



**CITY COMMISSION OF THE CITY OF PAHOKEE
REGULAR COMMISSION MEETING MINUTES
Monday, September 12, 2011**

Pursuant to due notice the regularly scheduled Commission meeting was held in the Commission Chambers at 360 E. Main St., Pahokee, Palm Beach County, Florida on Tuesday, September 12, 2011.

The meeting was called to order by Mayor Sasser at 7:01 p.m.

Official attendance was recorded as follows:

<u>Roll Call:</u>	Mayor J.P. Sasser	Present
	Vice Mayor Henry Crawford	Present
	Commissioner Keith Babb	Absent
	Commissioner Allie Biggs	Absent
	Commissioner Diane Walker	Present
	City Manager Derrek Moore	Present
	City Attorney Gary Brandenburg	Present
	Sergeant Altonios	Present
	Deputy City Clerk Rashonda Warren	Present

Additions, Deletions and Approval of Agenda Items:

Additions - Presentation (H2) #2 Mrs. Tammy Bussey was added from Primerica.

Additions – New Business (O3) #3 the Audit Report was added for the Commissioners approval.

Approval of the Agenda Item.

Motion by Commissioner Walker. Second by Vice Mayor Crawford.

Three (3) Ayes, Two (2) Absent.

Approval of Minutes:

Regular Schedule Meeting – July 26, 2011

Community Information Session – August 9, 2011

Regular Schedule Meeting – August 9, 2011

Approval of Minutes.

Motion by Commissioner Walker. Second by Vice Mayor Crawford.

Three (3) Ayes, Two (2) Absent.

Consent Agenda:

Approval of Consent Agenda.

Motion by Commissioner Walker. Second by Vice Mayor Crawford.

Three (3) Ayes, Two (2) Absent.

Presentations: Tammy Bussey-Primerica and Denise Proffitt-Connie Foundation

Mrs. Bussey introduced herself and husband to the Commission and spoke of the opening of the new Business in town (Primerica).

Ms. Proffitt spoke about help for Breast Cancer Survivors. Also, about the transportation program for it's constitutes. English, Creole and Spanish flyers were placed on the back table of the Chambers

Report of the Mayor:

Mayor Sasser advises:

- Several weeks ago the Palm Beach Post stated that Palm Beach County was thinking about eliminating the cities in the Glades, he advises a note was received from Ms. Maybin for an update.
- Friday before last Commissioner Shelly Vana made an appointment to visit and tour all three Cities. The Manager and I met and took Commissioner Vana throughout the entire City.
- This past Friday Commissioner Taylor came out and had time for lunch and did not need to see the City of Pahokee, she seen all that she needed to see. Lunch was at Big Bertha's and she went back home. However, she will be bringing up issues with the GUA at tomorrows County meeting.
- Tuesday the Manager and I met with a gentleman from E Fuels a group which takes recycled tires and turn them into oil, carbon, black and steel they also take garbage and trash and recycle it as well.
- They will have a fully operated system up and running in four months in South Carolina. Invited the County Economic Department to attend the meeting and two people were sent.
- As for now the City Manager and the company are working together. The Manager and I are pleased with this company and he thinks the County is as well. Vice Mayor asked "Is this the company that wanted to know about the 27 acres? The Mayor replied yes.
- The school board is going to be eliminating bus services to McClure, Padgett Island and Shive Island. We have about a year's breathing room, the kids living in Padgett Island has no sidewalk and has to come across 441 and there are no crossing guards.
- The appropriate people have been contacted with the School Board and Sheriff Office. Once a date is set the word will be out.
- A town hall meeting was done to discuss the County's comments about the Tri-Cities. There is a meeting set for October 24th or 25th with the County to educate them on the Glades.

Report of the City Manager:

City Manager Moore advised:

- Mr. Johnson, Mr. Crawford and Mrs. Feltner have been working on the Emergency Operations plan as well as Mr. Alvarez who was an employee for Palm Beach County Emergency Operations. Mr. Moore called Mr. Alvarez for a brief update.

