

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 January 21, 2021.

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		02/18/21	

**VILLAGE OF ROYAL PALM BEACH
MINUTES OF COUNCIL REGULAR MEETING
VILLAGE MEETING HALL
*FACE MASK MUST BE WORN INSIDE VILLAGE MEETING HALL
THURSDAY, JANUARY 21, 2021
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. Physical attendance will be governed by current public health directives and shall be limited to ensure adequate social distancing to provide a minimum of six feet of open space between all persons physically present.
- 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: 637-362-555, Access Code: 773-286-897.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

All members of the Council were present along with the Village Manager and Village Clerk. The Village Attorney joined via virtual "GotoWebinar".

REPORTS

Mayor Pinto reported on the Transportation Planning Agency meeting where discussions were held on the 2022-2026 tentative work program as well as an issue regarding physical quorums with sub-committees. A discussion ensued with the Village Attorney regarding physical meeting quorums and the different requirements for quasi-judicial action boards vs. advisory boards.

Councilwoman Rodusky announced that Publix will be a distribution site for the COVID-19 Vaccine and directed residents 65 and older to their website for registration. She reported that the Wellington Art Society scholarships are available with a deadline of May 19th.

Vice Mayor Hmara reviewed the most recent legislative priorities of the Palm Beach County League of Cities. He reported on the State Budget shortfalls this year and moving forward with initiatives for the Trust Fund. In addition, he reported on the sales tax and how on-line shopping has effected it as well as the Mobility Plan. Vice Mayor Hmara announced that Crystal Amado Kucharski has been selected as the new Principal at H.L. Johnson Elementary School. Village Scholarship applications for graduating seniors are available on online and must be submitted by 5:00 p.m. on Friday, February 12, 2021 with interviews being held on April 3rd.

Councilman Valuntas applauded CAFCI on their Dr. Martin Luther King, Jr. Day celebration.

Councilwoman Samios also thanked CAFCI for their MLK celebration. She announced that every Friday Night at Commons Park there is either a Concert or Movie Night along with Gourmet Food Trucks and every Saturday morning from 9:00 a.m. – 1:00 p.m. is the Green Market at Village Hall. She reported that at 1:00 p.m. and 5:30 p.m. on Thursday, January 28, 2021 there will be two virtual sessions regarding the State Road 7 Extension. To register go to www.SR7Extension.com. She expanded on Vice Mayor Hmara Palm Beach County Legislative priorities reporting the League has published a book with information on Home Rule, The Sadowski Fund and on-line sales tax and its effect on local businesses. She too congratulated new H. L. Johnson Principal Crystal Amado-Kucharski.

The Village Manager reported on the Covid-19 vaccine noting that all Publix in Palm Beach County would be offering it when available by appointment only. He added that the County has designated the Fairgrounds as a location for distribution of the vaccine as well and CVS and Walgreens in the future. Vice Mayor Hmara added that John Prince Park is also a site for vaccination distribution. The Village Manager also reported that the Criminal Justice Commission will be holding a virtual community outreach at the Cultural Center on February 25th.

Mayor Pinto congratulated Councilwoman Rodusky and Councilman Valuntas on their reelection. He announced the swearing in ceremony will be conducted at 6:00 p.m. on Thursday, March 18, 2021.

PETITIONS – None

The Village Attorney reported that recent case law was handed down from the 4th District of Appeals that makes it lawful for consent agenda public comments to be limited to three minutes for the entire consent agenda. He further explained that if a member of the public wanted to speak on all consent agendas items they would be limited to one three-minute opportunity.

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

Ryan A. Driggers of 126 Parkwood Drive thanked the Council for their work during Covid-19, commented on the State Road 7 extension lighting and Consent Agenda Item No. 6.

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 December 17, 2020. (Village Clerk)**
- 2. Approval and authorization for the Village Manager to execute the “First Addendum to Agreement for Professional Grant Writing**

Services” between the Village and RMPK Funding, Inc., to provide for the first two (2) year renewal term beginning retroactively on April 10, 2020 and ending April 10, 2022. (Director of Parks & Recreation)

- 3. 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 19, 2021; February 26, 2021; March 5, 2021; March 12, 2021; March 19, 2021 and March 26, 2021 from 5:00 p.m. to 7:00 p.m. (Director of P & Z)**
- 4. Approval of a Special Event Permit for Village Raceway to hold an Annual Race at Royal Palm Beach Preservation Park on Saturday, February 20, 2021 and Sunday, February 21, 2021 from sunrise and concluding at sunset. (Director of P & Z)**
- 5. Approval and authorization for the Village Manager to execute an addendum to extend Architectural Services provided by DHGA Design-FL, LLC for two years. (Village Engineer)**
- 6. Approval of the bid award in the amount of \$359,229.25 and authorization for the Village Manager to execute a contract with the lowest responsive, responsible bidder for the License Plate Reader Camera Installation (EN2106) project to ER Tech Systems Group Inc. dba Broadcast Systems. (Village Engineer)**

Councilwoman Samios pulled Item No. 6 for discussion.

