



Lake Park Town Commission, Florida

Regular Commission Meeting

Commission Chamber, Town Hall, 535 Park Avenue, Lake Park, FL 33403

Wednesday March 20, 2024 at 6:30 pm

Roger Michaud	—	Mayor
Kimberly Glas Castro	—	Vice Mayor
Vacant	—	Commissioner
Mary Beth Taylor	—	Commissioner
Judith Thomas	—	Commissioner
John D'Agostino	—	Town Manager
Brett Lashley	—	Town Attorney
Vivian Mendez, MMC	—	Town Clerk

PLEASE TAKE NOTICE AND BE ADVISED, that if any interested person desires to appeal any decision of the Town Commission, with respect to any matter considered at this meeting, such interested person 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 record includes the testimony and evidence upon which the appeal is to be based. Persons with disabilities requiring accommodations in order to participate in the meeting should contract the Town Clerk's office by calling 881-3311 at least 48 hours in advance to request accommodations.

CALL TO ORDER/ROLL CALL

6:30 P.M.

PRESENT

Mayor Roger Michaud

Vice-Mayor Kimberly Glas-Castro

Commissioner Mary-Beth Taylor

Commissioner Judith Thomas

PLEDGE OF ALLEGIANCE

Mr. John Linden

SPECIAL PRESENTATION/REPORT: NONE

PUBLIC COMMENT:

This time is provided for addressing items that do not appear on the Agenda. Please complete a comment card and provide it to the Town Clerk so speakers may be announced. Please remember comments are limited to a TOTAL of three minutes.

James Sullivan- 348 Flagler Boulevard spoke about residents having 2nd houses on lots creating a parking issue.

TOWN ATTORNEY, TOWN MANAGER, COMMISSIONER COMMENTS:

Attorney Brett Lashley had no comments.

Town Manager D'Agostino provided his comments via Exhibit "A".

Commissioner Thomas thanked staff for their efforts with the shopping cart issue that the Town has with the two large big box stores. She congratulated Commissioner-Elect Michael Hensley.

Commissioner Taylor had no comments.

Vice-Mayor Glas-Castro reminded everyone of the bike tour on Saturday, March 23, which will begin at Town Hall.

Mayor Michaud congratulated Commissioner-Elect Michael Hensley. He thanked all the candidates that ran for the position. He stated that the Great American Clean-up will take place in early May.

CONSENT AGENDA:

All matters listed under this item are considered routine and action will be taken by one motion. There will be no separate discussion of these items unless a Commissioner or person so requests, in which event the item will be removed from the general order of business and considered in its normal sequence on the agenda. Any person wishing to speak on an agenda item is asked to complete a public comment card located on either side of the Chambers and given to the Town Clerk. Cards must be submitted before the item is discussed.

Motion made to approve the Consent Agenda by Commissioner Taylor, Seconded by Commissioner Thomas.

Voting Yea: Mayor Michaud, Vice-Mayor Glas-Castro, Commissioner Taylor, Commissioner Thomas.

1. February 27, 2024 Special Call Commission Meeting Minutes
2. March 6, 2024 Regular Commission Meeting Minutes
3. Request for authorization for the Town Manager to encumber and expend budgeted streets and roads funding and accept a proposal from The Paving Lady to complete the 2024 sidewalk repairs.
4. Resolution 15-03-24 Authorizing the Mayor to execute an agreement between the Town of Lake Park and Foster Marine Contractors, Inc. for the stormwater construction work associated with the Southern Outfall Pipe Replacement Project.

BOARD MEMBER NOMINATION:

5. Nomination of Jon Buechele to the Planning & Zoning Board
Nomination made by Commissioner Taylor to appoint Jon Buechele to the Planning & Zoning Board as a regular member, Seconded by Commissioner Thomas.
Voting Yea: Mayor Michaud, Vice-Mayor Glas-Castro, Commissioner Taylor, Commissioner Thomas

PUBLIC HEARING(S) - ORDINANCE ON FIRST READING:

6. Ordinance 04-2024 Amending Article II, Division 2, by Creating a New Section Entitled Civility and Decorum.

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING ARTICLE II, TOWN COMMISSION", DIVISION 2 "MEETINGS" TO PROVIDE FOR CREATION OF A NEW CODE SECTION 2-54 ENTITLED "CIVILITY AND DECORUM"; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF LAWS IN CONFLICT; PROVIDING FOR CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE.

