

Agenda Item No. C - 1

**VILLAGE OF ROYAL PALM BEACH**  
Agenda Item Summary

**AGENDA ITEM: Approval of the minutes of the Council Regular Meeting of April 21, 2022.**

**ISSUE: It is necessary for Village Council to approve all Village Council meeting minutes.**

**RECOMMENDED ACTION: Motion to Approve**

<b>Initiator</b>	<b>Village Manager Approval</b>	<b>Agenda Date</b>	<b>Village Council Action</b>
<b>Village Clerk</b>		<b>05/19/22</b>	

**VILLAGE OF ROYAL PALM BEACH  
MINUTES OF COUNCIL REGULAR MEETING  
VILLAGE MEETING HALL  
THURSDAY, APRIL 21, 2022  
6:30 P.M.**

**Ways to Participate**

- In Person: Public may participate in person at the Village Meeting Hall, 1050 Royal Palm Beach Boulevard, Royal Palm Beach, FL 33411.
- Computer, Tablet, Smartphone: Public may participate remotely by joining GoToWebinar from your computer, tablet or smartphone via [www.royalpalmbeach.com/webmeetings](http://www.royalpalmbeach.com/webmeetings).
- Telephone: Public may listen only via phone remotely by dialing United States +1 (562) 247-8422, Webinar ID: 369-706-939, Access Code: 715-039-604.

**PLEDGE OF ALLEGIANCE**

Mayor Pinto called for a moment of silence for the recent tragic accident resulting in the loss of two students. He also wished a continued recovery for the two students that were badly injured in the accident as well.

**ROLL CALL**

Mayor Fred Pinto  
Vice Mayor Selena Samios  
Councilman Jeff Hmara  
Councilwoman Jan Rodusky  
Councilman Richard Valuntas

All members of the Council were present along with the Village Manager, Village Attorney (Keith Davis), Village Attorney (Mitty Barnard) and the Village Clerk.

**PROCLAMATION FOR WATER CONSERVATION MONTH**

**REPORTS**

Mayor Pinto recognized and congratulated Captain Naujoks for his recent attendance at the 10-week FBI National Academy. Mayor Pinto reported on the Transportation Planning Agency meeting where a report was given on the Belle Glade Vision Zero, which is a state initiative to adopt policies to make roadways safer. Mayor Pinto asked and received consensus to direct staff to review a copy of the Resolution. He reported on the State Road 80 Lighting Project 18 miles west from SR 15 to County Road 800 to improve safety and visibility. He announced a public workshop to present the TPA's Okeechobee Blvd. & State Road 7 Multimodal Corridor Study on May 10, 2022 from 2:00 p.m. – 4:00 p.m. for more information visit [PalmBeachTPA.org/Okee](http://PalmBeachTPA.org/Okee) website.

Councilman Hmara reported that the Education Advisory Board conducted interviews for the ten scholarships to be awarded in May. He said the Village received 23 applications of which 15 students will be interviewed this Saturday.

Vice Mayor Samios reported on the following available youth programs, middle school volleyball for ages 11 – 13, Vivia Taylor Music Program that includes piano, voice and theater and the Petite Academy of Dance. She said that the Village is currently enrolling children ages 5 – 13 for summer camp and is

holding a Specialty and Sports Summer Camps for ages 4 – 14. The adult basketball league is currently holding registrations. The senior meals program is being held Monday through Friday at noon. To register call 561-753-1241. There are two Young-at-Heart lunches left this season. Vice Mayor Samios reported that the two-day Seafood Festival was a success with approximately 15,000 people attending as well as 75 participants at the Bike Trail Rodeo. She announced that Concert/Food Trucks in the park are the 1<sup>st</sup> and 3<sup>rd</sup> Fridays each month. Cultural Diversity Day is being held at Veterans Park at 1:00 p.m. on Saturday, May 14<sup>th</sup> as well as the Memorial Day Observance on May 30<sup>th</sup> at 9:00 a.m. The Community Band will conduct a Mother's Day concert on Tuesday, May 17<sup>th</sup> and Summer Concert on June 28<sup>th</sup> at the Cultural Center beginning at 7:00 p.m. Vice Mayor Samios reported on projects scheduled to be finished in May include the relocation of the Skate Park to the RC track. The skate park site will be converted to four lighted Pickleball Courts. The tennis courts at Camellia Park are scheduled for resurfacing.

The Village Attorney announced the April 27<sup>th</sup> Palm Beach County League of Cities General Membership meeting held at Greenacres will be on hurricane preparedness. After the meeting, the annual Elected Officials Workshop will be held. The League will hold its annual installation luncheon on May 25<sup>th</sup> at the Kravis Center.

