

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 August 19, 2021, Council Regular Meeting of September 2, 2021, First Public Budget Hearing of September 8, 2021 and Final Public Budget Hearing of September 23, 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		10/21/21	

**VILLAGE OF ROYAL PALM BEACH
MINUTES OF COUNCIL REGULAR MEETING
VILLAGE MEETING HALL**

***NON-VACCINATED INDIVIDUALS MUST WEAR FACE MASKS INSIDE
VILLAGE MEETING HALL**

**THURSDAY, AUGUST 19, 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.
- 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 (631) 992-3221, Webinar ID: 330-632-139, Access Code: 961-167-184.

PLEDGE OF ALLEGIANCE

Mayor Pinto called for a moment of silence for the victims of the earthquake and hurricane in Haiti.

ROLL CALL

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

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

**PRESENTATION BY KATIE COLTEN, MEMBER ENGAGEMENT MANAGER,
NATIONAL LEAGUE OF CITIES**

Ms. Colten explained how the National League of Cities (NLC) can help municipalities through networking, education and professional development opportunities. She said the NLC works closely with the Florida League of Cities as well as others. Ms. Colten reported that 80% of their memberships are cities with a population of less than 50,000 and felt the benefits offered could raise the profile of Royal Palm Beach. She highlighted the American Rescue Plan noting that technical assistance could be available through grant money. The NLC works with legislative committees through community and economic development, housing, transportation and infrastructure. She said there are a few groups that may be of interest to the Village which include the “Small Cities Council” as well as Constituency groups. The membership is for the entire municipality.

Councilman Hmara confirmed that the league would be a good source for networking and sharing ideas with regard to the American Rescue Plan. Ms. Colten also reported on the Local Action Tracker that was started in 2020 that collects all ordinances and emergency management declarations throughout the Country and provides a service of database for all municipalities.

Councilwoman Rodusky asked for specific achievements regarding federal advocacy. Ms. Colten responded the work of Information Technologies Communication Council is a good example as they have defended against federal preemption of wireless facilities siting authority. She also reported on their Energy and Environmental Federal Advocacy Committee who works with the EPA and revisions on the lead and copper rules. The biggest achievement in NLC's history was the passing of the American Rescue Plan which delivered \$65.1 billion dollars to all municipalities in the United States.

Directed staff to follow-up in distributing additional information from the National League of Cities.

REPORTS

Councilwoman Rodusky invited everyone to attend the inaugural Shakespeare in the Palms *Twelfth Night* at Commons Park for two weekends beginning August 19 – 22 and August 26 – 29 from 7:00 p.m. – 9:00 p.m. She reported on a meeting with David Ortner, Vice President of Development for the Crossroads Plaza where a request was made to provide a timeline of construction to all the tenants of the Crossroads Plaza. Councilwoman Rodusky attended a Cyber Security training session and suggested it be provided to our Young-at-Heart members.

Councilman Hmara reported on the annual Florida League of Cities conference where discussions were held on Home Rule, the nominating slate for the upcoming year and legislative policy priorities. He announced that the Quality Cities Magazine is now available on line. Councilman Hmara reported on the first Education Advisory Board meeting of the school year where Principal Armas of RPB High School reported over 2,400 students are enrolled, Dr. Stephanie Nance of Crestwood Middle School reported their enrollment is up to over 700 students this year as well and a new Chair and Vice Chair was chosen. Councilman Hmara thanked the Parks & Recreation staff for the South Florida Food Distribution success on Wednesdays at Commons Park and asked for volunteers.

Vice Mayor Valuntas attended the High School Advisory Board Council meeting and announced that the first football this Friday night has been cancelled due to COVID-19.

Councilwoman Samios reported on the Business Development Board Economic Forecast where the impact of COVID-19 on businesses was discussed as well as inflation and policies specifically infrastructure and taxes was identified for the upcoming year. She also reported at that meeting discussion was held on the opening of schools, shortages of cars and microchips. Councilwoman Samios said that the PBSO is hiring school crossing guards and referred anyone interested to their website pbso.org and click on the career tab. She added the Sheriff's office is also asking drivers to be patient in school zones. The Young-at-Heart membership is open with limited membership in order to stay safe. She invited everyone to participate in the Barky Pines Animal Rescue 5K fundraising run at Commons Park starting at 4:00 p.m. Saturday, August 28th. Councilwoman Samios also announced that Concerts in the Park along with Food Trucks will begin again every Friday night in September from 5:00 p.m. to 9:00 p.m. at Commons Park. She shared that the winning Fantasy Five ticket

was sold at the Crestwood Square Publix. Councilwoman Samios offered her condolences to the Florida State family on the passing of Coach Bobby Bowden.

