



**MINUTES OF THE REGULAR SESSION
VILLAGE COUNCIL OF NORTH PALM BEACH, FLORIDA
MAY 26, 2022**

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

ROLL CALL

Mayor Searcy called the meeting to order at 7:00 p.m. All members of Council were physically present except for President Pro Tem Bickel who attended via internet connection. All members of staff were present.

INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Searcy gave the invocation and Vice Mayor Norris led the public in the Pledge.

AWARDS AND RECOGNITION

Mayor Searcy presented a Proclamation for National Gun Violence Awareness Day to Moms Demand Action for Gun Sense in America.

APPROVAL OF MINUTES

The Minutes of the Regular Session held May 12, 2022 were approved as written.

STATEMENTS FROM THE PUBLIC

John Samadi, 512 Marlin Road, expressed his concerns with the new building on U.S. Highway 1 south of the Post Office.

Tim Hullihan, 840 Country Club Drive, presented a PowerPoint that gave his opposing views on the new recycling policy and expressed concern that the community should be educated and involved in the recycling process and procedure.

Chris Ryder, 118 Dory Road S, expressed his concern regarding the changes made to the Zoning Ordinance during the Covid lockdown in the spring of 2020.

Mary Phillips, 525 Ebbtide Drive, expressed her concern regarding Anchorage Park and the value of having a greenspace.

PUBLIC HEARINGS AND QUASI-JUDICIAL MATTERS

ORDINANCE 2022-11 CODE AMENDMENT – UTILITY TRAILERS PARKING REGULATIONS

A motion was made by Councilmember Mullinix and seconded by Councilmember Aubrey to adopt and enact on second reading Ordinance 2022-11 entitled:

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, AMENDING ARTICLE III, “STOPPING, STANDING AND PARKING,” OF CHAPTER 18, “MOTOR VEHICLES AND TRAFFIC,” OF THE VILLAGE CODE OF ORDINANCES BY AMENDING SECTION 18-33, “DEFINITIONS,” AND SECTION 18-34, “PARKING RESTRICTED,” TO REGULATE THE PARKING OF UTILITY TRAILERS IN RESIDENTIAL ZONING DISTRICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik explained that the ordinance would regulate the parking of utility trailers in the residential zoning districts. The purpose of the code was to improve the aesthetics while making sure that there weren't any negative impacts on the ability of residents to conduct commercial activities. The code would provide some language restricting the use of trailers for personal and commercial use while preserving the commercial livelihood of residents. Mr. Lukasik stated that there was a generous grandfathering clause in the ordinance. A resident who demonstrates that he or she cannot meet the screening or setback requirements for the parking of a utility trailer on a lot within the R-1 or R-2 residential zoning districts can appeal to the Planning Commission or apply for an exemption. Mr. Lukasik explained the criteria for the exception and recommended approval of the ordinance on second reading.

Mayor Searcy opened public comment.

John Samadi, 512 Marlin Road, expressed his concerns with a portion of the code related to utility trailers.

There being no further comments from the public, Mayor Searcy closed the public hearing.

Mayor Searcy had a question about the difference between an exemption and a waiver.

Mr. Rubin explained that a waiver was a relaxation of the standards and an exemption did not require residents to comply.

Mayor Searcy expressed concern that the intention of the code was to make residents comply with the utility trailer screening.

Mr. Rubin explained that if a resident had certain screening situations they could go before the Planning Commission who could impose conditions.

Councilmember Aubrey reiterated that residents should comply with the screening code when possible.

President Pro Tem Bickel asked whether PVC poles and netting were not acceptable in the Village.

Mr. Lukasik stated that per the code they were not acceptable.

Thereafter the motion to adopt and enact Ordinance 2022-11 on second reading passed unanimously.

CONSENT AGENDA APPROVED

Vice Mayor Norris moved to approve the Consent Agenda. Councilmember Aubrey seconded the motion, which passed unanimously. The following items were approved:

Resolution approving an Agreement with Phillips and Jordan, Inc. for Hurricane/Disaster Debris Removal, Reduction and Disposal Services; and authorizing execution of the Agreement.

Receive for file Minutes of the Environmental Committee Meeting held 3/7/22.

Receive for file Minutes of the Golf Advisory Board Meeting held 4/25/22.

