



TOWN OF LOXAHATCHEE GROVES

TOWN COUNCIL REGULAR MEETING MINUTES

TOWN HALL COUNCIL CHAMBERS – 155 F. Road, Loxahatchee Groves, FL

33470

Tuesday, December 03, 2024

TOWN COUNCIL AGENDA ITEMS

CALL TO ORDER:

Mayor Kane called the meeting to order at 6:43 p.m.

ROLL CALL:

Mayor Anita Kane, Vice Mayor Margaret Herzog, Councilmember Laura Danowski, Councilmember Phillis Maniglia, Councilmember Robert Shorr, Town Manager Francine Ramaglia, Town Attorney Glen Torcivia, Public Works Director Gallant Richard Gallant, Project Coordinator Jeff Kurtz, Town's Planning Consultant Kaitlyn Forbes (of Complete Cities) and Town Clerk Valerie Oakes were present.

PLEDGE OF ALLEGIANCE FOLLOWED BY A MOMENT OF SILENCE:

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Mayor Kane led the Pledge of Allegiance followed by a moment of silence for the fallen Palm Beach County Sherriff's officers.

ADDITIONS, DELETIONS AND MODIFICATIONS:

Mayor Kane called for any additions, deletions, modifications or approval of the agenda.

Coordinator Kurtz requested to move agenda item no. 8 to the end of the meeting and to remove agenda item no. 9 from the agenda.

**MOTION: COUNCILMEMBER SHORR/COUNCILMEMBER MANIGLIA
MOVED TO APPROVE THE AGENDA AS MODIFIED. MOTION
PASSED UNANIMOUSLY (5-0).**

COMMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS

Doug Schaper questioned the correspondence that was sent to the Town Manager and members of the Town Council to provide notification of an event.

PRESENTATIONS

- 1. Presentation of Proclamation for Neighbors Helping Neighbors Initiative:**

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Town Clerk Oakes Clerk read into the record the Proclamation.

PUBLIC HEARING

Mayor Kane opened the public hearing at 6:52 p.m.

- 2. Approval of Ordinance No. 2024-09 on First Reading:** AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AMENDING THE TEXT OF ADOPTED COMPREHENSIVE PLAN, FUTURE LAND USE ELEMENT, SPECIAL POLICY 1.15.2, TO REVISE THE PERMITTED USES, ESTABLISH INTENSITY MEASUREMENTS FOR THE PROPOSED HOTEL USE, AND PERMIT A NON-RESIDENTIAL USE NORTH OF EAST CITRUS DRIVE; PROVIDING FOR TRANSMITTAL, CONFLICT, SEVERABILITY, AND AN EFFECTIVE DATE.

Town Clerk Oakes Clerk read into the record the title of *Ordinance No. 2024-09*.

The Town Council disclosed ex-parte communication with the project's representatives.

Matthew Barnes, Senior Project Manager, WGI, provided a presentation on the project.

Public comments from Cassie Suchy and Paul Coleman.

Town Council discussion ensued.

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**MOTION: COUNCILMEMBER MANIGLIA/VICE MAYOR HERZOG
MOVED TO APPROVE ORDINANCE NO. 2024-09 ON FIRST
READING WITH THE MODIFICATION TO "UP TO 81
LODGING UNITS". MOTION PASSED UNANIMOUSLY (5-
0).**

- 3. Approval of Ordinance No. 2024-17 on Second Reading: AN
ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE
GROVES, FLORIDA, AMENDING CHAPTER 14 "CODE ENFORCEMENT" OF
ITS CODE OF ORDINANCES BY ADOPTING ARTICLE I "IN GENERAL" TO
INCLUDE EXISTING SECTIONS 14-1 THROUGH 14-4, AND BY ADOPTING
ARTICLE II "CIVIL CITATION PROCEDURES" TO PROVIDE CITATION
PROCEDURES; PROVIDING FOR CONFLICT, SEVERABILITY,
CODIFICATION, AND AN EFFECTIVE DATE. CONSENT AGENDA:**

Town Clerk Oakes Clerk read into the record the title of *Ordinance No. 2024-17*.