The Village Manager reported that in light of an all-time high COVID/Delta variant circulating asked and received direction from the Council to postpone the Citizen Summit scheduled for Monday, August 30, 2021. He invited anyone to provide input through the website. He reported that the Village will be hosting the Palm Beach County League of Cities meeting on Wednesday, August 25th at the Cultural Center.

PETITIONS – None

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

Ryan Driggers, resident gave an update on his plans for the Royal Palm Beach Community Gardens at Commons Park.

CONSENT AGENDA

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

1. **Approval of the minutes of the Council Budget Workshop of July 7, 2021 and Council Regular Meeting of July 15, 2021. (Village Clerk)**
2. **Approval and authorization for the Mayor to execute the “Consent to Assignment of Investment Advisory Agreement” in order to assign the current agreement with PFM Asset Management LLC to U.S. Bancorp Asset Management Inc. in accordance with Section 12 of the Investment Advisory Agreement. (Director of Finance)**
3. **Approval and authorization, in accordance with established policy, to make a budget amendment for Fund 302 in the fiscal year 2020/2021 Budget. Said amendment to transfer a total of \$500,000 from Undesignated Fund Balance (3990100) to Robiner Park Pathway & Kayak Launch (PR1807). (Director of Finance)**
4. **Approval of the bid award in the amount of \$746,112.00 and authorization for the Village Manager to execute a contract with the lowest responsive, responsible bidder for the Robiner Park Pathway and Kayak Launch (PR1807) project to Ferreira Construction Southern Division Co., Inc. (Village Engineer)**
5. **Approval and authorization for the Village Manager to enter into a renewal contract with Call a Doctor Plus, and a renewal contract with CIGNA Healthcare, to provide Health, Dental, and Vision, and New York Life (formerly CIGNA) for Life/Disability Insurance for the employees of the Village of Royal Palm Beach. (Director of Human Resources and Risk and Finance Director)**
6. **Approval and authorization for the Village Manager to execute an addendum to extend Stormwater Engineering Services provided by CDM Smith, Inc. for two years. (Village Engineer)**

7. **Approval and authorization for the Village Manager to execute an addendum to extend Landscape Architect Services provided by Cotleur & Hearing for two years. (Village Engineer)**
8. **Approval and authorization for the Village Manager to execute an addendum to extend Municipal Engineering Services provided by Erdman Anthony for two years. (Village Engineer)**
9. **Approval of a Special Event Permit for the Village of Royal Palm Beach to hold “Rock n Fall Fest” on Friday, October 1, 2021 from 5:00 p.m. to 10:00 p.m. and Saturday, October 2, 2021 from 1:00 p.m. to 9:00 p.m. at Royal Palm Beach Commons. (Director of P & Z)**

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

REGULAR AGENDA

1. **Public hearing for second reading and adoption of Ordinance No. 1019 and Application 21-09 (Zoning Text), an application by Nelson Posada, regarding a Zoning Text Amendment to Chapter 26 of the Village’s Zoning Code to add a definition for the term birthing center and allow “Birthing Center” as a Special Exception use in the Office Commercial (CO) zoning district. Agent: Nelson Posada.* (Director of P & Z)**

The Village Attorney (Mitty Barnard) read into the record Ordinance No. 1019 by title only. 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 proposing an amendment to the zoning code to add “birthing center” as a special exception use in the Office Commercial (CO) zoning district. He read the definition of “birthing center” into the record. The Local Planning Agency 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. The Village Attorney clarified for the record that on one of the slide of the presentation had CG and it is the CO zoning district.

Nelson Posada, the applicant was present for questions.

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.

