

MINUTES OF THE REGULAR MEETING  
CITY COUNCIL  
CITY OF BOCA RATON, FLORIDA  
WEDNESDAY, JANUARY 23, 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 Bill Glass  
Council Member Susan Haynie

Council Member Dave Freudenberg was absent. (Excused)

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 Haynie, seconded by Council Member Glass, to amend the agenda to add Ordinance No. 4631 under Regular Business – Part IV – Introduction of Ordinances, as Item 11.a. Motion carried 4-0 on a voice vote; Mayor Abrams, Deputy Mayor Hanson, Council Members Glass and Haynie voting yes.*

*Motion was made by Council Member Glass, seconded by Deputy Mayor Hanson, to remove Item 10., Ordinance No. 4630. (The ordinance will be considered at the next regularly scheduled Council meeting of February 12, 2002.) Motion carried 4-0 on a voice vote; Mayor Abrams, Deputy Mayor Hanson, Council Members 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 January 7, 2002  
Minutes of the Regular Meeting of January 8, 2002

*Motion was made by Council Member Glass, seconded by Deputy Mayor Hanson, to approve the minutes as revised. Motion carried 4-0 on a voice vote; Mayor Abrams, Deputy Mayor Hanson, Council Members Glass and Haynie voting yes.*

## **REGULAR BUSINESS - PART I:**

### 1. Appointments to the following boards:

There were no appointments to consider.

### 2. Responses to Workshop Information Requests: The City Manager reviewed the following:

(Consent Agenda Item No. 3.a.1., Wellfield Rehabilitation and Improvements) A memo was provided explaining that the rehabilitation of the 22 wells in the Northwest Wellfield will improve water quality and restore the capacity of the wellfield. In addition, the Northwest Wellfield will be the primary water supply for the membrane softening facility. The remaining wells in the Eastern and Southwestern Wellfields are not as critical at this time. However, staff recently tested the capacity of 28 wells in the Eastern and Southwestern Wellfields with favorable results. In aggregate, these wells produced a flow of approximately 91% of their rated capacity.

(Consent Agenda Item Nos. 3.b.1.-7., Landscape Maintenance Services throughout the City) A memo and a roadway median map, detailing right-of-way beautification, were provided. Approximately 165 miles throughout the City receive landscape maintenance by contract, which is issued by sections – North, South, Central, and East. In addition, there are separate maintenance contracts for the Downtown, the El Rio Bicycle/Pedestrian Corridor, and the Cemetery/Mausoleum. All maintenance is financed through the beautification fund.

(Consent Agenda Item No. 3.f. – Resolution No. 13-2002, Financial Assistance Agreement with the County for beautification of Palmetto Park Road) A memo was provided relating to the projected landscape maintenance costs, which are estimated at \$6,400 per month.

(Consent Agenda Item No. 3.c.1., Fire Hydrant Audit) A memo was provided detailing annual fire hydrant fees. For hydrants inside the City, the fee is \$250 each; for hydrants outside the City, the fee is \$312.50 each. This fee covers inspections, testing, maintenance, repair and replacement of fire hydrants. Last year, the total revenue from this fee was \$1,296,200, part of which comes from the County.

(Consent Agenda Item No. 3.k. – Resolution No. 18-2002, Release and Agreement relating to the Park Ranger/Marine Safety Headquarters) A memo and the Cost to Complete provided by the bonding company (Preferred National Insurance Company) for the project were supplied. Mr. Ahnell explained the negotiated settlement.

(Agenda Item No. 4. – Ordinance No. 4604, Amendment to the Comprehensive Plan relating to the Transportation Element) A memo was provided outlining responses to the Florida Department of Transportation's (FDOT) comments regarding the proposed changes. The City Manager explained that further details would be forthcoming later tonight during the presentation.

### 3. Consent Agenda:

Ron Peasley came forward during the public hearing and suggested that a maintenance board be created to review various issues, such as warranties and large purchases, when the City contracts for products or services. He cited the Landscape Maintenance Services, under "Sealed Renewals," as examples of items the board could evaluate in an effort to avoid possible oversights and save the City money.

