

Agenda Item No. C - 1

VILLAGE OF ROYAL PALM BEACH
Agenda Item Summary

AGENDA ITEM: Approval of the minutes of the First Public Budget Hearing of September 8, 2022, Final Public Budget Hearing of September 15, 2022 and Council Regular Meeting of September 15, 2022.

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

RECOMMENDED ACTION: Motion to Approve

Initiator	Village Manager Approval	Agenda Date	Village Council Action
Village Clerk		10/20/22	

**VILLAGE OF ROYAL PALM BEACH
MINUTES OF FIRST PUBLIC BUDGET HEARING
VILLAGE MEETING HALL
1050-A ROYAL PALM BEACH BOULEVARD
THURSDAY, SEPTEMBER 8, 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.
- Telephone: Public may listen only via phone remotely by dialing United States +1 (213) 929-4212, Webinar ID: 768-567-131, Access Code: 888-095-165.

PLEDGE OF ALLEGIANCE

Mayor Pinto called for a moment of silence for Queen Elizabeth II.

ROLL CALL

Mayor Fred Pinto
Vice Mayor Selena Samios
Councilman Jeff Hmara
Councilwoman Jan Rodusky – arrived at 6:38 p.m.
Councilman Richard Valuntas

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

PUBLIC HEARING

- 1. Announce that the proposed operating millage rate necessary to fund the budget is 12.24% above the rolled-back rate of 1.7106 mils.**

The Mayor announced that the proposed operating millage rate necessary to fund the budget is 12.24% above the rolled-back rate of 1.7106 mils.

- 2. Announce the proposed operating millage rate is 1.9200 for the General Fund.**

The Mayor announced the proposed operating millage rate is 1.9200 for the General Fund.

- 3. Summary of the tentative budget.**

The Finance Director gave a summary of the 2022-2023 budget showing the total budget of \$85,593,453 with 34% for General Operating, 46% Capital Projects, 18% for reserves and 2% stormwater utility. He stated the budget highlights are as follows: property values up again and projected this year at 13.6%, the tax rate of 1.92 has been maintained, consumption based revenues have increased and the Village has received \$20,232,484 in American Rescue Plan Funds which must be obligated by December 31, 2024 and spent by

December 31, 2026. All Strategic Plan Initiatives have been incorporated into the budget.

He gave the Ad Valorem Tax overview which shows the Village's property values, including new construction, have increased 13.6% as follows: Prior year value – \$3.386 billion; current year value – \$3.846 billion with an increase of \$460 million. The Finance Director stated the budget is proposing to maintain the operating millage rate at \$1.92 mils per thousand.

He showed the impact of the total proposed millage rate of \$1.9200 on homes valued from \$186,000.00-\$261.00, \$261,000.00-\$405.00 and \$337,000.00-\$551.00 all-encompassing the homestead exemption.

The General Fund Revenue Summary is \$28,775,519 with property taxes generating 24%, other taxes and fees 21% which totals 45% of the revenue stream. Licenses and permits are 12%, intergovernmental revenues at 18%, charges for services 1%, fines 2%, miscellaneous revenues 4%, transfers 9% and current year fund balance at 9%. The expenditure summary is \$28,775,519 with personal services at 41%, contractual services 37% which is comprised of mainly the PBSO, other charges and services 15%, commodities at 3%; and other operating expenses, department capital outlay and grants and aids are less than 1%. Transfers out are at 4%. The expenditure summary shows merit adjustments are programmed at an average of 3.5% for all employees. A cost of living adjustment of 6.2% is included based on the 12 month running average from April 2021 – March 2022. Medical insurance cost premiums are based on market projections.

The expenditure summary shows the following position additions are as follows: Human Resources – Payroll/Benefits Specialist (50%); Engineering – Intern (P/T); Parks and Recreation – Recreation Division – P/T to F/T Public Information Specialist, Parks and Recreation – Cultural Center Division – Public Art Professional. Positions deletions are as follows: Village Manager – Public Art Professional; Finance – Payroll/Benefits Specialist (50%); Parks – 3 General Maintenance Worker I.

