

**MINUTES OF THE REGULAR SESSION
VILLAGE COUNCIL OF NORTH PALM BEACH, FLORIDA
FEBRUARY 28, 2019**

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

ROLL CALL

Mayor Norris called the meeting to order at 7:30 p.m. All members of Council were present, except President Pro Tem Bickel, who arrived at 7:35 p.m. All members of staff were present.

INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Norris gave the invocation and Councilmember Aubrey led the public in the Pledge.

AWARDS AND RECOGNITION

Mayor Norris recognized retiring Director of Parks and Recreation Mark Hodgkins. On behalf of the Village Council, Mayor Norris proclaimed March 8, 2019 as Mark Hodgkins Day in the Village.

APPROVAL OF MINUTES

The Minutes of the Regular Session held January 24, 2019 and the Minutes of the Special Session held February 7, 2019 were approved as written.

ORDINANCE 2019-01 – BOARDS AND COMMITTEES

A motion was made by Councilmember Searcy and seconded by President Pro Tem Bickel to adopt on first reading Ordinance 2019-01 entitled:

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, RELATING TO VILLAGE BOARDS AND COMMITTEES; AMENDING ARTICLE I, "IN GENERAL," OF CHAPTER 2, "ADMINISTRATION," OF THE VILLAGE CODE OF ORDINANCES BY AMENDING SECTION 2-1, "BOARDS AND COMMITTEES," TO INCREASE THE NUMBER OF MEMBERS AND ELIMINATE ALTERNATE MEMBERS, MANDATE THE START TIME OF MEETINGS, AND CLARIFY PROVISIONS REGARDING VACANCIES, REMOVAL AND APPOINTMENT; AMENDING DIVISION 2, "AUDIT COMMITTEE," OF ARTICLE III, "ADMINISTRATIVE CODE," OF CHAPTER 2 OF THE VILLAGE CODE TO REVISE THE MEMBERSHIP AND TERMS AND REMOVE REDUNDANT LANGUAGE; AMENDING ARTICLE IV, "WATERWAYS BOARD," OF CHAPTER 5, "BOATS, DOCKS AND WATERWAYS," OF THE VILLAGE CODE OF ORDINANCES TO REVISE THE MEMBERSHIP AND TERMS AND REMOVE REDUNDANT LANGUAGE; AMENDING ARTICLE II, "MINIMUM CONSTRUCTION STANDARDS," OF CHAPTER 6, "BUILDINGS AND BUILDING REGULATIONS," OF THE VILLAGE CODE OF ORDINANCES TO REPEAL SECTION 6-18, "CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS;" AMENDING ARTICLE II, "GOLF ADVISORY BOARD," OF CHAPTER 9, "COUNTRY CLUB," OF THE VILLAGE CODE OF ORDINANCES TO REVISE THE MEMBERSHIP AND TERMS, REMOVE REDUNDANT LANGUAGE AND ELIMINATE MANDATORY MONTHLY MEETINGS; AMENDING ARTICLE VIII,

“BUSINESS ADVISORY BOARD,” OF CHAPTER 17, “LICENSES AND MISCELLANEOUS BUSINESS REGULATIONS,” OF THE VILLAGE CODE OF ORDINANCES TO REVISE THE MEMBERSHIP AND TERMS AND REMOVE REDUNDANT LANGUAGE; AMENDING ARTICLE III, “RECREATION ADVISORY BOARD,” OF CHAPTER 20, “PARKS, PLAYGROUNDS AND RECREATION,” OF THE VILLAGE CODE OF ORDINANCES TO REVISE THE MEMBERSHIP AND TERMS, REMOVE REDUNDANT LANGUAGE AND ELIMINATE MANDATORY MONTHLY MEETINGS; AMENDING CHAPTER 21, “PLANNING AND DEVELOPMENT,” OF THE VILLAGE CODE OF ORDINANCES BY AMENDING ARTICLE II, “PLANNING COMMISSION,” TO REVISE THE MEMBERSHIP AND TERMS, REMOVE REDUNDANT LANGUAGE, AND PROVIDE FOR ADDITIONAL DUTIES AND BY AMENDING ARTICLE III, “BOARD OF ADJUSTMENT,” TO PROVIDE THAT THE PLANNING COMMISSION SHALL SERVE THIS FUNCTION AND REQUIRE THAT A CONCURRING VOTE OF ALL MEMBERS IS REQUIRED TO GRANT A VARIANCE; CREATING A NEW ARTICLE IV OF CHAPTER 24, “STREETS, SIDEWALKS AND PUBLIC PLACES,” OF THE VILLAGE CODE OF ORDINANCES TO CREATE AN ENVIRONMENTAL COMMITTEE AND PROVIDE FOR ITS MEMBERSHIP AND DUTIES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Rubin reviewed the proposed changes. Mr. Rubin discussed the duties and responsibilities of the new Environmental Advisory Board. Discussion ensued regarding the name of the new Board. By consensus, the Council agreed to call it the Environmental Advisory Board.