Carl Jacobs brought forward three zelars, showing fire hydrants found within the City. He commented on Consent Agenda Item 3.c.1., the Fire Hydrant Audit, tendering questions and offering suggestions relating to what should be considered when conducting the audit.

*Motion was made by Deputy Mayor Hanson, seconded by Council Member Glass, to approve the Consent Agenda. Motion carried 4-0; Mayor Abrams, Deputy Mayor Hanson, Council Members Glass and Haynie voting yes.*

- a. Sealed Bid
  - 1) Wellfield Rehabilitation and Improvements  
Requested by Utility Services  
Florida Design Contractors, Inc. \$2,544,735
  
- b. Sealed Renewals
  - 1) Landscape Maintenance Services for Central Section  
Requested by Recreation Services  
Complete Property Services \$135,348
  - 2) Landscape Maintenance Services for East Section  
Requested by Recreation Services  
Lucky Lawns, Inc. \$103,926
  - 3) Landscape Maintenance Services for North Section  
Requested by Recreation Services  
Lucky Lawns, Inc. \$98,835
  - 4) Landscape Maintenance Services for South Section  
Requested by Recreation Services  
Custom Care, Inc. \$187,335
  - 5) Landscape Maintenance Services for El Rio  
Bicycle/Pedestrian Corridor  
Requested by Recreation Services  
Lucky Lawns, Inc. \$42,455
  - 6) Landscape Maintenance Services for  
Cemetery and Mausoleum  
Requested by Recreation Services  
Edge & Cut Landscaping \$42,035
  - 7) Landscape Maintenance Services for Downtown Section  
Requested by Recreation Services  
Custom Care, Inc. \$158,367
  - 8) Westinghouse Electrical Spare Parts  
Requested by Utility Services  
Erin Electrical Enterprises \$150,000
  
- c. Intergovernmental Agreement
  - 1) Fire Hydrant Audit  
Requested by Utility Services  
Metro Service Consultants \$112,470
  
- d. Resolution No. 11-2002

A resolution of the City of Boca Raton approving and accepting an easement deed from B R C H Corporation over certain lands located at 600 Glades Road; providing for severability; providing for repealer; providing an effective date

e. Resolution No. 12-2002

A resolution of the City of Boca Raton authorizing the City Manager to execute Work Order No. 02-1 with Post, Buckley, Schuh & Jernigan, Inc., for the purpose of providing additional survey and design services for the Pearl City Citizen Master Plan Improvements; providing for severability; providing for repealer; providing an effective date

f. Resolution No. 13-2002

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute a Financial Assistance Agreement with Palm Beach County for beautification of the north and south sides of Palmetto Park Road from approximately N.W. 12<sup>th</sup> Avenue to N.W. 9<sup>th</sup> Avenue, and the north side of Palmetto Park Road from the El Rio Canal to N.W. 4<sup>th</sup> Avenue; providing for severability; providing for repealer; providing an effective date

g. Resolution No. 14-2002

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an agreement with LBFH, Inc., for the purpose of providing professional civil engineering services; providing for severability; providing for repealer; providing an effective date

h. Resolution No. 15-2002

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an agreement with Post, Buckley, Schuh & Jernigan, Inc., for the purpose of providing professional civil engineering services; providing for severability; providing for repealer; providing an effective date

i. Resolution No. 16-2002

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an agreement with Flynn Engineering Services, P.A., for the purpose of providing professional civil engineering services; providing for severability; providing for repealer; providing an effective date

j. Resolution No. 17-2002

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an agreement with JDR Construction Co., Inc., for the purpose of providing professional civil engineering services; providing for severability; providing for repealer; providing an effective date

k. Resolution No. 18-2002

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute a mutual release and settlement agreement with Preferred National Insurance Company ("PNIC") for the purpose of construction closeout for the Park Ranger/Marine Safety Headquarters; providing for severability; providing for repealer; providing an effective date

