

PALM BEACH SHORES TOWN COMMISSION

REGULAR MEETING

April 19, 2010

John M. Workman, Mayor
Alan D. Fiers, Vice Mayor

Commissioner Roby DeReuil
Commissioner Lisa A. Tropepe
Commissioner Scott McCranels

Town Attorney Keith Davis
Town Clerk Carolyn Gangwer
Town Manager Cindy Lindskoog

1. **CALL TO ORDER**
 - a. Roll call
 - b. Pledge of Allegiance
2. **APPROVAL OF MINUTES:**
 - a. March 15, 2010 regular meeting
 - b. March 31, 2010 reorganization meeting
3. **AGENDA APPROVAL:**

Additions, substitutions, deletions
4. **DEPARTMENT REPORTS:**
 - a. Financial report for March 2010
 - 1) Jim McGinn from Florida Municipal Insurance Trust
 - 2) Six month budget review
 - 3) Capital expenditure considerations
 - b. Police department report
 - 1) Award presentation
 - c. Fire department report
 - d. Staff reports
 - 1) Town Administrator
 - 2) Town Clerk
 - e. Legal update
 - f. Planning and Zoning Board report
5. **MAYOR, COMMISSION REPORTS:**
 - a. *Commissioners' Priority Items*
6. **PUBLIC COMMENTS:**
7. **MISCELLANEOUS BUSINESS:**
 - a. *Request for extension of approval for Maranatha church services at Community Center*
 - b. *Extension of Hy-byrd Inspections Inc. contract*
 - c. *Tree Trimming Services Contract award*
 - d. *District "B" code changes*
 - e. *Acceptance and authorization to allocate donations:*
 - 1) Police department
 - 2) Fire department
 - f. *Special Event Permit application Sp Ev10-2 – Riviera Beach Triathlon*
 - g. *Discussion: new Town welcome sign on Lake Drive*
8. **ORDINANCES, RESOLUTIONS, PROCLAMATIONS:**
 - a. **Resolution No. R-11-10**

Amending FY 2009-2010 budget.
 - b. **First reading of Ordinance O-4-10**

Amending Chapter 28 "Finance".
 - c. **Resolution No. R-12-10**

Opposing proposed county fire rescue sales surtax.
 - d. **Proclamation – Municipal Clerks Week**
 - e. **Proclamation – Missing Children Day**

9. ADJOURNMENT.

MINUTES

The regular monthly meeting of the Town Commission was called to order by Mayor John Workman at 7:06 pm. Roll call revealed that all members were present with the exception of Commissioner Roby DeReuil, who was out of town. The Mayor noted the presence of Town Attorney Bradley Biggs, Chief of Police Steven Kniffin, Fire Chief Martin DeLoach, Town Administrator Cindy Lindskoog and Town Clerk Carolyn Gangwer.

The Mayor led the assembled in the pledge to the flag.

APPROVAL OF MINUTES: Vice Mayor Alan Fiers moved for **approval of the March 15, 2010 regular meeting minutes and March 31, 2010 reorganization meeting minutes as published.** After a second by Commissioner Lisa Tropepe, the motion carried unanimously.

AGENDA APPROVAL: The **agenda was approved as published** on a unanimous vote.

DEPARTMENT REPORTS:

a. Financial report for March 2010.

Vice Mayor Fiers moved for **approval of disbursements in the amount of \$241,762 and expenditures in the amount of \$286,323 for the month of March 2010.** The motion carried unanimously after a second by Commissioner Tropepe.

1) Jim McGinn – Florida Municipal Insurance Trust

Mr. McGinn explained that he manages FMIT, one of the four trusts run by the Florida League of Cities. FMIT has provided liability and workers compensation insurance for the Town since October 2008. He has been working with staff on issues surrounding a recent payroll audit over the past few weeks, and stated that he was available to answer any questions.