Town Manager D'Agostino explained the item (see Exhibit "B"). Commissioner Taylor expressed her concerns with the Ordinance and how she was treated in the past during meetings. She raised concerns over the public not being able to have their voices heard. Town Manager D'Agostino explained the process by which the public could have an

issue placed on an agenda so that there could be discussion and debate as opposed to public comment which does not allow for debate. Vice-Mayor Glas-Castro agreed that the civility code should apply to staff and Commission members as well as the public. Commissioner Thomas feels that it is the Mayor's place to determine what may be rude, but does not want to be restrictive of free speech. Mayor Michaud stated that there are times when intervention is necessary in order to stay on topic. He stated that in no way would this ordinance prevent someone from speaking.

Ralph Moscoso- 429 Greenbriar Drive expressed concern regarding the Ordinance. He feels that the public should be able to express themselves and believes that this Ordinance is tyranny.

John Linden- 568 N. Redwood Drive expressed concern regarding the Ordinance. He feels that the Ordinance is a violation of the first amendment. He would like the Town to use existing guidelines instead of this Ordinance.

Vice-Mayor Glas-Castro requested that at second reading, staff provide a list of other municipalities that have a civility clause as she feels this is standard for most towns.

Town Manager D'Agostino stated that the Ordinance is not designed to prevent public comment of any kind. He stated that the Ordinance is related to conduct.

Melissa Susich- 729 Greenbriar Drive stated that she does not want the Town to take away their voices.

Branden- 729 Greenbriar stated he does not want to feel attacked when making public comments and feels that the Ordinance would throttle down opinions and comments.

James Sullivan- 348 Flagler Boulevard spoke about a previous meeting where it got unruly and he did not like it.

Motion made to approve Ordinance 04-2024 on first reading by Vice-Mayor Glas-Castro with some consideration for some amendments that the guidelines for decorum also be applicable to the Commission and advisory board members. Seconded by Commissioner Thomas.

Town Manager D'Agostino suggested adding a clause to make it clear that the Ordinance would not prevent anyone from speaking. Commissioner Thomas requested for staff to clarify certain aspects of the Ordinance that are vague such as "threatening Behavior". She feels that people are entitled to their feelings as long as they do not

She would also like to see a clarification of the word “debate”. Mayor Michaud reiterated that these are only standards and not meant to prevent anyone from speaking. Voting Yea: Mayor Michaud, Vice-Mayor Glas-Castro, Commissioner Taylor, Commissioner Thomas. Attorney Lashley read the Ordinance by title only.

PUBLIC HEARING(S) - ORDINANCE ON SECOND READING: NONE

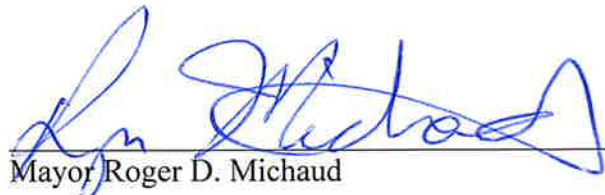
REQUEST FOR FUTURE AGENDA ITEMS: NONE

ADJOURNMENT:

7:42 P.M.

Motion made to adjourn by Commissioner Thomas, Seconded by Vice-Mayor Glas-Castro. Voting Yea: Mayor Michaud, Vice-Mayor Glas-Castro, Commissioner Taylor, Commissioner Thomas.

FUTURE MEETING DATE: Next Scheduled Regular Commission Meeting will be held on April 3, 2024.