**PETITIONS - None**

**STATEMENTS FROM THE PUBLIC ON NON-AGENDA ITEMS OR CONSENT AGENDA ITEMS**

Linda Moreno of 124 Cypress Trace and President of the Estates of Royal Palm Beach HOA reported on an online petition for a traffic light at the entrance to the Estates of Royal Palm Beach that includes 1,094 signatures. She spoke about the tragic accident that occurred March 22<sup>nd</sup> that resulted in the loss of life. She noted as President of the HOA for Cypress Estates she is appealing to the Council to install a traffic light at Cypress Trail and Crestwood Blvd. She presented the attached correspondence from County Commissioner Melissa McKinley. Mayor Pinto showed concern regarding the information in the correspondence received from the County Commissioner.

Mayor Pinto further explained the Petition Process and received consensus from the Council that once the Village Clerk receives an official petition it will be formally transmitted to the County for review.

Councilman Valuntas addressed the signal light issue noting several other options that may remedy this situation and stated his commitment to safety.

Don Green of 161 Cypress Trace asked for clarification on the petition process. The Village Attorney responded there is no minimal number of signatures for a petition but the Village Manager stated that the preference is the petition would include name and address.

**CONSENT AGENDA**

The Village Clerk read into the record the Consent Agenda as follows:

1. **Approval of the minutes of the Council Annual Organization Meeting of March 17, 2022 and Council Regular Meeting of March 17, 2022. (Village Clerk)**
2. **Approval and authorization, in accordance with established policy, to make a budget amendment for Fund 303 in the fiscal year 2021/2022 Budget. Said amendment to transfer a total of \$40,000 from State Road 80 Street Light Poles (PW2103) to School Zone Flashing Beacons (PW2107). (Finance Director)**
3. **Approval and authorization, in accordance with established policy, to make a budget amendment for Fund 303 in the fiscal year 2021/2022 Budget. Said amendment to transfer a total of \$60,000 from State Road 80 Street Light Poles (PW2103) to Street Light Replacement\_LED (PW2102). (Finance Director)**
4. **Approval and authorization, in accordance with established policy, to make a budget amendment for Fund 303 in the fiscal year 2021/2022 Budget. Said amendment to transfer a total of \$20,000 from Kayak Rentals (PR2212) to Katz Field Renovation (PR2215). (Finance Director)**
5. **Approval and authorization, in accordance with established policy, to make a budget amendment for Fund 001 in the fiscal year 2021/2022 Budget. Said amendment to create new permanent part time position and transfer a total of \$2,500 from Other Services Professional (511- 3190) to Salaries & Wages (512-1299). (Finance Director)**
6. **Approval of a Special Event Permit for Pet Supplies Plus to hold a “Love Your Pets” event at 11051 Southern Boulevard, Ste. 160, within the Southern Palm Crossing. The event will take place on Saturday, April 23, 2022, from 11:00 a.m. until 6:00 p.m. (Director of P & Z)**
7. **Approval of a Special Event Permit for Advanced Critical Care, Emergency and Specialty Services – Palm Beach County to hold a “One Year Anniversary Celebration & Open House” event at 10465 Southern Boulevard. The event will take place on Saturday, April 30, 2022 from 10:00 a.m. until 4:00 p.m. (Director of P & Z)**
8. **Approval of a Special Event Permit for the Village of Royal Palm Beach to hold a Cultural Diversity Day at Veterans Park on Saturday, May 14, 2022 from 1:00 p.m. to 9:00 p.m. (Director of P & Z)**
9. **Approval of a Special Event Permit for the Village of Royal Palm Beach to hold a Memorial Day Service at Veterans Park on Monday, May 30, 2022 from 9:00 a.m. to 11:00 a.m. (Director of P & Z)**
10. **Approval and authorization for the Village Manager to enter into an agreement with Odum’s Sod for the renovation of two (2) soccer fields in Katz Soccer Complex. This project PR2215 is budgeted in**

**account #302-7200-572-63-87 in the amount not to exceed \$170,000 by piggybacking the School Board of Palm Beach County Contract #17C-70Q valid through June 21, 2022. (Director of Parks & Recreation)**

- 11. Approval to purchase Fireworks and Pyrotechnician Services from Zambelli International Fireworks Mfg., Company Inc., for the annual display at the July 4th celebration being held at Royal Palm Beach Commons Park in the amount of \$50,000. Purchase is in accordance with purchasing Ordinance No. 630, Section 10-98. (Director of Parks & Recreation)**
- 12. Approval to purchase and have installed (2) playground shade structures for Todd Robiner Park from Miracle Recreation Equipment Co. in an amount not to exceed \$60,000 using Sourcewell Contract #01051-LTS. This item is budgeted in project PR-2206. (Director of Parks & Recreation)**
- 13. Approval and authorization for the Village Manager to execute the First Addendum to the Food and Beverage Services agreement with Eats & Teas Holding, LLC, to provide additional office space on the first floor of the Commons Park Sporting Center for an additional rental fee of one hundred dollars (\$100.00) per month commencing May 1, 2022 and continuing through the term of the current agreement. (Director of Parks & Recreation)**

Vice Mayor Samios pulled Consent Agenda Item #2.