2) Six month budget review

Town Manager Lindskoog led discussion on this item. She noted that the Commission has already approved one budget amendment this year. A second amendment is included in the six month budget discussion/projections, for approval, at the pleasure of the Commission. The additional liability insurance premium amount is included. Workers Compensation premiums are also up, but will be absorbed by each department, with the exception of the Beach department.

Ms. Lindskoog proceeded to briefly review the financial situation at the six month point for each department. The result of this budget review is a positive forecast of \$159,492 of revenue over expenses at the end of the fiscal year.

Town Manager Lindskoog explained that next year's income from ad valorem taxes is currently forecast to be 5% less than this year. This will become clearer later in the budget year.

The remaining budget Contingency amount of \$37,689 was briefly discussed, in conjunction with the budget amendment amounts.

3) Capital expenditure considerations

The list of Capital Considerations was reviewed and discussed. The purchase of a shade sail for the playground was added to this list in "Parks".

Mayor Workman thanked Manager Lindskoog for her overview. The Commission had agreed earlier in the year to take another look at possible capital projects at the six month point. The Mayor opined that having \$159,492 or so projected at the end of the year is very good news. He also noted that at this six month point, 80% of revenues have been received.

Vice Mayor Fiers raised the issue of purchasing a third license plate reader/camera system for Park Avenue. He opined that the 'bad guys' know enough to avoid Lake Drive and Ocean Avenue, where there are cameras, and are currently entering the town on Park Avenue. The Vice Mayor moved to add a thirds license plate camera reader at Park Avenue, possibly tapping non-reserved funds for the purchase. Commissioner Tropepe seconded the motion. Ms. Tropepe noted that the \$101,000 for improvements to the Ocean Avenue storm drainage remains on the list, and should probably be removed. It was also determined that the valve work on the Lake Drive liftstation has been completed, and that \$25,000 could be removed from the Capital Considerations list.

Vice Mayor Fiers reviewed his motion, amending it by removing the Ocean Avenue storm drain work, and adding the third camera at Park Avenue. Commissioner Tropepe inquired as to whether all of the items on this list were being approved tonight with this motion? The Vice Mayor stated his preference to wait until the May meeting to decide.

At this point, Dan Shalloway of Claremont Lane asked to address the meeting. Mr. Shalloway opined that the demographics of the town have gradually changed since he moved into town. The Town of Palm Beach Shores has changed from primarily a town of retirees to a much more diverse population with a growing number of families with children. He stated his opinion that it is very important to devote a portion of the town's budget to the children. The Town sponsors many nice family events, but needs to provide more. Mr. Shalloway opined that a sun shade is needed at the new town playground at the beach, due to the harsh summer sun in South Florida. He noted that there is already money available for such a project through use of impact fees collected from town developers (approximately \$2700 at this point). Mr. Shalloway urged the commission to 'find a way' to get this worthy project done – use volunteer labor, get matching funds – whatever it takes. He would like to see this discussed again at the May Commission meeting.

Mayor Workman noted that Town Manager Lindskoog has attempted to contact the original sun shade bidder, with no responses. The other quotes received were extremely costly, stated the Mayor, who would like to take the next few weeks to get more information and better numbers for the Commission to review.

Vice Mayor Fiers suggested scheduling a separate, special meeting to discuss capital considerations such as the sun shade and the Park Avenue camera. Ms. Lindskoog noted that Commissioner DeReuil asked her to put the subject of long term capital items (road and storm drainage improvements) on such an agenda. It was determined that the Town Clerk will reach out to the Commission and schedule a special meeting early in May.

Carl Hockenberry of 300 Tacoma Lane asked for a more specific explanation of the higher premium costs for workers compensation insurance. Vice Mayor Fiers explained that this was not 'experience' related, but was a clerical error with payroll reporting (which has since been addressed so that it will not occur again). Mr. Hockenberry also asked about vegetative waste being dumped on the town parkway on Saturdays. He stated that he sees the vegetation being unloaded from the town's Public Works vehicle onto the parkway on the weekend. Town Manager Lindskoog stated that the town does have Public Works staff here on weekends now, and she will look into this matter.

