

**MINUTES OF THE REGULAR SESSION  
VILLAGE COUNCIL OF NORTH PALM BEACH, FLORIDA  
FEBRUARY 8, 2018**

Present:

Darryl C. Aubrey, Sc.D., Mayor  
Robert A. Gebbia, Vice Mayor  
Mark Mullinix President Pro Tem  
David B. Norris, Councilmember  
Susan Bickel, Councilmember  
Andrew D. Lukasik, Village Manager  
Len Rubin, Village Attorney  
Melissa Teal, Village Clerk

ROLL CALL

Mayor Aubrey called the meeting to order at 7:30 p.m. All members of Council were present. All members of staff were present.

INVOCATION AND PLEDGE OF ALLEGIANCE

Vice Mayor Gebbia gave the invocation and Councilmember Bickel led the public in the Pledge of Allegiance.

APPROVAL OF MINUTES

The Minutes of the Regular Session held January 25, 2018 were approved as written.

AWARDS AND RECOGNITION

Florida Association of City Clerks Southeast District Director Deborah Buff and Palm Beach County Municipal Clerks Association President Vivian Mendez presented Deputy Village Clerk Jessica Green with a certificate from the International Institute of Municipal Clerks granting her the designation of Master Municipal Clerk.

On behalf of the Village Council, Mayor Aubrey presented Police K9 Officer James Kaminski with a flag in memory of K9 Cole.

CONSENT AGENDA APPROVED

Councilmember Norris moved to approve the consent agenda. President Pro Tem Mullinix seconded the motion, which passed unanimously. The following items were approved:

Resolution 2018-07 urging all members of the Florida Legislature to oppose legislation that limits Floridians' constitutional right to govern themselves under municipal Home Rule Powers, and to oppose legislation that would interfere with or intrude into municipal finances.

Receive for file Minutes of the Golf Advisory Board meeting held 1/22/18.

Receive for file Minutes of the Waterways Board meeting held 1/23/18.

RESOLUTION 2018-08 – FPL LED LIGHTING AGREEMENT

A motion was made by President Pro Tem Mullinix and seconded by Councilmember Norris to adopt Resolution 2018-08 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA APPROVING AN LED LIGHTING AGREEMENT WITH FLORIDA POWER AND LIGHT AND AUTHORIZING THE VILLAGE MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE VILLAGE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Works Director Steven Hallock reviewed the proposed project. Mr. Hallock introduced Franc Arbide, Business Development Manager for FPL, who gave a presentation on FPL LED lighting solutions and responded to questions from the Council.

Interest was expressed in viewing a completed lighting installation in another community. Mr. Arbide stated FPL had not yet completed an installation in Palm Beach County, however, he noted the City of West Palm Beach had installed LED lights, some of which were done through a prior FPL tariff and some by the city itself. Mr. Arbide confirmed he could provide a list of those areas. Discussion took place on installing LED lights in one area rather than all four areas in order to evaluate the lighting before implementing the system throughout the Village. Consensus was to start with the area east of U.S. Highway 1. Vice Mayor Gebbia moved to modify the agreement to phase implementation, starting with the area east of U.S. Highway 1. The motion was seconded by Councilmember Bickel and passed unanimously.

Thereafter, the motion to adopt Resolution 2018-08, as amended, passed unanimously.

RESOLUTION 2018-09 – CONSTRUCTION MANAGER AT RISK AGREEMENT

A motion was made by President Pro Tem Mullinix and seconded by Vice Mayor Gebbia to adopt Resolution 2018-09 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA APPROVING AN AGREEMENT FOR CONSTRUCTION MANAGER AT RISK SERVICES WITH THE WEITZ COMPANY, LLC FOR THE CONSTRUCTION OF A NEW CLUBHOUSE AT THE NORTH PALM BEACH COUNTRY CLUB AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE AN AGREEMENT FOR SUCH SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik explained the benefits of engaging a firm to provide construction management at risk services for the clubhouse project. Mr. Lukasik reviewed the components of the agreement, the services to be provided by The Weitz Company, LLC, total project costs, and timeline.

Discussion ensued regarding Sections 2.3.1.6 and 7.1.11 of the Agreement. Mr. Rubin noted that the retainage specified in Section 7.1.11 is determined by statute. Mr. Rubin explained the amounts listed for liquidated damages in Section 2.3.1.6 correspond to the Request for Qualifications, but could be discussed further with The Weitz Company and an adjustment, if necessary, could be made when the GMP (Guaranteed Maximum Price) amendment is brought to Council.