Project Coordinator Kurtz introduced the item.

Public comments from Cassie Suchy and Paul Coleman.

Town Council discussion ensued.

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MOTION: COUNCILMEMBER SHORR/COUNCILMEMBER DANOWSKI
MOVED TO TABLE ORDINANCE NO. 2024-17 UNTIL JANUARY
7, 2025. MOTION FAILED (2-3, Mayor Kane, Vice Mayor
Herzog and Councilmember Maniglia dissenting).

MOTION: COUNCILMEMBER MANIGLIA/VICE MAYOR HERZOG
MOVED TO APPROVE ORDINANCE NO. 2024-17 MOTION
PASSED (3-2, Councilmember Danowski and
Councilmember Shorr dissenting).

4. Consideration of Approval on Ordinance No. 2024-15 on Second

Reading: AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF
LOXAHATCHEE GROVES, FLORIDA, AMENDING ITS CODE OF
ORDINANCES BY AMENDING CHAPTER 26 "MISCELLANEOUS
PROVISIONS AND OFFENSES" BY ADOPTING ARTICLE II "SCHOOL ZONE
SPEED ENFORCEMENT PROGRAM"; PROVIDING FOR THE INSTALLATION
AND USE OF A SCHOOL ZONE SPEED DETECTION SYSTEM IN
ACCORDANCE WITH STATE LAW; PROVIDING FOR PROGRAM
ADMINISTRATION AND IMPLEMENTATION REQUIREMENTS,
DESIGNATION OF SCHOOL ZONES, AND ENFORCEMENT PROCEDURES

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AND FOR OTHER PURPOSES; AND PROVIDING FOR CONFLICT, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Town Clerk Oakes Clerk read into the record the title of *Ordinance No. 2024-15*.

The Town Council disclosed ex-parte communication with the representatives of Redspeed, except for Councilmember Maniglia who did not attend a one-on-one meeting.

Project Coordinator Kurtz introduced the item.

Public comment from Paul Coleman.

**MOTION: COUNCILMEMBER MANIGLIA/VICE MAYOR HERZOG
MOVED TO APPROVE ORDINANCE NO. 2024-15 ON
SECOND READING. MOTION PASSED UNANIMOUSLY (5-
0).**

CONSENT

By consensus, the Town Council approved Consent Agenda Items No. 6 & 7 and pulled Items No. 5 & 10 for further discussion.

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- 5. Consideration of Approval of Resolution No. 2024-89:** A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPROVING A SCHEDULE OF VIOLATIONS AND ASSOCIATED PENALTIES FOR CIVIL CITATIONS; PROVIDING AN EFFECTIVE DATE.

THIS ITEM WAS PULLED FROM THE CONSENT AGENDA AND DISCUSSED AFTER ITEM NO. 8.

By consensus, this item was moved to January 7, 2025, Town Council Regular meeting.

- 6. Approval of Resolution No. 2024-87:** A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AUTHORIZING THE RENTAL OF EQUIPMENT THROUGH COOPERATIVE PURCHASE WITH SOURCEWELL CONTRACT #040924-URI; AUTHORIZING THE ISSUANCE OF PURCHASE ORDERS PURSUANT TO THE COOPERATIVE PURCHASING CONTRACT TO IMPLEMENT THE INTENT OF THIS RESOLUTION; AUTHORIZING THE TOWN MANAGER TO EXECUTE NECESSARY DOCUMENTS IN FORMS ACCEPTABLE TO THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE INTENT OF THIS RESOLUTION; AUTHORIZING THE TOWN MANAGER AND THE TOWN ATTORNEY TO TAKE SUCH ACTIONS AS ARE NECESSARY TO IMPLEMENT THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

By consensus, Resolution No. 2024-87 was approved on the Consent Agenda.

- 7. Approval of Resolution No. 2024-88:** A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA APPROVING THE SCOPE AND PRICING FOR EMPLOYEE INSURANCE AND RELATED BENEFITS; AUTHORIZING THE TOWN MANAGER TO TAKE SUCH ACTIONS AS ARE NECESSARY TO IMPLEMENT THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

By consensus, Resolution No. 2024-88 was approved on the Consent Agenda.

