



TOWN OF HIGHLAND BEACH TOWN COMMISSION MEETING MINUTES

Town Hall / Commission Chambers
3614 South Ocean Boulevard
Highland Beach, Florida 33487

Date: September 06, 2022
Time: 1:30 PM

1. CALL TO ORDER

Mayor Hillman called the meeting to order at 1:30 P.M.

2. ROLL CALL

PRESENT

Commissioner John Shoemaker

Commissioner Evalyn David

Commissioner Peggy Gossett-Seidman

Vice Mayor Natasha Moore (joined at 1:33 P.M.)

Mayor Douglas Hillman

Town Manager Marshall Labadie

Town Attorney Glen Torcivia

Town Clerk Lanelda Gaskins

3. PLEDGE OF ALLEGIANCE

The Town Commission led the Pledge of Allegiance to the United States of America.

4. APPROVAL OF THE AGENDA

MOTION: David/Moore - Moved to approve the agenda as presented, which passed unanimously 5 to 0.

5. PRESENTATIONS / PROCLAMATIONS

None.

6. PUBLIC COMMENTS

Mr. Jack Halpern of 4511 South Ocean Boulevard voiced his concerns with the Interlocal Agreement between the Towns of Highland Beach and Gulf Stream for Building Department services.

7. ANNOUNCEMENTS

Mayor Hillman read the announcements as follows:

Board Vacancies

Board of Adjustment and Appeals - One vacancy for a three-year term

Meetings and Events

September 06, 2022 - 5:01 P.M. Town Commission Special First Public Hearing
Budget Meeting

September 13, 2022 - 1:00 P.M. Code Enforcement Board Regular Meeting

September 21, 2022 - 5:01 P.M. Town Commission Special Second Public Hearing
Budget Meeting

Board Action Report

None.

8. ORDINANCES

A. Ordinance No. 2022-006 (Second Reading/Public Hearing)

An Ordinance of the Town Commission of the Town of Highland Beach, Florida amending the Town's Comprehensive Plan by adding a New Property Rights Element; providing for severability; providing for conflicts; and providing effective date (First Reading was June 07, 2022).

Mayor Hillman read the title of Ordinance No. 2022-006, and Town Planner Ingrid Allen presented this item.

Mayor Hillman opened the public hearing. There were no public comments, and he closed the public hearing.

MOTION: David/Moore - Moved to approve Ordinance No. 2022-006. Based upon roll call: Commissioner David (Yes), Vice Mayor Moore (Yes), Commissioner Shoemaker (Yes), Commissioner Gossett-Seidman (Yes), and Mayor Hillman (Yes), which passed on a 5 to 0 vote.

B. Ordinance No. 2022-007 (Public Hearing)

An Ordinance of the Town Commission of the Town of Highland Beach, Florida, readopting a small-scale amendment to the Town Comprehensive Plan to amend the Future Land Use designation of a 0.8315 acre parcel of land located in the Boca Raton Cove Development along South Ocean Boulevard approximately 300 feet south of Russell Drive, as more

particularly described herein, from no Future Land Use Classification to Multi Family Low Density to correct a scrivener's error; providing for severability; providing for conflicts; and providing an effective date.

Mayor Hillman read the title of Ordinance No. 2022-007, and Town Planner Allen presented this item.

MOTION: David/Moore - Moved to adopt Ordinance No. 2022-007. Based upon roll call: Commissioner David (Yes), Vice Mayor Moore (Yes), Commissioner Shoemaker (Yes), Commissioner Gossett-Seidman (Yes), and Mayor Hillman (Yes), which passed on a 5 to 0 vote.

Mayor Hillman opened the public hearing. There were no public comments, and he closed the public hearing.

C. Ordinance No. 2022-008 (Second Reading/Public Hearing)

An Ordinance of the Town Commission of the Town of Highland Beach; amending the administrative amendments to the 7th (2020) Edition of the Florida Building Code to update the requirements for reinspection and recertification of existing threshold buildings and other buildings owned by a condominium or cooperative association to conform with state law; providing for the repeal of all ordinances in conflict; providing for severability and codification; and providing for an effective date (First Reading was August 02, 2022).

