

**MINUTES OF THE REGULAR SESSION
VILLAGE COUNCIL OF NORTH PALM BEACH, FLORIDA
JUNE 25, 2020**

Present:

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

ROLL CALL

Mayor Bickel 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 Mullinix gave the invocation and Mayor Bickel led the public in the Pledge.

APPROVAL OF MINUTES

The Minutes of the Regular Session held June 11, 2020 were approved as written.

STATEMENTS FROM THE PUBLIC, PETITIONS AND COMMUNICATIONS

Mayor Bickel read into the record a public comment received from Tim Hulihan, 840 Country Club Drive. In his comment, Mr. Hulihan expressed his concerns regarding a proposed project for the southeast corner of Yacht Club Drive and U.S. Highway 1. Mr. Hulihan stated that the proposed design plan did not fall in line with the Village's master plan.

ORDINANCE 2020-02 – CODE AMENDMENT – CHRONIC NUISANCE PROPERTY

A motion was made by Councilmember Aubrey and seconded by Councilmember Searcy to adopt on first reading Ordinance 2020-02 entitled:

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, AMENDING CHAPTER 2, "ADMINISTRATION," OF THE VILLAGE CODE OF ORDINANCES TO ADOPT A NEW ARTICLE VIII, "CHRONIC NUISANCE ABATEMENT PROPERTY CODE;" PROVIDING FOR PURPOSE AND INTENT; PROVIDING FOR DEFINITIONS; PROVIDING FOR A DECLARATION OF CHRONIC NUISANCE AND AN ACTION PLAN; PROVIDING PROCEDURES FOR ENFORCEMENT; PROVIDING FOR HEARINGS BEFORE THE SPECIAL MAGISTRATE; PROVIDING FOR THE ENTRY OF A CHRONIC NUISANCE SERVICE ORDER; PROVIDING FOR THE ESTABLISHMENT AND BILLING OF COSTS; PROVIDING FOR THE ASSESSMENT OF LIENS; PROVIDING FOR A CHANGE IN TITLE TO NUISANCE PROPERTIES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE 2020-02 – CODE AMENDMENT – CHRONIC NUISANCE PROPERTY *continued*

Mr. Lukasik explained that the intent of the ordinance was to address properties that have had a significant adverse impact on surrounding properties or the community as a whole. Mr. Lukasik gave a presentation on the proposed ordinance.

Police Chief Rick Jenkins explained the reasoning for the ordinance and gave his input and experience on the subject of nuisance properties and the criminal activities associated with them.

Mr. Rubin explained the ordinance's process and procedure for abating a chronic nuisance property.

Discussion ensued between Council, Mr. Rubin and staff regarding the ordinance.

President Pro Tem Norris expressed his concerns with the construction and wording of the ordinance.

Discussion continued between Council, Mr. Rubin and staff regarding the proposed Chronic Nuisance Property ordinance.

The Council came to consensus to leave noise control as a nuisance activity violation and to change the wording "the village may declare the property to be a chronic nuisance property" to "the village shall declare the property to be a chronic nuisance property" in the declaration of chronic nuisance property portion of the ordinance.

Discussion ensued between Council, Mr. Rubin and staff regarding the priority on the lien that would be imposed on a chronic nuisance property.

President Pro Tem Norris expressed his concerns with having the Village as super priority on the lien imposed on a chronic nuisance property.

All Councilmembers except for President Pro Tem Norris agreed to keep the Village as a super priority on any lien imposed on a chronic nuisance property.

President Pro Tem Norris recommended having the Chronic Nuisance Property code amendment added to the Nuisance Abatement chapter of the Village Code rather than creating a new article under the Administration part of the code.

The Council came to consensus to have the Chronic Nuisance Property code amendment added to the Nuisance Abatement chapter of the Village Code rather than creating a new article under the Administration part of the code.

Thereafter, the motion to adopt Ordinance 2020-02 on first reading, as amended, passed 4 to 1 with Mayor Bickel, Vice Mayor Mullinix, Councilmember Aubrey and Councilmember Searcy voting aye and President Pro Tem Norris voting nay.

CONSENT AGENDA

President Pro Tem Norris moved to approve the Consent Agenda. Councilmember Searcy seconded the motion which passed unanimously. The following items were approved:

Resolution – Approving a Federally-Funded Subaward and Grant Agreement with the State of Florida Division of Emergency Management for the receipt of FEMA grant funds; and authorizing execution of the Agreement.

Receive for file Minutes of the Library Advisory Board meeting held 5/26/20.

RESOLUTION 2020-42 – PURCHASE OF REFURBISHMENT TO COVERSOT MOBILE CANOPY FOR COUNTRY CLUB DRIVING RANGE

A motion was made by Vice Mayor Mullinix and seconded by President Pro Tem Norris to adopt Resolution 2020-42 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA APPROVING THE SOLE SOURCE PURCHASE OF THE REFURBISHMENT OF A COVERSOTS MOBILE CANOPY BY COVERSOTS MOBILE CANOPIES INTERNATIONAL, LLC FOR THE COUNTRY CLUB DRIVING RANGE; AND PROVIDING FOR AN EFFECTIVE DATE.

Head Golf Professional Allan Bowman explained the purpose of the covershot mobile canopy which would be located at the Country Club Golf Course driving range. Mr. Bowman stated that the PGA Learning Center donated the mobile covershot canopy to the Village. A new canopy would cost \$100,000 and the refurbishment of the new canopy would only cost \$36,000. Mr. Bowman stated that the Village would have a return investment by selling premium time in shaded conditions at the driving range.

Thereafter, the motion to adopt Resolution 2020-42 passed unanimously.

