

MINUTES OF THE REGULAR MEETING  
CITY COUNCIL  
CITY OF BOCA RATON, FLORIDA  
TUESDAY, APRIL 26, 2005  
6:00 PM

The regular meeting of the City Council of the City of Boca Raton, Florida was called to order by Mayor Steven Abrams at 6:00 p.m.

**INVOCATION:**

Council Member Hager gave the invocation.

**PLEDGE OF ALLEGIANCE TO THE FLAG:**

**ROLL CALL:**

Mayor Steven L. Abrams  
Deputy Mayor Susan Whelchel  
Council Member Peter Baronoff  
Council Member Bill Hager  
Council Member Susan Haynie

**AMENDMENTS TO THE AGENDA:**

There were no amendments to the agenda.

**MINUTES:**

Minutes of the Organizational Meeting of March 31, 2005  
Minutes of the Regular Workshop Meeting of April 11, 2005  
Minutes of the Regular Meeting of April 12, 2005

*Motion was made by Council Member Hager, seconded by Deputy Mayor Whelchel, to approve the minutes as presented. Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Whelchel, Council Members Baronoff, Hager and Haynie voting yes.*

**PROCLAMATIONS / AWARDS / PRESENTATIONS:**

**Recognition of Utility Services Employees**

Two Utility Services employees, Paul Robinson and Thomas Powell, were honored by Mayor Abrams, on behalf of the City, for their assistance in extinguishing flames at homes that had caught fire as a result of the recent brush fire at Lynn University.

**The Boys & Girls Club of Boca Raton Golf Classic Day – May 20, 2005**

There was no one present to accept the proclamation.

**REGULAR BUSINESS - PART I:**

1. **Appointments to the following boards:**

- a. Builders' Board of Adjustment and Appeals – (1) vacancy (electrical contractor), due to resignation for a term that expired on 02/15/05.

There were no applicants; the vacancy will be re-advertised.

- b. Citizens' Pedestrian and Bikeway Advisory Board – (1) vacancy, due to a resignation, for a term that will expire on 1/12/07.

There were no applicants; the vacancy will be re-advertised.

2. Responses to Workshop Information Requests:

(Consent Agenda Item No. 3.c.3 – Shade Pavilions at Dog Park) A memo was provided. The City Manager advised that the material used for the pavilions is a knitted, high density, polyethylene-type of fabric, dark green in color with a minimum UV Block Factor of 91%.

3. Consent Agenda:

*Motion was made by Council Member Hager, seconded by Council Member Baronoff, to adopt the Consent Agenda, as revised. Motion carried unanimously; Mayor Abrams, Deputy Mayor Whelchel, Council Members Baronoff, Hager and Haynie voting yes.*

a. Sealed Bids

- 1) Trees & Shrubs (Deliver Remove and/or Install)  
Requested by Recreation Services  
Conco Horticultural, Inc. \$40,000
- 2) Fence Repairs at University Woodlands Park and  
Patch Reef Park  
Requested by Recreation Services  
Anything in Fence \$36,319
- 3) Exotic Tree Removal Services  
Requested by Recreation Services  
Arbor Tree & Land, Inc. \$77,644

b. Sealed Bid - Renewal

- 1) Generator Repair and Maintenance Services - Renewal  
Requested by Municipal Services  
All Power Generators, Corp. \$27,395

c. Intergovernmental Agreement

- 1) Pipes, Valves & Fittings  
Requested by Utility Services  
Ferguson Underground Inc. \$30,000
- 2) Caterpillar Tractor (Replacement)  
Requested by Municipal Services  
Kelly Tractor Company \$107,873
- 3) Shade Pavilions at Dog Park  
Requested by Recreation Services  
Hunter-Knepshield Company Inc. \$40,898

d. Sole Source

- 1) Original Equipment Manufacturer (OEM) Parts and Service for Freightliner Trucks  
Requested by Fire Rescue Services  
Freightliner Trucks of South Florida \$25,000