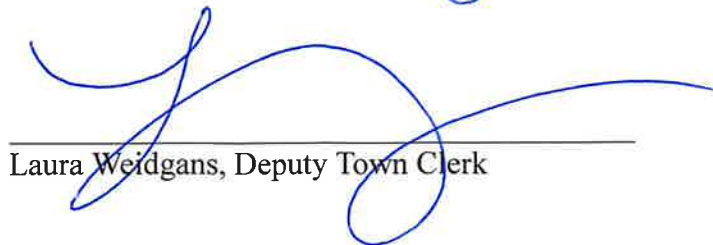


Mayor Roger D. Michaud





Vivian Mendez, Town Clerk



Laura Weidgans, Deputy Town Clerk

Approved on this 3 of April, 2024



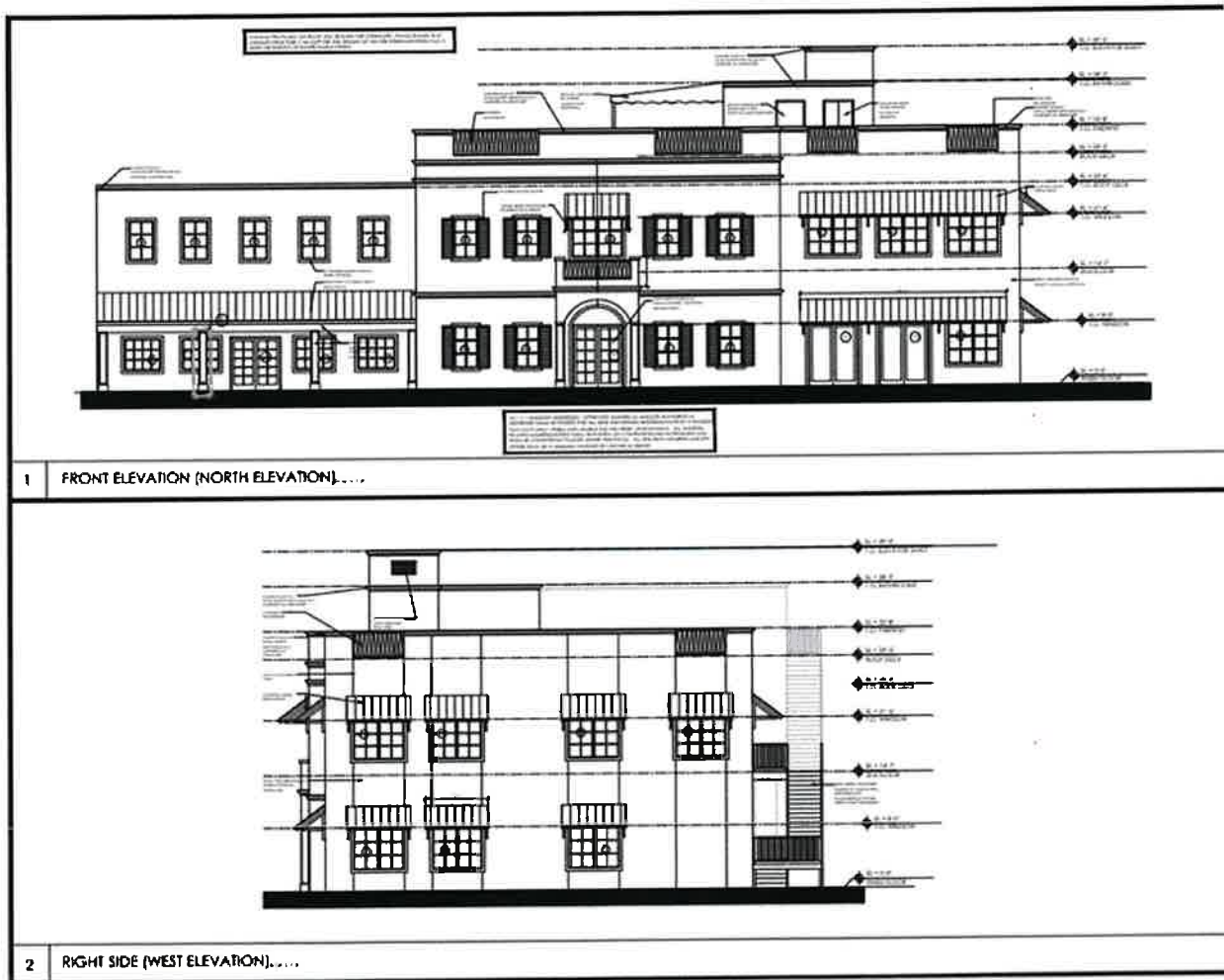
TOWN MANAGER COMMENTS

TOWN COMMISSION MEETING Wednesday, March 20, 2024

Exhibit A

COMMUNITY DEVELOPMENT

754 Park Avenue: The permit submittal for the exterior improvements to the building and the site was submitted on March 17. The review initiated on March 18 and the first round of comments will be issued by next week. Here is a glimpse of their revised elevations that still meet the general intent of their initial approval, and have been improved as well:



Shopping Carts: Code Compliance has been monitoring and enforcing shopping carts throughout the Town for months. While this still continues to be an issue at some properties and for some retailers, all stores are cooperating. The Code Officers reported that Publix, Aldi, PetSmart and Lowes are in full compliance. While we may see the occasional cart, they are working with Code to eliminate them if they resurface throughout the Town. Walmart and Target have the largest number of customers who bring their carts offsite, with Walmart being

the largest. Both stores are working closely with Code Compliance and have developed draft compliance plan with short-term and long-term strategies. While their carts have lessened in the community, this is still a work in progress. They are now scheduled for a Special Magistrate Hearing in May. In the interim, we are working with them on finalizing their compliance plans and Code will continue to monitor.

Live Local Act Ordinance & Kelsey on Park Site Plan Submittal: The applicant for the Kelsey on Park site plan application proposing a mixed-use development on the southeast corner of Park Avenue/10th Street resubmitted their application eliminating their request to utilize the Live Local Act, but rather proposing to adhere to our current land development regulations. This application is currently under review and the first round of comments will be ready next week. As it relates to staff's separate Live Local Act initiative and Ordinance changes, we are still working through these amendments and have participated in recent webinars held by the County and by the Florida Housing Coalition. We anticipate draft