Vice Mayor Fiers reviewed his previous motions, and **moved to add the purchase of a third license plate camera reader at Park Avenue, and to remove improvements to the Ocean Avenue storm drainage and Lake Drive lift station from the Capital Considerations list.** Commissioner Tropepe seconded the amended motion which passed on a unanimous vote.

b. Police department report.

Chief Steve Kniffin gave a brief verbal report of police activities during the month of March. He noted that Spring Bling went very well, and congratulated the officers for their assistance during this event. Mayor Workman added his thanks.

At this time, Mayor Workman asked that Lt. Steven Langevin, Officer Michael Simmons, Officer Charles Hoeffler, town beach guard Ben Demonstranti and town resident David Desrochers II to step forward. He also asked Chief Kniffin to remain at the front.

Det. Sgt. David Kelley read aloud an account of a life saving event that occurred recently along the shore of the Lake Worth Inlet, at the south end of the town. During this event, an individual was pulled out into the inlet during a period of very high wave activity, and was nearly drowned. The first person to respond was town resident David Desrochers of 315 Inlet Way, who dove in to assist. After a 9-1-1 call, Lt Langevin, Officers Simmons and Hoeffler and town beach lifeguard Ben Demonstranti responded to the scene and worked together to pull the drowning man from the inlet.

Mayor Workman presented an award to each person involved in this life saving effort, expressing the town's thanks for their heroism. The Mayor also thanked Det. Sgt. Kelley for putting the awards together.

c. Fire department report.

Chief Marty DeLoach gave a brief verbal report. He has been with the town for two weeks, and feels he is getting good cooperation from the volunteers, town staff and town residents. There has been good response to calls at night and on weekends, but it's been more difficult getting folks out for weekday calls. Chief DeLoach is familiarizing himself with the proposed one cent sales surtax being requested by Palm Beach County Fire Rescue, and is getting to know neighboring chiefs.

Commissioner Tropepe stated her concern about the need to figure out how to attract more volunteers to the department.

d. Staff reports.

Town Manager Cindy Lindskoog reported:

- Community Center: Commissioner DeReuil requested that Ms. Lindskoog give an update on the Community Center. The final payment to West Construction is being prepared. Several door contractors and construction companies have been contacted regarding pricing for repair/replacement of the leaking doors. Among the options are putting up an awning on the east side or replacing the doors outright. These will be put in writing and presented to the Commission at a future meeting. Also, the acoustics are being evaluated, and a sound system proposed. Ms. Lindskoog is still working on the parking lot lighting.
- Energy Grant: the Town did not receive the Energy funding grant.
- Sand Transfer plant: Phase I work should be complete this month. Phase II is slated to commence in 2011. The Town of Palm Beach will be seeking easements from the Town for utilities, and will be presenting proposals for aesthetic upgrades to the building.

Town Clerk Carolyn Gangwer reported:

- New web site: After much research and investigation, Mayor Workman and the Town Clerk have settled on Forte Interactive, located in West Palm Beach, as the contractor to design and maintain the new town website. The first 'kick off' meeting with the Forte designer took place a week or so ago.
- e. **Legal update:**

Town Attorney Bradley Biggs, sitting in for Mr. Davis, did not have any updates to report.

- f. **Planning and Zoning Board update:**

Board Chairman Rick Ziegler explained that there was no meeting in March, due to lack of any agenda items.

MAYOR, COMMISSION REPORTS:

Vice Mayor Fiers stated that his item appears later on the meeting agenda.

Commissioner McCranels reported that he continues to monitor and work on the issue of getting water to the Linda Lane beach walkover.

