



**CITY OF LIGHTHOUSE POINT, FLORIDA
REGULAR CITY COMMISSION MEETING MINUTES
February 14, 2017 – 6:30 P.M.**

The City Commission meeting was held in Fletcher Hall located at 2200 N.E. 38 Street, Lighthouse Point, Florida 33064.

Invocation

Invocation was given by Pastor Gabe Wright, Trinity United Methodist Church

Call to Order

Commission President Van Buskirk called the regular City Commission meeting for the City of Lighthouse Point, Florida, to order at 6:30 p.m.

Pledge to the Flag

Roll Call

Mayor Glenn Troast
Commission President Kyle Van Buskirk
Commission Vice President Sandy Johnson
Commissioner Jason D. Joffe
Commissioner Michael S. Long
Commissioner Earl Maucker - Absent
City Administrator John D. Lavisky
City Attorney Michael D. Cirullo, Jr.

City Clerk Jennifer M. Oh
Finance Director Frank DiPaolo
Asst. Fire Chief Shawn Gilmartin
Library Director Christy Keyes
Police Chief Ross Licata
Public Works Director Charles Schramm
Recreation Director Becky Lysengen

Christian Spieker and family were recognized by the Broward County Board of County Commissioners designating today as "Lighthouse Point Marina Day".

Proclamation – National Health Coach Week

Jim Balistreri presented a check for \$350 to the City for the sale of hot dogs at the Keeper Day Event.

Approval of Minutes

A **motion** to approve the City Commission Minutes of the Regular Meeting of January 24, 2017 was made by Commissioner Long, seconded by Commissioner Johnson, and CARRIED 4:0:1 as follows:

Yes: Commissioners Joffe, Johnson, Long, and Van Buskirk
Absent: Commissioner Maucker

Treasurer's Report

City Administrator Lavisky read the Treasurer's Report for the period ending February 14, 2017.

City Administrator Lavisky gave an update on the installation of the cameras in the commission chambers. They will be installed the week of February 21st.

Public Comments and Requests Regarding Agenda Items

Reports of City Administration

Department Reports

Reports of City Attorney

Reports of Standing Committees

Boards: Next Meetings:

Planning & Zoning – March 7, 2017
Code Enforcement – February 21, 2017
Community Appearance – February 16, 2017
Special Magistrate – March 1, 2017
Marine Advisory – May 4, 2017

Unfinished Business: None

New Business:

1. Set a date and time to canvass votes and declare results of the March 14, 2017 Municipal Election (City Charter, Art. VII, Sec. 5).

A **motion** to set the date of March 17, 2017 at 7:30 a.m. to canvass votes and declare the results of the March 14, 2017 Municipal Election was made by Commissioner Long, seconded by Commissioner Joffe, and CARRIED 4:0:1 as follows:

Yes: Commissioners Joffe, Johnson, Long, and Van Buskirk

Absent: Commissioner Maucker

2. Set a date and time to swear in the newly-elected officials and elect both a President and Vice President of the City Commission.

A **motion** to set the date of March 21, 2017 at 7:30 p.m. to swear in the newly-elected officials and elect both a President and Vice President of the City Commission was made by Commissioner Joffe, seconded by Commissioner Johnson, and CARRIED 4:0:1 as follows:

Yes: Commissioners Joffe, Johnson, Long, and Van Buskirk

Absent: Commissioner Maucker

A **motion** to combine the dates for the regular City Commission Meetings of March 14th and March 28th to March 21, 2017 at 7:30 p.m. was made by Commissioner Long, seconded by Commissioner Johnson, and CARRIED 4:0:1 as follows:

Yes: Commissioners Joffe, Johnson, Long, and Van Buskirk

Absent: Commissioner Maucker

Public comments were taken for the agenda item related to Reuse Water.

Lighthouse Point resident George Miceli has concerns about health-related issues for children and dogs.

Randy Brown, City of Pompano Beach Utilities Director, said that a person will pick up more microbes and bacteria from soil than they would from reuse water. There has never been a recorded health hazard related to reuse water in the United States. The water has been through the disinfection process and is monitored 24-hours a day. The quality is such that a 10-year variance has been issued by the State of Florida to allow direct spraying of fruits and vegetables.

