

TOWN OF LOXAHATCHEE GROVES

TOWN HALL COUNCIL CHAMBERS

TOWN COUNCIL REGULAR MEETING

Community Discussion Meeting 6:00-6:55 PM (Non-Agenda Items Workshop)

AGENDA

JULY 6, 2021 - 7:00 - 10:30 P.M.



Robert Shorr, Mayor (Seat 4)

Phillis Maniglia, Councilmember (Seat 1)

Laura Danowski, Vice Mayor (Seat 2)

Marianne Miles, Councilmember (Seat 3)

Marge Herzog, Councilmember (Seat 4)

Administration

Town Manager, James S. Titcomb

Assistant Town Manager, Francine L. Ramaglia

Town Attorney, Elizabeth Lenihan, Esq.

Town Clerk, Lakisha Q. Burch

Public Works Director, Larry A. Peters, P.E.

Civility: Being "civil" is not a restraint on the First Amendment right to speak out, but it is more than just being polite. Civility is stating your opinions and beliefs, without degrading someone else in the process. Civility requires a person to respect other people's opinions and beliefs even if he or she strongly disagrees. It is finding a common ground for dialogue with others. It is being patient, graceful, and having a strong character. That is why we say "Character Counts" in Town of Loxahatchee. Civility is practiced at all Town meetings.

Special Needs: In accordance with the provisions of the American with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall within three business days prior to any proceeding, contact the Town Clerk's Office, 155 F Road, Loxahatchee Groves, Florida, (561) 793-2418.

Quasi-Judicial Hearings: Some of the matters on the Agenda may be "quasi-judicial" in nature. Town Council Members are required to disclose all ex-parte communications regarding these items and are subject to voir dire (a preliminary examination of a witness or a juror by a judge or council) by any affected party regarding those communications. All witnesses testifying will be "sworn" prior to their testimony. However, the public is permitted to comment, without being sworn. Unsworn comment will be given its appropriate weight by the Town Council.

Appeal of Decision: If a person decides to appeal any decision made by the Town Council with respect to any matter considered at this meeting, he or she will need a record of the proceeding, and for that purpose, may need to ensure that a verbatim record of the proceeding is made, which record includes any testimony and evidence upon which the appeal will be based.

Consent Calendar: Those matters included under the Consent Calendar are typically self-explanatory, non-controversial, and are not expected to require review or discussion. All items will be enacted by a single motion. If discussion on an item is desired, any Town Council Member, without a motion, may "pull" or remove the item to be considered separately. If any item is quasi-judicial, it may be removed from the Consent Calendar to be heard separately, by a Town Council Member, or by any member of the public desiring it to be heard, without a motion.

TOWN COUNCIL AGENDA ITEMS

CALL TO ORDER

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

ROLL CALL

ADDITIONS, DELETIONS AND MODIFICATIONS

COMMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS

Public Comments for all meetings may be received by email, or in writing to the Town Clerk's Office until 6:00 PM day of the meeting. Comments received will be "received and filed" to be acknowledged as part of the official public record for the meeting. The Town Council meeting will be live-streamed and close-captioned for the general public via our website, instructions are posted there.

CONSENT AGENDA

1. Approval of **Resolution No. 2021-31** appointment of Janet Eick as a regular member of the Finance Audit and Advisory Committee (FAAC).
2. Approval of **Resolution No. 2021-34** Regularly Scheduled First Meeting Date in September 2021.
3. Approval of **Resolution No. 2021-35** Entering into Building and Code Enforcement Piggyback agreements.

PUBLIC HEARING

4. Approval of **Resolution No. 2021-30** the Culver's Restaurant Site plan for land owned by BW Solar Sportsystems, Inc., consisting of 1.39 acres more or less, located on the north side of Southern Boulevard east of "B" Road Loxahatchee Groves, Florida, legally described in Exhibit "A" to this Resolution; providing for severability; providing for conflicts; and providing for an effective date. (**Quasi-Judicial**)
5. Approval of **Ordinance No. 2021-06** amending Article 10 definitions, abbreviations and construction of terms, Section 10-15 definitions of its Unified Land Development Code to revise the definition of height: providing for conflict, severability, codification, and an effective date.
6. Approval of **Ordinance No. 2021-05** amending Article 1, in General, and Article III, Collection of Waste Franchises and Registration of Contractors authorized, of Charter 38, Solid Waste, Loxahatchee Groves Code; providing for conflict; providing for severability; providing for codification; and providing an effective date.

REGULAR AGENDA

7. Approval of **Resolution No. 2021-32** establishing the Town's preliminary non-ad valorem assessment rate for Solid Waste Collection and Recycling Services for the fiscal year beginning October 1, 2021, proposed at \$450/unit for residential curbside service which is the same rate as for FY 2021, the current year.
8. Approval of **Resolution No. 2021-33** establishing the Town's preliminary ad valorem millage rate of 3 mills for Truth-in-Millage ("TRIM") purposes for the fiscal year beginning October 1, 2021, proposed at 3 mills which is the same rate as for FY 2021, the current year.

The Town Council will sit as the Board of Supervisors for the Loxahatchee Groves Water Control Dependent District for item 9.

9. Approval of **Resolution No. 2021- DD03** establishing the district's preliminary Road & Drainage non-ad valorem assessment rate for the fiscal year beginning October 1, 2021, proposed at \$200/unit which is the same rate as for FY 2021, the current year.
10. Discussion of Road Abandonment Memo.
11. Paving Estimates for Minor Roads:
 - a. 22nd Road North \$38,621
 - b. Flamingo Road \$24,637
 - c. Los Angeles Drive \$24,637
 - d. Paradise Trail \$24,520
 - e. Raymond Drive \$51,205
 - f. San Diego Drive \$37,460

TOWN COUNCILMEMBER COMMENTS

Phillis Maniglia (Seat 1)
Laura Danowski (Seat 2)
Marianne Miles (Seat 3)
Marge Herzog (Seat 5)
Mayor Robert Shorr (Seat 4)

TOWN STAFF COMMENTS

Town Manager
Assistant Town Manager
Town Attorney
Public Works Director
Town Clerk

ADJOURNMENT

Comment Cards:

Note public comment rules are modified during the COVID-19 pandemic, see above.

Anyone from the public wishing to address the Town Council, it is requested that you complete a Comment Card before speaking. Please fill out completely with your full name and address so that your comments can be entered correctly in the minutes and give to the Town Clerk. During the agenda item portion of the meeting, you may only address the item on the agenda being discussed at the time of your comment. During public comments, you may address any item you desire. Please remember that there is a three (3) minute time limit on all public comment. Any person who decides to appeal any decision of the Council with respect to any matter considered at this meeting will need a record of the proceedings and for such purpose, may need to ensure that a verbatim record of the proceedings is made which included testimony and evidence upon which the appeal is to be based. Persons with disabilities requiring accommodations in order to participate should contact the Town Clerk's Office (561-793-2418), at least 48 hours in advance to request such accommodation.