



TOWN OF LOXAHATCHEE GROVES

TOWN COUNCIL REGULAR MEETING

FEBRUARY 21, 2023

Meeting audio available in Town Clerk's Office

CALL TO ORDER

Mayor Shorr called the meeting to order at 6:30 p.m.

PLEDGE OF ALLEGIANCE

Mayor Shorr led the Pledge of Allegiance.

MOMENT OF SILENCE

Mayor Shorr led a prayer.

ROLL CALL

Mayor Robert Shorr, Vice Mayor Laura Danowski, Councilmembers Phillis Maniglia, Marge Herzog, and Marianne Miles Town Manager Francine Ramaglia and Town Attorney Elizabeth Lenihan, Esq., and Public Works Director Larry Peters, Town Planning Consultant James Fleischman, and Town Clerk Lakisha Burch.

ADDITIONS, DELETIONS AND MODIFICATIONS

Town Manager Ramaglia stated that Resolution No. 2023-11 approving of the proposed Palm Beach Orthopedic Institute site plan is now item # 5 and item # 6 Cybersecurity Update needs to move to the March 7th meeting due to the IT contractors had a conflict for tonight's meeting.

Motion was made Vice Mayor Danowski seconded by Councilmember Maniglia to approve the agenda as amended; 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: Virginia Standish

CONSENT AGENDA

1. Consideration of Resolution No. 2023-18 Acknowledgement and Release by James Titcomb.
PULLED FROM AGENDA

Town Manager Ramaglia presented the item of Acknowledgement and Release to finalize payment of funds allocated to prior Town Manager James S. Titcomb pursuant to the terms of his prior employment agreement. The agreement provided for contributions to a deferred compensation account or retirement plan chosen by Mr. Titcomb in an amount equal to 9% per

year of his annual salary. The Town reserved funds in accordance with the applicable provisions but a deferred compensation account or retirement plan but not selected during his active employment and responded to Vice Mayor Danowski and Mayor Shorr's question regarding the item.

Motion was made by Vice Mayor Danowski seconded by Councilmember Maniglia to approve Resolution No. 2023-18 approving the Acknowledgement and Release and payment; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

2. Consideration of Resolution No 2023-19 Amending Fee Schedule for Tree Removal Exempt Activities. **PULLED FROM AGENDA**

Town Manager Ramaglia presented the item that this is being revised pursuant to previous Council direction to waive or eliminate the charge for a land clearing exemption application and reduce the cost. There was a discussion between the Town Council and Town Manager Ramaglia.

Motion was made by Councilmember Maniglia seconded by Councilmember Herzog to approve Resolution No. 2023-19 amending the adopted schedule of rates, fees, and charges for Planning and Zoning, Permitting, Code Enforcement, and other services; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

3. Consideration of Resolution No. 2023-20 Regarding Nomination of a Councilmember to the Florida Municipal Insurance Trust Board. **PULLED FROM AGENDA**

Councilmember Maniglia asked Town Attorney Lenihan a question regarding the term and qualifications of this board. There was additional conversation regarding this item.

Motion was made by Councilmember Maniglia seconded by Councilmember Herzog to nominate herself for the Florida Municipal Insurance Trust Board; it was voted as follows: Ayes: Councilmembers Herzog, and Maniglia. Nays: Mayor Shorr, Vice Mayor Danowski, and Councilmember Miles. Motion failed 2-3.

Motion was made by Vice Mayor Danowski seconded by Councilmember Miles to approve the Resolution No. 2023-20 nominating Mayor Robert Shorr for and supporting his appointment to the Board of Trustees of the Florida Municipal Insurance Trust; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, and Councilmember Miles. Nays: Councilmembers Herzog, and Maniglia. Motion passed 3-2.