- 8. Approval of Resolution No. 2024-90:** A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AUTHORIZING WORK ORDER NO. 1 WITH KIEL TREE SERVICE, INC. FOR REMOVAL OF TREES ALONG HYDE PARK ROAD; AUTHORIZING THE TOWN MANAGER TO EXECUTE NECESSARY DOCUMENTS IN FORMS ACCEPTABLE TO THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE INTENT OF THIS RESOLUTION; AUTHORIZING THE TOWN MANAGER AN THE TOWN ATTORNEY TO TAKE SUCH ACTIONS AS ARE NECESSARY TO IMPLEMENT THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

THIS ITEM WAS PULLED FROM THE CONSENT AGENDA AND DISCUSSED AFTER ITEM NO. 15.

Councilmember Danowski filed Form 8B Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers with the Town Clerk and vacated the chambers. [Attached to the Minutes as Exhibit A.]

Public comment from Doug Schaper.

MOTION: COUNCILMEMBER MANIGLIA/VICE MAYOR HERZOG MOVED TO APPROVE RESOLUTION NO. 2024-90 AND REACHING OUT ALL RESIDENTS REGARDING THE FINAL PRODUCT OF THE PARK AND THE PROJECT PRIOR TO COMMENCING. MOTION PASSED UANINMOUSLY (4-0).

Town Manager Ramaglia clarified that reaching out to residents would commence prior to the reforestation of the project. **By consensus, the Town Council agreed.**

9. Approval of Resolution No. 2024-91:A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA

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AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO ENTER INTO CHANGE ORDER NO. 1 WITH ATLANTIC SOUTHERN PAVING & SEALCOATING, LLC PURSUANT TO THE COMPETITIVE BID WAIVER REQUIREMENTS AND PROVIDING AN EFFECTIVE DATE.

THIS ITEM WAS REMOVED FROM THE CONSENT AGENDA.

- 10. Approval of Resolution No. 2024-92:** A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA APPROVING CHANGE ORDER NO. 2 TO THE SCOPE AND PRICING FOR INSTALLATION OF A BRIDGE CULVERT AT 12th PLACE NORTH AND F ROAD; AUTHORIZING THE TOWN MANAGER TO EXECUTE NECESSARY DOCUMENTS IN FORMS ACCEPTABLE TO THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE INTENT OF THIS RESOLUTION; AUTHORIZING THE TOWN MANAGER AN THE TOWN ATTORNEY TO TAKE SUCH ACTIONS AS ARE NECESSARY TO IMPLEMENT THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

THIS ITEM WAS PULLED FROM THE CONSENT AGENDA AND DISCUSSED AFTER ITEM NO. 5.

Town Clerk Oakes Clerk read into the record the title of *Resolution No. 2024-92*.

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MOTION: COUNCILMEMBER SHORR/VICE MAYOR HERZOG MOVED TO APPROVE RESOLUTION NO. 2024-92. MOTION PASSED UNANIMOUSLY (5-0).

RECESS TOWN COUNCIL MEETING & CALL TO ORDER DEPENDENT WATER CONTROL DISTRICT

Mayor Kane recessed the Town Council meeting and called to order the Dependent Water Control District meeting at 7:55 p.m.

DISTRICT'S CONSENT AGENDA

- 11.** Recommendation to Approve **Ordinance No. 2024-16** to the Town Council (Corresponding Companion agenda item number 15).

MOTION: COUNCILMEMBER MANIGLIA/VICE MAYOR HERZOG MOVED TO APPROVE MAKING THE RECOMMENDATION OF APPROVAL FOR ORDINANCE NO. 2024-16 TO THE TOWN COUNCIL. MOTION PASSED (3-2, Councilmember Danowski and Councilmember Shorr dissenting).

