

**MINUTES OF THE REGULAR SESSION
VILLAGE COUNCIL OF NORTH PALM BEACH, FLORIDA
MARCH 22, 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

Councilmember Bickel gave the invocation and Councilmember Norris led the public in the Pledge.

APPROVAL OF MINUTES

The Minutes of the Regular Session held March 8, 2018 were approved as written.

RESOLUTION 2018-23 – ACCEPTING ELECTION RESULTS

A motion was made by Vice Mayor Gebbia and seconded by President Pro Tem Mullinix to adopt Resolution 2018-23 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, ACCEPTING AND DECLARING THE RESULTS OF THE MARCH 13, 2018 GENERAL ELECTION; AND PROVIDING FOR AN EFFECTIVE DATE.

Thereafter, the motion to adopt Resolution 2018-23 passed unanimously.

Vice Mayor Gebbia addressed the Council and members of the public.

ADMINISTRATION OF COUNCILMEMBER OATHS

Village Clerk Melissa Teal administered the Oath of Office to re-elected councilmembers Darryl C. Aubrey and Mark Mullinix and newly elected councilmember Deborah Searcy. Said Oaths are attached to the official Minutes of Record.

COUNCIL REORGANIZATION

Mayor Aubrey opened the floor to nominations for the office of Mayor. Darryl Aubrey nominated David Norris for Mayor. With no other nominations for Mayor, David Norris was declared Mayor.

David Norris nominated Mark Mullinix for Vice Mayor. With no other nominations for Vice Mayor, Mark Mullinix was declared Vice Mayor.

Mark Mullinix nominated Susan Bickel for President Pro Tem. With no other nominations for President Pro Tem, Susan Bickel was declared President Pro Tem.

Thereafter, the names of David Norris, Mark Mullinix, and Susan Bickel were entered into Resolution 2018-24.

RESOLUTION 2018-24 – APPOINTING COUNCIL OFFICERS

A motion was made by President Pro Tem Mullinix and seconded by Councilmember Bickel to adopt Resolution 2018-24 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, APPOINTING THE MAYOR, VICE MAYOR AND PRESIDENT PRO TEM FOR THE UPCOMING YEAR; AND PROVIDING FOR AN EFFECTIVE DATE.

Thereafter, the motion to adopt Resolution 2018-24 passed unanimously. Village Clerk Melissa Teal administered the Oath of Office to Mayor Norris, Vice Mayor Mullinix, and President Pro Tem Bickel. Said Oaths are attached to the official Minutes of Record.

ORDINANCE 2018-03 – BUDGET AMENDMENT – GOLF COURSE LOAN

A motion was made by Vice Mayor Mullinix and seconded by Councilmember Aubrey to adopt on first reading Ordinance 2018-03 entitled:

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, APPROVING A LOAN FROM THE VILLAGE’S GENERAL FUND UNASSIGNED FUND BALANCE TO FINANCE IMPROVEMENTS TO THE COUNTRY CLUB GOLF COURSE; PROVIDING FOR THE TERMS OF THE LOAN; AMENDING THE COUNTRY CLUB BUDGET TO ACCOUNT FOR THE LOAN PROCEEDS WITHIN THE GOLF COURSE MAINTENANCE – CONSTRUCTION AND MAJOR RENOVATION ACCOUNT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik explained the ordinance would approve a \$1.7 million loan from the General Fund to the Enterprise Fund to finance the renovation project at the golf course and driving range. Mr. Lukasik stated the interest rate would be 2.09% over 10 years, with phased payments, beginning with interest only payments in years one through six.

Thereafter, the motion to adopt Ordinance 2018-03 on first reading passed unanimously.

CONSENT AGENDA APPROVED

Item 6D2, a resolution authorizing the filing of a grant application with the Florida Inland Navigation District Waterways Assistance Program, was removed from the Consent Agenda and placed on the Regular Session Agenda.

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

Resolution 2018-25 approving an amendment to the Agreement for Electrical Maintenance and Repair Services with Knight Electric Company, Inc. and approving a blanket purchase order in an amount not to exceed \$25,000.