Mayor Workman made brief note of a recent press release regarding Commissioner Tropepe. Ms. Tropepe was recently honored at the Business Leader Media 2010 Women Extraordinaire Awards Luncheon. Commissioner Tropepe was honored for her many professional accomplishments, her community and charity work. The Mayor wanted to acknowledge this and thanked her for all that she does for the Town of Palm Beach Shores.

Commissioner Tropepe offered kudos to Town Attorney Keith Davis. The Mayor of North Palm Beach mentioned to Ms. Tropepe that he thought the briefings prepared by Mr. Davis for the Town Commission meetings were outstanding.

Ms. Tropepe also mentioned the EPA's unfunded mandate regarding the numeric nutrient criteria issue. This has already been discussed by the League of Cities, and probably will be again. No suits have been filed to date, but it is possible that the Attorney General and the DEP may do so at some point. The City of Boca Raton are planning to approve a resolution opposing this mandate this month. Vice Mayor Fiers pointed out that the EPA is asking the State of Florida to remediate issues that occur *naturally* in Florida's waters! Commissioner Tropepe noted that she has already given testimony regarding how ridiculous such a mandate would be.

PUBLIC COMMENTS:

Gil Trower reported about Property Owners Association matters:

- The POA has approved funds for purchase of shades for the Community Center. The Seasideers will also contribute to this. Mr. Trower commented that the POA is also considering providing part of the funding for the sun shade for the playground and helping out with a fix for the upstairs acoustics.
- Mr. Trower opined that encouraging public use of the inlet park with the proposed fishing/viewing dock is a good idea. He raised the issue of some areas of this park being used by private property owners, when it should all be open for public use. Mayor Workman noted that a long term lease does exist where the pool house and parking lot are on public land, but other properties abutting the inlet park have bumped out their landscaping and sitting areas onto public

park land. He asked Attorney Biggs to request that Mr. Davis research when the lease expires, and the use by private property owners of public lands. Vice Mayor Fiers asked that these issues be added to the special meeting agenda.

- The Property Owners is sponsoring a boat trip on Sunday, May 2nd, the evening of Sunfest. The boat leaves the Sailfish at 8:15 pm, and tickets are 2 for \$25.00.

Chuck Howard of Beach Road asked that the special Commission meeting agenda include a discussion of new flag poles for the Town Hall complex.

Frank MacNeill of Tacoma Lane asked when hedges will next be discussed? Vice Mayor Fiers responded that the Planning and Zoning Board will be looking at proposed hedge language at their meeting next week. Members of the Commission and Planning and Zoning Board went on a rolling tour of the town on Saturday morning, March 27th, and made some suggestions after viewing many properties in town. Mr. Fiers characterized these code recommendations as the least invasive possible, while still keeping the vistas down the streets open. Town Clerk Gangwer offered to provide the draft ordinances to Mr. MacNeill at the conclusion of the meeting.

Jody Samanich of Sandal Lane reported that there is a problem with vegetative waste being left on the town parkway and all along town streets on Fridays and Saturdays.

MISCELLANEOUS BUSINESS:

- a. Request for extension of approval for Maranatha Church services at the Community Center.**

Commissioner McCranel's opined that these folks have been 'great neighbors', with no complaints during the first 6 months. Commissioner Tropepe moved to **grant a 2 year extension of approval for the Maranatha Church to hold services at the Community Center on Sunday mornings**. After a second by Commissioner McCranel's, the motion carried unanimously.

- b. Extension of Hy-Byrd Inspections Inc. contract.**

Town Clerk Gangwer gave a brief explanation of how the pricing schedule for building inspections, plan reviews and code enforcement has been modified. She opined that the new system seems to be working out well, with the building portion being paid for by permit fees. The costs have stayed under budget for the last 2 years.

Company president Mike Crisafulle stated his opinion that the new pricing arrangement seems to be working out well for the town and for Hy-Byrd.