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12. Approval of **Resolution No. 2024-DD06**: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT, A DEPENDENT DISTRICT OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT WITH THE TOWN OF LOXAHATCHEE GROVES TO PROVIDE FOR USE OF TOWN STAFF, RESOURCES, AND PROCEDURES FOR THE ENFORCEMENT, ASSESSMENT, AND COLLECTION OF DRAINAGE WORKS NUISANCE ABATEMENT SERVICES WITHIN THE BOUNDARIES OF THE DISTRICT, FOR THE IMPLEMENTATION OF A VOLUNTARY CULVERT ASSESSMENT PROGRAM AND FOR OTHER PURPOSES; PROVIDING FOR CONFLICTS, SEVERABILITY, AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

Town Clerk Oakes Clerk read into the record the title of *Resolution No. 2024-DD06*.

MOTION: COUNCILMEMBER MANIGLIA/VICE MAYOR HERZOG MOVED TO APPROVE MAKING THE RECOMMENDATION OF APPROVAL FOR ORDINANCE NO. 2024-16 TO THE TOWN COUNCIL. MOTION PASSED (3-2, Councilmember Danowski and Councilmember Shorr dissenting).

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DISTRICT'S REGULAR AGENDA - PUBLIC HEARING

Mayor Kane opened the public hearing.

- 13. Approval of Resolution No. 2024-DD07:** A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE LOXAHATCHEE GROVES WATER CONTROL DISTRICT, A DEPENDENT DISTRICT OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, DECLARING THE DISTRICT'S INTENT TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS WHICH MAY BE LEVIED FOR THE COST OF PROVIDING DRAINAGE WORKS NUISANCE ABATEMENT ON PRIVATE REAL PROPERTY WITHIN THE BOUNDARIES OF THE DISTRICT; PROVIDING FOR THE MAILING OF THIS RESOLUTION; PROVIDING FOR CONFLICTS, SEVERABILITY, AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

Town Clerk Oakes Clerk read into the record the title of *Resolution No. 2024-DD07*.

Public comment from Cassie Suchy.

**MOTION: COUNCILMEMBER MANIGLIA/VICE MAYOR HERZOG
MOVED TO APPROVE RESOLUTION NO. 2024-DD07.
MOTION PASSED (4-1, Councilmember Shorr**

dissenting).

RECONVENE TOWN COUNCIL MEETING

Mayor Kane reconvened the Town Council Meeting at 8:17 p.m.

REGULAR AGENDA

- 14. Approval of Resolution No. 2024-78:** A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AUTHORIZING AN AGREEMENT WITH REDSPEED FLORIDA, LLC, TO PROVIDE SPEED DETECTION SYSTEMS AND ENFORCEMENT AND ADMINISTRATIVE SERVICES TO THE TOWN PURSUANT TO CITY OF PLANTATION COMPETITIVE SOLICITATION RFSP NO. 005-24 AND FOR OTHER PURPOSES; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Oakes Clerk read into the record the title of *Resolution No. 2024-78*.

The Town Council disclosed ex-parte communication with the representatives of Redspeed, except for Councilmember Maniglia who did not attend a one-on-one meeting.

MOTION: COUNCILMEMBER MANIGLIA/VICE MAYOR HERZOG

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MOVED TO APPROVE RESOLUTION NO. 2024-78.

MOTION PASSED UNANIMOUSLY (5-0).

15. Consideration of Approval of Ordinance No. 2024-16 on First

Reading: AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AMENDING ITS CODE OF ORDINANCES BY AMENDING CHAPTER 46 "SPECIAL DISTRICTS" TO REORGANIZE AND UPDATE ITS PROVISIONS, TO PROVIDE ADDITIONAL DUE PROCESS PROTECTIONS FOR PROPERTY OWNERS CITED FOR DRAINAGE WORKS VIOLATIONS, TO PROVIDE LEGAL PROCEDURES FOR THE ASSESSMENT OF ABATEMENT COSTS, TO PROVIDE A VOLUNTARY CULVERT SPECIAL ASSESSMENT ASSISTANCE PROGRAM FOR THE REPAIR, REPLACEMENT, CONSTRUCTION AND/OR MAINTENANCE OF PRIVATELY OWNED CULVERTS, CULVERT CROSSINGS, AND/OR CULVERT BRIDGES, TO REMOVE HAULING PERMITTING PROVISIONS, AND FOR OTHER PURPOSES; PROVIDING FOR CONFLICT, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

Town Clerk Oakes Clerk read into the record the title of *Ordinance No. 2024-16*.