There were a few residents who came to speak on the subject, but then realized that they were not in the Pompano Beach Service Area.

Christian Spieker, Lighthouse Point resident, inquired about water pressure concerns for fire protection. Mayor Troast stated that this water is for irrigation only.

Mr. Thomas, resident, is concerned about ongoing costs. He has a large lot, and a portion of his property is watered with well water. Mayor Troast said that the charge is .85 per 1,000 gallons of water used.

Nico Winningham, resident, asked if sprinkler heads would be affected. Randy Brown stated that they would not.

Chris Ema, resident, asked if reuse water would be used to wash cars. Randy Brown said that potable can be used to wash cars.

No one else having come forward, the public hearing was then closed

<p>3. Resolution approving an Amended and Restated Interlocal Agreement between the City of Lighthouse Point and the City of Pompano Beach providing for Reclaimed Water Services.</p>
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A **motion** to read the title of the resolution was made by Commissioner Long, seconded by Commissioner Johnson, and CARRIED unanimously. City Attorney Cirullo read the title of the resolution.

Discussion ensued about the Reuse Project, including: 1) out-of-pocket expenses for single family homes, commercial and multi-family properties with wells and without wells, 2) Section 54.05 of the City of Pompano Beach Code of Ordinances, 3) notification of disputes regarding the location of reuse meters, 4) hold-harmless agreements, and 5) possible errors in Exhibits C, D, and E.

Mayor Troast asked the City Commission to consider a 50% reimbursement, up to a \$1,000 maximum and upon proof of payment, for the owners' costs to connect to the system for the four duplexes that are partially homesteaded and located at 2744 NE 26 Avenue, 2715 NE 27 Avenue, 2632 NE 27 Court, and 2727 NE 30 Avenue. Commissioner Van Buskirk encouraged the City Commission to consider a 75% reimbursement. This will be discussed further and possibly approved by resolution at a later date.

After a lengthy discussion, consensus of the City Commission was to approve the Interlocal Agreement with the following changes:

Under Section 2.3, fifth bullet point, change the numbering from Section 5.5 to Section 5.4; Under Section 3.10 remove the strikethrough word also; Under Section 4.1 replace the word service with base charge and usage only; Under Section 4.6.2 remove seventy-two hours and replace with three business days; Under Section 4.9 remove the word whatsoever so it reads: "no cost up to the connection to the manifold arising out of or related to the Project and/or Program..."; Add a sentence at the end of Section 4.9 to read "Notwithstanding any provisions to the contrary in this Agreement, Exhibits C, D, and E may be amended by mutual agreement of the parties by the Lighthouse Point City Administrator and the Pompano Beach Utilities Director to correct any errors relating to the categorization of properties in those Exhibits"; Remove from Exhibit D the two properties at 2849 NE 26 Avenue and 2839 NE 28 Avenue and move them to Exhibit C.

A **motion** to approve the resolution approving the Amended and Restated Interlocal Agreement between the City of Lighthouse Point and the City of Pompano Beach providing for Reclaimed Water Services as amended was made by Commissioner Joffe, seconded by Commissioner Long, and CARRIED 4:0:1 as follows:

Yes: Commissioners Joffe, Johnson, Long, and Van Buskirk

Absent: Commissioner Maucker

The resolution as adopted carries the following title:

RESOLUTION NO. 2017 – 2116

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE THE AMENDED AND RESTATED INTERLOCAL AGREEMENT BETWEEN THE CITY OF LIGHTHOUSE POINT AND THE CITY OF POMPAÑO BEACH PROVIDING FOR RECLAIMED WATER SERVICE; AND PROVIDING FOR AN EFFECTIVE DATE.

Ordinances:

4. Second reading and public hearing of an ordinance for Reuse Water. Advertised in the Sun Sentinel on February 4, 2017.

A **motion** to read the title of the ordinance was made by Commissioner Johnson, seconded by Commissioner Long, and CARRIED unanimously. City Attorney Cirullo read the title of the ordinance.

The public hearing was opened. No one having come forward, the public hearing was then closed.