Discussion was held concerning the frequency of Board meetings. Mr. Rubin reported that the Code presently requires that the Library Advisory Board and the Recreation Advisory Board shall meet once per month; however, there are no meeting requirements for other boards or committees. It was determined to include language in Section 2-1, Boards and Committees, stating that boards “shall endeavor to schedule a regular meeting at least once per month.”

Thereafter, the motion to adopt Ordinance 2019-01 on first reading passed unanimously.

President Pro Tem Bickel left the meeting at 8:19 p.m.

CONSENT AGENDA APPROVED

A motion was made by Vice Mayor Mullinix, seconded by Councilmember Aubrey, and passed by all present moved to approve the Consent Agenda. The following items were approved:

Resolution – EMS Grant Award, approving an Interlocal Agreement with the Palm Beach County Board of County Commissioners for an EMS Grant Award to Purchase one (1) Zoll Cardiac Monitor/Defibrillator and Accessories and amount of \$27,317.00 and declare one (1) Phillips Cardiac Monitor/Defibrillator surplus.

Resolution – FEMA Grant Award, approving a Federally-Funded Subaward and Grant Agreement with the Florida Division of Emergency Management for receipt of FEMA Grant Funds for costs and damages incurred during Hurricane Irma.

Receive for file Minutes of the General Employees Pension Board meeting held 11/7/18.

Receive for file Minutes of the General Employees Pension Board meeting held 12/21/18.

Receive for file Minutes of the Golf Advisory Board meeting held 1/7/19.

Receive for file Minutes of the Planning Commission Meeting held 1/8/19.

Receive for file Minutes of the Library Advisory Board Meeting held 1/22/19.

Receive for file Minutes of the Waterways Board Meeting held 2/5/19.

Receive for file Minutes of the Golf Advisory Board meeting held 2/11/19.

Receive for file Minutes of the Recreation Advisory Board meeting held 2/12/19.

MOTION – GOLF COURSE RENOVATION PROJECT

Mr. Lukasik discussed a request to release retainage in the amount of \$68,721 to XGD Systems, LLC for the North Palm Beach Country Club Golf Course Renovation Project.

A motion was made by Councilmember Searcy and seconded by Vice Mayor Mullinix to approve the release of retainage to XGD Systems, LLC in the amount of \$68,721.

Thereafter, the motion passed 3 – 1, with Councilmember Searcy, Vice Mayor Mullinix, and Councilmember Aubrey voting aye, and Mayor Norris voting nay.

RESOLUTION 2019-16 – FIREWORKS DISPLAYS

A motion was made by Councilmember Aubrey and seconded by Vice Mayor Mullinix to adopt Resolution 2019-16 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA ACCEPTING THE PROPOSAL OF PYRO ENGINEERING, INC. D/B/A VOLT LIVE FOR THE JULY 4, 2019 AND CLUBHOUSE GRAND OPENING FIREWORKS DISPLAYS AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE A CONTRACT RELATING TO SUCH SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik reported on plans for the July 4th event and noted the clubhouse construction site would be closed and inaccessible to the public on that day. Mr. Lukasik advised that \$25,000 was allocated for the July 4th fireworks and \$10,000 for the clubhouse grand opening.