Project Coordinator Kurtz introduced the item.

Public comments from Cassie Suchy and Paul Coleman.

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Town Council discussion ensued.

**MOTION: COUNCILMEMBER MANIGLIA/COUNCILMEMBER SHORR
MOVED TO BRING BACK ORDINANCE NO. 2024-16 WITH
MODIFICATIONS FOR FIRST READING AT THE JANUARY
7, 2025, TOWN COUNCIL MEETING. MOTION PASSED
UNANIMOUSLY (5-0).**

Mayor Kane called for a recess and reconvened the meeting at 9:07 p.m.

DISCUSSION

16. Discussion of Capital Projects Status and Timelines

Project Coordinator Kurtz provided the status and timelines of the Capital Projects.

17. Discussion on Road & Drainage Update

Public Works Director Gallant provided the Road & Drainage update.

18. Discussion of "No Through Truck" Ordinance

Public Works Director Gallant introduced the item.

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**MOTION: COUNCILMEMBER DANOWSKI/VICE MAYOR HERZOG
MOVED TO EXTEND THE MEETING AT 10:15 P.M.
MOTION PASSED UNANIMOUSLY (4-0).** *Councilmember
Maniglia was not present during the motion.

19. Discussion of Cost Sharing Program

Project Coordinator Kurtz introduced the item.

Town Council discussion ensued where general direction was provided to incorporate in the Cost Sharing Program.

20. Discussion on Future Agenda Items

Town Manager Ramaglia provided an overview of the timeline of future agenda items.

**MOTION: COUNCILMEMBER SHORR/COUNCILMEMBER MANIGLIA
MOVED TO EXTEND THE MEETING AT 10:35 P.M.
MOTION PASSED UNANIMOUSLY (5-0).**

TOWN STAFF COMMENTS

Town Manager reported on grants and the holiday parade.

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Town Attorney had no report.

Public Works Director Gallant reported that the Vice Mayor and he attended the funeral service for the fallen deputies.

Town Clerk reported that the Gratitude Baskets will be distributed on December 13th.

TOWN COUNCIL COMMENTS

Councilmember Phillis Maniglia requested that staff send a letter in objection to the extension of Okeechobee Blvd.

Councilmember Laura Danowski wished everyone a happy holiday.

Councilmember Robert Shorr questioned the end of the culverts being chopped down to the dirt. Whether riprap or rocks could be placed along the canal bank for prevention. Public Works Director Gallant stated that this issue will be addressed in the Standards Policy that is being drafted. Councilmember Robert Shorr questioned if it was a Solar Sport HOA issue or a Town issue

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regarding a vehicle parked on the landscaping. Town Manager Ramaglia explained that the Town issued a Notice of Violation on October 7th.

Vice Mayor Margaret Herzog reported that she would be attending the PBC League of Cities Annual Barbeque; expressed concerns over the corner turn and potholes; announced that the Fire Department is fixing their western driveway; and stated that the planters on Okeechobee with banners have been cleaned, however, permission is required to give them to the Town; and requested that 'No Net Fishing' signs be installed.

Mayor Anita Kane recited her experience with a Town resident, who had expressed their thoughts on the equestrian community, and announced that a Forestry Grant for \$7,500.00 was approved for educational opportunities.

By consensus, the Town Council agreed to send a letter in objection to the extension of Okeechobee Blvd.

ADJOURNMENT

There being no further business before the Council, Councilmember Shorr moved to adjourn the meeting at 11:01 PM, which was seconded by Vice Mayor Herzog and passed unanimously (5-0).

**TOWN OF LOXAHATCHEE GROVES,
FLORIDA**

ATTEST:

Town Clerk

Mayor Anita Kane, Seat 3

Vice Mayor Margaret Herzog, Seat 5

Councilmember Phillis Maniglia, Seat 1

Councilmember Laura Danowski, Seat 2

Councilmember Robert Shorr, Seat 4