A **motion** to approve the ordinance for Reuse Water on second and final reading, was made by Commissioner Long, seconded by Commissioner Johnson, and CARRIED 4:0:1 on a roll call vote as follows:

Yes: Commissioners Long, Johnson, Joffe, and Van Buskirk

Absent: Commissioner Maucker

The ordinance on second and final reading carries the following title:

ORDINANCE 2017 - 0945

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, RELATING TO REUSE WATER; AMENDING CHAPTER 50, ENTITLED "NATURAL RESOURCES," TO ADD A NEW ARTICLE I, ENTITLED "REUSE WATER-POMPANO BEACH SERVICE AREA," AND SECTIONS 50.02 - 50.14 OF THE CITY'S CODE OF ORDINANCES TO PROVIDE FOR REUSE WATER IN THE AREA OF THE CITY OF LIGHTHOUSE POINT WITHIN THE POMPANO BEACH SERVICE AREA FOR POTABLE WATER; REQUIRING CONNECTION TO REUSE WATER FACILITIES WITHIN THE POMPANO BEACH SERVICE AREA WHEN SUCH FACILITIES ARE INSTALLED; PROVIDING FOR DEFINITIONS AND OTHER MATTERS REGULATING REUSE WATER; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Resolutions:

5. Resolution appointing/reappointing members to the Code Enforcement Board.

A **motion** to read the title of the resolution was made by Commissioner Long, seconded by Commissioner Johnson, and CARRIED unanimously. City Attorney Cirullo read the title of the resolution.

A **motion** to approve the resolution appointing/reappointing members to the Code Enforcement Board as follows:

- 1) Reappoint Ray Kathmeyer for a three (3) year term;
- 2) Move Diane Bell, currently a regular member, to serve as an alternate member until February 9, 2019;
- 3) Move Nancy Nieto, currently an alternate member, to serve as a regular member until February 10, 2018;
- 4) Consider the request from Jan Nouss, a current Community Appearance Board member, to serve as a regular member for a three (3) year term, which will fill the vacancy left by Scott Marsh;
- 5) Consider the application from Jeffrey Favitta to serve as an alternate member to fill the unexpired term of Chris Hricko until February 10, 2018;

was made by Commissioner Long, seconded by Commissioner Joffe, and CARRIED 4:0:1 as follows:

Yes: Commissioners Joffe, Johnson, Long, and Van Buskirk
Absent: Commissioner Maucker

The resolution as adopted carries the following title:

RESOLUTION NO. 2017 – 2113

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, REAPPOINTING RAY KATHMEYER, MOVING DIANE BELL TO SERVE AS AN ALTERNATE MEMBER, MOVING NANCY NIETO TO SERVE AS A REGULAR MEMBER, APPOINTING JAN NOUSS AS A REGULAR MEMBER, AND APPOINTING JEFFREY FAVITTA AS AN ALTERNATE MEMBER OF THE CODE ENFORCEMENT BOARD; PROVIDING BOARD MEMBERS WITH A TERM OF OFFICE; AND PROVIDING FOR AN EFFECTIVE DATE.

5. Resolution approving the revised Agreements with the Broward County Property Appraiser's Office related to non-ad valorem assessments for stormwater management, fire protection, and solid waste collection.

A **motion** to read the title of the resolution was made by Commissioner Long, seconded by Commissioner Johnson, and CARRIED unanimously. City Attorney Cirullo read the title of the resolution.

A **motion** to approve the resolution approving the revised Agreements with the Broward County Property Appraiser's Office related to non-ad valorem assessments for stormwater management, fire protection, and solid waste collection was made by Commissioner Long, seconded by Commissioner Joffe, and CARRIED 4:0:1 as follows:

Yes: Commissioners Joffe, Johnson, Long, and Van Buskirk
Absent: Commissioner Maucker

The resolution as adopted carries the following title:

RESOLUTION NO. 2017 – 2114

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA, APPROVING THE REVISED AGREEMENTS BETWEEN THE CITY OF LIGHTHOUSE POINT AND THE BROWARD COUNTY PROPERTY APPRAISER'S OFFICE FOR SERVICES RELATED TO NON-AD VALOREM ASSESSMENTS FOR STORMWATER MANAGEMENT, FIRE PROTECTION AND SOLID WASTE COLLECTION; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE NECESSARY DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

5. Resolution approving the 42nd Year Community Development Block Grant Program Agreement between Broward County and the City of Lighthouse Point for the Lighthouse Point Senior Program.

