

**MINUTES OF THE REGULAR SESSION  
VILLAGE COUNCIL OF NORTH PALM BEACH, FLORIDA  
JULY 12, 2018**

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. All members of staff were present.

INVOCATION AND PLEDGE OF ALLEGIANCE

Councilmember Searcy gave the invocation and President Pro Tem Bickel led the public in the Pledge of Allegiance.

AWARDS AND RECOGNITION

On behalf of the Village Council, Mayor Norris presented a Certificate of Appreciation to Louis Daniello in recognition of his 23 years of service on the Zoning Board of Adjustment.

APPROVAL OF MINUTES

The Minutes of the Regular Session held June 28, 2018 were approved as written.

STATEMENTS FROM THE PUBLIC, PETITIONS AND COMMUNICATIONS

Michael Gabbard, 705 Waterway Drive. Mr. Gabbard expressed concerns regarding the condition of the property at 709 Waterway Drive, which he stated was purchased for use as a vacation rental.

John Rossman, 717 Waterway Drive. Mr. Rossman asked the Council to consider options to regulate entities that are buying properties expressly for the purpose of short-term vacation rentals.

Discussion ensued regarding the state preemption of local regulation of vacation rentals. Mr. Rubin noted that vacation rentals must be licensed by the state, so if the property is advertised as a vacation rental, the Village can require that the property be licensed; however, the Village may not prohibit vacation rentals or regulate the duration of vacation rentals. Staff will meet with Mr. Gabbard to see what can be done to address issues with the condition of the home and dock.

Applicant Leslie Metz was interviewed for a position on the Library Advisory Board.

RESOLUTION 2018-57 – LIBRARY ADVISORY BOARD APPOINTMENT

A motion was made by Vice Mayor Mullinix and seconded by President Pro Tem Bickel to move up the existing first alternate and second alternate. The motion passed unanimously. Thereafter, the name of Leslie Metz was entered into Resolution 2018-57. President Pro Tem Bickel moved to adopt Resolution 2018-57 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA APPOINTING ONE NEW MEMBER TO THE LIBRARY ADVISORY BOARD; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Aubrey seconded the motion, which passed unanimously.

FIRST READING OF ORDINANCE 2018-05 – BUDGET AMENDMENT TO FUND PUBLIC SAFETY BUILDING ROOF REPLACEMENT

A motion was made by Vice Mayor Mullinix and seconded by President Pro Tem Bickel to adopt on first reading Ordinance 2018-05 entitled:

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, AMENDING THE ADOPTED GENERAL FUND BUDGET FOR FISCAL YEAR 2017-2018 TO PROVIDE FUNDING FOR THE PUBLIC SAFETY BUILDING ROOF REPLACEMENT; TRANSFERRING \$389,736.00 FROM THE UNASSIGNED FUND BALANCE AND \$158,245.00 IN INSURANCE PROCEEDS TO THE CAPITAL PROJECTS FUND PUBLIC SAFETY BUILDING CAPITAL ACCOUNT; AMENDING THE CAPITAL PROJECTS FUND BUDGET TO TRANSFER \$52,019.00 FROM THE FACILITIES – CONSTRUCTION AND MAJOR RENOVATION CAPITAL ACCOUNT TO THE PUBLIC SAFETY BUILDING CAPITAL ACCOUNT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik noted the Public Safety Facility roof was damaged during Hurricane Irma. Mr. Lukasik reviewed the funding sources for the project and the total project budget. Mr. Lukasik advised that the Village would receive some funds from FEMA at a later date.

Public Works Director Steven Hallock responded to Council questions regarding interior damage. Mr. Hallock reviewed the amount of contingency allocated for the project. Discussion ensued concerning the transfer of funds that were previously allocated for the ball field dugout roofs project.

Thereafter, the motion to adopt Ordinance 2018-05 on first reading passed unanimously.

CONSENT AGENDA APPROVED

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

Motion approving Change Order 001 with Cone & Graham, Inc. in the amount of \$14,349.32 for the Anchorage Park Bulkhead Project

Receive for file Minutes of the Audit Committee meeting held 6/11/18

Receive for file Minutes of the Library Advisory Board meeting held 6/26/18

RESOLUTION 2018-58 – ANCHORAGE PARK LANDSCAPING

A motion was made by Councilmember Aubrey and seconded by President Pro Tem Bickel to adopt Resolution 2018-58 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, APPROVING A PROPOSAL FROM PRECISION LANDSCAPE COMPANY OF PALM BEACH COUNTY, INC. FOR THE PURCHASE, DELIVERY AND INSTALLATION OF LANDSCAPING MATERIALS FOR THE SOUTHEAST PORTION OF ANCHORAGE PARK ADJACENT TO ANCHORAGE DRIVE AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE A CONTRACT FOR SUCH SERVICES; WAIVING THE VILLAGE'S PURCHASING POLICES AND PROCEDURES; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik discussed the installation of additional landscaping at Anchorage Park under the shade trees along Anchorage Drive in the southeast portion of the park. Public Works Director Steven Hallock described the scope of the project. A request was made to include more colorful plant material, if possible.

Thereafter, the motion to adopt Resolution 2018-58 passed unanimously.

RESOLUTION 2018-59 – STORMWATER MANAGEMENT STUDY

A motion was made by Vice Mayor Mullinix and seconded by President Pro Tem Bickel to adopt Resolution 2018-59 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, APPROVING A PROPOSAL FROM HAZEN AND SAWYER, P.C. TO PROVIDE A STORMWATER MANAGEMENT STUDY AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO EXECUTE A CONTRACT FOR SUCH SERVICES; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik reviewed the scope of work. Thereafter, the motion to adopt Resolution 2018-59 passed unanimously.

RESOLUTION 2018-60 – THRESHOLD INSPECTION AND CONSTRUCTION MATERIALS TESTING SERVICES

A motion was made by President Pro Tem Bickel and seconded by Councilmember Searcy to adopt Resolution 2018-60 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, APPROVING A PROPOSAL FROM ENGENUITY GROUP, INC. FOR THRESHOLD INSPECTION AND CONSTRUCTION MATERIALS TESTING SERVICES FOR THE NORTH PALM BEACH COUNTRY CLUB CLUBHOUSE PROJECT TO BE PERFORMED BY ITS SUBCONSULTANT, TERRACON CONSULTANTS, INC. AND AUTHORIZING THE VILLAGE MANAGER TO EXECUTE ALL REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik noted the statutory requirement for threshold inspections of the Country Club Clubhouse project and the need for construction material testing services.

Thereafter, the motion to adopt Resolution 2018-60 passed unanimously.

MAYOR AND COUNCIL MATTERS/REPORTS

Vice Mayor Mullinix commented on logistical issues concerning public use of the boat ramp during ongoing seawall construction on Saturdays.

MANAGER MATTERS/REPORTS

Mr. Lukasik announced that the Village's Neighborhood Enhancement Team, working with the Solid Waste Authority, would be implementing its first "Paint Your Heart Out" project, in which volunteers from Generation Church would paint two houses at Alamanda and Buttonwood on Saturday morning, July 14, 2018 from 9:00 a.m.-1:00 p.m.

Mr. Lukasik reminded Council and the public of the pool party at the Country Club pool on Friday, July 27, 2018.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 8:28 p.m.

*Melissa Teal, MMC*  
Melissa Teal, MMC, Village Clerk