Councilman Hmara made a motion to approve the Consent Agenda less Item #2; seconded by Councilman Valuntas. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

The Director of Public Works Director explained the evaluation process of all the school zones. During that process, he and the Village Engineer determined where to install flashing beacons at Cypress Trails Elementary, Crestwood Middle School and H.L. Johnson Elementary. In addition, a request to the County was made and granted to permit rapid flashing beacons on Crestwood Boulevard at Park Road and Sparrow Drive. He further explained where the additional funds would be used.

Vice Mayor Samios made a motion to approve Consent Agenda Item #2; seconded by Councilwoman Rodusky. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

## **REGULAR AGENDA**

- 1. Public hearing to consider Application No. 21-82 (SE), an application by Nelson Posada from Gently Birth Center and Obgyn, and adoption of Resolution No. 22-08 confirming Council action. The applicant is seeking special exception use approval for a "Birthing Center" for a property located at 1490 Royal Palm Beach Boulevard. \* (Director of P & Z)**

This was quasi-judicial and the Village Attorney (Mitty Barnard) swore in all who will speak on this item and asked for ex-parte disclosures. The P & Z Director stated the applicant is seeking approval of a special exception use to establish a Birthing Center in a commercial building zoned Office Commercial. He said staff considered compatibility with adjacent land uses, consistency with the Village's Comprehensive Plan and conformance with the development standards for the Office Commercial Zoning District. The P & Z Commission and staff recommended approval.

Nelson Posada, applicant was present for questions.

After confirming with the Village Clerk and the Village Manager there were no public comments, Mayor Pinto closed public comment with no response.

Vice Mayor Samios clarified that the Text Amendment that was previously approved was to allow a birthing center to be located in the Commercial Office zoning district and this approval is specific for this location and building.

Vice Mayor Samios made a motion to approve; seconded by Councilman Valuntas. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

**2. Approval for the Village Manager to negotiate two (2) contracts for the sale of Village-owned property to Paint Lux, LLC and Artemis Investments, LLC totaling Four Hundred Five Thousand Dollars (\$405,000.00) for approximately 0.4882± acres of land located at 6846 Seminole Palms Drive. (Village Manager)**

The Village Manager reminded Council that staff was directed to move forward with the sale of the property to the two interested buyers Paint Lux, LLC and Artemis Investments, LLC. The interested parties provided funds to conduct an appraisal which has been done. This is for final approval to move forward to negotiate two contracts for sale of the Proposed Request for Conveyance of land.

Alterraon Phillips of APLaw, LLC/ARC Title, LLC on behalf of PaintLux was present and thanked the Council for the opportunity.

Andrea M. Keiser, Esq. of Keiser Legal, PLLC on behalf of Artemis Investments, LLC thanked the Council for the opportunity as well and stated for the record the number of parking spaces will be 48 spaces. She said they would meet the minimum parking requirements by reducing their enrollment.

After confirming with the Village Clerk and the Village Manager there were no public comments, Mayor Pinto closed public comment with no response.

Councilman Hmara made a motion to approve; seconded by Councilwoman Rodusky. Hearing no further discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

**3. Appointment of four residents to the Planning & Zoning Commission. (Council Liaison)**

Councilwoman Rodusky, Council Liaison made the motion to reappoint Adam Miller and Philip Marquis to regular seats for another three-year term expiring in March 2025 and reappoint Lauren McClellan and Gerald Brown to alternate seats for another three-year term expiring in March 2025; seconded by Councilman Valuntas. Mayor Pinto put the motion to a vote and it passed unanimously.

**4. Appointment of three residents to the Recreation Advisory Board.  
(Council Liaison)**

Vice Mayor Samios, Council Liaison made the motion to reappoint Sandy Rubin and Leslie Salas Leffler to regular seats for another two-year term expiring in March 2024; appoint Jordan Schiller to the vacant regular seat expiring in 2023 and appoint Alyssa Freeman as Alternate with term expiring in March 2023; seconded by Councilman Hmara. Mayor Pinto put the motion to a vote and it passed unanimously.

**5. Appointment of three residents to the Education Advisory Board.  
(Council Liaison)**

Councilman Hmara, Council Liaison made the motion to reappoint Lisa Ryan to a regular seat for another two-year term expiring in March 2024; appoint Jennifer Sullivan to a regular seat for a two-year term expiring in March 2024 and appoint Nancy Pennea to the Alternate seat for a two-year term expiring in March 2024 seconded by Councilman Valuntas. Mayor Pinto put the motion to a vote and it passed unanimously.

**ADJOURNMENT**

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Mayor Fred Pinto

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Diane DiSanto, Village Clerk