

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 November 16, 2023 and Council Regular Meeting of December 7, 2023.**

**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>1/18/24</b>	

**VILLAGE OF ROYAL PALM BEACH  
MINUTES OF COUNCIL REGULAR MEETING  
VILLAGE COUNCIL CHAMBERS  
1050 ROYAL PALM BEACH BOULEVARD  
THURSDAY, NOVEMBER 16, 2023  
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.royalpalmbeachfl.gov/webmeetings](http://www.royalpalmbeachfl.gov/webmeetings).
- Telephone: Public may listen only via phone remotely by dialing United States +1 (415) 655-0060, Webinar ID: 160-633-779, Access Code: 244-133-537.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

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

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

**REPORTS**

Councilwoman Samios reported on 1) the start of K -8 Youth Basketball season; 2) the new season of the Young at Heart club; 3) the Linkin Park concert at Commons Park on Friday night; 4) the movie Encanto at Commons Park Saturday night; 5) the annual Winter Fest will be held on Saturday, December 2<sup>nd</sup> at Commons Park and; 6) a meet and greet with Santa at Commons Park Sporting Center on December 9<sup>th</sup> and 16<sup>th</sup> from 5:00 p.m. – 9:00 a.m. She reported that construction will begin on Cypress Hall within the next 30 days. Councilwoman Samios shared highlights from H.L. Johnson Elementary School where Mrs. Powali was named outstanding Holocaust Educator for Palm Beach County by FAU; Mrs. Highsmith won the 2023 Go Tech Grant Award; and there are two foster grandparents helping 12 students with their learning. She announced that Royal Palm Beach Elementary School opened a Ben Carson Library and Cypress Trails Elementary is now a Ron Clark Academy School. She thanked H.L. Johnson for letting her participate in “Read for the Record” and the American Legion Post #367 & Unit 367 Auxiliary for the Veterans Day event. She reported on a meeting with Girl Scout Troup 24220 to discuss democracy, local government and voting. She attended the Farm City luncheon and reported on the amount of food the local Palm Beach County farmers are growing. Councilwoman Samios thanked the PBCFR and Local 2928 and reported on her attendance at the fire ops training.

Councilman Hmara reported on his attendance at various Veterans Day Observances. He reported on the Education Advisory Board meeting where

Royal Palm Beach High School's Dancers performed as well as "The Royal Way" approach was discussed. Principal Fleming reported the 2022 graduation rate was 92% and students collectively earned 2.1 million dollars in scholarships. Principal Fleming also announced the Assistant Principal Lisa Jones was named Central Region's Assistant Principal of the Year. He reported that a Ben Carson Reading Room has been added to Royal Palm Beach Elementary School. He attended the Chamber of Commerce Farm City Luncheon where the guest speaker was Wilton Simpson, Agricultural Commissioner. Councilman Hmara announced that the Annual Palm Beach County League of Cities BBQ will be held on December 8<sup>th</sup> which includes a farm tour and golf tournament.

Vice Mayor Rodusky reported on her tour of the new Learning Center noting a ribbon cutting ceremony to be held at the end of the month. She announced that the Palm Beach County Clerk of Courts has opened a new service center here in Royal Palm Beach with expanded services that include a private marriage ceremony room and the ability to file injunctions for domestic abuse.

Mayor Pinto added he will be working with the Palm Beach County Commissioners to add a DMV type services here in Royal Palm Beach as well.

The Village Manager reported on the annual meeting he and Captain Naujoks had with the school Principals from Royal Palm Beach. The Village Manager stated the Village code requires regular council meetings be held on the first and/or third Thursday of each month and he received consensus from the Council for the Council Regular Meeting to be held on Thursday, December 7<sup>th</sup> at 6:30 p.m., rather than Thursday, December 21<sup>st</sup>.

The Village Attorney (Keith Davis) reported on his finding on the RV Lot and the reverter clause in the deed conveying the Diocese property to the Village. Mr. Davis summarized previous correspondence from the Diocese in 2014 and 2016 expressing the Diocese's concerns regarding commercial use of the RV Lot and the Village's responses and assurances to the Diocese that the lot would only be used for a public purpose with no commercial storage in the lot. Mr. Davis explained that the RV Lot lease agreement permits only three things: residents' RV's, boats and boat trailers. He explained the difference and the creation of the RV Lot lease documents which conforms regarding the reverter language in the deed and concerns from the Diocese which the Village vigorously defended through historic correspondence and public hearings.

