

MINUTES OF THE REGULAR MEETING
CITY COUNCIL
CITY OF BOCA RATON, FLORIDA
TUESDAY, JANUARY 8, 2002
6:00 PM

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

INVOCATION:

Council Member Glass gave the invocation.

ROLL CALL:

Mayor Steven L. Abrams
Deputy Mayor Carol G. Hanson
Council Member Dave Freudenberg
Council Member Bill Glass
Council Member Susan Haynie

Also attending the meeting were:

City Manager Leif J. Ahnell
City Attorney Diana Grub Frieser
City Clerk Sharma Carannante

AMENDMENTS TO THE AGENDA:

Motion was made by Council Member Freudenberg, seconded by Council Member Glass, to add Resolution No. 8-2002, a resolution rescheduling regular City Council workshops and meetings, to Part VI, Resolutions and Other Business. (Correction of a scrivener error in the numbering of the resolution was corrected at the time of consideration. The resolution was adopted as Resolution No. 9-2002.) Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Hanson, Council Members Freudenberg, Glass and Haynie voting yes.

PROCLAMATIONS/RECOGNITIONS:

There were no proclamations or recognitions.

PRESENTATIONS:

There were no presentations.

MINUTES:

Minutes of the Regular Workshop Meeting of December 10, 2001
Minutes of the Regular Meeting of December 11, 2001

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

REGULAR BUSINESS - PART I:

1. Appointments to the following boards:

- a. Builders' Board of Adjustment and Appeals – (1) vacancy, to complete the term of Lee Walker, whose term expires 02/15/04.

There were no applicants. The vacancy will be re-noticed.

- b. Citizens' Pedestrian & Bikeway Board – (4) vacancies, two due to resignations of Jackie Wiesenfeld and Constance Scott, whose terms expire 01/12/04, and two due to term expirations of Clint Oster and George Petruff, whose terms expire 01/12/02.

Motion was made by Council Member Haynie, seconded by Council Member Glass, to re-appoint Clint Oster and George Petruff (for three-year terms) and to appoint Jerome Wolf (to a term expiring 01/12/04) to the board. Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Hanson, Council Members Freudenberg, Glass and Haynie voting yes.

Messrs. Oster and Petruff were re-appointed; Mr. Wolf was appointed.

- c. Education Advisory Board – (1) vacancy, due to resignation of Scott Notowitz, whose term expires 07/28/04.

Deputy Mayor Hanson nominated Vincent Kashuda; Council Member Haynie nominated Joseph Abruzzo. As no other nominations were forthcoming, nominations were closed without objection.

In the voting: Mayor Abrams and Council Members Freudenberg and Haynie voted for Joseph Abruzzo; Deputy Mayor Hanson and Council Member Glass voted for Vincent Kashuda.

Mr. Abruzzo was appointed.

- d. Physically and Mentally Challenged Board – (1) vacancy, due to resignation of Lin Schader, whose term expires 04/23/02.

Mayor Abrams nominated Vicky Lytle; Deputy Mayor Hanson nominated Roslyn Rudolph; Council Member Haynie nominated John Ehrlein. As no other nominations were forthcoming, nominations were closed without objection.

In the first round of voting: Mayor Abrams voted for Vicky Lytle; Deputy Mayor Hanson and Council Member Glass voted for Roslyn Rudolph; Council Members Freudenberg and Haynie voted for John Ehrlein. The first vote resulted in a tie between Roslyn Rudolph and John Ehrlein.

In the second round of voting: Mayor Abrams, Deputy Mayor Hanson, and Council Member Glass voted for Roslyn Rudolph; Council Members Freudenberg and Haynie voted for John Ehrlein.

Ms. Rudolph was appointed.

2. Responses to Workshop Information Requests:

The City Manager explained that responses would be provided in the presentations given this evening and under "City Manager Reports."