I. Resolution No. 19-2002

A resolution of the City of Boca Raton authorizing the City Manager to apply for a grant from the Florida Department of Community Affairs, Division of Emergency Management, for training and equipping an emergency response team unit; 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

m. Board Resignation

- 1) Resignation of Jose F. Gonzalez-Heres from the Telecommunications Advisory Board
- 2) Resignation of George L. Sigalos from the Zoning Board of Adjustment

n. Receive and File Board Minutes – January 23, 2002

- 1) Community Appearance Board  
December 11, 2001  
December 18, 2001
  - 2) Community Relations  
September 19, 2001
  - 3) Financial Advisory Board  
October 29, 2001
  - 4) General Employees Pension Board  
November 7, 2001
  - 5) Marine Advisory Board  
December 19, 2001
  - 6) Parks and Recreation Board  
December 4, 2001
  - 7) Physically and Mentally Challenged Board  
December 6, 2001
  - 8) Police & Firefighters' Pension Board  
November 19, 2001
  - 9) Telecommunications Advisory Board  
December 17, 2001
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**REGULAR BUSINESS – PART II – QUASI-JUDICIAL PUBLIC HEARINGS:**

There were no quasi-judicial public hearings.

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

### 4. Ordinance No. 4604

An ordinance of the City of Boca Raton amending the City of Boca Raton Comprehensive Plan; creating four new policies and amending two policies in the Transportation Element related to the Thoroughfare Right-of-Way Protection Map, Transportation Concurrency Management and the Constraint of Certain Roadway Facilities, providing for incorporation of the City's Thoroughfare Right-of-Way Map; providing for designation of portions of NW 2<sup>nd</sup> Avenue, NE 5<sup>th</sup> Avenue, SW 18<sup>th</sup> Street and Palmetto Park Road as constrained roadway facilities not to be widened; providing for severability; providing for repealer; providing an effective date (SC-01-08)

### 5. Ordinance No. 4605

An ordinance of the City of Boca Raton amending the Comprehensive Plan; creating a new Public School Facilities Element to provide for countywide school concurrency and a level of service standard for public school facilities; amending the Capital Improvements Element by amending Policy CIE.1.1.3 and Policy CIE.1.3.3 to modify the definition of categories of public facilities relating to public schools and creating Policy CIE.1.4.3 relating to minimum level of service standards established in respective elements of the Comprehensive Plan; adopting the School District of Palm Beach County Six Year Capital Improvement Schedule; amending the Intergovernmental Coordination Element of the Comprehensive Plan by amending Objective ICE.1.1.0 and Objective ICE.1.4.0 to provide for intergovernmental coordination with the School Board in the siting of schools with planned infrastructure and public facilities and by creating Policy ICE.1.4.9.1, Policy ICE.1.4.9.2, Policy ICE.1.4.9.3, Policy ICE.1.4.9.4, Policy ICE.1.4.9.5, Policy ICE.1.4.9.6, Policy ICE.1.4.9.7, Policy ICE.1.4.9.8, Policy ICE.1.4.9.9, Policy ICE.1.4.9.10, Policy ICE.1.4.9.11, and Policy ICE.1.4.9.12; amending the map appendix of the Comprehensive Plan by creating a new School Concurrency Map Series PS 1.1, PS 2.1, PS 3.1, PS 3.2, PS 3.3, and PS 3.4 relating to public school facilities planning; providing for severability; providing for repealer; providing for codification; providing an effective date (SC-01-07)

The presentation on Ordinance No. 4605 was given first, followed by a presentation on Ordinance No. 4604.

