

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 February 20, 2020 and Council Special Meeting of March 12, 2020.

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		03/19/20	

**VILLAGE OF ROYAL PALM BEACH
MINUTES OF COUNCIL REGULAR MEETING
VILLAGE MEETING HALL
THURSDAY, FEBRUARY 20, 2020
6:30 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

All members of Council were present; along with the Village Manager, the Village Attorney and the Village Clerk.

PRESENTATION OF 20 YEAR SERVICE AWARD TO CHRIS MARSH

Mayor Pinto honored and congratulated Chris while acknowledging his dedication to the Village and presented him with a service award package.

PROCLAMATION DECLARING MARCH AS ROYAL PALM BEACH BICYCLE MONTH

Mayor Pinto presented the Proclamation to the Parks and Recreation Director.

REPORTS

Mayor Pinto reported on the Transportation Planning Agency meeting, explained the board's vote to remove State Road 7 extension from the 2045 Long Range Transportation Plan and announced that a Resolution was presented at this most recent meeting and adopted to reinstate State Road 7 extension back into the plan. Mayor Pinto reported that the TPA also approved a Resolution opposing House Bill 1371/Senate Bill 1000 relating to mid-block crosswalks.

Vice Mayor Rodusky attended the Central Chamber of Commerce Tourism meeting where it was reported that tourism in Palm Beach County is out pacing the State by 95% and that Discover the Palm Beaches is working on an economic strategy plan to build awareness. She invited all in attendance to visit the newly renovated Cultural Center if in need of an event venue. Vice Mayor Rodusky also reported on the Capstone opening announcing that it will include events and activities for the entire Village.

Councilman Hmara reported on the Florida League of Cities Legislative Action days in Tallahassee, distributed a bill summary of requests and reviewed the information on the proposed bills. He encouraged everyone to sign up for the Legislative Alerts and to participate in the Monday morning update calls. He reported on the high school scholarship progress and announced 29 applicants have applied for the 10 - \$1,000 scholarships. Councilman Hmara also congratulated Royal Palm Beach High School Principal, Dr. Jesus Armas on

being selected as Principal of the Year, Nikki Lanier, Counselor of the Year and Daniella Boyd, Teacher of the Year.

Councilman Valuntas invited everyone to attend the opening ceremonies of Baseball league at Bob Marcello Park on Friday, February 21st at 6:30 p.m.

Councilwoman Samios thanked the Recreation staff for all the recent events. She reported on the Recreation Advisory Board meeting where a representative of the Royal Palm Beach Strikers Youth Soccer Association gave a presentation, announced that a \$500 scholarship is available for high school seniors and children in foster care to participate free and is scheduled to hold a tournament the first week in May for children 12 and under. At that meeting a presentation was given on the 5.2 acre Crestwood North Park that will include volleyball courts, tennis courts, tot-lot, picnic pavilion, basketball court, fishing docks, multi-purpose fields and an option for pickle ball courts. She announced the many events planned at the Cultural Center include a Bridal Expo on March 1st and a Father/Daughter Dance on March 14th. She reported that the Young at Heart organization now has 385 members. The following events are scheduled at Commons Park that include Movie Night (The Lion King) on March 6th, Seafood Festival on March 14th and 15th and Bike Rodeo on March 21st. Councilwoman Samios announced Free Tax service at the Recreation Center for any household with a gross income of \$66,000 or less, hours are Tuesdays, Wednesdays and Thursdays 5 p.m. to 8 p.m. and Sundays Noon to 4 p.m.

PETITIONS - None

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

Seth Konigsherg of 156 B Sparrow Drive stated his concern with the speeding on Sparrow Drive. He referred to an initial traffic analysis completed in January 2018 asked for consideration to do another before 2023. He requested that speed humps be installed.

Councilman Valuntas clarified which sections of Sparrow Drive were included in the original traffic study.

The Village Engineer explained the sections of Sparrow Drive that were studied and the results, noting the Engineer that completed the study made a recommendation due to the character of the roadway in this particular section to install electronic speed signs in lieu of speed humps. He further explained the traffic engineers' recommendation of speed signs that would be solar powered and provide stats and information on the traffic.

The Mayor confirmed with Captain Naujoks that a show of force with patrols on that roadway have been done. Captain Naujoks added that he recently has been made aware of speeding on that roadway and the sheriff's speed monitoring devices as well as direct traffic patrols have been initiated.

After further clarification on the existing traffic calming study that includes speed signs, staff was directed to provide the resident with a petition and to review the process of getting the 33% threshold in order to direct another traffic calming study.