RESOLUTION 2020-43 – SANITATION TRUCK PURCHASE

A motion was made by Councilmember Searcy and seconded by President Pro Tem Norris to adopt Resolution 2020-43 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA APPROVING THE ACQUISITION OF A 2020 MACK REAR LOADER SANITATION VEHICLE FROM NEXTRAN CORPORATION D/B/A NEXTRAN TRUCK CENTER OF RIVIERA BEACH PURSUANT TO PRICING ESTABLISHED IN AN EXISTING FLORIDA SHERIFF'S ASSOCIATION CONTRACT; APPROVING A SEVEN-YEAR LEASE AGREEMENT WITH PINNACLE PUBLIC FINANCE, INC.; DECLARING AN EXISTING REAR LOADER SANITATION VEHICLE AS SURPLUS PROPERTY; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Works Director Steven Hallock explained and discussed the necessity of purchasing a new sanitation truck for the Public Works Department.

Councilmember Searcy asked how long it would take to get the new sanitation truck.

Mr. Hallock stated that the truck would delivered within the next couple of weeks.

RESOLUTION 2020-43 – SANITATION TRUCK PURCHASE *continued*

Councilmember Searcy asked if there could be a naming ceremony for the new sanitation truck.

Mayor Bickel stated that other communities have had a naming ceremony for their sanitation trucks and have had the name painted on the truck.

Mr. Hallock stated that he would look into having a naming ceremony for the truck.

President Pro Tem Norris asked if the truck would be painted to match the other Village sanitation trucks.

Mr. Hallock stated that he planned to put the truck in service as soon as it was delivered and that it would be painted when there was time available. Mr. Hallock stated that if Council wanted the truck painted before being put into service it would add an additional couple of days to the timeframe.

Council requested that the truck be painted before being put into service.

Thereafter, the motion to adopt Resolution 2020-43 passed unanimously.

MOTION – Designating a voting delegate for the Florida League of Cities Conference

A motion was made by Councilmember Searcy and seconded by Vice Mayor Mullinix to designate Councilmember Aubrey as voting delegate for the Florida League of Cities Conference.

Thereafter the motion passed unanimously.

MAYOR AND COUNCIL MATTERS/REPORTS

Councilmember Searcy commended the Recreation Department and Acting Recreation Director Stephen Poh for putting together summer camp safety procedures for the community.

Vice Mayor Mullinix discussed the options of implementing and installing fiber optics for internet and cable services within the Village.

Mayor Bickel requested input from Council regarding how and when to do the yearly Council group photo.

Councilmember Searcy recommended having the Council group photo taken outside.

Discussion ensued between Council on where to have the Council group photo taken.

Vice Mayor Mullinix suggested having the Council group photo taken at the Country Club Clubhouse.

Council came to consensus to have their group photo taken on the steps of the Country Club Clubhouse.

Mayor Bickel stated that the Virtual Municipal Meetings Provision in Governor Ron DeSantis' Executive Order No. 20-150 was extended to August 1st. Mayor Bickel asked if the remainder of Council meeting in July could be conducted fully virtual via Zoom since it was very uncomfortable to conduct the meeting while wearing a face mask.

Council came to consensus to have the July Council meetings conducted fully virtual via Zoom.

VILLAGE MANAGER MATTERS/REPORTS

Mr. Lukasik introduced Rob Taylor from Hazen & Sawyer, P.C. and stated that Mr. Taylor would be giving a Stormwater Study Presentation. Mr. Lukasik briefly explained the reason for the presentation.

Mr. Taylor began the Stormwater Study Presentation. Mr. Taylor discussed and explained a previous conceptual stormwater utility study conducted in 2019. The objective of the current study was to develop a stormwater utility fee for implementation in FY 2021. Mr. Taylor explained and discussed the Village's current stormwater management system, assets and infrastructure. Mr. Taylor discussed and explained parcel data analysis. Mr. Taylor discussed and explained methods of determining Equivalent Residential Unit. Mr. Taylor discussed and explained four level of service scenarios for projected stormwater expenditures and ERU rate comparisons. Mr. Taylor discussed and explained stormwater utility credit programs, billing methodologies and Village actions for implementation.

Mr. Taylor answered questions from Council throughout the Stormwater Study Presentation.

Discussion ensued between Council, staff and Mr. Taylor regarding the stormwater assessment and billing options.

Council gave suggestions and recommendations for stormwater service scenarios and billing options.

Mr. Taylor stated that he would bring back revised options based on Council's recommendations.

Leanne Schmitt, 604 Eastwind Drive, thanked Council for considering her past comment and request for the Country Club pool to have longer open swim hours for families and was seeking an update on her request.

General Manager Beth Davis stated that she had received Ms. Schmitt's request and stated that the plan was to extend the recreational swim hours to 5 p.m. on Fridays, Saturdays and Sundays beginning in July.

Mayor Bickel recessed the meeting at 9:32 p.m.

Mayor Bickel reconvened the meeting at 9:40 p.m.

Melinda Miller and Trina Pulliam of Trainnovations, Inc. discussed and explained the next step in the strategic planning process. Ms. Miller explained to Council how to rank and prioritize the projects that have been identified in the strategic planning process.

Ms. Miller and Ms. Pulliam answered questions from Council regarding the next step in the strategic planning process.

Council and staff concluded that it was too late in the meeting to begin the ranking process and more time would be needed to review the projects and rank them.

Mr. Lukasik stated that he would speak with Ms. Miller and Ms. Pulliam on how to move forward in the process and how to accomplish the next step while utilizing the Zoom platform for the next Council meeting.

ADJOURNMENT

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



Jessica Green, MMC, Village Clerk