Thereafter, the motion to adopt Resolution 2018-09 passed unanimously.

RESOLUTION 2018-10 – MARINE ENGINEERING SERVICES CONTRACT

A motion was made by Councilmember Norris and seconded by President Pro Tem Mullinix to adopt Resolution 2018-10 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, APPROVING A PROPOSAL FROM SEA DIVERSIFIED, INC. FOR MARINE ENGINEERING SERVICES RELATING TO IMPROVEMENTS AT THE ANCHORAGE PARK MARINA AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE A CONTRACT FOR SUCH SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik and Special Projects Director Chuck Huff discussed the scope of work for the marina improvements at Anchorage Park Marina and reviewed the proposals received by the Village to provide marine engineering services for the new floating docks system and day docks. Mr. Huff responded to Council questions regarding the project.

Thereafter, the motion to adopt Resolution 2018-10 passed unanimously.

RESOLUTION 2018-11 – EMS GRANT AND EQUIPMENT PURCHASE

A motion was made by Councilmember Bickel and seconded by Councilmember Norris to adopt Resolution 2018-11 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA APPROVING AN INTERLOCAL AGREEMENT WITH PALM BEACH COUNTY FOR THE REIMBURSEMENT OF EMERGENCY MEDICAL SERVICES GRANT EQUIPMENT AND AUTHORIZING THE VILLAGE MANAGER TO EXECUTE SAME; APPROVING THE SOLE SOURCE PURCHASE AND INSTALLATION OF FOUR COMPLEX SECURITY LOCK SYSTEMS AND ASSOCIATED SOFTWARE AND ACCESSORIES; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik explained the Interlocal Agreement provides grant funding to increase security of narcotics on the Village's medical response vehicles. Fire Chief J.D. Armstrong confirmed the purchase price includes installation.

Thereafter, the motion to adopt Resolution 2018-11 passed unanimously.

RESOLUTION 2018-12 – SIDEWALK REPAIRS CONTRACT

A motion was made by President Pro Tem Mullinix and seconded by Councilmember Norris to adopt Resolution 2018-12 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, APPROVING A CONTRACT AWARD TO FLORIDA SIDEWALK SOLUTIONS, LLC FOR REPAIR OF SIDEWALK TRIP HAZARDS PURSUANT TO PRICING ESTABLISHED IN AN EXISTING CONTRACT FOR REPAIR OF SIDEWALK TRIP HAZARDS WITH THE TOWN OF MIAMI LAKES AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE THE CONTRACT ON BEHALF OF THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION 2018-12 – SIDEWALK REPAIRS CONTRACT *continued*

Mr. Lukasik reviewed the sidewalk repair project and recommended approval of the contract with Sidewalk Solutions, LLC in the amount of 18,850.83.

Discussion ensued regarding sidewalks damaged by the homeowner. Public Works Director Steven Hallock stated that if a sidewalk was damaged as a result of remodeling or construction, the property owner would be responsible for replacing the sidewalk. Discussion took place regarding liability if someone was injured on a homeowner-damaged sidewalk. Discussion was held concerning sidewalk damage due to tree roots.

Thereafter, the motion to adopt Resolution 2018-12 passed unanimously.

MAYOR AND COUNCIL MATTERS/REPORTS

Councilmember Bickel reminded Council and staff that discussion concerning impervious surfaces was still pending.

Vice Mayor Gebbia reported the state legislature was halfway through its session and asked interested citizens to review the issues and contact their legislators. Vice Mayor Gebbia stated the Village website has links to the bills being considered during the current session.

President Pro Tem Mullinix complimented Chief Jenkins regarding the status of the Village's LPR cameras project. Chief Jenkins noted the Village ranked #10 in safest cities in Florida.

MANAGER MATTERS/REPORTS

Mr. Lukasik addressed comments regarding the quality of Lighthouse Drive paving and the feasibility of postponing milling and repaving of Lighthouse Drive until improvements, such as the bike lanes proposed in the Master Plan, could be included in the project. Mr. Lukasik discussed the items that would need to be coordinated and completed before the Master Plan improvements could be implemented. Mr. Lukasik estimated the timeline for the improvements at five years and recommended moving forward with the pavement repairs.

Mr. Lukasik discussed the status of regulations concerning impervious surfaces. Mr. Rubin advised that drainage and standards for pervious/impervious surfaces would be addressed as part of the unified land development code.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 9:10 p.m.

  
Melissa Teal, MMC, Village Clerk