Ordinance will be ready in June for presentation to the Town Commission with final approvals in August, ahead of our September deadline. We need to make sure that all of the necessary components are included and since we no longer have a pending application that is waiting on the development of these regulation to move forward, we are taking the extra time to make sure the proposed regulations are accurate, effective and implementable.

There are recent Amendments to the Act which will need to be incorporated.

Other Ordinances:

- Seawall/Resiliency Standards – Review has been finalized and this Ordinance will be presented in April to the Town Commission;
- Florida Building Code 2023 – These amendments are already effective and need to be updated in our Code – This Ordinance is forthcoming in April to the Town Commission
- Mobile Food Vendors / Golf Carts, Parking and Commercial Vehicles / Parks & Public Facilities – These Ordinances are drafted and still in review and will likely be forthcoming to the Commission in May

Code Overhaul Initiative: All Departments met internally and a timeline has been created. The Clerk's Office is working on receiving updated quotes from Municode/Civic Plus for Phase 1 that will include legal review for State Statute conflicts and inconsistencies. Phase 2 will then include review and development of revised code chapters with the help of a group of consultants for which an RFP will be prepared. The overall timeline runs through the summer of 2026. More information is forthcoming.

FDOT US-1 Medians: This project has been ongoing by FDOT for a couple of years. The proposed landscape medians along US-1 were also previously presented to the Town Commission and FDOT conducted a public outreach meeting as well. Earl Stewart was also asked to opine on the landscape median adjacent to their property and did not have any further comments. Town Staff participated in an access management review meeting with FDOT on the US-1 medians project on March 7, 2024. At this meeting, the FDOT access management team expressed some traffic and safety concerns with some of the landscape medians proposed by FDOT's contracted design team. The FDOT design team is working on

modifications and a follow-up meeting is anticipated. Once the design is finalized, a presentation will be provided to the Town Commission.