2. **Public hearing for first reading and approval of Ordinance No. 1016, amending the Village Charter to adjust the dates for qualifying for municipal elected office at the request of the Palm Beach County Supervisor of Elections. (Village Attorney)**

The Village Attorney (Keith Davis) read into the record Ordinance No. 1016 by title only. The Village Attorney explained that Florida Statutes were recently amended, obligating the Supervisor of Elections (SOE) Office to send out vote-by-mail ballots to uniformed service members and overseas voters by statutorily prescribed deadlines before all municipal elections. In correspondence from the SOE it was strongly recommended that the Village amend its qualifying period so that it ends before the 95th day before the election, which would be December 3, 2021. In response, staff is proposing to move the qualifying period to the first seven business days in November of the calendar year immediately preceding the year of election which is a little more than 95 days but it avoids the Thanksgiving Holiday.

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

Mayor Pinto commented the Village really has no option in this situation and the other Council members agreed.

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

3. Public hearing for first reading and approval of Ordinance No. 1017, amending Chapter 8. Elections. of the Village Code of Ordinances at Section 8-2. Qualifications of Candidates for Elective Office; continuing qualifications for elected officers. to adjust the dates for qualifying for municipal elected office at the request of the Palm Beach County Supervisor of Elections, and at Section 8-3. Canvass and certification of elections. in order to confirm the Village Clerk's authority to delegate duties to the Palm Beach County Supervisor of Elections as necessary without further authorization from the Village Council and to delegate all canvassing and certification responsibilities to the County Canvassing Board. (Village Attorney)

The Village Attorney (Keith Davis) read into the record Ordinance No. 1017 by title only. The Village Attorney explained this amends the Village Code to set the qualifying dates to the first seven business days in November in addition he explained that the Village canvassing board includes the Supervisor of elections, as well as the Village Clerk and one Council member not involved in that particular election. He reported that the Supervisor of Elections has declined to participate in the Village's canvassing board activities and explained there is a choice to either remove the supervisor from the Village's canvassing board and appoint someone else, or designate the Supervisor of Elections' canvassing board to canvas the Village's municipal election. He added in that case, the canvassing board would be the Supervisor of Elections, a County Court Judge and the Mayor of Palm Beach County or a designee. Mayor Pinto confirmed the ability of changing the canvassing board by Ordinance at any time. A discussion ensued with regard to additional staff time needed for processing ballots. Councilwoman Samios also commented she did like the transparency of having the Village canvassing board but supported the County Canvassing knowing that it can be changed at any time. Vice Mayor Valuntas stated his support of having professionals sitting as the canvassing board.

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

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

4. Presentation and Council direction to add a capital project for the design and construction of the Madrid Street connection to State Road 7. (Village Engineer)

Mayor Pinto clarified that this agenda is only for discussion to include the project into the Capital Improvement Plan Budget. The Village Engineer made the presentation along with Bryan Kelley of Simmons & White. The Village Engineer gave a history of the project where in early 2020 the Village Council voted to remove the project from the CIP budget and in July of 2021 staff was directed to create an agenda item to discuss adding the funding back into the CIP.

Bryan Kelley, Traffic Engineer with Simmons & White reported on the prepared traffic diversion analysis to determine the traffic impact on the local residential streets if Madrid Street were to be connected to State Road 7. He explained how the traffic data was obtained by using Origin-Destination data from StreetLight Data, which utilizes smart phones and navigation devices in connected vehicles. The two alternatives that were considered were 1) Right In, Right Out and 2) Right out only. Mr. Kelley reviewed the roadways as well as the number of traffic signals in that area and the neighboring communities that would use the connection. Mr. Kelley reported on the increased percentages of the traffic impacts on Ponce de Leon Street, LaMancha Avenue, Madrid Street and south LaMancha Avenue for both the Right In, Right Out as well as the Right Out Only. He said the benefits of this project would be to provide faster and more direct route to State Road 7 and Okeechobee Boulevard and reduce traffic volumes on Royal Palm Beach Boulevard and Okeechobee Boulevard west of State Road 7. Lastly, Mr. Kelley reported on the disadvantages that would include substantial increases in traffic in the LaMancha neighborhood north of Madrid Street and the impact to LaMancha Avenue, Ponce de Leon Street, Madrid Street, Sevilla Avenue and Santa Monica Avenue. He said the cut-through traffic could lead to speeding on residential streets along with additional noise pollution. The majority of the impacted roadways do not have on-street or off-street bicycle and pedestrian facilities that are required for collector roadways.

