



**TOWN OF LOXAHATCHEE GROVES
TOWN COUNCIL MINUTES OF REGULAR MEETING
NOVEMBER 2, 2021**

Meeting audio available in Town Clerk's Office

CALL TO ORDER

Mayor Shorr called meeting to order at 7:01 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 Margaret Herzog, Phillis Maniglia, and Marianne Miles, Town Manager James S. Titcomb, Assistant Town Manager Francine L. Ramaglia, Town Attorney Elizabeth Lenihan, Public Works Director Larry Peters, and Town Clerk Lakisha Burch.

ADDITIONS, DELETIONS AND MODIFICATIONS

Councilmember Maniglia asked if item 11 to be before item 6.

Motion was made by Councilmember Maniglia seconded by Vice Mayor Danowski to modify the agenda by moving item 11 to be heard before item 6 and approve remaining agenda; 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 no public comment.

CONSENT AGENDA

2. Receive and File purchases in accordance with Ordinance 2020-02 for United Rentals North America and Palmdale Oil Company, Inc.

Motion was made by Vice Mayor Danowski seconded by Councilmember Herzog to approve the Consent Agenda; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

1. Approval of *Resolution No. 2021-56* purchasing of the GradeAll XL5100 Excavator.
PULLED FROM AGENDA

Councilmember Maniglia asked why this item was on the Consent Agenda. Town Attorney Lenihan responded to her concern. She also asked about the update on the excavator. Mr. Peters, Director of Public Works responded. There was discussion among the Town Council and Town Staff regarding this item.

Councilmember Maniglia also asked about the status of staff in the Public Works department. Mr. Peters responded. Assistant Town Manager Ramaglia also responded to Councilmember Maniglia's concern. She also asked about the water truck. Vice Mayor Danowski asked what does the GradeAll do? Mr. Peters responded. There was discussion among the Town Council regarding this item.

Motion was made by Vice Mayor Danowski seconded by Councilmember Herzog to approve Resolution No. 2021-56 to approve the purchase of the GradeAll XL 5100 Excavator; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

3. Receive and File vendors payments in FY 2021 between \$10,000 and \$ 25,000. **PULLED FROM AGENDA**

Councilmember Maniglia asked was this item for housekeeping. Town Manager Titcomb responded to her question.

Vice Mayor Danowski asked the status of the audit. Assistant Town Manager Ramaglia responded to Vice Mayor Danowski's question. There was discussion among the Town Council and Town Staff.

Motion was made by Vice Mayor Danowski seconded by Councilmember Miles to receive and file vendor payments in FY 2021 between \$10,000 and \$25, 000; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Shorr, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

PROCLAMATION

4. National Hunger & Homelessness Awareness Week.

Councilmember Maniglia asked what bought this proclamation about and what are we going to do about the homelessness. Mayor Shorr responded that it came to him, and he felt it should be done. Town Clerk Burch read the proclamation into the record.

Councilmember Herzog is there more we are going to do as a Town beside reading a proclamation. Town Clerk Burch responded to her question.

Motion was made by Vice Mayor Danowski seconded by Councilmember Miles to approve this proclamation; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Shorr, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

PRESENTATION

5. Update from SAFEbuilt regarding Building and Code Enforcement – John Stone.

Mr. John Stone, Regional Manager for SAFEBuilt addressed the Town Council with an update on the progress with the transitioning of building and code service from Palm Beach County to in-house services. He also gave a copy of the timeline of this transition. He introduced Anthony Giardino, Building Official, John Herring, Code Officer, Bernard Pita, Code Enforcement

Manager, and Joti Neck. Mr. Pita, Mr. Herring, and Captain Turner also addressed the Town Council. Spoke about public outreach, which would consist of social media, website, and a meet and greet schedule for November 15th at 9:30 a.m. Vice Mayor Danowski complimented Tony for his efforts. There was discussion among the Town Council, Town Staff and SAFEBuilt.

There was public comment made by the following: Cassie Suchy.

PUBLIC HEARING AND REGULAR AGENDA

6. Approval of *Ordinance No. 2021-08* on second reading Qualifying Dates for the March 2022 Election.

Town Attorney Lenihan read *Ordinance No. 2021-08* into the record.

Motion was made by Councilmember Maniglia seconded by Councilmember Herzog to approve the Ordinance No. 2021-08 on second reading amending paragraph (3)(d) of Section 3 “Election and Terms of Office” of the Charter to amend the Candidate Qualifying Period; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

7. Approval of *Ordinance No. 2021-09* on second reading Referendum to remove Election Qualifying Dates from Town’s Charter.

Town Attorney Lenihan read *Ordinance No. 2021-09* into the record.

Motion was made by Councilmember Maniglia seconded by Vice Mayor Danowski to approve Ordinance No. 2021-09 on second reading amending paragraph (3) of Section 3 “Election and Terms of Office”; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

8. Approval of *Ordinance No. 2021-10* on second reading adding Qualifying Dates in the Loxahatchee Groves’ Code.

Town Attorney Lenihan read Ordinance 2021-10 into the record.