Commissioner Tropepe moved for **approval of extension of the Hybyrd contract with the caveat that the contract period be reduced to a 2 year agreement**. The motion was approved unanimously after a second by Vice Mayor Fiers.

- c. Tree Trimming Services Contract award.**

Town Clerk Gangwer explained how the bid process was handled, noting that there were 2 finalists whose pricing was very close. The bid review committee chose Zimmerman Tree Service based on the fact that their specialty is trees. The other company provided tree services in addition to landscape maintenance services.

Vice Mayor Fiers moved to approve the five year agreement with Zimmerman Tree Service. He noted that, in years past, the contractor offered to give favorable rates to residents when they were in town to trim the town's trees – will this be true with Zimmerman? Ms. Gangwer recalled that previous contractor, Novoarbor made this offer, and it's very likely that Zimmerman will also offer more generous rates to town residents.

Commissioner Tropepe recommended tying guaranteed lower prices for residents to approval of the agreement, with the town negotiating the prices for residents. Attorney Biggs pointed out that the request for proposals did not include pricing for residents, only for the town trees.

There was some discussion about trimming trees and vegetation around power lines.

After extensive discussion, it was determined that staff would speak with Zimmerman Tree Service to see if they would offer more favorable rates for tree trimming services to town residents.

Vice Mayor Fiers **amended his motion to approve the five year agreement with Zimmerman Tree Service and to include a side agreement extending the town's pricing to town residents, when Zimmerman is mobilized in town.** Commissioner McCranels seconded the amended motion, which carried unanimously.

d. District "B" code changes.

Vice Mayor Fiers led discussion on this issue. He noted the on-going problems with criminal elements and activities in many sections of the town's "B" zoning district. The police continue to be reasonably successful in controlling these problems, but, this is not a long term fix, opined the Vice Mayor.

Vice Mayor Fiers reported that he has been in contact with a group of developers who are ready to build under the right circumstances. These folks are being squeezed by the bad economy and continuing high taxes, so they end up renting to whoever can pay. Vice Mayor Fiers has been working with Planning and Zoning Board member Diane Wimbrow on a series of code modifications which the town could 'live with', and which would encourage redevelopment in District B:

- The developers asked for more height, but this is not recommended.
- Current lot coverage of 40%, with depressed parking does not seem to be adequate, economically. The developers requested increasing this to 50%, but agreed that 45% would 'get the job done'.
- Front yard building setbacks (along the east west streets) are currently 25'. The recommendation is to reduce the front yard setback to 15', but with on street parking gone, there will still be 25' of green space.
- Side yard setback (at the major perimeter road of Ocean Avenue and Lake Drive) is currently 15'. There are a couple of properties that sit sufficiently close to Ocean Avenue where there is not adequate turning radius, if the 15' side yard setback was maintained. The recommendation is to give the Planning and Zoning Board discretion of up to 5' to allow for adequate turning radius.
- Just a reminder that when these properties are redeveloped, all on street parking is eliminated.

Vice Mayor Fiers stated that he's looking for a motion to request that a draft ordinance is drawn up by the Town Attorney in time for the Planning and Zoning Board to look at this month. He opined that almost all investors are now recovered from the recession, and development may happen very fast. It's imperative to have the right code in place when this happens.

Mayor Workman thanked the Vice Mayor for his work on this. The Mayor recalled asking for a workshop to discuss the subject of District B, over a year and a half ago. Mayor Workman suggested that, in lieu of having an ordinance drawn up, the Vice Mayor's memo could be provided to the Planning and Zoning Board for discussion (to save legal costs)? The Vice Mayor reiterated his opinion that this is an urgent matter, and should be addressed in ordinance form as soon as possible.

Attorney Biggs opined that the concepts being suggested are not difficult, and could probably be easily drafted, with the possible exception of the discretion given to the Planning and Zoning Board re: the turning radius. Vice Mayor Fiers suggested simply using a civil engineer's calculations for the rationale.