A **motion** to read the title of the resolution was made by Commissioner Long, seconded by Commissioner Johnson, and CARRIED unanimously. City Attorney Cirullo read the title of the resolution.

A **motion** to approve the resolution approving the 42nd Year Community Development Block Grant Program Agreement between Broward County and the City of Lighthouse Point for the Lighthouse Point Senior Program was made by Commissioner Johnson, seconded by Commissioner Joffe, and CARRIED 4:0:1 as follows:

Yes: Commissioners Joffe, Johnson, Long, and Van Buskirk
Absent: Commissioner Maucker

The resolution as adopted carries the following title:

RESOLUTION NO. 2017 – 2115

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LIGHTHOUSE POINT, FLORIDA; APPROVING AN AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF LIGHTHOUSE POINT FOR THE LIGHTHOUSE POINT SENIOR PROGRAM IN THE AMOUNT OF \$24,219; PROVIDING FOR FUNDING AND ADMINISTRATION OF THE 42ND YEAR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM; AUTHORIZING APPROPRIATE CITY OFFICIALS TO EXECUTE SAID AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Requests from the Floor: None

Communications:

Commissioner Long asked for an update on Exchange Club Park. He also inquired about the plans for the funding that was set aside for a driveway to be installed on the west side of the park. Mayor Troast said that there are wetlands on the west side of the park that was not known about. The demucking operation was estimated to be well over \$100,000. The City is working with the City of Pompano Beach on an Interlocal Agreement which would provide for police enforcement power in the park, which Lighthouse Point currently does not have. Public Works Director Schramm said that he has a meeting with the City of Pompano on Wednesday, where they will discuss minor renovations that the grant money may be used for. The City of Pompano Beach is considering a complete fence perimeter modification. The park would not open until this is completed. Commissioner Long is very concerned that we committed money for the driveway very specifically, and now that is not going to happen.

Commissioner Long said that the Keeper Day Weekend was awesome and that he enjoyed every part of it.

Commissioner Johnson said that God was on our side, as the weather was wonderful. She said that she loves Lighthouse Point.

Commissioner Joffe echoed the comments on the Keeper Day Weekend.

Commissioner Joffe inquired about the double poles in the City. Public Works Director Schramm said that he is working on updating a list of the areas with double poles and will then reach out to Comcast and AT&T.

Commissioner Van Buskirk said that the Keeper Day Weekend was great. Leslie and Dan Vargo did a great job with Family Fun Day and he thanked them. The COPs and the Police Department were very present throughout the event and had smiles on their faces. Public Works did an amazing job with the cleanup of the parks after having three events over the weekend. He also thanked the many sponsors who participated this year. He wanted to recognize the women who prepared the floral arrangements for the Keeper Day Dinner: Christine Van Buskirk, Shannon Kantor, Cassie Ganter, Kate Joffe, Glenna Weber, Hazel Thompson, and Kelly Donoghue.

Commissioner Long said the teenage counselors who helped with Family Fun Day were great.

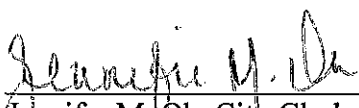
Mayor Troast said that the Keeper Day Event was fabulous. He said that no one department is an island. All department personnel work together, and that is one thing that makes Lighthouse Point such a wonderful place.

Mayor Troast cleared up some misinformation that is posted on social media about crime in the City. He reported that the crime rate is the lowest it has been in 25 years and is down cumutively 23%. He said the last three years have been wonderful in Lighthouse Point, and it is due to the Police Department and the great things they do. "Hats off to them and all they do."

Adjournment: There being no further business the meeting was adjourned at 9:26 p.m.

ATTESTED

APPROVED

By: 
Jennifer M. Oh, City Clerk

By: 
Kyle Van Buskirk, Commission President