Receive for file Minutes of the Planning Commission meeting held 2/6/18

Receive for file Minutes of the Golf Advisory Board meeting held 2/26/18

Receive for file Minutes of the Audit Committee meeting held 3/7/18 (see Item 6C1).

Receive for file Minutes of the Recreation Advisory Board meeting held 3/13/18

RESOLUTION 2018-26 – F.I.N.D. GRANT APPLICATION FOR ANCHORAGE PARK

A motion was made by President Pro Tem Bickel and seconded by Vice Mayor Mullinix to adopt Resolution 2018-26 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE FLORIDA INLAND NAVIGATION DISTRICT WATERWAYS ASSISTANCE PROGRAM AND PROVIDING FOR ACCEPTANCE OF THE TERMS AND CONDITIONS THEREOF; PROVIDING THE REQUIRED CERTIFICATIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

Discussion ensued regarding the timeline for the grant. Special Projects Director Chuck Huff stated the Village should know in July whether or not the grant is approved. Mr. Huff reported the Village would have one year (beginning on October 1, 2018), to complete the work, if F.I.N.D. awards the Waterways Assistance Program grant to the Village. Mr. Huff advised the grant would fund continuation of the docks and bulkhead on the south side of the marina.

Thereafter, the motion to adopt Resolution 2018-26 passed unanimously.

RESOLUTION 2018-27 – FY 2017 COMPREHENSIVE ANNUAL FINANCIAL REPORT

A motion was made by Vice Mayor Mullinix and seconded by President Pro Tem Bickel to adopt Resolution 2018-27 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, ACCEPTING THE COMPREHENSIVE ANNUAL FINANCIAL REPORT PREPARED BY THE VILLAGE AUDITOR FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2017 AND AUTHORIZING ITS FILING WITH THE STATE; AND PROVIDING FOR AN EFFECTIVE DATE.

Terry Morton, Nowlen, Holt & Miner, reviewed the Comprehensive Annual Financial Report (CAFR) for the fiscal year ending September 30, 2017. Chairman Tom Magill presented comments on behalf of the Audit Committee.

Thereafter, the motion to adopt Resolution 2018-27 passed unanimously.

RESOLUTION 2018-28 – POLICE VEHICLE PURCHASE AND SURPLUS

A motion was made by Councilmember Aubrey and seconded by Vice Mayor Mullinix to adopt Resolution 2018-28 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, APPROVING THE PURCHASE OF ONE 2018 MARKED FORD POLICE INTERCEPTOR SEDAN FROM GARBER FORD INC. PURSUANT TO AN EXISTING STATE TERM CONTRACT FOR MOTOR VEHICLES; DECLARING ONE VEHICLE AS SURPLUS PROPERTY AND AUTHORIZING ITS DISPOSAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik explained that staff has recommended purchasing the police package for the vehicle from another vendor who provides quicker response at less cost. Mr. Lukasik stated the police package purchase would be brought to Council for approval at a subsequent meeting. Mr. Rubin stated the resolution should be amended to specify the total amount expended for the vehicle as \$27,076.40 and the language “equipped in accordance with Village specifications” be deleted. Mr. Rubin noted a correction in Section 3: the vehicle to be declared surplus is a Crown Victoria.

RESOLUTION 2018-28 – POLICE VEHICLE PURCHASE AND SURPLUS *continued*

Vice Mayor Mullinix moved to amend the resolution to include the revisions listed by Mr. Rubin. Councilmember Aubrey seconded the motion to amend, which passed unanimously.

Thereafter, the motion to adopt Resolution 2018-28, as amended, passed unanimously.

RESOLUTION 2018-29 – EARMAN RIVER PUMP STATION CONTRACT

A motion was made by Councilmember Searcy and seconded by Vice Mayor Mullinix to adopt Resolution 2018-29 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA APPROVING A CONTRACT AWARD TO HINTERLAND GROUP, INC. FOR THE EARMAN RIVER TRANSFER PUMP STATION AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE THE CONTRACT ON BEHALF OF THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik recommended approval of a contract with Hinterland Group to install a new pump station on the Earman River to supply irrigation water to Village parks and landscaping.

Thereafter, the motion to adopt Resolution 2018-29 passed unanimously.