The Finance Director stated that the Stormwater Utility Fund Revenue Summary is \$1,436,137 which is funded 77% by the stormwater utility fee and 23% Fund Balance. The expenditure summary is \$1,436,137 which is 44% for personal services, contractual services less than 1%, other charges and services 38%, commodities 4%, other operational expenses less than 1% and transfers 14%.

The Finance Director reviewed the Capital Improvements Funds – CIP at \$55,382,237. The Beautification Fund is less than 1%; American Rescue Plan is 20%; Impact Fee Fund 3%; Sales Surtax 38%; General Capital Improvements Fund 8%, Utility 2% and Reserves 29%.

4. Comments from the public.

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

5. Council adoption of proposed operating millage rate of 1.9200 for fiscal year 2022/2023.

Councilman Hmara made a motion to adopt the proposed operating millage rate of 1.9200 for fiscal year 2022/2023; seconded by Councilwoman Rodusky. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

6. Council adoption of tentative Budget for fiscal year 2022/2023.

Councilman Valuntas made a motion to adopt tentative Budget for fiscal year 2022/2023; seconded by Vice Mayor Samios. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

7. Announce final budget public hearing – Thursday, September 15, 2022 – 6:30 p.m.

Mayor Pinto announced the final budget hearing would be held at 6:30 p.m. on Thursday, September 15, 2022 in the Village Meeting Hall.

8. Close public hearing.

ADJOURNMENT

Mayor Fred Pinto

Diane DiSanto, Village Clerk

**VILLAGE OF ROYAL PALM BEACH
MINUTES OF FINAL PUBLIC BUDGET HEARING
VILLAGE MEETING HALL
1050-A ROYAL PALM BEACH BOULEVARD
THURSDAY, SEPTEMBER 15, 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.
- Telephone: Public may listen only via phone remotely by dialing United States +1 (562) 247-8422, Webinar ID: 807-326-259, Access Code: 634-563-949.

PLEDGE OF ALLEGIANCE

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 (Mitty Barnard) and the Village Clerk.

PUBLIC HEARING

- 1. Announce that the proposed operating millage rate necessary to fund the budget is 12.24% above the rolled-back millage rate of 1.7106 mils.**

The Mayor announced that the proposed operating millage rate necessary to fund the budget is 12.24% above the rolled-back rate of 1.7106 mils.

- 2. Announce the proposed operating millage rate is 1.9200 for the General Fund.**

The Mayor announced the proposed operating millage rate is 1.9200 for the General Fund.

- 3. Finance Director Review since First Budget Hearing.**

The Finance Director stated there are no changes in the budget document since the First Budget Hearing.

- 4. Comments from the public.**

Mayor Pinto opened the floor to public comment.

- 5. Close public comment.**

Diane Queller, 123 Sunflower Circle, thanked the Village Council for the no tax rate increase for the residents over the past years.

After soliciting public comment from the audience and confirming with the Village Clerk and the Village Manager there were no other public comments, Mayor Pinto closed public comment.

6. **ADOPTION OF FINAL MILLAGE RATE OF 1.9200 FOR THE GENERAL FUND.** Motion to adopt Resolution No. 22-23, a Resolution of the Village Council of the Village of Royal Palm Beach, Florida, adopting the final millage rate for the Village of Royal Palm Beach for the fiscal year commencing on October 1, 2022 and ending on September 30, 2023; providing an effective date; and for other purposes.

Resolution No. 22-23 was read by title. Councilwoman Councilman Hmara made a motion to adopt the proposed operating millage rate of 1.9200 for fiscal year 2022/2023; seconded by Councilwoman Rodusky. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

7. **ADOPTION OF FINAL BUDGET FOR FISCAL YEAR 2022/2023.** Motion to adopt Resolution No. 22-24, a Resolution of the Village Council of the Village of Royal Palm Beach, Florida, adopting its final budget for Fiscal Year 2022/2023; providing that the budget hereby adopted may be adjusted or modified by subsequent resolution of the Village Council under certain circumstances; providing a conflicts clause and a severability clause; providing an effective date; and for other purposes.