RESOLUTION 2022-43 – SOLID WASTE TRUCK PURCHASE

A motion was made by President Pro Tem Bickel and seconded by Councilmember Aubrey to adopt Resolution 2022-43 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, APPROVING THE PURCHASE OF ONE 2022 MACK TE64 FRONT LOAD TRUCK FROM NEXTRAN CORPORATION D/B/A NEXTRAN TRUCK CENTER OF RIVIERA BEACH AT A TOTAL COST OF \$307,939; AUTHORIZING ALL NECESSARY DOCUMENTS TO EFFECTUATE THE PURCHASE; AND AUTHORIZING EXECUTION OF A BUDGET AMENDMENT TO FUND THE PURCHASE.

Mr. Holloway explained that the purchase of the truck was part of the normal rotation of vehicles. After assessing the garbage pickups on the commercial side which is in conjunction with the multi-family pickups, staff now runs a total of three (3) trucks a day whereas in the past there were some challenges with not having any trucks running. Mr. Holloway explained that the new 2022 demo truck was in the process of completion and the purchase of the truck came under budget at a reduced cost of \$30,000. The Public Works Department expects the arrival of the new truck within six (6) weeks versus six (6) to nine (9) months.

Deborah Cross, 2560 Pepperwood Circle, gave her input regarding recommendations for deployment of FY2021 General Fund Net Income Funds.

Mayor Searcy asked which Village logo would be displayed on the truck and recommended that it be consistent with the Village currently being used.

Mr. Holloway advised that the new truck would display the new Village logo with the intention of retro fitting the existing fleet trucks in the future.

Thereafter, the motion to adopt Resolution 2022-43 passed unanimously.

DISCUSSION – Option for Single-Family Residential Stormwater Fees

Mr. Lukasik introduced Mr. Rob Taylor from Hazen and Sawyer. Mr. Lukasik briefly explained that after the Stormwater fee was adopted last year public comments were received from residents concerned that the equity of using a flat rate for all single family residential properties was inequitable. Village Council directed staff to go back and take a look at some of the single-family residential classes to develop a mechanism that would create more equity within the single-family residences or class.

DISCUSSION – Option for Single-Family Residential Stormwater Fees *continued*

Rob Taylor with Hazen and Sawyer began his analysis explaining the rate structure and assessment program noting that the utility fee creating multi classification was the most common being that the single family residential was the largest class making up almost 85% percent of the parcels in the Village. A single flat rate fee was applied to all single family residential parcels which was not uncommon in the world of stormwater utilities. Mr. Taylor discussed and explained all options for single family residential stormwater fees. Mr. Taylor recommended two options to the council for consideration. Mr. Taylor concluded that all tiers would generate similar revenue for their classifications but the larger tiers would be paying more than the smaller tiers.

Discussion ensued between Councilmembers and Mr. Taylor regarding the Stormwater Fees process and the necessity to review and consider making changes to the process.

Chris Ryder, 118 Dory Road S, expressed concern regarding the property assessment of the ad-valorem tax bill for lower income residents and religious organizations.

Deborah Cross, 2560 Pepperwood Circle S, expressed concern regarding the impervious area of some residences versus the pervious residences' tax rate.

Mary Phillips, 525 Ebbtide Drive expressed concern regarding the tier system and recommended that Council reconsider the equitable system.

Discussion ensued between Councilmembers regarding the Stormwater Fees process and the necessity to review and consider making changes to the process.

MAYOR AND COUNCIL MATTERS/REPORTS

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

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

Thereafter the motion passed unanimously.

Mayor Searcy stated that she attended the Net Team meeting and recommended having a community wide garage sale where residents each have their own garage sale annually versus having it at the Community Center where residents bring their items to the center to have a Village wide garage sale.

Mayor Searcy asked Mr. Lukasik about applying for grants through the Vulnerability Assessment Program with Reliant Florida.

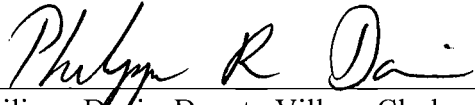
Mr. Lukasik stated that the Village had a stormwater plan that would help the Village start applying for grants.

President Pro Tem Bickel asked for clarification concerning carbon admission and sanitation man hours.

Mr. Holloway stated that the 2000 man hours worked out to about two (2) hours per week with the current staff. Mr. Holloway explained how the pickup days balance, while also noting some of the safety concerns the drivers face while picking up trash in the Village.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 8:14 p.m.

A handwritten signature in cursive script that reads "Philippa R. Davis". The signature is written in black ink and is positioned above a horizontal line.

Philippa Davis, Deputy Village Clerk