The Village Engineer recommended not moving forward with this connection due to the disadvantages that were outlined in this report. He reported on the LaMancha Extension project, its impacts and benefits, and noted that it will connect the pedestrian/bicycle corridor as well.

Mayor Pinto asked the Village Clerk to report any comments made prior to the meeting where she responded that three residents have sent emails, two, Rosemarie and Jack Herzog of 148 Viscaya Avenue and Lorrie Eiland of 146 Viscaya Avenue stated their support and one, Laura Caswell opposed. The Village Manager reported there were no public comments virtually.

Jackie Larson of 270 Las Palmas Street a resident for 35 years gave a history of this project and stated her opposition to this Madrid Street Extension.

Patrick Evans of 270 Las Palmas Street stated his opposition to the Madrid Street Extension and supported staff recommendation.

Philip Karas of 278 Las Palmas Street stated his opposition to the Madrid Street Extension.

Mayor Pinto closed public comment.

Mayor Pinto gave a history of the events of this project and the 80% turnover of Council members since then.

Councilwoman Samios reported she attended the meeting in 2009 as a resident of LaMancha noting there have been changes and that opening the Madrid Street Extension would provide easy access to the corner of State Road 7 and Okeechobee Blvd. She added it would bypass the school traffic as well as the five traffic lights to the intersection. Councilwoman Samios asked that a solution might be to contact Palm Beach County to modify the five traffic lights so they could be coordinated to avoid traffic backup near the school. She gave a history of the widening of Royal Palm Beach Boulevard and the speed humps on Sandpiper Avenue and all the changes that have occurred since those decisions have been made. She confirmed this discussion is only to add this project to the budget and supported another public forum to discuss the opening.

Vice Mayor Valuntas referred to the data provided and felt it was a significant increase through the neighborhood. He added that he was hopeful that the LaMancha Extension project could resolve this issue as well as the coordination of the traffic signals. He did not support placing it in the budget at this time.

Councilman Hmara reported on the negative impact on the neighborhood, the substantial cut-through traffic and the speeding in the area that he had witnessed in the past.

Councilwoman Rodusky referred to the traffic impact report noting there were no reports of decreases on various roadways such as Royal Palm Beach Boulevard or Las Palmas Street. Mr. Kelley explained the process of the data that did not include the decreases. The Village Manager added that there would be a decrease on Royal Palm Beach Boulevard and Okeechobee Boulevard. Councilwoman Rodusky reported on the previous studies that were done on speeding noting the residents at the time did not want speed humps but if the extension was open, and speeding was an issue, speed humps could be an option. The Village Manager added if that was considered the policy for speed humps would need to be changed because they are only permitted on lower volume roads up to 3,000 cars per day. He reported the traffic flow on the south end of Royal Palm Beach Boulevard is 13,000 and does not qualify for speed bumps. A discussion ensued with regard to the level of service for Royal Palm Beach Boulevard.

Vice Mayor Valuntas made a motion to not include this project in the capital budget pursuant to staff recommendation; seconded by Councilman Hmara.

Hearing no further discussion, Mayor Pinto put the motion to a vote and it passed 3 – 2 with Councilwoman Samios and Councilwoman Rodusky dissenting.

Mayor Pinto asked for an update at a future Council meeting on the LaMancha Avenue Extension as well as the synchronization of the five traffic lights from Ponce de Leon Street to State Road 7.