Mayor Hillman read the title of Ordinance No. 2022-008, and Building Official Jeff Remas presented this item.

The Town Commission asked for a monthly update on the building recertifications. Building Official Remas will provide a monthly report.

Mayor Hillman opened the public hearing.

Ms. Judith Goldberg from Seagate Condominium inquired about the effective date of the ordinance. Town Manager Labadie responded, "it becomes effective immediately upon adoption." Ms. Goldberg then asked how this matter affects those properties such as Seagate, who had already received a notice regarding the 365 days.

Building Official Remas explained the timelines related to the properties previously notified and the properties he will notify from this day forward.

There were no additional comments from the public, so Mayor Hillman closed the public hearing.

MOTION: David/Moore - Moved to adopt Ordinance No. 2022-008. Based upon roll call: Commissioner David (Yes), Vice Mayor Moore (Yes), Commissioner Shoemaker (Yes), Commissioner Gossett-Seidman (Yes), and Mayor Hillman (Yes), which passed on a 5 to 0 vote.

9. CONSENT AGENDA

A. Consideration to approve and authorize the Mayor to execute the revised Interlocal Agreement between the Town of Highland Beach and the Town of Gulf Stream for Building Department Services.

Mayor Hillman announced this item. The Town Commission discussed the duration of the contract and the type of insurance and liability coverage. The Town Commission suggested adding language in the contract at the end of paragraph seven that reads, "as reflected in Exhibit A." Town Attorney Torcivia will work with the Town of Gulf Stream's attorney concerning the additional changes to the contract.

MOTION: David/Moore - Moved to authorize the Mayor to sign Interlocal between the Town of Highland Beach and the Town of Gulf Stream for Building Department services with the minor adjustments. Based upon roll call: Commissioner David (Yes), Vice Mayor Moore (Yes), Commissioner Shoemaker (Yes), Commissioner Gossett-Seidman (Yes), and Mayor Hillman (Yes), which passed on a 5 to 0 vote.

10. UNFINISHED BUSINESS

A. Fire Rescue Implementation Update

Town Manager Labadie provided an update on the progress of the Fire Rescue implementation. The Board of County Commission of Palm Beach County will hold a meeting on September 13, 2022, to discuss and approve the Certificate of Public Convenience and Necessity (COCPN). Highland Beach residents are encouraged to sign up for the bus ride to attend the Board of County Commission meeting. Town Manager Labadie mentioned that he would canvass the Town Commission for a special meeting to discuss the design of the Fire Rescue building details. Fire Chief Glen Joseph started full-time employment with the Town on September 1 and has been working on administrative operations such as recruitment and job descriptions. Fire Chief Joseph is scheduled to meet with Palm Beach County Fire Rescue Administrator Chief Patrick Kennedy next week. The Board of County Commission and Administration have been incredibly supportive and receptive to the Highland Beach Fire Rescue Department.

11. NEW BUSINESS

A. Consideration of a request for a Town of Highland Beach Right-of-Way permit for the property located at 4005 South Ocean Boulevard.

Town Planner Allen presented this item.

Ms. Louisa Michelin, Project Manager with Sabal Development, provided comments about the project regarding swales. In addition, Building Official Remas provided comments about swales.

MOTION: David/Moore - Moved to approve the right of way permit for the property located at 4005 South Ocean Boulevard, which passed unanimously 5 to 0.

B. Resolution No. 2022-019

A Resolution of the Town Commission of the Town of Highland Beach, Florida, authorizing the Mayor to execute Amendment Number five (5) to the State of Florida Department of Transportation (FDOT) District Four (4) Landscape Inclusive Memorandum of Agreement on behalf of the Town of Highland Beach, Florida and providing for an effective date.

Town Planner Allen presented this item.

MOTION: David/Moore - Moved to approve Resolution No. 2022-019, which passed unanimously 5 to 0.

C. Resolution No. 2022-023

A Resolution of the Town Commission of the Town of Highland Beach, Florida, adopting the Fiscal Year 2022-2023 Schedule of Fees which establishes reasonable fees for Town services and other charges; providing for conflicts; and providing an effective date.