Motion was made by Councilmember Maniglia seconded by Councilmember Herzog to approve Ordinance No. 2021-10 second reading amending Chapter 2 “Administration” Article II “Town Council” by adding a New Section 2-20 “Election Qualifying” of the Loxahatchee Groves Code providing for the Candidate Qualifying Period; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

9. Approval of *Ordinance No. 2021-11* on second reading Referendum to amend Signature Requirements in the Town’s Charter.

Town Attorney Lenihan read Ordinance 2021-11 into the record.

Motion was made by Councilmember Maniglia seconded by Councilmember Herzog to approve Ordinance No. 2021-10 amending paragraph (12) of Section 5 “Legislative” of the Charter to provide for Signature Authority by the Mayor; it was voted as follows: Ayes: Mayor Shorr, Councilmembers Herzog, Maniglia, Miles. Nay: Vice Mayor Danowski. Motion passed 4-1.

10. Approval of **Ordinance No. 2021-12** on second reading Referendum to amend Canvassing Board in Town's Charter.

Town Attorney Lenihan read Ordinance 2021-12 into the record.

Motion was made by Councilmember Maniglia seconded Herzog amend Paragraph (5) of Section 7 "Elections" of the Charter for the Canvassing Board to be determined by the Palm Beach County Supervisor of Elections; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, Miles. Motion passed unanimously.

11. Approval of **Ordinance No. 2021-13** on first reading Referendum to amend Section 6 Budgeting and Appropriations. **Moved to be heard before item 6.**

Town Attorney Lenihan read Ordinance No. 2021-13 into record.

There were public comments from the following: Fran Holden and Cassie Suchy.

There was discussion among the Town Council expressing their concerns regarding this Ordinance. Town Staff responded to the Town Council.

Motion was made by Councilmember Maniglia seconded by Councilmember Herzog to receive and file notes taken at/for at the Charter Review on bond issue at the October 2021 meeting; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

Motion was made by Vice Mayor Danowski seconded by Councilmember Maniglia to deny Ordinance No. 2021-13 amending paragraph (6) of Section 6 "Budget and Appropriations" of the charter to provide for a change in the repayment term for certain types of borrowing from a repayment term of thirty six (36) months to a repayment term that is consistent with the life-cycle of the project or asset; it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

TOWN COUNCILMEMBER COMMENTS

Marge Herzog (Seat 5)

- Stated that she was glad that the Charter committee met and vetted the referendum questions and thanked the staff for getting everything organize and ready for the vote, shows government in action.

Marianne Miles (Seat 3)

- Stated she thinks the GradeAll will be a good machine to have.
- Hope we get the staffing we need to keep what we been doing to keep the Town going.
- Get clipping done and try to keep up with stuff as much as you can, old saying if you "See something, Say something".
- COVID is a nasty virus- please be safe.

Phillis Maniglia (Seat 1)

- OGEM roads and new Public Works Building- she asked was the drainage, Public Works building was in the upcoming budget. Asst. Town Manager Ramaglia responded. There was discussion among Councilmember Maniglia and Asst. Town Manager Ramaglia.
- North E Road- she asked about grading. Mr. Peters responded to her question. There was discussion among the Town Council and Mr. Peters regarding the Road Rock program.

- Thanked everyone and stated check on your neighbors.

Laura Danowski (Seat 2)

- Asked what the residents' response on C Road was where the culvert needs to be repaired. Town Manager Titcomb responded.
- Asked about the status on B Road. Town Manager Titcomb responded. She also asked about easements for B Road status.
- CODERed

Mayor Robert Shorr (Seat 4)

- Asked can Town Council expect to see on the next agenda regarding road paving? Town Attorney Lenihan and Asst. Town Manager Ramaglia responded.
- Asked for updated proposals for this road paving and RFQ for drainage. Asst. Town Manager Ramaglia responded.
- Bridge across Collecting Canal what is the status.
- Well at south C Road park
- Veteran's Parade
- Legislative Delegation
- Meeting tomorrow at Loxahatchee Groves Elementary with School Board, Indian Trail Improvement District
- Meeting with Lobbyist and Rep. Wilhite
- GradeAll equipment

TOWN STAFF COMMENTS

Town Manager

- Town Clerk being sworn in as President of the Palm Beach County Municipal Clerk Association.
- Pedestrian cut through design at 43rd Road north and 140th.
- Access point at 162nd

Assistant Town Manager

No comment.

Town Attorney

No comment.

Public Works Director

- Stated he appreciate the Town Council support. Town Manager gave KUDOS to Mr. Peters.

Town Clerk

- Stated that if you are a Veteran or know a one and would like to them to be recognized please send information to Town Clerk's Office by November 5th.
- Mentioned the Holiday Parade-Village of Wellington
- Thanked the Town Council for the support that have been given to her.

ADJOURNMENT

There being no further business the meeting was adjourned at 9:45p.m.

**TOWN OF LOXAHATCHEE GROVES,
FLORIDA**

ATTEST:

Lakisha Burch, Town Clerk

Mayor Robert Shorr

Vice Mayor Laura Danowski

Councilmember Marge Herzog

Council Member Phillis Maniglia

Council Member Marianne Miles