

TOWN OF MANGONIA PARK
MINUTES OF REGULAR TOWN COUNCIL MEETING
OCTOBER 1, 2013
IMMEDIATELY FOLLOWING THE PLANNING & ZONING MEETING

The Town of Mangonia Park Town Council Meeting was held at 1755 East Tiffany Drive, Mangonia Park, Florida 33407. Mayor Albury called the meeting to order at 6:11 p.m. Present were Vice Mayor McConnell; Council Members Greene, Johnson and Trueblood; Attorney Ashton; Lt. Thomas and Town Manager Leffingwell. Councilwoman Greene offered the invocation followed by the Pledge of Allegiance.

AGENDA APPROVAL

Councilwoman Greene requested the removal of Consent Agenda Item 2B.

MOTION made by Vice Mayor McConnell, seconded by Councilwoman Johnson approving the Agenda as amended. **Vote was unanimous.**

MOTION made by Councilwoman Greene, seconded by Councilman Trueblood approving the Consent Agenda:

*2A. *Minutes of General Fund Budget Workshop* *September 17, 2013*

Vote was unanimous.

PALM BEACH COUNTY LEAGUE OF CITIES

Attorney Ashton gave a brief report.

6A. Ordinance 2013-06 – (Second Reading) Attorney Ashton read by title only.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MANGONIA PARK, FLORIDA, AMENDING CHAPTER 8. CODE ENFORCEMENT. BY AMENDING SECTION 8-12. NOTICES. IN CONFORMANCE WITH RECENT AMENDMENTS TO STATE LAW AS SET FORTH IN SEC. 162.12, *FLORIDA STATUTES*; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUB-SECTION OF CHAPTER 8. CODE ENFORCEMENT. SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

MOTION made by Councilman Trueblood, seconded by Councilwoman Johnson adopting Ordinance 2013-06. **Vote was unanimous.**

6B. Ordinance 2013-07 – (Second Reading) Attorney Ashton read by title only.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MANGONIA PARK, FLORIDA, AMENDING THE TOWN CODE OF ORDINANCES AT CHAPTER 2. ADMINISTRATION. ARTICLE VI. PURCHASING GUIDELINES. BY REVISING THE EXEMPTIONS FROM COMPETITIVE PROCUREMENT IN SEC. 2-111; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 2. ADMINISTRATION. SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ENACTED; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES

MOTION made by Councilwoman Johnson, seconded by Vice Mayor McConnell adopting Ordinance 2013-07. **Vote was unanimous.**

6C. Resolution No. 2013-09 – Confirming Approval of Land Development Application No. (SR) 2013-01, EBH Acquisition Subsidiary, Inc., D/B/A The Recovery Place, Applicant, 1120-1126 48th Street, Lots 12-13 and Lots 14-15; PCN: 44 43 43 05 08 000 0120 0140, as reusable structures for Phase I of the Project; and 1121 47th Street, Lots 33-36, PCN: 44 43 43 05 08 000 0330, Roebucks Subdivision, to allow a “secured and/or unsecured recovery and/or treatment facility” in the Industrial (I) Zoning District, Mangonia Park, Florida 33407.

Greg Jones, Architect, representing the Applicant gave a brief summation of the proposed project.

A lengthy discussion ensued.

MOTION made by Councilman Trueblood, seconded by Councilwoman Johnson adopting Resolution No. 2013-09. **Vote was unanimous.**

(Removed from the Consent Agenda at the request of Councilwoman Greene)

2. *B. Minutes of Regular Council Meeting September 17, 2013

A brief discussion ensued regarding the Town Manager’s Evaluation and Appraisal form used in hiring and evaluating.

MOTION made by Councilwoman Johnson, seconded by Councilman Trueblood approving Consent Agenda Item 2B: Minutes of Regular Council Meeting – September 17, 2013. Aye – Albury, Johnson, McConnell and Trueblood. Nay – Greene.

Passed 4-1.

PUBLIC COMMENTS

Rosielee Brown, resident of the Mangonia Hill Am Subdivision, 5713 Briarwood Street, expressed concerns regarding the parking problems at Shuler's Memorial Funeral Home.

A lengthy discussion ensued

It was explained to Ms. Brown that a resident had attended numerous Council Meetings with complaints about the attendees of services at the funeral home and their blatant disregard and disrespect of his property.

Town Attorney Ashton explained the reasons for Palm Beach County Sheriff's Office off-duty deputies, hired by the funeral home to assist with the problems expressed by the resident on 53rd Street and that the Town Council never voted on this issue because it was a private and/or civil matter.

Ida Robbins, resident of Bryn-Mawr Subdivision, 4750 Jeffery Avenue, reiterated her previous questions regarding a website for the Town that was updated with Regular Council Meeting Agendas. She also asked that the Town Council consider making applicants show their site plans on a projector screen so that everyone could see them.

The Council gave direction to staff to look into the website issues.