**PETITIONS – None**

**STATEMENTS FROM THE PUBLIC ON NON AGENDA ITEMS OR CONSENT AGENDA ITEMS - None**

**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 September 21, 2023 and Council Regular Meeting of October 19, 2023. (Village Clerk)**

2. **Authorization to reject all bids received and opened at 3:00 p.m. on Wednesday, October 11, 2023 for custodial services. (Director of Parks & Recreation)**
3. **Adoption of Resolution 23-49. A resolution of the Village Council of the Village of Royal Palm Beach, Florida, approving and authorizing, in accordance with established policy, the making of a budget amendment for Fund 001 in the fiscal year 2023/2024 Budget. Said amendment to transfer a total of \$26,500 from Restricted Fund Balance for Police Education to Police Department – Police Education (521-4950) (Finance Director)**
4. **Adoption of Resolution 23-50. A resolution of the Village Council of the Village of Royal Palm Beach, Florida, approving and authorizing, in accordance with established policy, the making of a budget amendment for Fund 001 in the fiscal year 2022/2023 Budget. Said amendment represents the year end budget adjustment and appropriates \$204,341 from Restricted Fund Balance for Police Education and Electricity Franchise Revenue to increase amounts budgeted in the Police and Non-Departmental Department. (Finance Director)**
5. **Approval of a special event permit for the Village of Royal Palm Beach to hold a Winter Festival at Royal Palm Beach Commons Park on Saturday, December 2, 2023 from 1:00 p.m. to 9:00 p.m. (P & Z Director)**
6. **Approval of a special event permit for H. L. Johnson Elementary RPB Village School, SDPBC, to hold a winter concert at VRPB Commons Park Amphitheater Stage at 11600 Poinciana Boulevard on December 5, 2023 from 5:00 p.m. until 8:00 p.m. and December 7, 2023 from 5:00 p.m. until 8:00 p.m. (P & Z Director)**
7. **Approval of a special event permit for Our Lady Queen of the Apostles Catholic Church to hold a Christmas Village and Festival at 100 Crestwood Boulevard on December 1, 2, 8, and 9, 2023 from 4:00 p.m. until 11:00 p.m. and December 3 and 10, 2023 from 4:00 p.m. until 10:00 p.m. (P & Z Director)**
8. **Approval and authorization for the Village Manager to execute an agreement with Urbana, LLC to perform General Planning and Development Review Services for two (2) years which may be extended for two (2) additional terms of one (1) year each. (P & Z Director)**

Councilman Hmara pulled Item No. 6 for discussion.

Councilman Hmara made a motion to approve the Consent Agenda Less Item #6; seconded by Councilman Valuntas. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

The Village Manager clarified Item No. #6 for the record, that the Village contracts for audio and lighting at all amphitheater events and the applicant was made aware of that at the staff level but it was not added as a special condition of approval.

Principal Crystal Amado-Kucharski of H.L. Johnson Elementary confirmed the school has contracted with the audio/lighting contractor. She reported on the anticipated number of participants and the need for the amphitheater vs. the Cultural Center where there is an agreement in place.

Councilwoman Samios made a motion to approve the Consent Agenda Item #6; seconded by Vice Mayor 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. 23-138 (MCIC) an application by Crossroads R2G Owner LLC and adoption of Resolution No. 23-47. The applicant is seeking a Modification to a Council Imposed Condition (MCIC) to further extend the timeline for the installation of the required public art for a property located at 1180 Royal Palm Beach Boulevard. Agent: Janna P. Lhota, of Holland & Knight LLP. \* (P & Z Director)**

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 Public Arts Professional gave a brief history of this project and stated that the applicant is seeking a modification to extend the timeline to install a public art piece at 1180 Royal Palm Beach Boulevard in the Crossroads shopping center. The six month extension requested would allow the installation of the public art to be extended to May of 2024. Staff recommended approval.

Jan P. Lhota, Esq. of Holland & Knight LLP representing the applicant explained the art work was approved by Council on August 17<sup>th</sup> and payment was made. The artwork will be finished at the end of this month and shipped to the United States with a two month window for delivery with a projected arrival date the end of January. The permit for installation is being applied for and completion is scheduled by February 2024. She noted the required bond is still in place.

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

Councilwoman Samios confirmed for the record that art piece would be completed by the end of November and shipped as well.

Vice Mayor Rodusky 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.