HUMAN RESOURCES

Job Openings:

The following open positions are being advertised:

- Camp Counselor (4 positions open) – Hourly rate: \$15.43 to \$24.69
- Groundskeeper – Hourly rate: \$16.51 to \$26.42
- Library Assistant/Children's -- Hourly rate: \$15.43 to \$24.69
- Maintenance Worker -- Hourly rate: \$18.91 to \$30.25
- Community Development Technician – Hourly rate: \$18.91 to \$30.25
- Sanitation Truck Operator I -- Hourly rate: \$18.91 to \$30.25
- Sanitation Truck Operator II -- Hourly rate: \$21.65 to \$34.63
- Dock Attendant – Hourly rate: \$18.91 to \$30.25
- Operations Manager – Salary range: \$59,014.54 to \$94,423.27 per year
- Senior Accountant – Salary range: \$59,014.54 to \$94,423.27 per year
- Finance Director – Salary range: \$115,002.64 to \$184,004.23 per year

The deadline for receipt of applications for the Camp Counselor positions is May 10, 2024 because our summer camp program starts on June 10, 2024 and the Camp Counselors must complete their training prior to that date. All of the other positions are open until filled.

The following volunteers are needed for the Lake Park Public Library:

- Tutors for one-on-one English language learning
- Tutors for one-on-one basic computer and digital literacy
- Data entry
- Shelving
- Facilitator for English Exchange Group

To view the complete job posting for the above positions or volunteer opportunities or to download an employment or volunteer application, please visit the Town's official website at www.lakeparkflorida.gov. For additional information please contact the Town's Human Resources Department at 561-881-3300 and choose Option 8.

LIBRARY

- It was necessary for the Library to close this afternoon for the balance of the day due to a plumbing issue which has arisen. We are working with Seacoast Utility Authority to get this resolved as quickly as possible. But in the meantime, the opening of the Library tomorrow may be delayed until 11 a.m.

- This and every Saturday through **Saturday, April 13** (except March 30), the AARP Foundation Tax-Aide Program volunteers will be at the Library to provide free tax assistance. This program is open to anyone interested in receiving help to file their income taxes. The program starts at 10 a.m. on a first-come, first-served basis, it is best to get there early.
- The Library and The Friends of the Lake Park Public Library will hold a 50/50 Raffle at the March 29th Sunset Celebration. They will also attend the March 30th Easter Eggstravaganza and give out books to children.

SPECIAL EVENTS

Tour De Lake Park

Enjoy a fun ride with family and friends to learn about historic Lake Park on **Saturday, March 23** in honor of Florida Bicycle Month. Participants must be 12 years of age or older and are asked to meet at Town Hall at 1:30 pm with their bicycles, helmets and water bottles. The tour will begin at 2:00 p.m. with stops throughout the Town. For more information please contact Mayor Roger Michaud at 561-921-5253.

Sunset Celebration

Sunset Celebration will be held on **Friday, March 29** from 6:00 p.m. – 9:00 p.m. at the Lake Park Harbor Marina. This month's event will feature live entertainment from PRATO Band! There will be a full bar, happy hour prices, and a variety of food and craft vendors. For more information, contact the Special Events Department at 561-840-0160.

Easter Eggstravaganza

The Town of Lake Park will host its annual Easter Eggstravaganza on **Saturday, March 30** from 10:00 a.m. – 12:00 p.m. at Kelsey Park. There will be egg hunts for children 3-10 years old, free photos with the Easter Bunny, children's activities, music, raffle prizes, face painting and much more. For more information please contact the Special Events Department at 561-840-0160.

STREETSCAPING

Park Avenue streetscaping improvements will begin on **Monday, March 25**. The project will include sidewalk repairs, landscaping modification and other beautification of each block of Park Avenue from 7th Street to 10th Street, beginning with the north side of Park Avenue and continuing on the south side. During the project, which is expected to last six to eight weeks, sidewalks will be closed one block at a time, and will be reopened once the upgrades to the block have been completed.