5. Approval and authorization, in accordance with established policy, to make a budget amendment for Fund 302 in the fiscal year 2020/2021 Budget. Said amendment to transfer a total of \$3,500,000 from Undesignated Fund Balance (3990100) to Village Hall Construction Project (EN2001). (Director of Finance)

The Village Engineer reported that initially REG Architects were hired to create a report as it related to either expanding the existing the Village Hall building or creating a new building. The report showed creating a new building with multistory design would create a smaller footprint that would be better for the environment and because of the large campus; the new building could be built before the old village hall is demolished with minimal displacement of workers. The Village Engineer added that the new building would create more space with a centralized lobby that would serve the public better and allow staff to interact more efficiently and continue to meet staff needs 50 to 60 years from now. The existing 45-year-old building does not have the same energy codes or structural design to withstand hurricane-force winds. He said the report showed that with the energy efficiency and the cost per square foot it would be cheaper to construct an entirely new building. The Village Engineer further explained the benefits and dual uses include the chamber being designed to expand into the lobby in order to accommodate more meeting participants, it will double as the incident command center during emergencies and the existing meeting hall building can be repurposed for another public use. A special meeting was held in February 2020 to present design concepts and enhancements that included increased capacity for the Council Chambers, a public plaza designed with a fountain connecting the new building with the existing Village Chamber will provide parking and space for outdoor events such as the green market. The existing Chamber will be renovated and repurposed as a scenic facility for public use. He reported that the site plan has been approved showing the architecture of the building as well as the floor plans. The original project estimate was 9.9 million but due to current material and labor costs, the bid is 40% greater. The Village Engineer explained the pre-qualification process with the top bidder being Verdex Construction LLC for an amount of \$12,894,392.00.

Rex Kirby, President of Verdex was present via GoToWebinar for any questions.

The Village Engineer reviewed the project schedule with building permits issued for Phase I in November 2021 and completion of the new Village Hall Building in March 2023. Phase II will include the demolition of the existing building and plaza construction in April 2023 with final completion in December 2023.

The Village Manager said money to offset the \$3.5 million may be available through the American Rescue Plan Act. He explained that during discussions with the Village Financial Consultants, PFM it was noted that many of the

details of the building and because they are responding to the health and financial crisis they do qualify for the ARP money. The Village Manager also confirmed the monies used would be from Developer Impact Fees and Sales Surtax. He stated this project would not be using Ad Valorum revenues and the Village would not be going into debt to fund this project.

Brad Stull, Chief Estimator of Verdex responded to Councilman Hmara by explaining the increased of cost labor and materials due to the current market. Mr. Stull confirmed their company's confidence in the contract price. The Village Engineer was in agreement.

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 Regular Agenda Item No. 5; seconded by Councilman Hmara. Hearing no further discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

- 6. Approval of the bid award in the amount of \$12,894,392.00 and authorization for the Village Manager to execute a contract with the lowest responsive, responsible bidder for Village Hall Building and Site Construction (EN2104 and EN2105) to Verdex Construction, LLC. (Village Engineer)**

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 Regular Agenda Item No. 6; seconded by Vice Mayor Valuntas. Hearing no further 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 THE COUNCIL REGULAR MEETING
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**THURSDAY, SEPTEMBER 2, 2021
6:30 P.M.**

Ways to Participate

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- Telephone: Public may listen only via phone remotely by dialing United States +1 (562) 247-8422, Webinar ID: 936-332-651, Access Code: 668-021-241.

PLEDGE OF ALLEGIANCE

Mayor Pinto called for a moment of silence for the loss of 13 military members in Operation Exiting Afghanistan.

ROLL CALL

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

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

REPORTS

Councilwoman Samios thanked the staff for the success of the recent events at Commons Park and Cultural Center. She congratulated the Under 8 Girls All-Star Softball team for finishing second in the World Series, announced that the fall edition of the Community Connection is available and Concerts in the Park will be held again every Friday night at Commons Park. She reported that football, soccer, baseball, softball, travel basketball and indoor basketball leagues will be beginning their fall season. Councilwoman Samios announced the Village will be hosting Rock N Fall Fest October 1st and 2nd as well as a Haunted House every Thursday, Friday and Saturday nights in October.

Councilman Hmara reported on the Royal Palm Beach High School football game where the Education Foundation was recognized. He said the foundation operates a Red Apple Supply Store that provides supplies to students as well as provides grants. He announced that this is the 77th consecutive week of the Feeding South Florida program food distribution and thanked staff and all the volunteers for their efforts. Councilman Hmara commented that the Shakespeare in the Park play the “*Twelfth Night*” was a great performance.

Councilwoman Rodusky reported on the partnership with Palm Beach Shakespeare Festival and thanked everyone involved especially Seth Trucks the Director.

