING A NEW SECTION 15-030, ENTITLED "WELL STIMULATION PRACTICES (FRACKING) PROHIBITED" TO PROVIDE FOR DEFINITIONS, PROHIBITING WELL STIMULATION PRACTICES WITHIN THE TOWN OF LOXAHATCHEE GROVES, AND PROVIDING FOR ENFORCEMENT; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Second reading of the ordinance was noticed in the Palm Beach Post. Town Attorney Cirullo read the ordinance by title. Mayor Browning asked for comments from the Council and then from the public. There were no comments.

Motion: a motion to adopt the ordinance on second reading was made by Council Member Liang and seconded by Vice Mayor Jarriel. Motion passed 5 – 0.

b. RESOLUTION NO. 2017-34 (Quasi-Judicial)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPROVING THE BIG DOG RANCH PLAT, FOR LAND OWNED BY BIG DOG RANCE REAL ESTATE HOLDINGS LLC, CONSISTING OF 33.16 ACRES MORE OR LESS, LOCATED AT THE SOUTHEAST CORNER OF OKEECHOBEE BOULEVARD AND "D" ROAD, LOCAHATCHEE GROVES, FLORIDA, LEGALLY DESCRIBED IN EXHIBIT "A" TO THIS RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS, AND PROVIDING FOR AN EFFECTIVE DFATE.

Town Attorney Cirullo swore in Planning Consultant Jim Fleischmann and Applicant Lauree Simmons to give testimony or answer questions. Planning Consultant Fleischmann gave an overview of the plat process and stated that the Town Engineer had reviewed the plat and found it in compliance. Ms. Simmons confirmed all plat requirements had been met. Council Member McLendon stated the plan appeared to show the utilities and horse trail easements in a ditch. Ms. Simmons stated they were not in a ditch and had been cleared and landscaped.

Motion: a motion to approve the resolution and Plat was made by Vice Mayor Jarriel and seconded by Council Member Liang. Motion passed 5 – 0.

Mayor Browning called a break at 8:40 pm and meeting resumed at 8:55 pm.

(Vice Mayor Jarriel Council Report item #b moved to coincide with item 8b)

- b. Discussion and direction Big Dog Ranch Real Estate Holding, LLC
 - a. Drawing for temporary walkway

Ms. Simmons stated that three dog buildings were completed and inspected. There was a letter from Palm Beach County confirming this. There were still two under construction. The temporary walkway would be from the visitor center to the adoption center. Fire Department and Health Department were okay with the plan, as well as Palm Beach County Building Department. Council Member McLendon asked if there was a drawing of the walkways. Ms. Simmons responded she had sent a copy over to the Town.

Motion: a motion to accept the temporary walkway without a permit was made by Vice Mayor Jarriel and seconded by Council Member DeMarois. Motion passed 5 – 0.

1. Noise Monitoring Plan from Ed Duggar

Ms. Simmons stated that Mr. Duggar has submitted a plan months ago to cover the property with alerts and monthly report to the Town, as well as herself. Town Manager Underwood had concerns that the plan did not cover the south and east portions where there were residential homes, but the plan had been changed to cover the entire property. Mr. Duggar was presented and stated he had been doing this for 16 years and had worked for Palm Beach Gardens, Jupiter and Miami. The directional mics they were using were originally designed for airports. When an alert sounds the recorder for overage sounds turns on and shows where the sound comes from.

Town Attorney Cirullo stated that this item was related to Item #9i on the agenda. Council discussed whether there was a need for the Town to hire a monitor for Big Dogs Ranches monitory system since there were so few companies that did this work. Some were in favor and some were not.

Motion: a motion to approve the monitory program presented by Ed Duggar on behalf of Big Dog Ranch was made by Vice Mayor Jarriel and seconded by Council Member McLendon. Motion passed 5 – 0.

2. Clarification on Pilot Agreement as to 2016 taxes due

Town Attorney Cirullo stated that there were some terms of the agreement that were still in process and this should be coming to the Council in July. Both parties now agreed on the taxes issue.

