

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 20, 2022.

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

RECOMMENDED ACTION: Motion to Approve

Initiator	Village Manager Approval	Agenda Date	Village Council Action
Village Clerk		02/17/22	

**VILLAGE OF ROYAL PALM BEACH
MINUTES OF THE COUNCIL REGULAR MEETING
VILLAGE MEETING HALL
THURSDAY, JANUARY 20, 2022
6:30 P.M.**

Ways to Participate

- In Person: Public may participate in person at the Village Meeting Hall, 1050 Royal Palm Beach Boulevard, Royal Palm Beach, FL 33411.
- Computer, Tablet, Smartphone: Public may participate remotely by joining GoToWebinar from your computer, tablet or smartphone via www.royalpalmbeach.com/webmeetings.
- Telephone: Public may listen only via phone remotely by dialing United States +1 (562) 247-8321, Webinar ID: 670-632-931, Access Code: 984-957-784.

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, Village Attorney (Keith Davis) and the Village Clerk.

REPORTS

Councilwoman Rodusky reported on her attendance at Palm Beach County Legislative Day where she spoke with the Village's Lobbyist as well as Representative Willhite and Senator Powell regarding appropriations for corporate pavilions at Commons Park. She also met the new Palm Beach County School Superintendent Mike Burke who applauded the Village's schools and Education Advisory Board.

Councilman Hmara reported on the Martin Luther King, Jr. Day celebration and thanked CAFCI and staff. He said the Florida League of Cities have resumed their Monday 9:00 a.m. call-ins and encouraged everyone to participate. Councilman Hmara reported that the Florida League of Cities Legislative Days are scheduled for February 8th and 9th. He announced the new schedule for Feeding South Florida at Commons Park is the 1st and 3rd Wednesdays of the month. He also congratulated Capstone on their one-year anniversary noting their capacity is at 80%. He announced that the South Florida Fair opened on Friday, January 14th.

Vice Mayor Valuntas thanked everyone involved with the Martin Luther King, Jr. Observance.

Councilwoman Samios expressed condolences to the Phyllis Katz's family. She reported that Youth basketball has resumed, Young at Heart continues their monthly luncheon, baseball season will open Friday, February 28th and Free Vita Tax Services at the Recreation Center resumes on Monday, January 24th

through April 18th for anyone with annual incomes of equal or less than \$68,000 per year. She also announced that kayak and paddleboard rentals are available at Commons Park as well as concerts in the park on the 1st and 3rd Friday and movies the 2nd and 4th Saturday nights. A Daddy/Daughter dance (\$25.00 per person) is scheduled from 6:00 p.m. to 9:00 p.m. at the Cultural Center on February 11th. Councilwoman Samios reported that Feeding South Florida has distributed 3,120,928 meals at Commons Park. She also reported that Palm Beach County distributed 5,000 Covid-19 home tests and the Covid-19 PCR testing continues on Mondays and Fridays from 9:00 a.m. to 5:00 p.m. and Wednesdays from noon – 5:00 p.m. at Commons Park. She announced that Parkside Café and Catering will be opening soon at Commons Park. Seeds Café at Veterans Park is now opened from 9:00 a.m. to 2:00 p.m. everyday.

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 December 16, 2021. (Village Clerk)**
2. **Approval and authorization to contract Village telephone services and support from vendor LogMeIn in the amount \$66,883 to be paid in thirty-six (36) monthly installments. LogMeIn's GoToConnect VoiP hosted solution will replace current end of life Avaya IP Office PBX telephone system. (Information Systems Director)**
3. **Adoption of Resolution No. 22-01. 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 21-16; 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)**

Vice Mayor Valuntas 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 first reading and approval of Ordinance No. 1022, amending Chapter 26. Zoning. at Sec. 26-22. Definitions. and Sec. 26-58. Home Occupations. to ensure all applicable Village definitions and regulations for home occupations conform with recent changes in State law; also amending Chapter 23. Traffic and Vehicles. at Sec. 23-18. Parking or storage of vehicles, recreational vehicles, boats and commercial vehicles in residential districts. to**

provide consistency between parking and home occupation regulations within the Village. (Village Attorney)

The Village Attorney stated this is a conforming ordinance from the 2021 Legislative Session, which preempts the Village from prohibiting, restricting, or otherwise regulating home-based businesses in a manner different from other businesses within the Village. This defines how businesses can operate in residential areas, noting someone that lives in the house must run the home occupation and the preemptions now allows up to two outside employees. The Village can continue to charge and require a Business Tax as well as regulate traffic, parking, aesthetics, permissible signs, and regulate nuisance type activities as well as restrict and prohibit toxic and hazardous materials storage on the property. He added that an annual inspection is permitted to regulate zoning. The approval of this ordinance will bring the Village Code into compliance with State laws.

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 asked and received clarification on home-based businesses. The Village Attorney stressed that the business must be a secondary activity to the property, and all businesses that already are allowed in the Village will be permitted. He reiterated that the business cannot create traffic or parking issues and the aesthetics must remain as a residence. He also clarified that the noise ordinance is not changing.

Councilwoman 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. Approval and authorization for the Mayor to execute the Second Amendment to Declaration of Covenants and Restrictions for Tract One-Fifteen to modify Article I. Use of Property. to allow for the Village Council approval of an expansion of uses allowed on the property to include coffee shops with drive-through, drive-up, automobile service windows on Tract One-Fifteen in conformance with Article V. Reservation of Rights. of the Declaration. (P & Z Director)

The Village Attorney stated as directed by Council this is an amendment to the Declaration of Covenants and Restrictions for Tract 115 in addition to allowing financial institutions with drive-through this adds a definition to allow a coffee shop with drive-through.

Patrick Albright, 5308 Lake Osborne Drive, requestor for this drive through approval reported on his study with regard to uses as well as traffic findings. Councilwoman Samios confirmed there was interest for a coffee shop but not a contract at this time.

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

3. Approval and authorization for the Mayor to enter into an Interlocal Agreement with Palm Beach County regarding Airport Zoning Regulation. (Village Attorney)

The Village Attorney stated this is a strategic planning item noting that, in 2019, the law changed that requires local government to enter into either an Interlocal Agreement or create an Airport Zoning Board. This is an agreement with the County and Airport regarding zoning regulations impacting air traffic over the Village. He further explained that an ordinance would be forthcoming to address this as well. A discussion ensued with regard to airport noise and it was noted there is a complaint mechanism 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.

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

ADJOURNMENT

Mayor Fred Pinto

Diane DiSanto, Village Clerk