4. Consideration of Resolution No. 2023-21 Cancelling Work Order with Ranger Construction, Inc. **PULLED FROM AGENDA**

Town Manager Ramaglia presented the item stating that in the interest of transparency and fairness, the Council decided at its meeting on February 7th to open the paving plan up to a competitive selection process. To that end, the previous work order granted by Resolution No. 2022-78 authorizing paving for roadway segments set forth in the Town's Capital Improvement Plan for FY 2023 is rescinded by this action.

Motion was made by Councilmember Herzog seconded by Councilmember Miles to adopt Resolution No. 2023-21 rescinding Resolution No. 2022-78 and the authorization to utilize its Agreement with Ranger Construction Industries, Inc. under PBC Project No. 2021050 for milling and resurfacing on roadway segments in the Town's adopted Capital Improvement Plan for FY 2023; it was voted as follows; Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, and Miles. Nay: Councilmember Maniglia.

PUBLIC HEARING (QUASI-JUDICIAL)

5. Consideration of ***Resolution No. 2023-11*** approving of the proposed Palm Beach Orthopedic Institute site plan for land owned by Loxahatchee Equestrian Partners, LLC. and Solar Sportsystems, Inc., consisting of 1.964 acres more or less located on the North side of Southern Blvd. East of "B" Road at the Intersection of Tangerine Drive and Mango Street, Loxahatchee Groves. **(Quasi-Judicial)**

Town Attorney Lenihan explained the Quasi-Judicial procedures. Town Attorney Lenihan also swore in all parties involved.

Brian Chegus, IPlan & Design, LLC presented the item by PowerPoint to the Town Council. There were also comments from James Fleischmann, the Town's Planning Consultant. There was discussion among the Town Council and Mr. Chegus and Mr. Hare.

There were public comments made by Virginia Standish and Cassie Suchy.

Motion was made by Councilmember Maniglia seconded by Herzog to approve Resolution No. 2023-11 approving of the proposed Palm Beach Orthopedic Institute site plan for land owned by Loxahatchee Equestrian Partners, LLC. and Solar Sportsystems, Inc., consisting of 1.964 acres more or less located on the North side of Southern Blvd. East of "B" Road at the Intersection of Tangerine Drive and Mango Street, Loxahatchee Groves with the changes and additions to the conditional of approvals; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

REGULAR AGENDA

6. Cybersecurity Update-**PULLED FROM THE AGENDA AND RESCHEDULED TO THE MARCH 7TH MEETING.**

7. Quarterly Reports:

- a. PBSO

PBSO District 17 Town of Loxahatchee Groves attached the January 2023 monthly report and the 2022 Annual Report.

- b. Building

Maria Pineda, Account Manager and William Hudson, Regional Manager of East Florida of SAFEbuilt presented a PowerPoint presentation to Town Council and there was discussion among Town Council, Town Staff and Ms. Pineda, and Mr. Hudson.

- c. Code Enforcement

Town Manager Ramaglia gave an overview of what is happening in Code Enforcement. Mario Matos, Asst. Public Works Director/Code Enforcement Officer presented the quarterly report to the Town Council. There was discussion among the Town Council and Town Staff.

d. Public Works

Mario Matos, Asst. Public Works Director gave an overview of the Public Works quarterly report. There was discussion among the Town Council and Town Staff.

There were public comments made by the following Virginia Standish and Cassie Suchy.

e. Planning

James Fleischmann, Town's Planning Consultant presented a list of development review applications to Town Council that he has identified as being in the pipeline for future Council consideration. He also addressed Councilmember Maniglia earlier concerns.

8. Review and Discussion of Priority List

WORKSHOP DISCUSSION

9. Consideration of Request of Letter of Support- Indian Trail Improvement District.

There were public comments from the following

10. Discuss Annexation and De-annexation.

TOWN STAFF COMMENTS

Town Manager

Town Attorney

Public Works Director

Town Clerk

TOWN COUNCILMEMBER COMMENTS

Marianne Miles (Seat 3)

Margaret Herzog (Seat 5)

Phillis Maniglia (Seat 1)

Vice Mayor Laura Danowski (Seat 2)

Mayor Robert Shorr (Seat 4)

ADJOURNMENT