3. Consent Agenda:

In response to questions raised by Carl Jacobs during the public hearing, the City Attorney provided the following responses:

(Item 3.f. - Resolution No. 5-2002, an agreement with the FAU Foundation relating to taxes/fees and University Commons), The agreement was drafted prior to the Palm Beach County Tax Assessor coming out with a public position. This agreement contains additional protections for the City regarding back-up payment agreements from the FAU Foundation. Therefore, it was deemed beneficial for the City to move forward. The City Manager further explained that, regarding University Commons, the City has not yet collected any tax revenues, as that property will be on next year's tax role. However, University Commons is currently paying applicable City fees, such as water and sewer charges:

(Item 3.i. - Resolution No. 8-2002, relating to non-ad valorem assessment billing), This resolution proposes to proceed with uniform taxation collection on special assessments, which will be placed on the property tax bill from the County. However, Florida Statutes require an agreement between the City and the Palm Beach County Tax Collector before billing may take place: and

(Item 3.l.(14) - Planning and Zoning Board minutes – Mr. Jacobs objected to one of the decisions made at the Board meeting). The Planning and Zoning Board minutes are presented to Council for informational purposes -- Council takes no action on those Board items.

Motion was made by Deputy Mayor Hanson, seconded by Council Member Glass, to approve the Consent Agenda, with Resolution No. 6-2002 (Item 3.g.) as revised. Motion carried unanimously; Mayor Abrams, Deputy Mayor Hanson, Council Members Freudenberg, Glass and Haynie voting yes.

a. Sealed Bid

(1)	Supply & Installation of a 50 HP Hot Water Boiler - Replacement Requested by Utility Services ARC Power Systems, LLC	\$36,200
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b. Change Order

(1)	Glades Road Water Treatment Plant On-Site Sodium Hypochlorite Generation System, Change Order #1 Requested by Utility Services The Poole and Kent Company	\$65,114
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c. Intergovernmental Agreement

(1)	Traffic Signal Installations Requested by Municipal Services Mastec ITS of Florida Inc. (formerly Designed Traffic Installation Company)	\$270,819
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d. Resolution No. 2-2002

A resolution of the City of Boca Raton accepting and approving the final plat known as the DWV Plat subdivision plat, and authorizing the Mayor and City Clerk to execute the plat; providing for severability; providing for repealer; providing an effective date (SUB 01-02)

e. Resolution No. 3-2002

A resolution of the City of Boca Raton authorizing the City Manager to apply for a grant from Department of Justice for a "Byrne" Federal Drug Control and System Improvement grant; 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

f. Resolution No. 5-2002

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an Agreement and Covenant with Florida Atlantic University Foundation, Inc., and Uncommon, Ltd., for the purpose of insuring payment to the City of ad valorem taxes and applicable fees for improvements on the property known as University Commons located at 1400 West Glades Road; providing for severability; providing for repealer; providing an effective date

g. Resolution No. 6-2002

A resolution of the City of Boca Raton approving the City's Year 2002 Federal legislative and funding priorities; providing for severability; providing for repealer; providing an effective date

h. Resolution No. 7-2002

A resolution of the City of Boca Raton announcing the regular election to be held in and for the City of Boca Raton on the 12th day of March, 2002; providing for publication; providing for severability; providing for repealer; providing an effective date

i. Resolution No. 8-2002

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an agreement with the Palm Beach County Tax Collector for the purpose of implementation and collection of non-ad valorem assessment billing; providing for severability; providing for repealer; providing an effective date

j. Board Resignation

(1) Resignation of Matthew S. Nelles from the Community Relations Board

k. Receive and File Board Orders

- 1) Special Master
 - a) SM(G) Case No. 00-307
 - b) SM(G) Case No. 01-64
 - c) SM Case No. 1-142
 - d) SM(G) Case No. 01-1202
 - e) SM Case No. 1-1907
 - f) SM(G) Case No. 1-2067
 - g) SM Case No. 1-2081
 - h) SM(G) Case No. 01-2765
 - i) SM(G) Case No. 1-3240
 - j) SM(G) Case No. 1-3341
 - k) SM(G) Case No. 1-3949
 - l) SM(G) Case No. 1-4202
 - m) SM(G) Case No. 1-4310
 - n) SM(G) Case No. 1-4440
 - o) SM(G) Case No. 1-4556

- p) SM(G) Case No. 1-4819
- q) SM(G) Case No. 1-4824
- r) SM(G) Case No. 1-4767
- s) SM(G) Case No. 1-4889
- t) SM(G) Case No. 1-4890
- u) SM(G) Case No. 1-4918