2. **Public hearing to consider Variance Application No. 23-093 (VAR) and approval of Variance Order VC-23-07, an application by Bar Education, Inc., requesting Variance approval to allow for a variance to Village Code Sec. 23-49(b)(6)b. to provide a 4.7 foot wide sidewalk where Village Code requires a six (6) foot pedestrian access way when parking is provided in the rear of the building, for a property located at 300 and 400 Royal Commerce Road. \* (P & Z Director)**

This was quasi-judicial and the Village Attorney (Mitty Barnard) swore in all who will speak on this item and Item No. 3 and asked for ex-parte disclosures on both agenda items. The Director of P & Z stated the applicant is seeking variance approval to allow for a 4.7 foot wide sidewalk and reviewed the code requirements. He reviewed the criteria for granting variances. He also gave a history of the property and site constraints at that time. The P & Z Commission and staff recommended approval.

Andrea Keiser, representing the applicant on Items 2 and 3, gave a brief history of the site. She reported that the Primrose School is a leader in early learning education and she explained the unique collaboration between the Keiser College and preschool. She showed the interior renovations of the different classrooms as well as the site plan modifications that include a 162 square foot vestibule with double entry for security and weather protection. She also showed the new color palette for the exterior buildings and updated floor plan and bathrooms. A new infant/toddler playground will be constructed with decorative crash protection fencing and landscaped island. She showed the existing playground and reported it will be increased to 8,000 square foot with all new playground equipment and shade protection. The site plan modification includes handicap accessible parking, new pedestrian circle, weather canopy, flag pole and new wall signage. Ms. Keiser reviewed the landscape plan where all the existing dead plantings will be replaced with additional Palms and shrubs. She reported on the parking and traffic noting there will be no vehicle stacking with zero impacts. She explained the need for the small variance and asked for approval of the sidewalk variance.

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 Vice Mayor Rodusky. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

3. **Public hearing to consider Application No. 22-81 (SPM, AAR), an application by Bar Education, Inc., and adoption of Resolution No. 23-41 confirming Council action. The applicant is seeking a Major Site Plan Modification and Architectural Approval for modifications to existing parking, landscape, playground area and existing building, for a property located at 300 and 400 Royal Commerce Road. \* (P & Z Director)**

Mayor Pinto confirmed that everyone has been sworn in. The Director of P & Z stated the overall site plan meets all the Village's requirements. The P & Z 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.

Vice Mayor Rodusky confirmed the playground equipment is handicap accessible.

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

**4. Public hearing to consider Application No. 23-023 (SPM), an application by MPLD Consulting on behalf of Crestwood Square Ltd, and adoption of Resolution No. 23-40 confirming Council action. The applicant is seeking a Site Plan Modification to expand the outdoor seating/dining area from 300 square feet to 1,320 square feet at the existing Duffy's Sports Grill situated within the Crestwood Square Shopping Center, for a property located at 11935 Southern Boulevard. \* (P & Z Director)**

This was quasi-judicial and the Village Attorney (Mitty Barnard) swore in all who will speak on Item 4 and 5 and asked for ex-parte disclosures. The Director of P & Z stated the applicant is requesting a site plan modification that expands the existing 300 square feet to 1,320 square feet that will be covered providing televisions, but no outdoor bar. He showed the expansion area and elevations. The Director of P & Z reported that the applicant's justification statement stated that televisions will be mounted where they are not visible from the outside and the furniture and outdoor furnishings will be stored indoors when not in use. He said the proposed project meets all the requirements of the zoning district and all relevant supplemental regulations of the Village code. The P & Z Commission and staff recommended approval.

Rebecca Miller, MPLD Consulting representing the applicant gave an overview of the Duffy's Restaurant and services. She noted no parking spaces will be removed and the proposed expansion area will only eliminate the grassy knoll.

Tyler Schultz, Project Administrator for Duffy's Sports Grill stated the reasons the major site plan amendment was requested. He said a 1,320 square foot covered outdoor dining area will replace the undefined existing area. Mr. Schultz provided data on a sound study that was conducted, along with information on the measures taken to ensure the restaurant is being a good neighbor. He said the management will monitor the sound levels at all times via the Minut noise monitoring system, as well as having the television strategically placed beneath awnings to obscure view and be muted at all times. He again reiterated the furniture will be stored indoors when not in use.

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

Councilwoman Samios stated her concerns and asked for consideration to install and maintain an eight foot hedge on the east side of property canopy area in lieu of the proposed six foot hedge. Vice Mayor Rodusky confirmed the only access to the patio is through the restaurant.