HARRY SEYMOUR KELSEY

We would like to take this opportunity to acknowledge the birthday of Harry Seymour Kelsey, who founded Kelsey City, which of course is now the Town of Lake Park. Mr. Kelsey was born on March 26, 1879. In his honor, a Kelsey City Special Call Commission meeting was held on March 26, 1924 in which March 26 was declared a public holiday forever.

SPRING HOLIDAY

Town Hall offices will be closed on **Friday, March 29, 2024** in observance of our Spring Holiday. There will be no change to the Sanitation Schedule for the holiday.

Tour de Lake Park

SATURDAY, MARCH 23, 2024

Join us on a fun ride with family and friends to learn about historic Lake Park in honor of Florida Bicycle Month

Meet at Town Hall (535 Park Avenue) at **1:30 PM**

Pedals up at **2:00 PM**

Participants must be **12 years of age or older**

Bring your bike, helmet, and water bottle

*For more information, please contact
Mayor Roger Michaud at 561-921-5253*



**SAFE
KIDS**
PALM BEACH
COUNTY

SUNSET CELEBRATION

FREE MUSIC CONCERT

FEATURING



FOOD VENDORS * CASH BAR * ART & CRAFT VENDORS * HAPPY HOUR
FREE ADMISSION & PARKING * NO OUTSIDE FOOD OR DRINKS

FRIDAY, MARCH 29
6:00 PM - 9:00 PM
LAKE PARK HARBOR MARINA
105 LAKE SHORE DRIVE
LAKE PARK, FL 33403

FOR MORE INFORMATION CALL 561-840-0160 OR
EMAIL SPECIALEVENTS@LAKEPARKFLORIDA.GOV





EASTER EGGSTRAVAGANZA

SATURDAY, MARCH 30

10:00 AM - 1:00 PM

KELSEY PARK

601 US HIGHWAY 1

LAKE PARK, FL 33403

ADMISSION AND PARKING ARE FREE

BRING YOUR EASTER BASKETS

EGG HUNTS FOR CHILDREN 3-10 YEARS OLD

FREE PHOTOS WITH THE EASTER BUNNY

MUSIC, GAMES, FACE PAINTING, RAFFLE PRIZES

**FOR SPONSORSHIP, VENDOR & VOLUNTEER
INFORMATION PLEASE CONTACT THE SPECIAL
EVENTS DEPARTMENT AT 561-840-0160 OR EMAIL
SPECIALEVENTS@LAKEPARKFLORIDA.GOV**



Exhibit B

Town of Lake Park Town Commission

Agenda Request Form

Meeting Date: March 20, 2024

Agenda Item No.

Agenda Title: Ordinance Establishing Civility and Decorum.

[] SPECIAL PRESENTATION/REPORTS [] CONSENT AGENDA
[] BOARD APPOINTMENT [] OLD BUSINESS
[X] **PUBLIC HEARING ORDINANCE ON FIRST READING**
[] NEW BUSINESS
[] OTHER: _____

Approved by Town Manager John
D'Agostino

Digitally signed by John D'Agostino
DN: cn=John D'Agostino, o=Town of Lake
Park, ou=Town Manager,
email=jdagostino@lakeparkflorida.gov,
c=US
Date: 2024.03.11 15:54:20 -0400

Date: _____

Vivian Mendez, Town Clerk, MMC

Title

Originating Department: Town Clerk	Costs: \$ 0.00 Funding Source: Acct. # [] Finance _____	Attachments: Ordinance
Advertised: Date: _____ Paper: _____ [X] Not Required	All parties that have an interest in this agenda item must be notified of meeting date and time. The following box must be filled out to be on agenda.	Yes I have notified everyone _____ OR Not applicable in this case <u>VM</u> Please initial one.

Summary Explanation/Background:

Over the past few year's board members, staff and the Commission have been subjected to inappropriate and untrue remarks regarding their character in public meetings. As a result of this behavior, staff believe it is appropriate to adopt the following Ordinance providing rules governing the decorum to be observed by all person attending public meetings.

Recommended Motion: I move to adopt Ordinance _____ on first reading.