I. Receive and File Board Minutes – January 8, 2002

- 1) Citizens' Pedestrian and Bikeway Advisory Board
November 19, 2001
- 2) Civil Service Board
September 26, 2000
- 3) Code Enforcement Board
August 21, 2001
- 4) Community Appearance Board
November 13, 2001
November 20, 2001
November 27, 2001
December 4, 2001
- 5) Downtown Visions Committee
October 16, 2001
- 6) Education Advisory Board
November 5, 2001
November 19, 2001
- 7) General Employees Pension Board
October 29, 2001
- 8) Historic Preservation Board
October 9, 2001
November 20, 2001
- 9) Library Advisory Board
November 15, 2001
- 10) Marine Advisory Board
November 14, 2001
- 11) Parks and Recreation Board
November 6, 2001
- 12) Pearl City Blue Ribbon Committee
November 15, 2001
- 13) Physically and Mentally Challenged Board
November 1, 2001
- 14) Planning and Zoning Board
October 18, 2001
November 8, 2001
- 15) Police & Firefighters' Pension Board
October 17, 2001

- 16) Special Master Hearing
October 24, 2001
- 17) Telecommunications Advisory Board
July 2, 2001
October 15, 2001
November 5, 2001

REGULAR BUSINESS – PART II – QUASI-JUDICIAL PUBLIC HEARINGS:

4. Resolution No. 1-2002

A resolution of the City of Boca Raton granting conditional use approval for the School Board of Palm Beach County for a parcel of land located at 1501 NW 15 Avenue, as described more particularly herein; providing for severability; providing for repealer; providing an effective date (CA-01-07)

a. Resolution No. 4-2002

A resolution of the City of Boca Raton granting tentative plat approval to the proposed Boca Raton Community High School Plat subdivision plat, subject to conditions; providing for severability; providing for repealer; providing an effective date (SUB-01-04)

The public hearings on Resolution Nos. 1-2002 and 4-2002 were held concurrently. The City Attorney explained the quasi-judicial procedures that would govern the public hearing. The City Clerk administered the oath to those who planned to speak on the petition.

Under ex-parte communications, Mayor Abrams disclosed that he had spoken, at School Board Member Whelchel's request, with Bill Malone, Chief Operating Officer of the Palm Beach County School Board, Julieann Rico Allison, Attorney/Consultant for the Palm Beach County School Board, and Kris Garrison, Director of Planning Facilities with the School District of Palm Beach County. Council Member Haynie disclosed that she had spoken with Pastor Dave Dangerfield, who is on the SAC of Boca Raton Community High School. Council Member Freudenberg disclosed that he had spoken with Don Rogers, a teacher at Boca Raton Community High School, who also has a list of people who had contacted Mr. Freudenberg in regard to this issue. Deputy Mayor Hanson disclosed that she had spoken with Don Rogers and Jon Klasfeld.

Development Services Senior Planner Barbara Cohen gave the concurrent presentation on both resolutions. She provided information relating to location, zoning, acreage, and properties/businesses surrounding Boca Raton Community High School. School enrollment is at approximately 2,000. Details were given relating to parking and proposed structures. It was determined that the science building, the football field, and the locker building would remain in the same location. On the southern portion of the site, new buildings would be constructed around a central open-air courtyard area with retention ponds in close proximity. Those new buildings include a cafeteria, auditorium/music center, administration building, media building, a locker section, and a gymnasium. Two new administration buildings, at 2- and 3-stories, respectively, are also planned. A soccer field and practice field are slated for the northern portion of the site. Chain-link fencing would be constructed around the perimeter of the school for safety purposes. There are two vehicular entrances to the school site at the northern and southern sections of the parking lot, which will contain a total of 660 spaces. Ingress and egress of bus routes were established as well.

Ms. Cohen reviewed the technical deviations requested and then answered questions raised at yesterday's workshop. Regarding the right-of-way abandonment and the easements on the residential lots, she stated that the total acreage is .55 acres or 23,793 square feet. The total acreage of the LWDD L-46 Canal, which the City proposes to sell, is .48 acres.

Ms. Cohen provided a detailed review of the following proposed conditions, which were revised based on comments from Council at yesterday's workshop: Condition 5, relating to the City making necessary improvements and sharing the cost with the School Board equally; Condition 8, requiring designation of a

bus shelter; Condition 9, requiring the City to replace pavement markings above-ground signage, and flashers on NW 15th Avenue in conjunction with the turn-lane improvements. Per Ms. Cohen, two conditions were added by the Planning and Zoning Board: Condition 12, which was amended to delete the masonry wall and include a 6-foot chain link fence and a hedge on school property and anywhere that the school abuts residential buildings; Condition 13, which contains new language approving the three technical deviations requested. The last item, Condition 14, states that this conditional use approval is contingent upon Council's approval of the abandonment of the rights-of-way of N.W. 16th Street, the easements in the residential lots, and the sale of city-owned property for the drainage canal, which bisects the School Board's property, Lake Worth Drainage District's L-46 Canal. Staff and the Planning and Zoning Board recommend approval with conditions as listed. Ms. Cohen then answered questions from Council.