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 January 16, 2020. (Village Clerk)**
- 2. Approval and authorization for the Village Manager to execute the Second Addendum to the Communication Plan Professional Service Agreement by and between MY PR Guru and the Village of Royal Palm Beach. (Village Manager)**
- 3. Approval and authorization, in accordance with established policy, to make a budget amendment for Fund 001 in the fiscal year 2019/2020 Budget. Said amendment to transfer a total of \$20,000 from Other Contractual Services (541-3490) to Salaries and Wages (541-3490) and create a new Custodial Position. (Finance Director)**
- 4. Approval and authorization, in accordance with established policy, to make a budget amendment for Fund 303 in the fiscal year 2019/2020 Budget. Said amendment to transfer a total of \$23,000 Recreation Center Painting (PR1915) to Sporting Center Improvements (PR1819). (Finance Director)**
- 5. Approval of six (6) special event permits for Our Lady Queen of the Apostles Catholic Church to hold a fish fry at 100 Crestwood Boulevard on February 28, 2020; March 6, 2020; March 13, 2020; March 20, 2020; March 27, 2020; and April 3, 2020 from 5:00 pm. to 7:00 p.m. (P & Z Director)**
- 6. Approval of an application for a special events permit by Big Bounce America, LLC to conduct their Family Friendly Inflatable Festival at Commons Park on Friday, February 28, 2020 from 1:00 p.m. until 7:00 p.m., Saturday, February 29, 2020 from 9:00 a.m. until 6:00 p.m. and Sunday, March 1, 2020 from 9:00 a.m. until 6:00 p.m. (P & Z Director)**
- 7. Approval of a special event permit for POTTC Events to hold a Seafood Festival at Royal Palm Beach Commons on Saturday, March 14, 2020 from 11:00 a.m. to 8:00 p.m. and Sunday, March 15, 2020 from 11:00 a.m. to 6:00 p.m. (P & Z Director)**
- 8. Approval of a special event permit for H.L. Johnson Elementary PTO, Inc. to hold a Spring Carnival style fund-raiser event located at 1000 Crestwood Boulevard on Saturday, March 7, 2020, from 10:00 a.m. to 4:00 p.m. (P & Z Director)**
- 9. Approval and authorization for the Mayor to execute a Traffic Control Jurisdiction Agreement between Bella Terra Community Association, Inc. and the Village of Royal Palm Beach. (Village Manager)**

10. **Approval of the bid award in the amount of \$212,762.00 and authorization for the Village Manager to execute a contract with the lowest responsive, responsible bidder Davco Electrical Contractors Corp. for the removal and replacement of sports lighting at Bob Marcello Park. Funds to come from projects PR1806 and PR1720. (Village Engineer)**
11. **Approval and authorization for the Village Manager to enter into a Sports Lighting Equipment and Services Agreement with Musco Sports Lighting, LLC. for Bob Marcello Park. The cost for said services shall not exceed \$351,200.00 and funds will come from projects PR1806 and PR1720. (Village Engineer)**

Councilwoman Samios pulled Consent Agenda Item No. 8 for discussion.

Councilman Hmara made a motion to approve the Consent Agenda less Item No. 8; seconded by Councilman Valuntas. Mayor Pinto put the motion to a vote and it passed unanimously.

Julie Highsmith of the H. L. Johnson Elementary PTO described the event as being for children of all ages, invited everyone to attend and announced that tickets can be purchased from the website <https://HLJspringScene.cheddarup.com> or by cash at the door.

Councilwoman Samios made a motion to approve the Consent Agenda Item No. 8; seconded by Councilman Hmara. Mayor Pinto put the motion to a vote and it passed unanimously.

REGULAR AGENDA

1. **Public hearing to consider Variance Application 19-044 (VAR), an application by Lee Liang, and Variance Order VC-20-1, the applicant is requesting a variance from Sec. 26-80 to allow for a reduced front yard setback of 18-feet for a main structure where the Village Code requires 25-feet, for a property located at 1343 Elmbank Way. * (P & Z Director)**

This was quasi-judicial and the Village Attorney swore in all who will speak and asked for ex-parte disclosures. The P & Z Director stated the applicant is requesting a seven-foot variance to allow for a reduced front yard setback of 18-feet for the principal structure in lieu of the 25-foot front yard setback. The front porch of the house was enclosed by a previous owner without a permit. Village records indicate that the roof over the front porch was constructed with a proper permit in 1997. The applicant's position is that the requested variance is the minimum variance to allow reasonable use of the property and will not confer special privileges and became aware only when the Code Enforcement Division contacted them. The Village sent out the required mail notice to all residents within a 300-foot radius of the subject property, notifying homeowners of the variance request and did not receive any responses either supporting or objecting to the application. In addition, no letters were provided by the applicant supporting the request. The P & Z Director reviewed the

criteria to grant variances and the reasons staff recommended denial. The P & Z Commission recommended approval.

Mayor Pinto confirmed that applicant was not present. Councilman Valuntas stated his concerns with the homeowner not being present to testify under oath that the enclosed porch existed when the home was purchased in 2011.

The Community Director reminded everyone that the structures in the Counterpoint Estates subdivision were originally constructed under Palm Beach County.

Mayor Pinto opened and closed public comment with no response.