TOWN OF LAKE PARK
PUBLIC COMMENT CARD

MEETING DATE: 03/20/2024

Cards must be submitted before the item is discussed!!
*****Three (3) minute limitation on all comments**

Name: James Sullivan
Address: 348 Flagler Blvd

If you are interested in receiving Town information through Email, please provide your E-mail address: _____

I would like to make comments on the following Agenda Item:

an expense

I would like to make comments on the following Non-Agenda Item(s):

Instructions: Please complete this card, including your name and address; once the card has been completed, give it to the Town Clerk. The Mayor will call your name when it is time for you to speak. Comments are limited to three (3) minutes per individual.



TOWN OF LAKE PARK
PUBLIC COMMENT CARD

MEETING DATE: 03/20/2024

Cards must be submitted before the item is discussed!!
*****Three (3) minute limitation on all comments**

Name: JAMES SULLIVAN
Address: 348 FLAGLER BLVD

If you are interested in receiving Town information through Email, please provide your E-mail address: _____

I would like to make comments on the following Agenda Item:

Ordinance for 1st reading 04-2024

I would like to make comments on the following Non-Agenda Item(s):

Ordinance 04-2024 w/ respect for the

Instructions: Please complete this card, including your name and address; once the card has been completed, give it to the Town Clerk. The Mayor will call your name when it is time for you to speak. Comments are limited to three (3) minutes per individual.



TOWN OF LAKE PARK
PUBLIC COMMENT CARD

MEETING DATE: 3/20/24

Cards must be submitted before the item is discussed!!

*****Three (3) minute limitation on all comments**

Name: John Linden
Address: 568 N. Redwood DR

If you are interested in receiving Town information through Email, please provide your E-mail address: _____

I would like to make comments on the following Agenda Item:

Item #6 New

I would like to make comments on the following Non-Agenda Item(s):

Instructions: Please complete this card, including your name and address; once the card has been completed, give it to the Town Clerk. The Mayor will call your name when it is time for you to speak. Comments are limited to three (3) minutes per individual.



TOWN OF LAKE PARK
PUBLIC COMMENT CARD

MEETING DATE: 3-20-24

Cards must be submitted before the item is discussed!!

*****Three (3) minute limitation on all comments**

Name: Rafael Moscoso
Address: 429 Greenbriar Dr

If you are interested in receiving Town information through Email, please provide your E-mail address: _____

I would like to make comments on the following Agenda Item:

ORD. 04-2024 NEW CASE 2-54

I would like to make comments on the following Non-Agenda Item(s):

Instructions: Please complete this card, including your name and address; once the card has been completed, give it to the Town Clerk. The Mayor will call your name when it is time for you to speak. Comments are limited to three (3) minutes per individual.



TOWN OF LAKE PARK
PUBLIC COMMENT CARD

MEETING DATE: 3/20/24

Cards must be submitted before the item is discussed!!

*****Three (3) minute limitation on all comments**

Name: Melissa Sisich

Address: 729 Greenbriar Dr

If you are interested in receiving Town information through Email, please provide your E-mail address: _____

I would like to make comments on the following Agenda Item:

#6

I would like to make comments on the following Non-Agenda Item(s):

Instructions: Please complete this card, including your name and address; once the card has been completed, give it to the Town Clerk. The Mayor will call your name when it is time for you to speak. Comments are limited to three (3) minutes per individual.



TOWN OF LAKE PARK
PUBLIC COMMENT CARD

MEETING DATE: 3/20/24

Cards must be submitted before the item is discussed!!

*****Three (3) minute limitation on all comments**

Name: Brandon

Address: 729 Greenbriar Dr

If you are interested in receiving Town information through Email, please provide your E-mail address: _____

I would like to make comments on the following Agenda Item:

6

I would like to make comments on the following Non-Agenda Item(s):

Instructions: Please complete this card, including your name and address; once the card has been completed, give it to the Town Clerk. The Mayor will call your name when it is time for you to speak. Comments are limited to three (3) minutes per individual.