Councilman Trueblood explained that the current website had been difficult maintain lately.

REPORTS

9A. Administration, Town Manager Leffingwell gave a brief report about the boil water notice and other items.

9B. Law Enforcement, Lt. Thomas said as submitted.

A brief discussion ensued between Councilwoman Johnson and Lt. Thomas about a resident that had been mugged at Tri-Rail.

COUNCIL COMMENTS

Councilwoman Greene addressed the article from the Palm Beach Post and asked if the Town Council could use similar procedures as the City of West Palm Beach and Town Attorney Ashton said yes and passed out a document that she had prepared in anticipation of Councilwoman Greene's request. Councilwoman Greene also asked about the home located at 5712 Briarwood Street, in the Mangonia Hills Am Subdivision. She said it was believed to be leased as a group home and was concern about the safety of the elderly residents in the area.

A lengthy discussion ensued.

Councilwoman Greene said she would like to see the Agenda altered to reflect Public Comments at the beginning.

A lengthy discussion ensued.

Vice Mayor McConnell said this has come before the Town Council in the past and the Council concluded that it was to remain where it was.

Councilwoman Greene said she cannot believe that this is personal for the Council – she said she is only trying to make the residents and the constituents happy but if they don't want it – then she will not bring it up again.

Mayor Albury stated that he was not in favor of "airing their dirty laundry" in the presence of businesses and/or applicants wanting to do business in the Town, but having to sit through unpleasantness such as the Town has experienced in the past couple of years.

Councilwoman Johnson said she would like to hold the next Career Fest on 10/29/2013 – she said had spoken with the Urban League and invited them to partner with the Town through their empowerment program; she also said the town hall health care enrollment fair was held at Gaines Park but she did bring the material with her for review but it was to be shared with residents and neighbors.

Councilman Trueblood said he has been upset by Ms. Greene's comments about the Council not doing the right thing. He said the Council always "do" the right thing. Councilman Trueblood referred to Councilwoman Greene's comments about the public not showing up. He stated the ones that don't come may not care to come and the ones that Councilwoman Greene refers to come and say whatever they want to say on the record and leave. Councilman Trueblood referred to the present meeting as an example:

Residents attending the meeting to express their concerns, asking questions, yet leaving before an answer could be given or in the middle of an explanation being provided. Councilman Trueblood reiterated the criticisms directed towards the Town Council about the parking or lack thereof with the funeral home; it was unjust because a resident that lived on 53rd Street attended numerous meetings, consecutively, to parlay his concerns about the funeral home patrons, disrespecting his property. Councilman Trueblood provided a brief history of those meetings and included scenarios wherein parking on Australian Avenue having the same consequences as parking on 53rd Street – a violation and deserving of either towing and/or ticketing.

He continued by saying to the “public” that if they complained about something regarding their property, the Town Council would listen and help resolve the matter as expeditiously as possible. Councilman Trueblood reiterated that “WE” are doing the right thing. He said to think that we hired Ms. Leffingwell as Town Manager, without doing the right thing was wrong. Councilman Trueblood explained the process the Town Council used and said at the time, the Town Council could not afford what town managers were demanding. He said to Councilwoman Greene “you have been an elected official, in a town, state and on the County Commission” and he doesn’t understand how she doesn’t know what she’s doing; to infer that the Town Council doesn’t know what they’re doing actually incites the audience. Councilman Trueblood said he likes the Council – because it works and that there were so many positive actions taken by this Town Council that he could not thank everyone enough including Councilwoman Greene; he also thanked Councilwoman Johnson as well as everyone else. He said they don’t have all of the answers but the ones they do have are educated ones.

Councilwoman Greene responded by stating that she had taken insults from Councilman Trueblood long enough and she would not do so any longer. She said that she would not disrespect him or any other Council Member. Councilwoman Greene said that she is well educated; she has learned by reading, networking, researching and has the experience of being a former Mangonia Park elected official, State House of Representative Member and County Commissioner. She said she has done a lot for much more than just this Town. Councilwoman Greene stated that she attends the Town Council Meetings regularly and is better informed because of it.

Councilwoman Greene admonished Councilman Trueblood on his lack of knowledge, missed meetings and going down memory lane as a former Mangonia Park Police Officer. She stated that things have changed and once change is recognized, it makes for a better elected official. She invited Councilman Trueblood to meet with her

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off the dais to discuss his concerns.

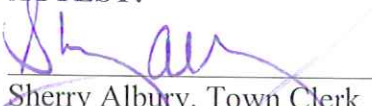
MOTION made by Councilwoman Johnson, seconded by Vice Mayor McConnell adjourning the meeting @ 7:16 p.m. **Vote was unanimous.**

TOWN OF MANGONIA PARK


WILLIAM H. ALBURY, III, MAYOR

(SEAL)

ATTEST:


Sherry Albury, Town Clerk

Minutes approved: November 19, 2013