3. Approval for Big Dog Ranch to open to the public certain buildings

Greg Pullman, Attorney for Big Dog Ranch, stated that Palm Beach County was willing to issue Temporary Certificates of Occupancy on three buildings, subject to any “loose ends” conditions on the approved site plan. There was a separate entrance to these three buildings. There were concerns about getting to the project from Okeechobee Blvd. Greg Fagan, Engineer, stated that the County R/O/W permit was ready to be finaled. Comcast had put some holes in the entrance, but they would be fixing those. Manager Underwood asked about the “dog runs”

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questioned in the inspection letter received from the Town's Engineers, Keshvaraz & Associates. Ms. Simmons responded they were pay yards, not dog runs. Ms. Simmons added that site lighting was done and approved.

Motion: a motion to not object to the Temporary Certificates of Occupancy for these three buildings was made by Vice Mayor Jarriel and seconded by Council Member DeMarois. Motion passed 5 – 0.

Mayor Browning called a break at 9:32 pm and meeting resumed at 9:39 pm.

9. NEW BUSINESS

a. RESOLUTION NO. 2017-33 (FACC DUTIES)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AMENDING THE DUTIES OF THE FINANCE ADVISORY AND AUDIT COMMITTEE; PROVIDING FOR THE METHOD OF APPOINTMENT OF THE FINANCE ADVISORY AND AUDIT COMMITTEE MEMBERS; PROVIDING FOR COMPLIANCE WITH FLORIDA'S SUNSHINE LAW AND PUBLIC RECORDS LAW; PROVIDING FOR REQUIREMENTS OF APPOINTMENT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Attorney Cirullo stated that this was the older version of FAAC duties, which was brought back at the request of Council. The only new item was to keep the terms at one year.

Motion: a motion to approve the resolution was made by Council Member Liang and seconded by Vice Mayor Jarriel. Motion passed 4 – 1, with Council Member McLendon dissenting.

b. RESOLUTION NO. 2017-32 (CONTRACT WITH PBSO)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE TOWN OF LOXAHATCHEE GROVES AND RICK BRADSHAW, SHERIFF OF PALM BEACH COUNTY, FOR LAW ENFORCEMENT SERVICES WITHIN THE TOWN; AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

Council Member McLendon stated there had been a huge increase in traffic citations on Okeechobee Boulevard this past month and he was glad to see PBSO had stepped up to the plate with enforcement. Also, he liked the separate section for the College for the monthly reports. He did however wish there had been more options for the agreement. Mayor Browning responded that the Town did the best they could and Manager Underwood had done a good job in getting the price reduced somewhat. Vice Mayor Jarriel stated it took 10 years to double the price for services, but the Town deserved its own officer. Manager Underwood added that he had met with Major Araujo and they had agreed to implement an annual report, as well as the monthly reports. This would be a 10 year contract.

Motion: a motion to approve the agreement with PBSO was made by Council Member Liang and seconded by Council Member DeMarois. Motion passed 5 – 0.

Town Attorney Cirullo advised the Council that because of these next two items, all five members must be present to vote on the budget at the September meetings.

c. RESOLUTION NO. 2017-30 (BOND REIMBURSEMENTS)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA EXPRESSING INTENT TO REIMBURSE ORIGINAL TRANSPORTATION EXPENDITURES WITH PROCEEDS OF CERTAIN TAX-EXEMPT OBLIGATIONS; AND PROVIDING AN EFFECTIVE DATE.

Manager Underwood advised the Council this resolution was presented so that any expenses spent between now and when the bond was issued could be reimbursed from the bond funds. This was a cautionary function.

Motion: a motion to adopt the resolution was made by Council Member McLendon and seconded by Vice Mayor Jarriel. Motion passed 5 – 0.

d. RESOLUTION NO. 2017-31 (ROADWAY IMPROVEMENT REVENUE BONDS)

A RESOLUTION OF TOWN OF LOXAHATCHEE GROVES, FLORIDA, AUTHORIZING THE ISSUANCE BY THE TOWN OF ROADWAY IMPROVEMENT REVENUE BONDS IN ONE OR MORE SERIES IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$6,000,000; PLEDGING THE TOWN'S GAS TAX REVENUES AND SALES SURTAX REVENUES TO SECURE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SUCH BONDS; MAKING CERTAIN COVENANTS AND AGREEMENTS FOR THE BENEFIT OF THE HOLDERS OF SUCH BONDS; PROVIDING CERTAIN OTHER MATTERS IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE.