Resolution No. 22-24 was read by title. Councilman Hmara made a motion to adopt tentative Budget for fiscal year 2022/2023; seconded by Councilwoman Rodusky. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

8. **Close public hearing/adjourn.**

ADJOURNMENT

Mayor Fred Pinto

Diane DiSanto, Village Clerk

**VILLAGE OF ROYAL PALM BEACH
MINUTES OF COUNCIL REGULAR MEETING
VILLAGE MEETING HALL
THURSDAY, SEPTEMBER 15, 2022 – 6:40 P.M.
IMMEDIATELY FOLLOWING THE FINAL PUBLIC BUDGET HEARING**

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.
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PLEDGE OF ALLEGIANCE

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 (Mitty Barnard) and the Village Clerk.

REPORTS

Mayor Pinto reported on the Transportation Planning Agency monthly meeting where the updated transportation plan/TIP included the State Road 7 Extension to Northlake Boulevard and the widening portion of State Road 7 from Okeechobee Boulevard to 60th Street. He added that both projects are funded for FY 2023 with the City of Lake Worth Beach along with City of West Palm Beach voting against it. Mayor Pinto received consensus to have staff explore the annexation of the Sunset Isles enclave. The Village Manager further clarified the process noting this property will be annexed by an Interlocal Agreement with Palm Beach County. A discussion was held on the legislation passed to allow the Interlocal Agreement and the improved services that would be provided to the residents. Mayor Pinto received consensus to sit on a newly established county-wide task force designed to find innovative solutions for the housing issue.

Councilman Hmara reported on the Education Advisory Board where the Royal Palm Beach High School was showcased, announcing their new motto the “Royal Way”. He said the high school is maintaining a B rating and that next week is Homecoming Week. Councilman Hmara stated he will be attending the Florida League of Cities Legislative Policy Committee meeting where discussions will be held on affordable housing and transportation funding. He announced that Feeding South Florida would end on Wednesday, September 21st noting that over four million pounds of food valued at over \$5 million dollars were

distributed and thanked everyone involved. Mayor Pinto indicated that the Village would be willing to host the effort in the future if needed.

Councilman Valuntas stated that NFL QB Geno Smith is a local Miramar High School graduate. He announced starting today is Hispanic Heritage Month.

Vice Mayor Samios announced the opening of baseball on Friday, September 16th at Bob Marcello Park as well as Food Trucks and Concert at Commons Park with a Billy Joel Tribute Band and September 30th – October 1st is the Rock-N-Fall festival.

PETITIONS – None

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

Diane Queller of 123 Sunflower Street thanked the council, staff, parks and recreation on the closing of the gate at the heart trail near H.L. Johnson Elementary for the safety of the students. The Village Manager reported on a recent meeting with the principal as well as the most recent drop off/pick up time lines. Councilman Valuntas thanked Ms. Queller as well for bringing forward the safety issue at the school.

CONSENT AGENDA

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

- 1. Approval of the minutes of the Council Regular Meeting of August 18, 2022. (Village Clerk)**
- 2. 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 add one (1) full time facility attendant position each in the Recreation Division and the Events and Facilities Division. Additionally, to delete two (2) part time facility attendant positions in each division to assist with funding the new positions in the 2022/2023 fiscal year. (Finance Director)**
- 3. Approval and authorization for the Village Manager to enter into an agreement with International Sweeping Inc. dba Facilities Pro-Sweep, the lowest responsive, responsible bidder, in the annual amount of \$58,381.86 for Street Sweeping. Funding source is from the Stormwater Utility operating budget. (Director of Public Works).**
- 4. Approval of a special event permit application for Catskill Haunts of FL, LLC to hold a “Haunted House” on Friday and Saturday nights from September 30, 2022 through the month of October 2022 at Royal Palm Beach Commons. (Director of P & Z)**
- 5. Approval of a special event permit for the Village of Royal Palm Beach to hold “Rock n Fall Fest” on Friday, September 30, 2022**

from 5:00 p.m. to 10:00 p.m. and Saturday, October 1, 2022 from 1:00 p.m. to 9:00 p.m. at Royal Palm Beach Commons. (Director of P & Z)