Commissioner McCranels recommended allowing a little more height (2 – 3 feet), to ensure that the bad elements are eliminated from town. He questioned the cost of going down for tuck under parking with pumps, etc. – is this economically feasible? He noted the continuing police calls at the east end of his street (Bravado Lane) nearly every night, and stated that he has received calls about this from his neighbors.

Commissioner Tropepe explained that she participated in some major changes to District B zoning code in 2004. At that time, allowing depressed/tuck-under parking was a big issue. Ms. Tropepe is willing to consider these new proposals to modify District B, and to think outside the box. However, Commissioner Tropepe stated that she is not willing to deviate from the required separation between District A and District B. When more height and depressed parking were allowed, the separation between these zones became even more crucial. Ms. Tropepe stated that she does not see any reference to this separation in the Vice Mayor's memorandum. Vice Mayor Fiers stated that the separation remains intact, it will not be changed.

Town Manager Cindy Lindskoog reported Commissioner DeReuil's position on the suggested changes. He understands the need for a little more lot coverage and the setback reductions. However, he is opposed to any more height.

Diane McLaughlin Wimbrow, of Bravado Lane, and a member of the Planning and Zoning Board opined that the suggested code modifications are a step in the right direction. She recalled that she was a victim of mail theft last summer, and the individual responsible lived in one of the problem District B properties. Ms. Wimbrow noted that these developers own 5 properties that could eventually be redeveloped.

Rick Laabs of Lake Drive, and also a member of the Planning and Zoning Board, stated that he would like to see evidence of the developer's financial stability. Mr. Fiers explained that the financing would be private. Mr. Laabs also opined that the depressed parking should be taken down as far as possible, because the water table was low near Ocean Avenue.

Steve Voit stated that he has attended a number of meetings when District B has been discussed. Is this really going to happen? Mayor Workman explained that, theoretically, the code could be modified within 2 months.

Jody Samanich of Sandal Lane and member of the Planning and Zoning Board agrees with the proposed changes to District B code. She suggested that everyone keep in mind the "highest and best use" of some of the buildings in District B. Ms. Samanich confirmed that none of the properties under discussion about zoning District A (residential).

Carol Hurst of Sandal Lane and Vice Chairman of the Planning and Zoning Board agrees that there may be a very short timetable before redevelopment begins again. She opined that the units included in these proposed projects must not be as high end and expensive as those at Dolce Vita and

Cannonsport. Vice Mayor Fiers explained that the per foot costs have been lowered. He also noted that the developers know that these units might not sell, and could even be foreclosed, but the new buildings will be much better than what's there now.

Leslie Divoll of Sandal Lane, and registered architect noted that over the last 6 months she has introduced several town house developers to District B owners. However, after the developers reviewed the current District B zoning code, they decided to pursue development in Jupiter and Stuart. Ms. Divoll urged the Commission to move forward with modifying District B code.

Chuck Platner of Tacoma Lane opined that if he was an investor, he would look at a \$650,000 unit rather than an \$850,000 unit. Mr. Platner noted the many empty multi-family units and the beautiful new house standing empty on Claremont Lane, with an asking price now under \$800,000.

Vice Mayor Fiers responded that this is the risk that developers are willing to take. The price point was discussed, early on. These folks are already paying hefty carrying costs.

After further discussion, Vice Mayor Fiers moved to ask Corbett and White to draft the suggested changes to District B zoning code: **increase lot coverage for 2 story buildings utilizing depressed parking from 40% to 45%; reduce front yard setback from 25' to 15', keeping in mind that all parking on the town's 10' strip will be eliminated with redevelopment; give the Planning and Zoning Board discretion of up to 5' reduction in perimeter street side setback if certified by a licensed engineer that this additional footage is needed to allow safe turning radii into rear entry depressed parking area.** After a second by Commissioner McCranel, the motion carried unanimously.

e. Acceptance and authorization to allocate donations for the Police and Fire departments:

Commissioner Tropepe moved to **accept donations to the Police department in the amount of \$30,500 and to the Fire department in the amount of \$40,500.** Mayor Workman explained that the Town Commission formally approves restricted gifts to the town so that an inappropriate gift that the town did not want and that could cost the town a lot of money down the road could be refused, if necessary. After a second by Vice Mayor Fiers, the motion passed unanimously.

f. Special Event Permit application SP EV10-2 – Riviera Beach Triathlon.