Development Services Senior Planner Jennifer Simon responded to questions raised at yesterday's workshop. She directed attention to attendance boundary maps for elementary, middle, and high schools. She explained that these maps do not require a Comprehensive Plan amendment to be changed. The maps are reviewed annually by a subcommittee of the School Board; population projections, student enrollment, school capacity, new development and redevelopment, school siting, and new construction are considered. Neighborhoods and local governments affected by proposed attendance boundary changes are notified by the School Board. Ms. Simon outlined those schools in the Boca/Delray area, which are expected to experience boundary changes. She then clarified that boundary maps, which require an amendment to the Comprehensive Plan should the School District propose a change, are those relating to school concurrency service area maps. Those amendments comprise the body of the ordinance to be considered tonight.

Ms. Simon explained that this was the second and final hearing for Ordinance No. 4605. She then outlined four amendments to the Comprehensive Plan, which include the following: 1) a new Public School Facilities Element, 2) amendment to the Capital Improvement Element, 3) amendment to the Intergovernmental Coordination Element, and 4) amendment to the Map Appendix. Extensive detail in relation to each item was provided. Ms. Simon then explained why these actions were being proposed, stating that more space is planned for students, existing capacity deficiencies will be corrected, and financially feasible capital improvements are planned to achieve and maintain the adopted level-of-service standard for public schools in the County. Ms. Simon concluded her presentation, stating that this Comprehensive Plan Amendment had been reviewed by several entities including the Planning and Zoning Board and the Department of Community Affairs (DCA) in Tallahassee. She then answered questions from Council.

No one wished to speak at the public hearing.

Municipal Services Traffic Planner Kelly LaRosa gave the presentation on Ordinance No. 4604, regarding the proposed amendments to the Transportation Element of the Comprehensive Plan. Ms. LaRosa explained the proposed new transportation policies and amendments to two policies. Incorporation of the thoroughfare right-of-way protection map was detailed; the maximum number of lanes and constrained roadways were identified. A new policy (TRAN 1.3.14), which would clarify performance standards, was also highlighted.

Ms. LaRosa then referred to her memo of January 23, 2002, regarding comments by the FDOT, and provided a more extensive response to each concern. The first item related to an inconsistency with maps. Some Palm Beach County maps need to be updated. Only then will they be consistent with the City's maps. Another item of concern was the self-amending TPSO policy. It is the City's intention that this policy be self-amending to avoid revising the Comprehensive Plan every time there is a change to Palm Beach County's Traffic Performance Standard (TPS) Methodology Ordinance. The last item referred to a lack of data and analysis for the proposed constrained roadway policies. Ms. LaRosa explained that these roadways are already constrained and Policies TRAN 1.4.8 through TRAN 1.4.11 proposed in the Comprehensive Plan are simply to clarify existing City policies. Much discussion followed relating to constrained roadways.

Brian Bibbee, Chairman of the Palm Beach Farms Homeowners' Association, spoke in support of the constraintment of S.W. 18<sup>th</sup> Street. He then voiced concern over proposed bike paths and sidewalks, stating that the homeowners' association would like to bring a "wish list" before Council, with emphasis on lessening the amount of pavement.

JoAnn Landon supported the ordinance. She then cautioned against viewing "mixed-use" developments as the answer to traffic congestion, saying it might actually encourage traffic, as there are not enough amenities downtown to keep people from using cars.

*Motion was made by Council Member Glass, seconded by Council Member Haynie, to adopt Ordinance No. 4604. Motion carried 4-0; Mayor Abrams, Deputy Mayor Hanson, Council Members Glass and Haynie voting yes.*

*Motion was made by Council Member Haynie, seconded by Deputy Mayor Hanson, to adopt Ordinance No. 4605. Motion carried 4-0; Mayor Abrams, Deputy Mayor Hanson, Council Members Glass and Haynie voting yes.*