Bill Malone, Chief Operating Officer of the Palm Beach County School Board, gave a presentation on this project and responded to questions, including those raised at the workshop. Those questions included possible relocation of the FPL lines, student capacity, parking during construction, the retention ponds, and fencing.

Jon Klasfeld spoke in opposition, objecting primarily to the development plan. Carrie Gallagher, expressed concerns about her daughter attending school on a "construction site."

Under cross-examination, Mr. Malone responded to questions from Mr. Klasfeld.

Motion was made by Council Member Freudenberg, seconded by Council Member Haynie to adopt Resolution No. 1-2002, as revised (Second Revised 1/8/02).

Motion was made by Council Member Haynie, seconded by Deputy Mayor Hanson, to amend Resolution No. 1-2002, by adding language generally consistent with the following to Condition 5, Page 5, Line 10: "An interlocal agreement setting forth these obligations shall be entered into between the City and the School Board." Motion carried unanimously on a voice vote; Mayor Abrams, Deputy Mayor Hanson, Council Members Freudenberg, Glass and Haynie voting yes.

The vote on the main motion to adopt Resolution No. 1-2002 as revised (Second Revised 1/8/02) and amended carried unanimously; Mayor Abrams, Deputy Mayor Hanson, Council Members Freudenberg, Glass and Haynie voting yes.

Motion was made by Council Member Haynie, seconded by Deputy Mayor Hanson, to adopt Resolution No. 4-2002. Motion carried unanimously; Mayor Abrams, Deputy Mayor Hanson, Council Members Freudenberg, Glass and Haynie voting yes.

REGULAR BUSINESS – PART III – REGULAR PUBLIC HEARINGS:

5. Ordinance No. 4624

An ordinance of the City of Boca Raton relating to front porches; amending Section 28-2, Code of Ordinances, to provide a definition of front porch; amending Section 28-130(3), Code of Ordinances, to prohibit the Zoning Board of Adjustment from granting setback variances for front porches or variances for enclosing front porches; Amending Section 28-1354, Code of Ordinances, to provide setbacks for front porches; amending Section 2-128, Code of Ordinances, to authorize the Community Appearance Board to review applications for front porches related to single family residences; providing for severability; providing for repealer; providing for codification; providing an effective date (AM-00-02)

Development Services Director Jorge Camejo gave the presentation, explaining that this ordinance would allow for a maximum overhang of 10 feet and a maximum floor-surface area of 7 feet for construction of a front porch. Mr. Camejo highlighted revisions made to the ordinance based on Council's comments at yesterday's workshop. He then concluded his presentation and answered questions from Council. Attention focused on setbacks, PUDs (Planned Unit Developments), and the special setback on N. Dixie Highway.

No one wished to speak during the public hearing.

Motion was made by Council Member Haynie, seconded by Deputy Mayor Hanson, to adopt Ordinance No. 4624, as revised. Motion carried unanimously; Mayor Abrams, Deputy Mayor Hanson, Council Members Freudenberg, Glass and Haynie voting yes.

6. Ordinance No. 4625

An ordinance of the City of Boca Raton relating to the Police and Firefighters' Retirement System; amending Sections 12-151 and 12-153, Code of Ordinances, relating to the retirement supplement; clarifying that the election to receive a survivor option for the retirement supplement may be made at the time the member applies for retirement benefits; to amend the provisions regarding increases in benefits; providing for severability; providing for repealer; providing for codification; providing an effective date

Assistant City Manager Kathleen Dailey gave the presentation, explaining that two changes have been made to the retirement system. The first amendment clarifies that members participating in the DROP (Deferred Retirement Option Plan) may 1) elect a survivor option upon entering the DROP and 2) make an election prior to receiving retirement benefits. The second amendment affects those police officers retiring on or after October 1, 2001. They will receive a 2% increase to their pension benefits beginning one year after retirement. For disability retirees, this annual increase to their pension benefits shall be received one year after their eligibility for normal retirement. Ms. Dailey explained that this ordinance had been reviewed by the Board of Trustees of the Police and Firefighters' Retirement System. She then concluded her presentation and answered questions from Council.