Mr. Alvarez stated, he looked at the current coordination plan under the direction of the City Manager and in his view, it is a workable plan meaning if something was to happen today or tomorrow the plan could be pulled and the basic functions such as finance, logistics and so forth could be implemented. Also, stated that there are gaps which need to be addressed.

Proclamation for Recognizing Remembrance of the 1928 Hurricane

Mayor Sasser does not read into the minutes.

Whereas, today, this date, September 16th, marks an 83rd anniversary and will be remembered in U.S. History and more particularly here in South Florida; and

Whereas, on this day in 1928, one of the most devastating forces of nature claimed the lives of more than 3,000 people, during a deadly and horrific anonymous storm known as "The Storm of 1928"; and

Whereas, this powerful monstrosity, entered the Florida Peninsula at the Jupiter Inlet moving across Martin and Palm Beach Counties, while forty miles west, rain filled Lake Okeechobee to the brim and the man-made dikes crumbled; and

Whereas, water rushed onto the farmlands and into homes, while bone chilling waters swirled around their knees and shrieking winds smothered their cries for help, people were literally swept away; and

Whereas, decades later the storm and its aftermath still color Florida's past and its future. The Storm of 1928 changed the Glades – and South Florida – forever.

Now Therefore Be it Resolved; that the City Commission and the citizens of Pahokee, Florida, do hereby express their appreciation to the Martin County residents under the orchestration of the East Stuart Historical Society in assembling on Friday, September 16, 2011 at Port Mayaca Memorial Gardens, to pay homage to the 1,600 unknown persons brought to Martin County and placed in a mass grave on those hallowed grounds.

Passed and Adopted this 12th day of September, 2011.

Approval of Proclamation.

Motion by Commissioner Walker. Second by Vice Mayor Crawford.

Three (3) Ayes, Two (2) Absent.

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Some are minor and others are major such as, it is not NINS complied or ICS complied and it is not complied with all the incident commands from the County. Recommends the City to develop its own Comprehensive Emergency Management Plan. Approved CMP will allow funding through FEMA.

City Manager Moore continues:

- USDA will call on the 22nd for a debriefing about where the City goes from here.
- Sherry Howard with Palm Beach County Economic Development is sending staff out to train our staff on business/economic incentives that are available to businesses when they come into the City.
- The inspector general Mr. Joe Diset will be out tomorrow at 2p.m. to speak with directors and supervisors on the purposes and view of the inspector general.
- Ms. Sinclair is not here and feels it is appropriate for the Commission approval to allow time off to take care of her grandmother's funeral.

Approval to allow Ms. Sinclair to be out for the week due to the passing of her grandmother.

Motion by Commissioner Walker. Second by Vice Mayor Crawford.

Three (3) Ayes, Two (2) Absent.

City Manager Moore continues:

- Commissioners were giving ethics pocket guides on the Commission on Ethics
- GUA board meeting will be Wednesday to discuss raising rates. \$17.28 per month for customers with 3 quarter inch meters. Manager Moore has been asked by Commissioner Taylor to appear before the Board of County Commissioners with a proposal to help balance the budget.
- Staff has begun preparing for Veterans Day, Friday, November 11, 2011, Christmas parade December, 12, 2011 and the Tri-City League BBQ will be December 9, 2011.
- Manager Moore continues with asking Vice Mayor about the fishing plaques and trophies and getting the approval for purchase to have by the next meeting.

Approval to allow staff to purchase plaques, trophies and awards for the fishing tournament.

Motion by Commissioner Walker. Second by Vice Mayor Crawford.

Three (3) Ayes, Two (2) Absent.

City Manager Moore continues:

- National League Annual Business Association will be held in Phoenix Arizona on November 12, 2011 if the Commission is interested please advise.

Report of the City Attorney:

City Attorney Brandenburg no report:

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Ordinance 2011-03 – FIRST READING – AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PAHOKEE, FLORIDA, ALLOWING SCHOOLS (PUBLIC AND PRIVATE ELEMENTARY, INTERMEDIATE AND SECONDARY) AS PERMITTED “P” USE IN THE CORE ZONING DISTRICT, PROVIDING FOR INCLUSION IN CODE, SEVERABILITY, AND EFFECTIVE DATE.