6. Ordinance No. 4613

An ordinance of the City of Boca Raton amending Chapter 24, Code of Ordinances, Signs; adding and amending definitions; adding as unlawful signs, exposed neon signs and painted wall signs; adding standards to be used in connection with sign variances; deleting exemptions from permitting for certain banners, certain directional signs, certain real estate signs and certain window signs; clarifying that political and seasonal/holiday signs which are exempt from permitting are temporary signs; amending requirements for temporary banners; changing informational requirements for sign permits; amending Section 24-33, Code of Ordinances, to establish additional standards; amending the free-standing sign setback; providing for real estate signs in certain districts; amending requirements for permitted signs in certain districts; deleting permitted signs in certain districts; amending requirements for project signs; adding permitted directory signs; amending requirements for permitted permanent window signs; amending requirements for changeable copy signs; amending provisions for special event signs; amending provisions for temporary political signs; providing for severability; providing for repealer; providing for codification; providing an effective date

Council indicated that this matter would be postponed. Therefore, no presentation was given. However, Mayor Abrams opened the public hearing that interested parties might be heard.

Ron Peasley spoke in opposition to the ordinance, suggesting that, if the code is to be re-written, it should be done on a section-by-section basis.

Carl Jacobs commented on garage sale signs, open house signs, real estate and political signs, expressing that uniformity is needed; signs should not be too large. In addition, time limitations on temporary signs should be enforced.

Lisa Van Colp stated that she likes all types of signs with the exception of those that are offensive. In addition, temporary signs should be taken down in a timely manner.

Tom Godart, Donna Schneider, A. Allen Sandler (Boynton Beach), Anastasia Schneider (Delray Beach) and Stacey Fuentes spoke in support of retaining the neon sign at Brown's Bountiful Baskets as is. Miriam Brown also spoke in support of her sign at Brown's Bountiful Baskets.

*Motion was made by Council Member Glass, seconded by Council Member Haynie, to indefinitely postpone consideration of Ordinance No. 4613 and direct the City Manager to obtain additional input from code enforcement staff and the appropriate advisory boards. Motion carried 4-0; Mayor Abrams, Deputy Mayor Hanson, Council Members 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

Planning and Zoning Director Carmen Annunziato gave the presentation, stating that this was the second required public hearing for this ordinance. He explained that the ordinance relating to the M-1 zoning district for conditional uses, previously adopted by Council, also affects conditional uses in the M-2 zoning district. Therefore, this ordinance is needed to amend the M-2 accordingly. Mr. Annunziato then referred to three zelars outlining new information in Section 1, Subsections (a), (b), and (c) of the ordinance. These amendments, as proposed, will 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 allocated for retail uses to a maximum of 20,000 square feet, and providing for business, professional and government offices. Mr. Annunziato concluded his presentation and addressed questions raised at the Council workshop relating to non-conformance.

No one wished to speak at the public hearing.

*Motion was made by Council Member Haynie, seconded by Council Member Glass, to adopt Ordinance No. 4626. Motion carried 4-0; Mayor Abrams, Deputy Mayor Hanson, Council Members Glass and Haynie voting yes.*

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. 20<sup>th</sup> 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)

Development Services Property Specialist/Appraiser Lynn Bodor gave the presentation, outlining those utility easement areas that the applicant wished to abandon, located in the Winfield Park subdivision. Those platted easements conflicted with the site plan for an office building unanimously approved by the Planning and Zoning Board in May 2001. The Directors of Municipal and Utility Services were notified of the request, as well as all the franchised utility companies; they support the proposal. However, BellSouth and Florida Power and Light have imposed additional utility relocation conditions on the petitioner. Staff also contacted Code Enforcement to investigate liens or code actions; there were none. In conclusion, staff recommended approval, subject to the utility relocation conditions as described more fully in the ordinance. Ms. Bodor then answered questions from Council.

Discussion focused on how a building permit is sometimes issued prior to an easement being abandoned and the subsequent problems that may ensue. Council asked the City Manager to follow up on this issue.

No one wished to speak at the public hearing.