e. Resolution No. 71-2005

A resolution of the City of Boca Raton authorizing the City Manager to execute Work Order No. 10 with CH2M Hill, Inc. for the purpose of a feasibility study evaluating the beneficial reuse of membrane concentrate generated by the Water Treatment Plant; providing for severability; providing for repealer; providing an effective date

f. Resolution No. 72-2005

A resolution of the City of Boca Raton authorizing the City Manager to apply for a grant from the Palm Beach County Department of Public Safety, Division of Emergency Management, Office of Emergency Medical Services, pursuant to the purchase of training equipment and supplies for the Fire Rescue Services Department; authorizing the acceptance of said grant, if awarded; authorizing and directing the City Manager to comply with the terms and conditions of said grant, if awarded; providing for severability; providing for repealer; providing an effective date

g. Resolution No. 73-2005

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an Agreement with Terry Cohen, M.D., for the purpose of providing professional services as Medical Director for emergency and non-emergency medical services provided by the Fire Rescue Services Department and the City; providing for severability; providing for repealer; providing an effective date

h. Resolution No. 74-2005

A resolution of the City of Boca Raton authorizing the City Manager to apply for a grant from the Florida Department of Transportation for the Transportation Efficiency Act for the 21<sup>st</sup> Century (TEA-21); authorizing the acceptance of said grant, if awarded; authorizing the expenditure of matching funds for said grant, if awarded; authorizing and directing the City Manager to comply with the terms and conditions of said grant, if awarded; providing for severability; providing for repealer; providing an effective date

i. Resolution No. 75-2005

A resolution of the City of Boca Raton authorizing the City Manager to execute an agreement with ICMA Retirement Corporation for the purpose of providing an employee retiree health savings plan; providing for severability; providing for repealer; providing an effective date

j. Resolution No. 76-2005 (Revised 4/26/05)

A resolution of the City of Boca Raton urging the 2005 Florida Legislature to vote against House Bill 1521 and Senate Bill 2060, which would severely reduce the ability of community redevelopment agencies to accomplish their statutory redevelopment tasks; providing for severability; providing for repealer; providing an effective date

k. Receive and File Board Minutes – April 26, 2005

- 1) Citizen's Pedestrian and Bikeway Advisory Board  
March 14, 2005
- 2) Community Appearance Board  
March 22 2005  
March 29, 2005  
April 5, 2005
- 3) Education Advisory Board  
February 28, 2005
- 4) Financial Advisory Board  
February 22, 2005
- 5) General Employees' Pension Board  
January 13, 2005 (Investment Committee Meeting)  
January 13, 2005 (Regular Meeting)  
February 10, 2005 (Joint Administrative Meeting)  
February 10, 2005 (Regular Meeting)
- 6) Marine Advisory Board  
March 2, 2005
- 7) North Federal Highway Steering Committee  
March 1, 2005
- 8) Parks and Recreation  
March 1, 2005
- 9) Physically and Mentally Challenged Advisory Board  
March 3, 2005

**REGULAR BUSINESS – PART II – QUASI-JUDICIAL AND RELATED PUBLIC HEARINGS:**

There were no items for consideration.

**REGULAR BUSINESS – PART III – REGULAR PUBLIC HEARINGS:**

There were no items for consideration.

**REGULAR BUSINESS – PART IV – REGULAR PUBLIC HEARINGS/SETTLEMENTS:**

There were no items for consideration.

**REGULAR BUSINESS – PART V - INTRODUCTION OF ORDINANCES:**

4. Ordinance No. 4871

An ordinance of the City of Boca Raton amending Sections 28-977 and 978, Code of Ordinances, pertaining to permitted and conditional uses in the Light Industrial Research Park zoning district; providing for severability; providing for repealer; providing for codification; providing an effective date (AM-05-01)

Council Member Haynie introduced the ordinance.