Councilwoman Samios made a motion to approve with the added condition of approval to add and maintain an 8' hedge on the east side of the canopy; seconded by Councilman Valuntas. Hearing no further discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

- 5. Public hearing to consider Application No. 23-059 (AAR), the applicant, MPLD Consulting, on behalf of Crestwood Square Ltd, is requesting Architectural and Aesthetic Review (AAR) approval for a covered outdoor seating/dining area expansion of an existing restaurant, for a property located at 11935 Southern Boulevard. \* (P & Z Director)**

Mayor Pinto confirmed everyone has been sworn in. The Director of P & Z stated for the record that the P & Z 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.

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

- 6. Appointment of two residents to the Education Advisory Board. (Council Liaison)**

Councilman Hmara, Council Liaison made a motion to appoint Neisha Mitchell to a regular seat with term expiring 2025; seconded by Vice Mayor Rodusky. Mayor Pinto put the motion to a vote and it passed unanimously.

- 7. Appointment of one regular member to the Planning & Zoning Commission for term ending March 2025 and two alternate members to the Planning & Zoning Commission for a term ending March 2025. (Council Liaison)**

Vice Mayor Rodusky referred to the Village Council Policy regarding attendance requirements for Citizen Advisory Board and reviewed the excused absences. She asked for consideration to add as an excused absence for short term active military duty deployment. The Village Attorney (Keith Davis) commented that short term deployment would have to be defined and a discussion ensued. It was suggested that four missed meetings would be an acceptable number and no more than two members of a board can be appointed if both are on active duty. Vice Mayor Rodusky confirmed that if appointed and deployed, missing the required number of meeting to attend, they would be able to reapply for any of the committees when no longer on active duty. The Village Attorney (Keith



David) stated the policy with the suggested changes would be presented to the Council as an agenda item at the next Council meeting for review and approval.

Vice Mayor Rodusky, Council Liaison made the motion to move and appoint Kamar Williams, who currently serves as Alternate #1, to the regular seat with a term expiring in March 2025 and move and appoint Andrew Alba to the Alternate #1 seat and Jonathan Dickenson to the Alternate #2 seat with terms expiring March 2025; seconded by Councilman Hmara. Mayor Pinto put the motion to a vote and it passed unanimously.

**ADJOURNMENT**

\_\_\_\_\_  
Mayor Fred Pinto

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Diane DiSanto, Village Clerk

**VILLAGE OF ROYAL PALM BEACH  
COUNCIL REGULAR MEETING  
VILLAGE COUNCIL CHAMBERS  
1050 ROYAL PALM BEACH BOULEVARD  
THURSDAY, DECEMBER 7, 2023  
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.royalpalmbeachfl.gov/webmeetings](http://www.royalpalmbeachfl.gov/webmeetings).
- Telephone: Public may listen only via phone remotely by dialing United States +1 (415) 655-0060, Webinar ID: 185-359-227, Access Code: 154-922-825.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

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

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

**RECOGNITION OF THE FIRST ANNUAL PHOTO CONTEST WINNERS**

Mayor Pinto announced that the Village's first annual photo contest winners have been selected and are present at tonight's meeting. Vice Mayor Rodusky announced the first place winner is Anna Powers – Spring in Challenger Park. The second place winner is Lucy Vasquez – July 4<sup>th</sup> at Commons Park and the third place winner is Brandt Hawes – Challenger Park Sunrise. Mayor Pinto presented each winner with a gift bag sponsored by Mint Eco car wash and Tara Vernie, Realtor with Berkshire Hathaway. Also recognized was the selection committee that composed of the Village's Public Arts Professional, Finance Director and Parks and Recreation Program Supervisor.

**MAYOR'S PROCLAMATION – ELECTION NOTICE**

**REPORTS**

Vice Mayor Rodusky attended the Florida League of Cities Legislative Policy Committee regarding Environmental Issues and the priority to ratify the Legislative Statewide Stormwater Rule. She added the second priority is to clarify the term Local Government under the Property Assessed Clean Energy (PACE program) and explained the policy program.