Bond Counsel Mark Raymond advised the Council that this resolution just directs the first procedure for obtaining the bond funds, and directs the Town Attorney to set a bond compliance hearing in the Courts. Once that was completed, another resolution would come before the Council. This procedure complies with all applicable legal issues.

Motion: a motion to approve the resolution was made by Council Member Liang and seconded by Vice Mayor Jarriel. Motion passed 4 – 1, with Council Member DeMarois dissenting.

e. Liaison Appointment to RETGAC Committee

Council Member McLendon asked what exactly the function of the liaison would be. Vice Mayor Jarriel stated he would be there to answer any questions and to observe. Manger Underwood stated there were resolutions with rules for liaisons, which would be given to Vice Mayor Jarriel.

Motion: a motion appoint Vice Mayor Jarriel as Council Liaison to the RETGAC committee was made by Council Member McLendon and seconded by Council Member DeMarois. Motion passed 5 – 0

- f. Appeal of Denial for Category B Special Exception Application – Mobile Home
2820 A Road – Raul Zavala/Ricardo Figueroa

Motion: After discussion, a motion to table this item until the July 18, 2017 agenda in order to have letters sent to surrounding property owners advising them of this request and set conditions was made by Council Member Liang and seconded by Council Member DeMarois. Motion passed 4 – 1, the Mayor Browning dissenting.

- g. Discussion and direction on Addition to the Unified Land Development Code (ULDC) of
ARTICLE 21 – *“Agricultural Landscaping and Services District.”*

Planning Consultant Fleischmann stated last September the Town Council heard this item and suggested the Applicant pursue a new zoning district as a possible solution. This item was presented to the P&Z Board, who recommended denial. They felt there it be a more appropriate use to include as a permitted use in existing AR District; however a separate district would limit the locations for this type of business. Town Attorney Cirullo corrected that it was only part of the discussion during the meeting that the permitted use item was brought up, not a recommendation. The P&Z Board was concerned this might be construed as spot zoning and was not sure it was consistent with the Comp Plan.

Vice Mayor Jarriel disagreed that it was spot zoning and had no problem with a new zoning district since it would restrict locations. Council Member DeMarois agreed with the Vice Mayor. Council Member Liang stated this was not the only business of this kind within the Town, just maybe more visible. The Town needed to work with what they have and keep up the spirit of working with the residents. Creating a new district should help. Council Member McLendon felt this solution was presented just to fix one business, not all. The Applicant put the burden on himself, but now wanted to put it on the Town. The Applicant, Damon Rockett, stated he had worked closely with Staff. This was not applicable to all parcels on Okeechobee and Southern and all letter roads within 1/3 mile and had extensive guidelines.

Motion: a motion to bring this forward at the next meeting on July 18, 2017 was made by Vice Mayor Jarriel and seconded by Council Member Liang. Motion passed 4 – 1, with Council Member McLendon dissenting.

Motion: a motion to extend the meeting to a time certain of 11:00pm was made by Council Member Liang and seconded by Vice Mayor Jarriel. Motion passed 5 – 0.

h. RESOLUTION NO. 2017-38 (EMERGENCY DEBRIS REMOVAL)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE TOWN OF LOXAHATCHEE GROVES AND BERGERON EMERGENCY SERVICES THROUGH ITS AGREEMENT WITH THE SOLID WASTE AUTHORITY OF PALM BEACH COUNTY FOR THE REMOVAL AND DISPOSAL OF HURRICANE / DISASTER DEBRIS; AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE THE AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE.

Manager Underwood explained that the Town's RFP had been recalled because of FEMA requirement changes and those changes made it not feasible to re-bid. Solid Waste Authority had gone to bid and Bergeron was a successful bidder. Through cooperative purchasing, the Town has the authority to use that bid for contract purposes.