The Mayor Sasser advises, the report which was attached to the ordinance was perfect and he hopes to see more of it and all of the questions and concerns were answered.

The Calvin and Giordano representative Mr. Richard Cannone (Capacity Consultant Planner for the City) advises that the application which was submitted is an amendment to the zoning code text to provide private, public, elementary, intermediate and secondary schools within the CORE district. Mr. Cannone advises back in 2009 the COMP plan was amended and the uses were permitted, he also advises that there were 10 criteria's and 9 were reviewed and he found it to be in compliance. The Planning and Zoning Board has recommended approval.

The Mayor advises that one of the citizen's comments has to deal with zoning and if the Commission is okay he would like to vote and have the citizen to come up.

Approval of Ordinance 2011-03.

Motion by Commissioner Walker. Second by Vice Mayor Crawford.

Three (3) Ayes, Two (2) Absent.

Citizen Comment

Mr. Salvatore (J.E. Wilson) advises that there is a zoning issue with his property. Some how his district was switched to Residential. He is asking the Commission to restore the property back to its original zoning (CORE) which it has been since the 30's.

- Ms. Feltner advises on the City's zoning map the property is located in the Single Family Mix Use (SFMU).
- Mr. Cannone stated way back when it was listed Single Family, sometimes the County would not take the time to look at the code. To correct this situation he is looking at the latest land use map and it is showing residential mix use and will send the City manger an email with a resolution.

Public Hearing:

Old Business:

1. **Code Enforcement** – Ms. Feltner advises:

Demolitions:

- 164 Bacom Point Road (David Hill) –Contract with an environmental service has been executed for asbestos removal.
- 124 Cypress Ave (vacant single family residence) – Permit issue today for demolition
- 154 E. Main Street (Old Ford Dealership) – Permit issued today for demolition.

- 127 Lake Ave (Old Western Auto Bldg) – Asbestos abatement was performed last week.

H.E. Hill Foundation:

- The warranty deed and satisfaction of mortgage were hand delivered to the Foundaton on Thursday, September 8, 2011. The documents have been forwarded to their legal counsel review.

Weeks Property (Farmers Market Road:

- Property is being fined \$501 per day. Lien was recorded OR24366 PO307. As of today – 460 days. Total of \$23,125.00.

200 S. Barfield Hwy. (Old Hospital)

- Case will go before special magistrate on Wednesday, September 14, 2011 at 1:30 p.m.

No Dumping Signs:

- Identifying locations where dumping is constant and severe. Meeting with Mr. Johnson, Public Services Director later in the week concerning and suggested locations.
- The Mayor stated on Main Street next to the two story house what is the status, Mrs. Feltner stated there are liens on the property.
- Mayor stated next to the water tank there is a dead big palm tree lying flat on the property.
- Mayor stated the trailer park next to Pizzanos and the pile of trash in the middle of the property.
- Mayor stated the park on Barfield and the madden cane. Mrs. Feltner advises they have been cited.
- The Attorney wanted to know has Mr. Moreno closed his hardware store. Mrs. Feltner replied yes he did. Mr. Brandenburg wants to know if the hardware had been removed. Mrs. Feltner did not know.
- The Fire Marshall visited the old Thriftway and stated that an additional exit door needs to be put in.
- Commissioner Walker questioned the property next to 230 W. 5th Street and the grass on the property. Mrs. Feltner stated that notices are sent and by the end of the violation period the owners has the grass cut. The Attorney suggested bringing them before the special magistrate as a repeat violator, and issuing an order of findings. Therefore, when violation letters are sent fines can start from that day. Commissioner Walker is concern about the senior who lives next to the property whom has been broking into several times. She asked is there anything we can do. The Manager stated to the Attorney could we mow the lawn and billed them? The Attorney stated to mow and place a lien on the property. The Manager in turn asked if we could contact the owners.
- The Mayor questioned the Tillis old house and the chain link fence is broken and kids are playing in it. Mrs. Feltner asked if the property could be abated. The Attorney stated if it is a public hazard and nuisance it can abated immediately. The Attorney stated to Mrs. Feltner she needed to cite them and state if it is not cured in three days the City is going to abate it.
- Commissioner Walker's next concern is about the property on the South end of Bacom Point Road. Mrs. Feltner stated a notice was sent out about the sign and operating a business without a license. Then Commissioner Walker wanted to know was it zoned and the answer was replied no.
- Mayor Sasser would like to know about the tagging of the cars.