*Motion was made by Council Member Haynie, seconded by Council Member Glass, to adopt Ordinance No. 4628. Motion carried 4-0; Mayor Abrams, Deputy Mayor Hanson, Council Members Glass and Haynie voting yes.*

9. Ordinance No. 4629 (As revised 1/23/02)

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

Director of the Office of Management and Budget Linda Davidson gave the presentation, outlining expenditures listed in Sections 1 – 5 of the ordinance. Funds detailed included the following: the General Fund, the Law Enforcement Trust Fund (LETf), the Greater Boca Raton Beach and Park District Fund, the Capital Improvements Program Fund, and the Water and Sewer Operating Fund, respectively. Ms. Davidson provided additional information to Council as requested. A total adjustment of \$744,200 was deemed to be necessary.

Carl Jacobs commented regarding improvements to Airport Road and the flushing of fire hydrants.

*Motion was made by Council Member Glass, seconded by Deputy Mayor Hanson, to adopt Ordinance No. 4629, as revised. Motion carried 4-0; Mayor Abrams, Deputy Mayor Hanson, Council Members Glass and Haynie voting yes*

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

11. Ordinance No. 4627

An ordinance of the City of Boca Raton amending Section 28-237 Code of Ordinances by amending the standards applicable to certificates of appropriateness and adopting the Secretary of the Interior's standards for rehabilitation and guidelines for rehabilitating historic buildings, sites or structures within a district; providing for severability; providing for repealer; providing for codification; providing an effective date (AM-01-05)

Council Member Glass introduced the ordinance.

a. Ordinance No. 4631

An ordinance of the City of Boca Raton amending Chapter 24-2 Definitions, Code of Ordinances, Signs; amending the definition of window sign, permanent; providing for severability; providing for repealer; providing for codification; providing an effective date

Council Member Haynie introduced the ordinance.

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

Carl Jacobs thanked Council for opening the public hearing on Ordinance No. 4613 that the public might be heard. He also thanked Council Member Glass for postponing consideration of Ordinance No. 4630, relating to the Procurement Code.

Mr. Jacobs then spoke to the issue of fire hydrants, offering suggestions relating to various concerns including maintenance. He also requested a written procedure for proper installation of fire hydrants.

## **REGULAR BUSINESS - PART VI - RESOLUTIONS AND OTHER BUSINESS:**

12. a. Discussion of the "active participant" requirement for eligibility to serve on the Canvassing Board

The City Attorney commented briefly on the eligibility requirements for serving on the Canvassing Board. Mayor Abrams clarified that a Council member serving on the Board may not donate to any candidates' campaigns or work on a campaign for any candidates.

- b. Selection of Canvassing Board Member for 2002 Election

*Motion was made by Deputy Mayor Hanson, seconded by Mayor Abrams, to nominate Council Member Glass as a Canvassing Board member for the 2002 Election. Motion carried on a 4-0 voice vote; Mayor Abrams, Deputy Mayor Hanson, Council Members Glass and Haynie voting yes.*

## **CITY MANAGER RECOMMENDATIONS AND REPORTS:**

### City Seal

Mr. Ahnell referenced the letter from the Palm Beach County Board of County Commissioners requesting use of the City seal when making presentations to the Board. Council approved the request as described in the aforementioned letter, dated January 14, 2002.

### Part 150 Study

Mr. Ahnell distributed a memo with attachments to Council and reported that the City's Federal lobbyists have forwarded a Federal Register Notice of January 9, 2002, relating to the Part 150 Study. This Notice states that the Federal Aviation Administration (FAA) has determined that the noise exposure maps submitted by the Boca Raton Airport Authority (BRAA) comply with applicable standards. In addition, the FAA expects to approve or disapprove the Part 150 Study by June 30, 2002. Therefore, any public comment should be submitted by March 1, 2002. Mr. Ahnell requested that Council review the handouts and provide direction at the next Council meeting.

George Brown, Assistant City Manager, provided additional information as requested and answered queries from Council.

### Pinelands Project

Mr. Ahnell reported that the Pinelands project is 55% complete and proceeding on schedule.