Motion: a motion to approve the agreement was made by Council Member Liang and seconded by Vice Mayor Jarriel. Motion passed 5 – 0.

i. RESOLUTION NO. 2017-39 (NOISE MONITORING)

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, ACCEPTING THE PROPOSAL OF SIEBEN ASSOCIATES, INC., TO REVIEW AND ADVISE ON THE PROPOSED SOUND MONITORING PROGRAM PROPOSED BY BIG DOG RANCH RESCUE PURSUANT TO THE CONDITIONS OF APPROVAL FOR ITS SPECIAL EXCEPTION AS SET FORTH IN RESOLUTION 2015—09; AUTHORIZING THE EXECUTION THEREOF BY THE TOWN MANAGER; AND PROVING FOR AN EFFECTIVE DATE.

This item had been discussed during Big Dog items #8b. Ms. Simmons added that this would be a waste of money.

Motion: a motion to approve the resolution and proposal was made by Council Member Liang and seconded by Council Member McLendon. Motion failed 2 – 3, with Mayor Browning, Vice Mayor Jarriel and Council Member DeMarois dissenting.

Added Addendum #2:

j. Approve Zoning in Progress and Extend Moratorium Ordinance No. 2017-02 Cannabis

Motion: a motion to extend the moratorium for 90 additional days was made by Council Member Liang and seconded by Council Member McLendon. Motion passed 5 – 0.

Moved from Vice Mayor Jarriel's Council Reports:

11a. Motion for reconsideration of Ordinance No. 2016-09 for discussion and direction

Vice Mayor Jarriel stated this had come to the Council as a super block, was not. There were conditions to address regarding access from Southern. Aldi was coming in and they would allow access to Seth Brier's property. Mayor Browning stated there was concerns that this would open a lot of commercial properties on Southern to make a deal with the lot behind. The PBSO Major had stated that increased costs were associated with more commercial in the Town.

Motion: a motion for reconsideration was made by Vice Mayor Jarriel and seconded by Council Member Liang. Motion passed 4 – 1, with Mayor Browning dissenting.

10. MANAGER'S REPORT – Town Manager Underwood (continued to July 18th agenda**)**

- a. Palm Beach County Sheriff's Office Monthly Report April 2017
- b. Palm Beach County Sheriff's Office Monthly Report May 2017
- c. Palm Beach County Fire-Rescue Monthly Report April 2017
- d. Agenda Item Report – Updates on various activities and issues concerning the Town
- e. Non Residential Solid Waste Assessment Study and Report.

11. COUNCIL REPORTS

Councilman McLendon – (items #a thru e continued to July 18th agenda)

- a. Discussion and direction to reconsider perpetual permit with the LGWCD
- b. Discussion and direction on Recreational Vehicle Pilot Program
- c. Discussion and direction on traffic calming measures on Okeechobee Boulevard
- d. Discussion and direction regarding signatories on Town resolutions and ordinances
- e. Discussion and direction regarding removal of code enforcement restrictions

Vice Mayor Jarriel – (items #c, #d and #e continued to July 18th agenda)

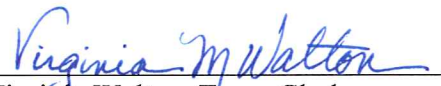
- a. (item moved to after item 9j)
- b. (item b moved to coincide with item 8b)
- c. Annual evaluation of Town Manager for discussion and direction
- d. Generator for Town Hall -- discussion and direction
- e. How to reduce traffic hazards on Collecting Canal Rd. between Folsom Rd. & A Rd. -- for discussion & direction

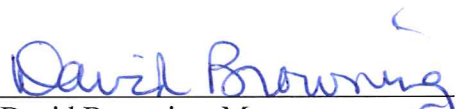
Councilman DeMarois - (items #a thru c continued to July 18th agenda)

- a. Code enforcement concerns and questions for Town Attorney
- b. Question of the use of Underwood personnel and Town equipment by Karen Piesley campaign. Issues for Town Attorney
- c. OIG letter and Town responses that were due May 5
 1. Town Administrative Policy 1-14 re: fully cooperating with OIG
 2. Standard Town contract provisions regarding cooperating with OIG

13. ADJOURNMENT

Hearing no further business, a motion to adjourn the meeting was made at 10:50 PM.


Virginia Walton, Town Clerk


David Browning, Mayor

These minutes were approved by the Town Council on Tuesday, July 18 2017.