The Village Manager announced the First Budget Hearing will be held at 6:30 p.m. on Wednesday, September 8, 2021 and the Final Budget Hearing will be held at 6:30 p.m. on Thursday, September 23, 2021.

PETITIONS – None

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

The Village Clerk reported that a statement had been received and distributed to the Village Council.

CONSENT AGENDA

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

- 1. Approval of a Special Event Permit application for Catskill Haunts of FL, LLC to hold a “Haunted House” on Thursday, Friday, and Saturday nights through the month of October 2021 at Royal Palm Beach Commons. (Director of P & Z)**
- 2. 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 3, 2021 through December 5, 2021 and December 10, 2021 through December 12, 2021. (Director of P & Z)**
- 3. Adoption of Resolution No. 21-16. A Resolution of the Village Council of the Village of Royal Palm Beach, Florida adopting a revised Schedule of Fees and Charges; specifically repealing Resolution 21-12; providing that this Schedule of Fees and Charges shall be available for inspection at all times at the Village Hall during regular business hours; providing an effective date; and for other purposes. (Village Clerk)**
- 4. Approval of bid award and authorization for the Village Manager to enter into contract with Aquatic Vegetation Control, Inc. the sole, responsive, responsible bidder for Aquatic Vegetation Maintenance Services for the Village’s canal system and the M-1 Canal in an amount not to exceed \$243,300.00. (Director of Public Works)**

Councilwoman Samios pulled Item #4 for discussion.

Councilman Hmara made a motion to approve the Consent Agenda less Item #4; seconded by Councilwoman Rodusky. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

The Village Manager explained that the Aquatic Vegetation Maintenance contract had been separated to address the floating debris from the chemical

application. At that time, the stormwater rate was increased by \$1.00 to cover the additional costs and the aquatic vegetation maintenance services was successful.

Councilman Samios made a motion to approve the Agenda Item #4; 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 for second reading and adoption of Ordinance No. 1016, amending the Village Charter to adjust the dates for qualifying for municipal elected office at the request of the Palm Beach County Supervisor of Elections. (Village Attorney)**

The Village Attorney (Keith Davis) read into the record Ordinance No. 1016 by title only. The Village Attorney stated this is the second reading.

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

- 2. Public hearing for second reading and adoption of Ordinance No. 1017, amending Chapter 8. Elections. of the Village Code of Ordinances at Section 8-2. Qualifications of Candidates for Elective Office; continuing qualifications for elected officers. to adjust the dates for qualifying for municipal elected office at the request of the Palm Beach County Supervisor of Elections, and at Section 8-3. Canvass and certification of elections. in order to confirm the Village Clerk's authority to delegate duties to the Palm Beach County Supervisor of Elections as necessary without further authorization from the Village Council and to delegate all canvassing and certification responsibilities to the County Canvassing Board. (Village Attorney)**

The Village Attorney stated that the Mayor's introduction was the title of Ordinance No. 1017 and noted this is a companion item to Ordinance No. 1016. He said this adjusts the qualifying dates and delegates the canvassing and certification responsibilities to the County Canvassing Board.

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.

- 3. Public hearing for first reading and approval of Ordinance No. 1014, amending Chapter 20. Signs. at sections 20-1. Definitions. to amend and create definitions for select terms related to sign identification and regulations; and at sections 20-2, 20-22, 20-25, 20-27, 20-41,**

20-54, 20-57, 20-65, 20-71, and 20-73 to conform village code to recent legal precedent regarding signs and to provide internal consistency. (Village Attorney)

The Village Attorney (Keith Davis) stated that the Mayor's introduction was the title of Ordinance No. 1014. He explained this ordinance deals with temporary signs with non-commercial content and political campaign signs. He referred to the Supreme Court case Reed vs. Gilbert where the signs are protected under the free speech guarantees of the First Amendment of the U.S. Constitution. The time frame requirement has not changed or where they can be located, the size, what they can be made of and the condition of the sign. He reported what has changed is that instead of being limited to campaign signs it refers to any temporary sign with a non-commercial message that is tied to an event. He further clarified that on private property you are permitted one maintained sign on the frontage and two maintained signs on a corner lot with no time limit. The Village Attorney stated these changes would bring the Village's sign code into conformance with Reed.