### Retirement of Municipal Services Director

Mr. Ahnell announced that Municipal Services Director Ron Laccheo is retiring this week after serving the City for 37 years; Council wished him well. Municipal Services Deputy Director Robert DiChristopher has been promoted to Mr. Laccheo's position.

## **CITY ATTORNEY REPORTS:**

Ms. Frieser referenced a question raised in yesterday's workshop regarding a sign appeal. She explained that the City Council cannot overrule a decision made by the Community Redevelopment Agency.

## **MAYOR AND COUNCIL MEMBER REPORTS:**

Council Member Haynie mentioned that she attended the last meeting of the Boca Raton Airport Authority where Premier Aviation received an extension of its building permit. The City Attorney explained that there has been additional mediation between the two parties and there are affirmative signs that a settlement can be reached.

Council Member Haynie thanked Municipal Services Transportation Planner Kelly LaRosa for her service to the City and wished her well in the new position she has accepted in Arizona.

In response to Deputy Mayor Hanson, the City Manager confirmed that the RFP has been issued for a consultant to analyze the feasibility of annexation. She voiced that she felt council members should restrict comments on the issue until all the facts are in.

Deputy Mayor Hanson confirmed with Mr. Ahnell that the Boca Technology property is a definitive site for a proposed police/fire training facility. Regarding public input, the City Manager stated that the public meetings before the Parks and Recreation Board are a "filtering" process; upon completion, a report will be brought to Council and be followed by public hearings.

Deputy Mayor Hanson requested a list of property owners on Federal Highway, north of Yamato Road. Deputy Mayor Hanson stated that the Community Appearance Board has requested an attorney be present at their meetings. The City Attorney explained that it has been her long-term plan to do so.

Deputy Mayor Hanson asked that staff contact the president of Mizner Forest Homeowners Association, Len Klein, regarding Buttonwood Park, a lift station, and areas maintained by the City. Mr. Ahnell responded that staff has been in touch with Mr. Klein regarding those issues and will continue to follow up.

Deputy Mayor Hanson distributed a handout entitled "Consider the Source," drafted by a group called the Public Interest Research Group. She voiced concern that the City's water quality, in comparison to other cities, was unfavorably rated in the report. Mr. Ahnell explained that concern was not warranted; citing the fact that the findings were based only on a one-day sample taken around 1997, not on tests that are performed on a quarterly basis as part of state and federal reporting requirements. He stated the City is in compliance with all government regulations.

Mayor Abrams mentioned that the quality of the landscaping on Federal Highway, north of Glades Road, has been questioned. Mr. Ahnell explained that infill, in the form of low-lying landscaping, flowering trees and Sabal Palms, is being used throughout the City to improve the appearance and provide additional canopy. Aesthetics, economic feasibility, and site line (safety) issues are taken into consideration when selecting the type of landscaping.

Mayor Abrams raised the issue of train horns, stating that the communities of Parkside and Boca Sailing and Racquet Club continue to voice complaints over the noise. He requested an update on the issue and prospects for those neighborhoods. Mr. Ahnell reported that Federal funding is being provided to Tri-Rail to install four-quadrant gates. This will take place from West Palm Beach to Miami. However, the Federal Railroad Administration (FRA) also needs to change their rules to allow the prohibition of train horns. It was suggested that the better approach would be for the communities to petition Tri-Rail and the FRA. It was noted that the installation of the four-quadrant-gates along the FEC tracks is not yet funded.

Mayor Abrams advised he would be meeting on Friday with representatives of Boca Raton's Promise, Alliance for Youth regarding their mentoring program. He stated he has informed Boca Raton's Promise that the City currently has no formal mentoring program, but added that, barring objection from Council, he would advise the group that Council would participate by encouraging community support and voluntary employee participation. There was no objection.

**ADJOURNMENT:**

The regular meeting of the City Council of the City of Boca Raton adjourned at approximately 9:00 p.m. on Wednesday, January 23, 2002.

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Steven L. Abrams, Mayor

ATTEST:

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Sharma Carannante, City Clerk