Vice Mayor Fiers moved to approve Special Event permit application SP EV 10-2, Commissioner Tropepe asked that the sponsors ensure appropriate MOT in town during the event. Vice Mayor Fiers noted that this is a very exact course, and is quite famous, drawing many tri-athletes from out of the area.

Vice Mayor Fiers amended his motion to **approve SP EV10-2, the Riviera Beach Triathlon on May 23, 2010, with all proper traffic controls in place.** The motion carried unanimously after a second by Commissioner McCranel.

g. Discussion: new Town welcome sign on Lake Drive.

Mayor Workman gave a brief explanation of how the original town welcome sign was destroyed by a driver who fell asleep at the wheel. Insurance money for the damage has been received. Several proposals have been requested for a new sign, perhaps with a more tropical motif. One thing to consider is how much the electronic message board is used by the Property Owners to announce various activities. Mayor Workman suggested including a scrolling digital message bar at the bottom of the new town sign.

Commissioner McCranels opined that if there is a continual message on the sign, it might come across as somewhat tacky.

Attorney Biggs noted that the Village of Royal Palm Beach has just installed several signs such as this, at considerable cost, and (he opined) they are not tacky.

ORDINANCES AND RESOLUTIONS:

a. Resolution No. R-11-10

Resolution R-11-10 amending the fiscal year 2009-2010 budget was read aloud by title only by the Town Clerk. Vice Mayor Fiers moved for **approval of R-11-10**, with a second by Commissioner Tropepe. The motion passed unanimously.

b. First reading of Ordinance O-4-10

Ordinance O-4-10 amending Chapter 28 "Finance" was read aloud by title only on first reading. Commissioner Tropepe moved to **approve O-4-10 on first reading**. After a second by Vice Mayor Fiers, the motion carried unanimously.

c. Resolution No. R-12-10

Resolution R-12-10 opposing proposed 1% sales surtax for Palm Beach County Fire Rescue was read aloud by title only by Town Clerk Gangwer.

Attorney Biggs gave a brief recap of an April 15, 2010 memorandum prepared by Town Attorney Keith Davis. This memo provided a summary of the proposed county fire rescue 1% sales surtax, including the process for implementation and a list of questions about the proposed tax, with concerns and outstanding issues that have been raised since the tax was proposed. Mr. Biggs noted that there are many questions including how it would work with a municipal budget, and exactly who was entitled to what funds? The Village of Tequesta has already approved a resolution opposing this proposed surtax.

Attorney Biggs noted that there has been some discussion at recent meetings about the surtax as to whether or not Palm Beach Shores is a "service provider" or not.

Fire Chief DeLoach opined that the only thing that was clear to him at a recent informational meeting is that "they want a penny of every dollar we spend".

Commissioner Tropepe moved to **approve Resolution R-12-10**, second by Commissioner McCranels. The motion carried unanimously.

There was further discussion about the proposed surtax, and what cities might oppose it. Attorney Biggs read aloud the list of 12 "service provider" municipalities involved in this issue.

d. Proclamation: Municipal Clerk's Week.

May 2 – 8, 2010 was declared "Municipal Clerk's week" in Palm Beach Shores.

e. Proclamation: Missing Children's Day

May 25, 2010 was proclaimed as "Missing Children's Day" in Palm Beach Shores.

The meeting adjourned at 10:05 pm.

Carolyn J. Gangwer, Town Clerk

John M. Workman, Mayor