6. **Approval of a seasonal vendor permit for Our Lady Queen of the Apostles Catholic Church to hold their Annual Pumpkin Patch Fundraiser at 100 Crestwood Boulevard from October 14, 2022 through October 31, 2022. (Director of P & Z)**
7. **Approval of a special event permit for the Village of Royal Palm Beach to hold a Green Market and Bazaar at Village Hall every Saturday, beginning October 15, 2022 through April 29, 2023 from 9:00 a.m. to 1:00 p.m. (Director of P & Z)**
8. **Approval of a special event permit for the Village of Royal Palm Beach to hold “Concert/Movie and Food Truck Expos” at Royal Palm Beach Commons Park on October 21, November 4, 12, and 18, December 2, 10 and 17 from 5:00 p.m. to 9:00 p.m. (Director of P & Z)**
9. **Approval of a special events permit by Big South East Rods and Customs, Inc. to conduct a Car Show in order to have a fundraiser to benefit Wounded Warriors at Commons Park on Sunday, November 6, 2022 from 11:00 a.m. until 3:00 p.m. (Director of P & Z)**
10. **Approval of the bid award in the amount of \$2,967,082.00 and authorization for the Village Manager to execute a contract with the lowest responsive, responsible bidder for the Canal System Dredging (SW1901 & SW2301) and Dry Detention Pond (EN1904) project to Atlantic & Gulf Dredging and Marine, LLC. The award will be effective October 1, 2022. (Village Engineer)**
11. **Approval and authorization for the Village Manager to execute the “Second Addendum to Food and Beverage Services Agreement” between the Village and Seeds Café, LLC, to provide for the first one (1) year renewal term beginning October 1, 2022 and ending October 1, 2023. (Director of Parks & Recreation)**
12. **Approval and authorization for the Village Manager to enter into an agreement with Batallan Enterprises, Inc. dba Property Works, the sole responsive, responsible bidder for park maintenance services at eight (8) neighborhood parks at an annual amount of \$54,048.24 (Director of Parks & Recreation)**

Mayor Pinto pulled Consent Item #10 for discussion.

Vice Mayor Samios made a motion to approve the Consent Agenda less Item #10; seconded by Councilman Valuntas. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

The Village Engineer stated there were four separate grants approved for this project totaling 1.1 million dollars, 1.25 million from the ARPA funds and \$610,000 from Village funds. He reported on the process as well as the canal dredging benefits that include improved water quality, safer canal navigation, increased aesthetics and reduce maintenance cost. The Village Manager showed the area of the canals that will be cleaned and improved. The Village Engineer responded to the Vice Mayor's question on the length of time for the project noting the de-mucking portion will be approximately a 14-day period with a drying out period and a total project time of nine months. Councilman Hmara received confirmation from the Village Engineer that there will be two separate notifications to residents effected as well as signage at the staging area noting the duration and staff information.

Vice Mayor Samios made a motion to approve the Consent Agenda Item #10; seconded by Councilman Hmara. Hearing no further discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

REGULAR AGENDA

- 1. Public hearing to consider Application 22-29 (SPM, SE, AAR) an application by Dunay, Miskey and Backman, LLP on behalf of Biscayne Friendly, LLC. The applicant is requesting Site Plan and Architectural Approval to develop a 7,822 square foot standalone enclosed car wash facility, and special exception approval to allow or a "Car Wash, Self-Service or Other" in the General Commercial (CG) zoning district, for a property located at 1001 N. State Road 7. * (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 a site plan modification, special exception and architectural approval for a 7,822 square foot car wash. A car wash is a special exception use in the general commercial district. The P & Z Director reviewed conformity with parcel size, parcel frontage, setbacks, pervious area, parking requirements and landscaped areas. He reviewed the site plan noting it is a well-functioning site. He showed the landscaping plan and architectural plans that meets all requirements. The Planning and Zoning Commission and staff recommended approval.