Vice Mayor Hmara made a motion to approve the Consent Agenda Items #1 - 5; seconded by Councilman Valuntas. Mayor Pinto put the motion to a vote and it passed unanimously.

The Village Manager explained the top spending for the Village includes fire and police services with the largest crime being breaking into vehicles. He explained how the license plate reader works as an excellent tool in catching criminals and added after the initial purchase there would be an annual fee of \$10,000 for maintenance. The timeline of installation is approximately 120 days.

Councilwoman Samios made a motion to approve the Consent Agenda Item #6; seconded by Councilwoman Rodusky. Mayor Pinto put the motion to a vote and it passed unanimously.

REGULAR AGENDA

- 1. Public hearing for first reading and approval of Ordinance No. 1010, amending Chapter 16. Business Tax and Registration; other business regulations. of the Code of Ordinances of the Village of Royal Palm Beach, to add an entirely new article IV. Mobile Food Vendors. in order to impose requirements on such vendors in accordance with Chapter 509, Florida Statutes; further providing that Sections 16-65 through 16-70 shall be reserved for future Village purposes; providing that each and every other section and sub-section of Chapter 16. Business Tax and Registration; other business**

regulations. shall remain in full force and effect as previously adopted; providing a conflicts clause, a severability clause and authority to codify; providing an effective date; and for other purposes. (Village Manager)

The Village Manager said this ordinance is in response to a recently approved State Law stating that municipalities did not have the authority to prevent food trucks from operating within their boundaries. He added the ordinance was put in place to avoid what other areas have had to deal with such as food trucks setting up on any random piece of property indefinitely. In addition, such operations can sometimes become a nuisance to nearby restaurants and food stores. He explained that food truck vendors would be required to show their current and active licenses from the State and will be required to obtain a business tax receipt (“BTR”) from the Village, as BTR is not interpreted to be a license, registration or permit. He added the Village is not permitted to require food truck vendors to register with the Village or obtain any other license or permit from the Village in order to operate within the Village’s jurisdictional boundaries other than the Department of Business and Professional Regulation (“DBPR”) license. The Village cannot require a separate fee beyond those established by DBPR as a condition for the food truck to operate within the Village or prohibit food trucks from operating within the entirety of the Village. He said this ordinance also regulates food trucks to be more than 200 feet away from a restaurant, if there are two or more food trucks operating on a piece of property they will be required to have a special event permit and no food trucks are allowed to set up on public rights-of-way without one.

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

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

- 2. Public hearing for first reading and approval of Ordinance No. 1011, amending Chapter 15. Landscaping and Vegetation Management. of the Code of Ordinances of the Village of Royal Palm Beach at Article IV. Vegetation Protection and Preservation. at Section 15-79. Tree Replacement. to exempt single-family residences and to provide that no waivers shall be permitted with respect to the requirements of this Section; further amending Article V. Design Standards. at Section 15-130. Minimum Landscaping Requirements. to modify the minimum number of shrubs required per single-family lot; further amending Article VI. Material and Installation Standards. at Section 15-143. Plant Material Standards. to modify the height and size standards for vegetation installed on single-family lots; providing that each and every other section and sub-section of Chapter 15. Landscaping and Vegetation Management. shall remain in full force and effect as previously adopted; providing a conflicts clause, a severability clause and authority to codify; providing an effective date; and for other purposes. (Village Manager)**

The Village Manager asked for consideration for one addition to this ordinance at first reading to add villas dwellings, townhouse dwellings and duplexes. He explained the minimum standard requirements. There will be no cost for the vegetation permit, which will include advice from the Village's Arborist. Also, it reduces the required number of shrubs per single-family lot from ten to six per 2,000 square feet of net lot area and clarifies how to round for purposes of calculating required shrub quantities. It also reduces the required tree and palm tree heights for single-family lots from fourteen feet to ten feet at the time of planting and reduces the shrub height and spread requirements for single-family lots from two feet and twenty-four inches to 1.5 feet and eighteen inches, respectively, except when used for screening.

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

Councilman Valuntas made a motion to approve with the addition of villas dwellings, townhouse dwellings and duplexes amended for second reading; seconded by Vice Mayor 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