Thereafter, the motion to adopt Resolution 2019-16 passed with all present voting aye.

RESOLUTION 2019-17 – HERITAGE DAY AMUSEMENT RIDES

A motion was made by Vice Mayor Mullinix and seconded by Councilmember Searcy to adopt Resolution 2019-17 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA ACCEPTING THE PROPOSAL SUBMITTED BY BIG FUN, INC. TO PROVIDE AMUSEMENT RIDES FOR HERITAGE DAY 2019 AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE A CONTRACT FOR SUCH SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

Thereafter, the motion to adopt Resolution 2019-17 passed with all present voting aye.

RESOLUTION 2019-18 – COMMUNITY CENTER TRAIL

A motion was made by Vice Mayor Mullinix and seconded by Councilmember Searcy to adopt Resolution 2019-18 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, ACCEPTING THE BID PROPOSAL SUBMITTED BY R & D PAVING, LLC FOR THE COMMUNITY CENTER TRAIL AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE A CONTRACT FOR SUCH SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

Parks and Recreation Director Mark Hodgkins stated the clay path would be replaced with an asphalt path. Mr. Hodgkins advised that funding for the trail is through a \$250,000 Recreation Trails Program grant and the project includes exercise equipment and parking lot improvements.

Thereafter, the motion to adopt Resolution 2019-18 passed with all present voting aye.

RESOLUTION 2019-19 – PLANNING AND ZONING SERVICES

A motion was made by Councilmember Searcy and seconded by Vice Mayor Mullinix to adopt Resolution 2019-19 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA APPROVING A SECOND AMENDMENT TO AN AGREEMENT WITH NZ CONSULTANTS, INC. FOR CURRENT AND LONG-RANGE PLANNING AND ZONING SERVICES PURSUANT TO PRICING ESTABLISHED IN AN EXISTING CONTRACT FOR SERVICES WITH THE CITY OF LAKE WORTH AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE THE AMENDMENT ON BEHALF OF THE VILLAGE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Thereafter, the motion to adopt Resolution 2019-19 passed with all present voting aye.

RESOLUTION 2019-20 – GENERAL PLANNING SERVICES

A motion was made by Councilmember Aubrey and seconded by Vice Mayor Mullinix to adopt Resolution 2019-20 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA APPROVING AN AMENDMENT TO AN AGREEMENT FOR GENERAL PLANNING SERVICES WITH KEITH & SCHNARS, A DIVISION OF KCI TECHNOLOGIES, INC., PURSUANT TO PRICING ESTABLISHED IN AN EXISTING CONTRACT FOR SERVICES WITH THE CITY OF DELRAY BEACH AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE THE AMENDMENT ON BEHALF OF THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik stated NZ Consultants provide basic planning services and Keith & Schnars provide planning services related to more complex applications or policy issues.

Thereafter, the motion to adopt Resolution 2019-20 passed with all present voting aye.

VILLAGE COUNCIL MATTERS/REPORTS

Vice Mayor Mullinix expressed concern about the condition of the ball fields and Veterans Park, and commented on the signalization of traffic lights on Northlake Boulevard.

Councilmember Searcy reported on the volunteer cleanup event at Anchorage Park and stated volunteers would be cleaning Anchorage Park waterside, Lakeside Park, and the Community Center on April 27, 2019. Councilmember Searcy reported that SB 588 would preempt local legislation banning single-use plastic straws.

VILLAGE MANAGER MATTERS/REPORTS

Mr. Lukasik announced various events, including March 1, 2019 Employee Appreciation Day; March 8, 2019 Mark Hodgkins Retirement Open House at Anchorage Park; March 9, 2019 cornerstone placement at North County District Park; March 10, 2019 Advisory Board Dinner, and March 16, 2019 Firetree Road block party and NET Team house painting.

Chief Jenkins presented the Police Department Annual Report.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 9:15 p.m.


Melissa Teal, MMC, Village Clerk