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

Matthew Scott, Esq. of Dunay, Miskel and Backman, LLP on behalf of the applicant showed the architectural design renderings noting silencers have been added to car wash equipment. He said it is a full service car wash and requested approval.

Vice Mayor Samios asked how invasive this will be to the adjacent restaurant. Mr. Scott again reiterated that silencers would be installed for noise reduction at the car wash as well as vacuums. Mr. Scott also addressed the landscaping noting that most of the existing trees will be preserved. Councilwoman

Rodusky asked to address the amount of traffic. Mr. Scott responded that studies show approximately 30 cars during peak hours and that the queuing lanes provided can accommodate them. Mayor Pinto confirmed that a market analysis has been done to determine the demand for another car wash in the area.

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

- 2. Public hearing to consider Application 22-73 (LW), an application by MMCW Wellington, LLC, for the consideration of a Landscape Waiver from Village code Section 15-133 (b)(1) & (2), to allow for a perpendicular divider strip with a width of three (3) feet where Village code requires five (5) feet and the installation of two (2) trees where Village code requires five (5) trees, for an existing car wash located within the Anthony Groves Planned Commercial Development (PCD) located at 135 S. State Road 7. Agent: Brian Chegus, Iplan & Design, LLC. * (Director of P & Z)**

This was quasi-judicial and the Village Attorney (Mitty Barnard) swore in all who will speak on this item as well as Agenda Items No. 3 and 4 and asked for ex-parte disclosures. The P & Z Director stated the applicant is requesting a landscape waiver to allow three trees to count toward the required five trees and a reduction of two feet to the required five foot wide Perpendicular Divider Strip between the vacuum parking stalls and the queuing spaces for the car wash. This is a companion application to a Site Plan Modification. The Planning and Zoning Commission and staff recommended approval.

Brian Chegus, Iplan & Design, LLC was present and explained the changes and options available noting all are to the internal site of the existing car wash.

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 received clarification on the canopy area, the vacuum stands and the hybrid service.

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

- 3. Public hearing to consider Application 21-95 (AAR), the applicant is requesting Architectural Approval in order to update sign faces, paint the existing building, remove an existing awning and other various modifications, for an existing car wash located within the Anthony Groves Planned Commercial Development (PCD) located at 135 S. State Road 7. Agent: Brian Chegus, Iplan & Design, LLC. * (Director of P & Z)**

The P & Z Director stated the applicant is seeking architectural approval and showed the proposed changes that include painting the existing building, removal of an existing awning and other various modifications. The Planning & Zoning Commission and staff recommended approval.

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 discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

- 4. Public hearing to consider Application 21-97 (SPM), an application by MMCW Wellington, LLC, for the consideration of a Site Plan Modification to allow for modifications to the existing canopy, parking and parking lot landscape islands, introduction of a new pay station and self-service vacuum stations, and other various modifications, for an existing car wash located within the Anthony Groves Planned Commercial Development (PCD) located at 135 S. State Road 7. Agent: Brian Chegus, Iplan & Design, LLC. * (Director of P & Z)**

The P & Z Director stated in reviewing the application this site meets the requirements as they pertain to parcel size, parcel frontage, setbacks, pervious area, parking requirements, landscape areas aside from the approved landscape waiver, maximum building heights, stacking and by-pass requirements. The Planning & Zoning Commission and staff recommended approval.

Brian Chegus, Iplan & Design, LLC representing the applicant explained the upgrades requested to the facility will allow it to remain viable and asked for approval.

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 confirmed notifications were given to property owners within the 300' radius and no comments were received.

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

ADJOURNMENT

Mayor Fred Pinto

Diane DiSanto, Village Clerk