Councilman Hmara attended and reported on the H.L. Johnson Elementary school holiday concert at Commons Park Amphitheatre tonight before the meeting. He reported on the Palm Beach County League of Cities General

Membership committee and announced the results for Read for the Record competition between the 39 municipalities that included a certificate for the Village's participation. He added that at that meeting the guest speaker was Doug Crane the Director of the Palm Beach County Library System where he gave a presentation on *Rising Above the Fray: Restoring Respectful Public Service in our Communities*. He was unable to attend Winter Fest due to a family commitment but congratulated the Parks and Recreation staff on a job well done. Councilman Hmara announced the Palm Beach County League of Cities meeting will be held tomorrow at 11:30 a.m. at Belle Glade and asked that everyone bring an unwrap gift. He also announced tomorrow Crestwood Middle School will be holding their career day. He wished everyone a Happy Holiday Season.

Councilman Valuntas also reported on his attendance at the H.L. Johnson Elementary school holiday concert at Commons Park noting the Principal repeatedly thanked the Mayor and Council for their partnership. He announced that Royal Palm Beach High School graduation will be held on May 15<sup>th</sup>.

Councilwoman Samios welcomed our new Director of Parks & Recreation Mark Pawlowski. She reported on the Village's success with Winter Fest having approximately 8,000 participates. She reminded everyone there is a Meet Santa event on December 9<sup>th</sup> and 16<sup>th</sup> from 5:00 p.m. to 9:00 p.m. at Commons Park Sporting Center. She announced the RPB Community Band Holiday concert will be held at 7:00 p.m. on December 13<sup>th</sup> at the Cultural Center. Councilwoman Samios invited everyone to attend the Thirty Hertz concert on Friday, December 15<sup>th</sup> and Movie Night featuring *The Bad Guys* on Saturday, December 16<sup>th</sup> at Commons Park. A Martin Luther King Jr. Observance will be held at the Cultural Center on January 15<sup>th</sup>. She reported on the Youth Soccer Program that now has over 250 players in the competitive program and over 500 players in the recreation program. She congratulated the U-18 boys' team on their 8<sup>th</sup> place finish in the State. She announced the Early Childhood Adventures preschool in the Village was nominated for a Palm Beach County Community Choice Award in child care and preschool. Starting December 15<sup>th</sup> to December 30<sup>th</sup> you can vote on line at [yourchoiceawards.com/palmbeach](http://yourchoiceawards.com/palmbeach). She asked everyone to remember those who lost their lives during the attack on Pearl Harbor this day December 7, 1941. She wished everyone a Healthy, Happy Holiday and New Year.

The Village Manager introduced and welcomed the new Parks & Recreation Director, Mark Pawlowski who is a Certified Parks and Recreational Professional. Mr. Pawlowski responded he was happy to be on board, noting the last few weeks he has met the staff as well as residents and explained his open door policy.

The Village Attorney wished everyone a Happy Holiday Season.

**PETITIONS – None**

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

Amna Alian of 214 Las Palmas Street, spoke on behalf of a group of concerned citizens regarding the conflict in Gaza. She read a prepared statement illustrating concurrent conditions in Gaza and quoting various statements from international organizations. Mrs. Alian requested the Council to consider introducing and endorsing a resolution calling for a ceasefire in Gaza.

Jeff Alian of 214 Las Palmas Street requested that the Village look into a traffic light at the exit of La Mancha at Okeechobee Boulevard. He explained the traffic light often takes up to four minutes to turn green and immediately turns back to red.

Mayor Pinto conveyed that he understands the seriousness of the issues that Mrs. Alian raised but explained that the Council is not the appropriate body to address the concern given its international nature. He also responded to the traffic light issue by Mr. Alian and noted it would be looked into by the Village Manager.

Martha Smith and Robert Love of 171 Martin Circle requested clarification on why her home-based daycare was only allowed up to six children. She explained the hardship it put on her business of 22 years. A discussion ensued and the Village Manager explained that the current Village Code only allows for six children and further concerns were heard regarding consistency with County and State rules. The Council directed the staff to review applicable regulations and make recommendations on whether or not updates to the Village Code should be made.

### **CONSENT AGENDA**

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

- 1. Public hearing to approve Resolution No. 23-51, a resolution of the Village Council of the Village of Royal Palm Beach to adopt the updated 2023 Program for Public Information (PPI) document, flood insurance promotion plan, and flood response preparation plan. (Village Engineer)**
- 2. Approval and authorization for the Mayor to sign the “Co-Location Agreement” between the Village of Royal Palm Beach and DISH Wireless, LLC regarding the cell tower site at 100 Sweet Bay Lane. (Finance Director)**
- 3. Approval and authorization for the Village Manager to execute an addendum to extend the Village Hall Architectural and Design Services Agreement with REG Architects, Inc. for an additional two (2) years. (Village Engineer)**

Councilman Hmara pulled Item No. 1 for clarification.