After further discussion, Councilman Valuntas made a motion to continue this agenda item to the next meeting in order to have the applicant present to testify; seconded by Vice Mayor Rodusky. Hearing no further discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

2. Public hearing to consider Application 19-109 (SPM,AAR) an application by Iplan & Design LLC, and adoption of Resolution 20-01 confirming Council action. The applicant is seeking Site Plan Modification and Architectural approval for an existing restaurant use situated on a 1.38 acre parcel of land located at 1005 N. State Road 7. Agent Brian Chegus, of Iplan & Design, LLC. * (P & Z Director)

This was quasi-judicial and the Village Attorney swore in all who will speak and asked for ex-parte communication. The P & Z Director stated the applicant is requesting a Major Site Plan Modification and Architectural Approval for repainting the existing building, minor landscape plan changes, signage and converting the drive-through lane to a 600 square foot outdoor seating area. In addition, the applicant is proposing to add an outdoor play area to the west of the proposed outdoor seating area. The conversion of the drive-through lane will also modify the onsite traffic circulation and the architectural changes include new signage, repainting the building, addition of the outdoor seating area/play area, landscape changes adjacent to the outdoor seating area and around the building. The Planning and Zoning Commission and staff recommended approval.

Mayor Pinto opened and closed public comment with no response.

Brian Chegus of Iplan & Design, LLC explained that Papi Chulo restaurant is a chef-driven Mexican eatery and taco bar. He introduced one of the owners, Clive Mash noting this is the second Papi Chulo location for a group that owns more than a dozen other restaurants with a variety of names. He added that the building has already been painted.

Mayor Pinto asked for a little marketing background from the applicants, inquiring about their choice of Royal Palm Beach as a location for the new dining establishment.

Clive Mash, owner of Papi Chulo's responded that it boiled down to their restaurant being unique to the Village, family oriented and within a family

community. He added that there is not much work needed to be done in the existing location, responded to a question regarding the outside seating area and the new trend of having a smaller restaurant footprint and bigger outdoor patio.

Councilman Hmara 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.

3. Public hearing for second reading and adoption of Ordinance No. 998, amending Chapter 16. Business Tax and Registration; other business regulations. at Article I. in general. at Section 16-12. Special Event Permits; Seasonal Vendor's Permits. to modify the process for special event permits and seasonal vendor permits. (P & Z Director)

The Village Attorney read into the record Ordinance No. 998 by title only.

Mayor Pinto opened and closed public comment with no response.

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

ADJOURNMENT

Mayor Fred Pinto

Diane DiSanto, Village Clerk

**VILLAGE OF ROYAL PALM BEACH
MINUTES OF COUNCIL SPECIAL MEETING
VILLAGE MEETING HALL
THURSDAY, MARCH 12, 2020
2:00 P.M.**

PLEDGE OF ALLEGIANCE

ROLL CALL

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

All members of Council were present; along with the Village Manager, the Village Attorney and the Village Clerk.

REGULAR AGENDA

1. Discussion to postpone the Royal Palm Beach Seafood Festival scheduled for Commons Park on March 14th and 15th.

The Village Attorney reported that on February 20, 2020 the Council approved the Seafood Festival Special Event permit. In light of the coronavirus and Statewide declarations, this meeting was called to address the concerns that were raised regarding the public's safety during this event. The Village Manager reported on this virus spreading quickly in other countries and because it is spread through respiratory droplets large events that have people within six feet of each other are being postponed. He gave statistics on the duration of the viral threat and that a vaccine will not be available for approximately 18 months. The intent is to slow down the spread of the virus through the population. The Village Manager clarified that if the event were to be held each individual would be responsible for his or her personal protective measures. He added although the festival has an independent organizer, the musicians are contracted directly by the Village.

Mayor Pinto reported on the most recent suggestions by Governor DeSantis for local government large-scale events. He also reported on major sporting events that have already been cancelled.

Councilman Hmara asked if the County gave any direction. The Village Manager responded not directly, but the Mayor's Ball has been postponed and the American Cancer Society Relay for Life has been postponed locally and nationwide.

Vice Mayor Rodusky clarified that it will be decided that this event will be postponed not cancelled.

Councilman Valuntas asked about attendance numbers of the previous seafood festival.

The Director of Parks and Recreation responded up to 10,000 attendees.

Councilman Valuntas also addressed other events planned such as the Father/Daughter dance.

The Village Manager responded that this action is to address events that draw over 250 people and the Father/Daughter dance will be under those numbers. He reviewed other municipalities that have cancelled events.

Councilwoman Samios felt the festival should go on giving the residents the choice of whether or not to attend.

Councilman Hmara also did not want to over react and reviewed other countries approach. He did support postponing. Further comments were made on other events that have been cancelled.

The Village Attorney discussed the possibility of limited financial exposure for cancelling the event.

The Director of Parks & Recreation acknowledged that the contractor does want to move forward and is aware that the vendors will be taking a hit if postponed.

Councilman Hmara made a motion to modify the Seafood Festival special event permit postponing the event from March 14th and 15th dates until a future date is determined; seconded by Councilman Valuntas. Hearing no further discussion, Mayor Pinto put the motion to a vote and it passed 4 – 1 with Councilwoman Samios dissenting.

ADJOURNMENT

Mayor Fred Pinto

Diane DiSanto, Village Clerk