Mayor Hillman announced this item.

Town Manager Labadie presented this item. There were discussions about the trash collection rates. Town staff will prepare an agenda item for the September 21 Town Commission Special Second Public Hearing Budget Meeting regarding the solid waste and recycling fees.

MOTION: David/Moore - Moved to approve Resolution No. 2022-023, which passed unanimously 5 to 0.

D. Resolution No. 2022-024

A Resolution of the Town Commission of the Town of Highland Beach, Florida, adopting the Fiscal Year 2022-2023 Schedule of Fees which establishes reasonable fees for Building and Land Development Services, providing for conflicts: and providing an effective date.

Mayor Hillman read the title of Resolution No. 2022-024, and Building Official Remas presented this item.

MOTION: David/Moore - Moved to approve Resolution No. 2022-024, which passed unanimously 5 to 0.

E. Consideration to cancel the September 20, 2022, Town Commission Meeting.

Mayor Hillman read the title of Item 11.E. Town Manager Labadie indicated that he would not be available on September 20, 2022.

It was the **consensus** of the Town Commission to cancel the September 20, 2022, Town Commission meeting.

F. Consideration of the proposed Town Commission Meeting Schedule.

Mayor Hillman read the title of Item 11.F. There were discussions about the first meeting in July of 2023, Wednesday, July 05, 2023, and the procedure to cancel Town Commission meetings.

MOTION: David/Moore - Moved to accept the proposed Town Commission Meeting Schedule as presented, which passed unanimously 5 to 0.

G. Approval of Meeting Minutes

August 04, 2022 - Commission Meeting Special Minutes

August 16, 2022 - Commission Meeting Minutes

August 25, 2022 - Commission Meeting Special Minutes

MOTION: David/Gossett-Seidman - Moved to approve the August 04, 2022, August 16, 2022, and August 25, 2022, minutes as amended, which passed unanimously 5 to 0.

12. TOWN COMMISSION COMMENTS

Commissioner John Shoemaker commented about his observation of the traffic along State Road A1A near the temporary traffic light in Highland Beach. He also spoke about the large jellyfish in the ocean and encouraged everyone to be careful in the water.

Commissioner Evalyn David also spoke about the traffic light along State Road A1A, and the informative meeting hosted by the Florida Department of Transportation meeting concerning the RRR project.

Commissioner Peggy Gossett-Seidman had no comments.

Vice Mayor Natasha Moore had no comments.

Mayor Douglas Hillman talked about a conversation that he had with a gentleman concerning the in-ground lighting project. He asked Town Manager Labadie to clarify if the Town would take care of the in-ground lighting for the crosswalks after the Florida Department of Transportation (FDOT) RRR project. Town Manager Labadie responded yes and explained that the embedded lighting would be installed after the PPR project. He has asked FDOT to include the project in their contract.

13. TOWN ATTORNEY'S REPORT

Town Attorney Torcivia had no comments.

14. TOWN MANAGER'S REPORT

Town Manager Labadie reported the following:

The State Legislator notified the Town about two local support grants approved by Governor Ron DeSantis. The Town was awarded to grants and will receive funding for the following projects: Highland Beach the Climate Vulnerability/Clean Water Project – Lift Station Rehabilitation: \$275,000 and Highland Beach Resiliency and Enhance Safety – EOC Station: \$375,000.

Town Attorney Rubin provided a legal opinion concerning the temporary parking matter.

15. ADJOURNMENT

The meeting was adjourned at 3:17 P.M.

APPROVED October 04, 2022, Town Commission Meeting.

ATTEST:

Douglas Hillman, Mayor

Transcribed by
Lanelda Gaskins

Lanelda Gaskins, MMC
Town Clerk

Date

Disclaimer: Effective May 19, 2020, per Resolution No. 20-008, all meeting minutes are transcribed as a brief summary reflecting the event of this meeting. Verbatim audio/video recordings are permanent records and are available on the Town's Media Archives & Minutes webpage: <https://highlandbeach-fl.municodemeetings.com/>.