No one wished to speak during the public hearing.

Motion was made by Deputy Mayor Hanson, seconded by Council Member Glass, to adopt Ordinance No. 4625, as revised January 8, 2002. Motion carried unanimously; Mayor Abrams, Deputy Mayor Hanson, Council Members Freudenberg, Glass and Haynie voting yes.

7. Ordinance No. 4626

An ordinance of the City of Boca Raton relating to conditional uses in the M-2 General Industrial District; amending Section 28-1098, Code of Ordinances, to establish a maximum gross floor area for retail uses and lumber and building supply sales facilities in the M-2 General Industrial District; providing for severability; providing for repealer; providing for codification; providing an effective date

Development Services Planning and Zoning Director Carmen Annunziato gave the presentation. He explained that Ordinance No. 4615 relating to the M-1 zoning district for conditional uses, previously adopted by Council, affects conditional uses in the M-2 zoning district as well, since the M-2 zoning district refers back to the M-1 for conditional uses. Therefore, this ordinance is needed to amend the M-2 accordingly. The same list of conditional uses will be found in both the M-1 and M-2. Specifically, the uses in the M-2 code, as proposed to be amended, provide for eating and drinking establishments, limiting the area utilized for the sale and storage of lumber and building supplies to a maximum of 20,000 square feet, limiting the area devoted to retail uses to a maximum of 20,000 square feet, and providing for business, professional and government offices. Mr. Annunziato concluded his presentation and answered questions from Council.

No one wished to speak during the public hearing. As this was the first of two required public hearings, no vote was taken.

REGULAR BUSINESS – PART IV - INTRODUCTION OF ORDINANCES:

8. Ordinance No. 4628

An ordinance of the City of Boca Raton providing for the vacation and abandonment of special purpose utility easements, located at 101 N.E. 20th Street, as more specifically described herein; providing conditions for vacation and abandonment; providing for severability; providing for repealer; providing an effective date (E-01-EA-04)

Council Member Haynie introduced the ordinance.

9. Ordinance No. 4629

An ordinance of the City of Boca Raton amending the Fiscal Year 2001-2002 Budget through the First Quarterly Budget Amendment; providing for severability; providing for repealer; providing an effective date

Council Member Freudenberg introduced the ordinance.

10. Ordinance No. 4630

An ordinance of the City of Boca Raton amending the Procurement Code to provide a local preference to two (2) percent for contracts of at least \$3,000 but not more than \$100,000, to be awarded pursuant to competitive sealed bidding and small purchase procedures; providing for severability; providing for repealer; providing for codification; providing an effective date

Council Member Glass introduced the ordinance.

REGULAR BUSINESS - PART V - PUBLIC REQUESTS:

No one came forward to speak.

REGULAR BUSINESS - PART VI - RESOLUTIONS AND OTHER BUSINESS:

11. Resolution No. 9-2002

A resolution of the City of Boca Raton rescheduling the second workshop and regular meetings in January 2002; canceling the first workshop and regular meetings in March 2002, and rescheduling the second workshop and regular meetings in March 2002; scheduling the organizational meeting for April 1, 2002; rescheduling the second workshop and regular meetings in May 2002; rescheduling the first workshop and regular meetings in November 2002; and canceling the second workshop and regular meetings in December 2002; providing for severability; providing for repealer; providing an effective date

Discussion occurred regarding the suggestion that the second January meetings be scheduled for January 28 and 29 instead of January 22 and 23.

Motion was made by Council Member Glass, seconded by Deputy Mayor Hanson, to adopt Resolution No. 9-2002.

Motion was made by Council Member Freudenberg, seconded by Council Member Glass, to amend Resolution No. 9-2002, to re-schedule the second January workshop and regular meetings from January 22 and 23, 2002, respectively, to January 28 and 29, 2002, respectively. Motion failed 1-4 on a voice vote; Council Member Freudenberg voted yes. Mayor Abrams, Deputy Mayor Hanson, Council Members Glass and Haynie voted no.

The vote on the main motion to adopt Resolution No. 9-2002 carried 4-1; Deputy Mayor Hanson, Council Members Freudenberg, Glass and Haynie voting yes. Mayor Abrams voted no.