5. Ordinance No. 4872

An ordinance of the City of Boca Raton amending the Fiscal Year 2004-2005 budget through the Second Quarterly Budget Amendment; providing for severability; providing for repealer; providing an effective date

Deputy Mayor Whelchel introduced the ordinance.

6. Ordinance No. 4873

An ordinance of the City of Boca Raton providing for the vacation and abandonment of a portion of an unimproved alley right-of-way, located between S.E. 14th and S.E. 15th Streets, East of Dixie Highway, as more specifically described herein; providing conditions for vacation and abandonment; providing for severability; providing for repealer; providing an effective date (AB-04-04)

Deputy Mayor Whelchel introduced the ordinance.

**REGULAR BUSINESS - PART VI - PUBLIC REQUESTS:**

Brad McCall, a member of the Boca Blue Group, explained that the group was primarily comprised of citizens and their mission is to increase the recreational use and availability of Boca Raton's water resources for the benefit of Boca Raton's residents. He distributed a handout defining their design concept for recreational uses of the lake and property by the western library. Specifically, they requested construction of a boardwalk around the lake with resting points; water activities, such as canoeing or kayaking, on the lake; and construction of a playground near the library; details were provided. Mr. McCall also requested that two of the group's members act as consultants for the construction of the playground. Suggestions were provided with regard to funding and sponsorship.

Chrissy Biagiotti. and Elizabeth Murdoch, members of the Boca Blue Group, also spoke in support of the above requests.

**REGULAR BUSINESS - PART VII- RESOLUTIONS AND OTHER BUSINESS:**

There were no items for consideration.

**CITY MANAGER RECOMMENDATIONS AND REPORTS:**

Request for Use of the City Seal

The City Council denied the request of the Boca Raton Rugby Club to use the City Seal in connection with their organization.

Boca Raton Inlet

The City Manager advised that the Recreation Services Department contacted Palm Beach County to request stepped-up enforcement at the County-controlled park to the south of the inlet (South Beach Park) in regard to curtailing surfing at the inlet and advised that the City's marine patrol and lifeguards would continue strict enforcement. He also stated that the marine patrol would be posted in this area this weekend due to the expected increase in boat traffic due to the Ft. Lauderdale Air and Sea Show. Mr. Ahnell added that an aerial photograph of the sandbar would be provided to Council, so that members may clearly see the location of the sandbar in regard to the inlet.

**CITY ATTORNEY REPORTS:**

The City Attorney had nothing to report at this time.

**MAYOR AND COUNCIL MEMBER REPORTS:**

Deputy Mayor Whelchel referred to her memo regarding the downtown and asked Council to please read same; she also referred to an email from a citizen voicing concern over the placement of benches in the downtown and asked the City Manager to review this issue.

Council Member Hager provided an update on Boca Raton Community Hospital Board of Directors, advising that Christine Lynn had been named as Vice-Chair and Richard Schmidt was named Chair; he also advised that FAU was continuing with plans for a four-year medical facility on campus.

Council Member Baronoff requested an update on the effort to provide fiscal education for taxpayers. He also advised that he was looking forward to reviewing the City's fiscal plan at the upcoming goal setting sessions, and then spoke to his personal experience with regard to the intense traffic on Glades Road.

Council Member Haynie suggested a comprehensive review of the LIRP zoning district and then requested an update on the construction near the airport, citing proposed development on the neighboring Lamson parcel.

**ADJOURNMENT:**

*Motion was made by Council Member Hager, seconded by Deputy Mayor Whelchel, to adjourn the meeting. Motion carried unanimously on a voice vote; Mayor Abrams Deputy Mayor Whelchel, Council Members Baronoff, Hager and Haynie voting yes.*

The regular meeting of the City Council of the City of Boca Raton adjourned at approximately 6:42 p.m. on Tuesday, April 26, 2005.

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Steven L. Abrams, Mayor

ATTEST:

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Sharma Carannante, City Clerk