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 of not being able to control the content of signs. Mayor Pinto responded his intent is to have a policy put in place for the Code Enforcement Officers to follow. Vice Mayor Valuntas confirmed that obscenities are covered in this ordinance. The Village Attorney added profanity is not offensive and the Code Enforcement Officers will be trained. Vice Mayor Valuntas referred to a typo on page seven and asked for it to be corrected. He also addressed page 20, Section 2, Village-owned property and recommended that section be removed. A discussion ensued with regard to the Village-owned properties, contents of the signage and the time frame for allowing signage on the properties. The Village Manager confirmed that the period of time for the Village-owned property will be reviewed by the Village Attorney. Councilwoman Rodusky suggested reducing the five Village-owned property sites to three and limit the time frame from 14 days to seven days. Vice Mayor Valuntas made a motion to approve the first reading with direction to the Village Attorney to further review and add the omitted word on page 7; seconded by Councilman Hmara. Hearing no further discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

4. Appointment of one member to the Recreation Advisory Board for term ending March 2022. (Council Liaison)

Councilwoman Samios, Council Liaison made a motion to appoint Alternate Leslie Salas Leffler to the regular seat for the two-year term expiring in March 2022; and appoint Jordan Schiller as Alternate to fill the term expiring in March 2023; seconded by Vice Mayor Valuntas. Mayor Pinto put the motion to a vote and it passed unanimously.

ADJOURNMENT

Mayor Fred Pinto

Diane DiSanto, Village Clerk

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MINUTES OF FIRST PUBLIC BUDGET HEARING
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- 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 (914) 614-3221, Webinar ID: 276-556-843, Access Code: 949-980-084.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

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

Mayor Pinto opened the Public Hearing

PUBLIC HEARING

- 1. Announce that the proposed operating millage rate necessary to fund the budget is 4.05% above the rolled-back rate of 1.8452 mils.**

The Mayor announced that the proposed operating millage rate necessary to fund the budget is 4.05% above the rolled-back rate of 1.8452 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 stated that as a follow up to discussions and instructions from the Budget Workshop meeting of July 8, 2021 and the Council Regular Meeting of August 19, 2021, referred to the 2021/2022 Budget Message Addendum, showing updates that have been included in the final budget document as follows: 1) Created a part-time position entitled Public Art Professional in the Village Manager's budget; 2) Updated the assessed value

information provided by the property appraiser's office which increases the new assessed value by \$175 million which increased the percentage growth from 4.24% to 5.52% and 3) Incorporated the budget amendments for the Village Hall Construction Project and the Robiner Park Pathway Project. The Finance Director gave a summary of the 2021-2022 budget showing the total budget of \$67,268,349 with 41% for General Operating, 46% Capital Projects, 11% for reserves and 2% stormwater utility. He stated the budget highlights are as follows: property values up again and projected this year at 5.5%, the tax rate of 1.92 has been maintained and the positions lost to COVID-19 are being re-budgeted. 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 5.5% as follows: Prior year value – \$3.221 billion; current year value – \$3.399 billion with an increase of \$178 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 \$165,000.00-\$221.00, \$231,000.00-\$348.00 and \$299,000.00-\$478.00 all-encompassing the homestead exemption.

The General Fund Revenue Summary is \$27,297,471 with property taxes generating 23%, other taxes and fees 21% which totals 44% of the revenue stream. Licenses and permits are 15%, intergovernmental revenues at 17%, charges for services 1%, fines 1%, miscellaneous revenues 4%, and current year fund balance at 18%. The expenditure summary is \$27,297,471 with personal services at 42%, contractual services 37%, other charges and services 14%, 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 1.5% is included based on the 12 month running average from May 2020 – April 2021. Medical insurance cost premiums are based on market projections.

The expenditure summary shows the following position additions are as follows: Planning & Zoning – Senior Planner; Parks and Recreation – Recreation Division – F/T Program Coordinator, P/T Public Information Specialist, two P/T Program Coordinators and two P/T Facility Attendants – Parks and Recreation – Cultural Center Division – two P/T Facility Attendants (Sporting Center) and two P/T Facility Attendants (Cultural Center).