CITY MANAGER RECOMMENDATIONS AND REPORTS:

The City Manager referred to four memos with attachments, dated January 8, 2002, from Fire Chief Bruce Silk, which provided responses to questions raised at yesterday's workshop relating to the proposed fire-rescue facilities. Mr. Ahnell reviewed the memos and presented thorough details regarding appearance of the facilities, a size and cost comparison with the County, the cost of providing service to Florida Atlantic University and the Boca Raton Airport, and information on the Deerfield Beach Public Safety Impact Fee. The City Manager answered questions from Council; much discussion ensued. Many options were reviewed.

Mr. Ahnell then focused on the library facilities and referenced the memo with attachments, dated January 8, 2002, from Recreation Services Director Mickey Gomez, relating to the proposed library facilities. Copies of the March 1994 Library Referendum, a breakdown of non-users of the library listed by zip code or city, and information from the Palm Beach County Library website relating to library locations, was provided. The City Manager commented again that one library facility totaling 75,000 square feet, or two library facilities totaling 75,000 square feet, is needed to service the residents of the City of Boca Raton, according to the consultants who conducted the study. Mr. Ahnell then answered questions from Council. Much discussion followed. Options were reviewed.

Library Services Manager Catherine O'Connell came forward to provide additional information to Council as requested.

Additional discussion followed relating to funding for operating costs as well as construction. The topic of annexation was approached as a funding alternative to the bond issue. Much discussion followed; Council was generally split on the issue of annexation. Focus was also given to whether these issues should be placed on the March or November ballots.

Motion was made by Mayor Abrams, seconded by Council Member Freudenberg to direct the City Manager to pursue a study relating to annexation of the entire Reserve Area, in addition to the previously approved study relating to annexation of the Town Center Mall area, for placement on the November 2002 ballot. It was agreed that the study would include questions raised by Deputy Mayor Hanson, as well as any other information Council would like to obtain, and was being conducted to provide a comparative for voters when contemplating approval of a bond referendum. Motion carried 4-1; Mayor Abrams, Council Members Freudenberg, Glass and Haynie voting yes. Deputy Mayor Hanson voted no.

Deputy Mayor Hanson suggested that planning sessions with staff be conducted periodically in order that Council may have the opportunity to ask questions and obtain updated information regarding the proposed fire and library facilities.

Amendments to the Sign Code

Speaking on the issue of sign code amendments, the City Manager advised that input was being obtained from the Community Appearance Board and the Code Enforcement staff. That information will be made available to Council when the sign code ordinance is presented at the next regularly scheduled Council meeting.

CITY ATTORNEY REPORTS:

The City Attorney had nothing to report at this time.

MAYOR AND COUNCIL MEMBER REPORTS:

Council Member Haynie commented on the deteriorated condition of the sidewalk in front of the City's library, providing a photo supplied by a constituent, and asked that it be repaired.

Council Member Haynie requested that Code Enforcement look into the parking problems experienced by retailers in the downtown area on Federal Highway, due to construction workers using all available spaces on SE 1st Avenue.

Deputy Mayor Hanson explained that she intends to purchase and then donate copies of a publication entitled, "Heart to Heart," to the library. This publication, which provides a first-hand account of issues faced by teens who have lost a parent, was written by Brynne Duke, daughter of two former Boca Raton police captains, Linda Forst and the late James Duke.

Deputy Mayor Hanson asked the City Manager for an update on the Adelpia franchise, noting that she has received many customer complaints. Mr. Ahnell advised that the City is preparing to begin negotiations in 30-45 days and staff is reviewing other options.

Deputy Mayor Hanson inquired as to whether Mizner Park is losing another tenant. Mr. Ahnell is to follow up.

Deputy Mayor Hanson asked for clarification of the policy with Tri-County Humane Society related to picking up of dead animals, noting complaints received where it was alleged that Tri-County has been non-responsive. She also asked that the City Manager investigate complaints alleging that Tri-County was not picking up strays.

Council Member Freudenberg shared pictures supplied by a citizen that show motorcycles parked on a sidewalk at Mizner Park. He asked the City Manager to look into the situation.

Council Member Freudenberg referenced the issue of new fire and library facilities, submitting a petition from the Woodfield Country Club Homeowners Association containing 300 signatures in support of same.

ADJOURNMENT:

The regular meeting of the City Council of the City of Boca Raton adjourned at approximately 9:15 p.m. on Tuesday, January 8, 2002.

Steven L. Abrams, Mayor

ATTEST:

Sharma Carannante, City Clerk