Councilman Hmara made a motion to approve the Consent Agenda less Item No. 1; seconded by Councilman Valuntas. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

Councilman Hmara ask for an explanation and the progress that has been made for the residents on the flood insurance program. The Village Manager explained this resolution is to adopt the updated 2023 Program for Public Information (PPI) document, flood insurance promotion plan, and flood response preparation plan. He reported the Village has a Class Rating of 6 which offers residents a 20% discount from their flood insurance.

Councilman Hmara made a motion to approve Consent Agenda Item No. 1; seconded by Councilman Valuntas. Hearing no further discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

## **REGULAR AGENDA**

- 1. Public hearing to consider Application No. 23-090 (AAR) RPB High School Marquee, the applicant, the School District of Palm Beach County, is requesting Architectural Approval to install a school board informational sign at Royal Palm Beach High School, for a property located at 10600 Okeechobee 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 Director of P & Z stated the proposed sign will be placed at the main entrance of the high school. The marquee sign complies with Village code as it pertains to size and location and the applicant will be required to adhere to all requirements including brightness and messaging time intervals of no less than 10 seconds apart. Also the sign can only be utilized for displaying informational messages regarding public or non-profit events, programs and activities for the school. The Planning & Zoning Commission and staff recommended approval.

Michael Owens, representing the Palm Beach County School District thanked everyone involved in working together for the sign improvements at the high school. He also assured that the school district will abide by all the code restrictions.

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

Mr. Owens responded to questions proposed by Council with regard to removing the existing sign and clarified the reason for the location of the new sign.

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

- 2. Public hearing to consider Application No. 22-71 (SPM, AAR) an application by Centerpoint Integrated Solutions, LLC and adoption of Resolution No. 23-28 confirming Council action. The applicant is seeking site plan modification and architectural approval in order to construct a standalone building which will be utilized for a vehicle auction use building and vehicle staging area, for a property situated within the General Commercial (CG) zoning district and located at 10501 Southern Boulevard. Agent: John Thatcher of Centerpoint Integrated Solutions, LLC. \* (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 Director of P & Z stated the applicant is requesting site plan modification and architectural approval to construct the second phase of development that includes a 2.6 acre asphalt area and a new 4,216 square foot standalone building utilized for vehicle auction and staging area. He reviewed the site plan that includes a cross access connection to the east, the new stripping, landscape terminal isles and showed the architectural renderings. He reported that this application conforms to all Village codes for its general commercial zoning district. The Planning and Zoning Commission and staff recommended approval.

Christina Bilenki, representing Carmax, stated after receiving feedback from the Council previously, adjusted the site plan and reviewed the modifications and was available for any questions.

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

Councilwoman Samios received clarification on the staging area and access and it was noted that area is not opened to the public. The auction will be at the rear of the parking lot with the circulation on the north side and entrance into the building.

Councilwoman Samios 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 No. 23-096 (SPM), an application by JMorton Planning and Landscaping Architecture, and adoption of Resolution No. 23-44 confirming Council action. The applicant is seeking site plan modification in order to increase the outdoor seating square footage, update sidewalks, relocate the required art in public places piece, and modify the landscaping onsite, for a property located at 11925 & 11931 Southern Boulevard and situated within the Cypress Key Town Centre MXD. Agent: Jennifer Morton. \* (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 Director of P & Z stated the modifications to the site include a 300 square foot outdoor seating area, widening of sidewalks and modification to the landscaping onsite.

He showed the new art in public places area. The Planning and Zoning Commission and staff recommended approval.

Jennifer Morton of JMorton Planning and Landscaping Architecture representing the applicant was available for any questions.

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

Councilwoman 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.

**4. Discussion and consideration of a revised Village Council Policy regarding attendance requirements for Citizen Advisory Boards.**

The Village Attorney (Keith Davis) stated he took direction from Council regarding adding excused absences for active military members deployed or for other commitments as a result of active duty service in the United States military. The Attendance Requirements for Citizen Advisory Boards Policy was amended in Section 5 G to reflect that change.

Mayor Pinto confirmed this policy could be reviewed and revised at any time.

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

Mayor Pinto wished everyone a happy and blessed holiday season!

**ADJOURNMENT**

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Mayor Fred Pinto

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Diane DiSanto, Village Clerk