The Finance Director stated that the Stormwater Utility Fund Revenue Summary is \$1,312,854 which is funded 78% by the stormwater utility fees and 22% Fund Balance. The expenditure summary is \$1,312,854 which is 45% for personal services, contractual services less than 1%, other charges and other charges and services 36%, commodities 3%, other operational expenses less than 1%, reserves 8% and transfers 8%.

The Finance Director reviewed the Capital Improvements Funds – CIP at \$38,658,024. The Recreational Facilities Fund is 4%; Beautification Fund is

less than 1%; Impact Fee Fund 15%; Sales Surtax 52%; General Capital Improvements Fund 9%, Utility less than 1% and Reserves 20%.

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 2021/2022.

Councilman Hmara made a motion to adopt the proposed operating millage rate of 1.9200 for fiscal year 2021/2022; seconded by Councilman Valuntas. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

6. Council adoption of tentative Budget for fiscal year 2021/2022.

Councilwoman Samios requested confirmation that the employment positions are being advertised and applications are being received. The Village Manager explained some of the positions would be advertised later as all programs are not currently being offered.

Councilwoman Samios made a motion to adopt tentative Budget for fiscal year 2021/2022; seconded by Councilwoman Rodusky. Hearing no discussion, Mayor Pinto put the motion to a vote and it passed unanimously.

7. Announce final budget public hearing – Thursday, September 23, 2021 – 6:30 p.m.

Mayor Pinto announced the final budget hearing will be held at 6:30 p.m. on Thursday, September 23, 2021 in the Village Meeting Hall.

8. Close public hearing.

COMMENTS FROM THE COUNCIL – None

ADJOURNMENT

Mayor Fred Pinto

Diane DiSanto, Village Clerk

**VILLAGE OF ROYAL PALM BEACH
MINUTES OF FINAL PUBLIC BUDGET HEARING
VILLAGE MEETING HALL**

*** NON-VACCINATED INDIVIDUALS MUST WEAR FACE MASKS INSIDE VILLAGE
MEETING HALL**

**1050-A ROYAL PALM BEACH BOULEVARD
THURSDAY, SEPTEMBER 23, 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.
- 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 (914) 614-3221, Webinar ID: 589-671-275, Access Code: 817-617-739.

Mayor Pinto called the Final Public Budget Hearing to order at 6:30 p.m. and passed the gavel to Vice Mayor Valuntas.

PLEDGE OF ALLEGIANCE

ROLL CALL

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

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

PUBLIC HEARING

- 1. Announce that the proposed operating millage rate necessary to fund the budget is 4.05% above the rolled-back millage rate of 1.8452 mils.**

Vice Mayor Valuntas announced that the proposed operating millage rate necessary to fund the budget is 4.05% above the rolled-back rate of 1.8452 mils.

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

Vice Mayor Valuntas 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.**

Vice Mayor Valuntas opened the floor to public comment.

5. Close public comment.

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

6. ADOPTION OF FINAL MILLAGE RATE OF 1.9200 FOR THE GENERAL FUND.

Motion to adopt Resolution No. 21-17, 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, 2021 and ending on September 30, 2022; providing an effective date; and for other purposes.

Resolution No. 21-17 was read by title. Councilwoman Rodusky made a motion to adopt the final millage rate of 1.9200 for fiscal year 2021/2022; seconded by Councilman Hmara. Hearing no discussion, Vice Mayor Valuntas put the motion to a vote and it passed unanimously.

7. ADOPTION OF FINAL BUDGET FOR FISCAL YEAR 2021/2022. Motion to adopt Resolution No. 21-18, a Resolution of the Village Council of the Village of Royal Palm Beach, Florida, adopting its final budget for Fiscal Year 2021/2022; 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. 21-18 was read by title. Councilman Hmara made a motion to adopt the Final Budget for fiscal year 2021/2022; seconded by Councilwoman Rodusky. Hearing no discussion, Vice Mayor Valuntas put the motion to a vote and it passed unanimously.

8. Close public hearing/adjourn.

ADJOURNMENT

Mayor Fred Pinto

Diane DiSanto, Village Clerk