RESOLUTION 2018-30 – ANCHORAGE PARK SOD INSTALLATION CONTRACT

A motion was made by Vice Mayor Mullinix and seconded by President Pro Tem Bickel to adopt Resolution 2018-30 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA REPEALING RESOLUTION NO. 2018-21 AND APPROVING A CONTRACT AWARD TO ODUMS SOD, INC. FOR THE PURCHASE, DELIVERY AND INSTALLATION OF SOD AT ANCHORAGE PARK PURSUANT TO PRICING ESTABLISHED IN AN EXISTING CONTRACT WITH THE PALM BEACH COUNTY SCHOOL DISTRICT AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE A CONTRACT ON BEHALF OF THE VILLAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik noted that Council had approved the purchase of sod from Odums Sod pursuant to a concurrent, competitively bid contract. Mr. Lukasik detailed the issues that require the Village to repeal the previous resolution and enter into a different contract with Odums Sod. Mr. Lukasik gave an update regarding irrigation at Anchorage Park.

Thereafter, the motion to adopt Resolution 2018-30 passed unanimously.

RESOLUTION 2018-31 – NZ CONSULTANTS CONTRACT

A motion was made by President Pro Tem Bickel and seconded by Councilmember Aubrey to adopt Resolution 2018-31 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA APPROVING AN AMENDMENT TO THE AGREEMENT WITH NZ CONSULTANTS, INC. FOR CURRENT AND LONG-RANGE PLANNING AND ZONING SERVICES PURSUANT TO PRICING ESTABLISHED IN AN EXISTING CONTRACT FOR SERVICES BETWEEN NZ CONSULTANTS, INC. AND 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.

RESOLUTION 2018-31 – NZ CONSULTANTS CONTRACT

Mr. Lukasik discussed the Planner position previously approved in the budget and recommended amending the Contract with NZ Consultants to provide planning and zoning assistance until the new position is filled.

Thereafter, the motion to adopt Resolution 2018-31 passed unanimously.

RESOLUTION 2018-32 – KUBOTA ROOF STRUCTURE

A motion was made by Vice Mayor Mullinix and seconded by President Pro Tem Bickel to adopt Resolution 2018-32 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, APPROVING A CONTRACT WITH MIKE’S ALUMINUM SPECIALTIES, INC. TO CONSTRUCT AN ALUMINUM SHADE STRUCTURE FOR THE SANITATION KUBOTA VEHICLES AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE A CONTRACT FOR SUCH SERVICES; WAIVING THE VILLAGE’S PURCHASING POLICIES AND PROCEDURES; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik noted the Village’s investment in Kubota vehicles to replace the old Cushman vehicles used for sanitation collection and the need for a roof structure to shade the Kubotas. Mr. Lukasik reviewed efforts to obtain bids for the structure and requested waiving the purchasing policy and awarding the contract to Mike’s Aluminum Specialties at a cost of \$42,201.00.

Thereafter, the motion to adopt Resolution 2018-32 passed unanimously.

MAYOR AND COUNCIL MATTERS/REPORTS

President Pro Tem Bickel thanked the Friends of the Library for assisting with the Village Art Show, which was attended by 200 people, and expressed the hope that it would become an annual event.

MANAGER MATTERS/REPORTS

Mr. Lukasik led a discussion concerning amending Code Section 5-85(7) to allow the use of construction materials other than concrete in Lake Worth and the Atlantic Ocean. Mr. Lukasik and Building Official Peter Ringle provided information concerning two wooden fishing piers in Lake Worth that are damaged and in need of repair, as well as wooden boat docks that have been erected between Gulfstream Road and Lighthouse Park. Mr. Lukasik reviewed issues related to the owners’ requests to repair the structures. Mr. Lukasik advised that staff proposes changing the code to allow for the use of construction materials, other than reinforced concrete, for docks and piers in Lake Worth and the Atlantic Ocean. Mr. Ringle reported there is no state regulation requiring concrete construction. By consensus, the Council directed Mr. Rubin to prepare a code amendment.

Mr. Lukasik presented an update on the North Palm Beach Country Club Clubhouse project. A Special Workshop Session was set for March 28, 2018 to review plans and provide direction regarding the Clubhouse project.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 9:30 p.m.


Melissa Teal, MMC, Village Clerk