- Commissioner Walker wants to know what is being done to address the overgrown properties around town. The Mayor added that there is a property on Bacom Point where the grass is high and people are living in the house. Mrs. Feltner stated no one is living in the house the gentleman next door has been parking his bike there. It is one of the properties which were discussed with the City Manager. Commissioner Walker stated it is two; one is next to Dr. Hardney. Commissioner Walker also wanted to know about going after the banks and Mrs. Feltner stated she has had good luck with them. Mrs. Feltner also states that most of the properties within Citizen Villas belongs to USDA and they have been pretty good with keeping there properties maintain.
- Commissioner Walker was amazed last week coming down Bacom Point Road and she did not see one spot of trash. Mrs. Feltner stated she will have to go door to door again because of the trash in the alleyways.

Prince Theater:

The Attorney advises:

- Liens are continuing to run at \$250 a day which constitutes every property the owner owns in Palm Beach County. A summary judgment is set for October.

Annexation:

City Manager Moore advises Calvin & Giordano is working on the report and once complete the manager will get it to the Commission.

Pahokee Plaza:

City Attorney Brandenburg advises:

- Have not heard from them since the meeting the Mayor, Manager and himself had with them. The Attorney has made the necessary corrections to the contract and sent it off to Mr. Gonzalez. No one has not heard a word. The Attorney suggests taking the item off of the agenda and start thinking about other uses for the property. The Mayor would like for the Attorney or Manager to contact them with a definite answer by the next commission meeting.

Citizen Villas:

City Manager Moore advises the City is waiting on the County.

East Lake Village:

City Manager Moore advises we are putting together a comprehensive plan.

Boxing Arena:

City Manager Moore advises he met with Deputy Lanstrange and waiting for the survey to be completed.

City Hall:

City Manager Moore advises it is a working progress

New Business:

1. Credit Card Policy- Tabled until next meeting.
2. Article of Incorporation

Mrs. Mary Harper was recommended to the 501c(3) board

**Approval of O (2). Article of Incorporation to recommend Mrs. Harper to form the Organization.
Motion by Commissioner Walker. Second by Vice Mayor Crawford.
Three (3) Ayes, Two (2) Absent.**

1. Audit Report
Commission approval for 2009 Audit

**Approval of O (3). 2009 Audit Report
Motion by Commissioner Walker. Second by Vice Mayor Crawford.
Three (3) Ayes, Two (2) Absent.**

Citizen Comments:

Mansie Miller – States no one is answering the phone at City Hall, all he gets is voicemail. The Manager states he will look into it, due to the fact he directed staff if the phone rings more than twice everyone should be picking it up.

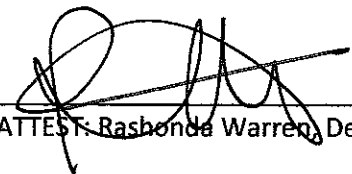
Emilio Perez – Leasing property at 279 East Main Street from to City. He received a letter to vacate the property or stop doing mechanic work. Emilio is asking the Commission to amend the contract to allow mechanic work to be done. The Manager and Attorney will bring an amended contract back before the commission.

Dr. Marcia Hardney – Thursday Palm Beach State College will be celebrating its first anniversary of its new Technical Center.

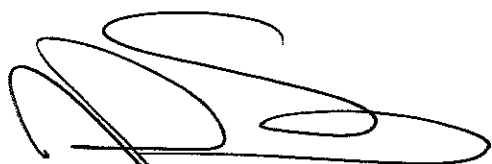
Commissioners Comments:

Commissioner Walker thanks everyone for being present.

There being no further business to discuss, Mayor Sasser adjourns the meeting at 8:30p.m.



ATTEST: Rashonda Warren, Deputy City Clerk



J.P. Sasser, Mayor