



TOWN COUNCIL MEETING MINUTES

July 24, 2024 at 4:00 PM

Council Chambers – 340 Ocean Drive and YouTube

PRESENT: PEGGY WHEELER, MAYOR (*Via Zoom*)
DD HALPERN, VICE MAYOR
MARIANNE HOSTA, VICE MAYOR PRO TEM (*Via Zoom*)
JACOB ROSENGARTEN, COUNCILMEMBER
DIANA DAVIS, COUNCILMEMBER

ALSO PRESENT: DAVID DYESS, TOWN MANAGER
LEONARD RUBIN, TOWN ATTORNEY
MICHAEL VENTURA, FINANCE DIRECTOR
FRANK DAVILA, DIRECTOR OF PLANNING & ZONING
FABINNE AZEMAR, PLANNING TECHNICIAN
TIM HANNON, ACTING DIRECTOR OF PUBLIC WORKS
CAITLIN E. COPELAND-RODRIGUEZ, TOWN CLERK
FIORELLA VERDECIA, ADMINISTRATIVE SECRETARY

AUDIENCE: 10

Vice Mayor Halpern presided over the meeting as Mayor Wheeler appeared via zoom.

CALL TO ORDER – 4:00PM

PLEDGE ALLEGIANCE TO THE FLAG

ADDITIONS, DELETIONS, SUBSTITUTIONS TO THE AGENDA

Council gave unanimous consensus to have Item #13 moved up to Item #5A.

COMMENTS FROM THE TOWN MANAGER, THE TOWN ATTORNEY, AND STAFF

Vice Mayor Halpern, Councilmember Rosengarten, and Councilmember Davis gave consensus authorize the Mayor to sign the attached letter approving the distribution of \$348,087 of Federal Fiscal Year 2023 Edward Byrne Memorial Justice Assistance Grant (JAG) funds for the Countywide Reentry Program - City of Riviera Beach; and Equipment for Law Enforcement Agencies Countywide.

Mayor Wheeler, Vice Mayor Pro Tem Hosta, Councilmember Rosengarten, and Councilmember Davis gave consensus to keep the minutes as is (Action minutes).

Council gave unanimous consensus to have a discussion on a proposed donation for a K9 for the Juno Beach Police Department.

COMMENTS FROM THE PUBLIC

All Non-Agenda items are limited to three (3) minutes. Anyone wishing to speak is asked to complete a comment card with their name and address prior to the start of the meeting as well as state their name and address for the record when called upon to speak (prior to addressing the Town Council). Town Council will not discuss these items at this time.

Public Comments Opened at 4:17pm.

Public Comments Closed at 4:31pm.

CONSENT AGENDA

1. Approval of Town Council Meeting Minutes for June 26, 2024
2. Proclamation – Florida Water Professionals Month
3. ~~Approval of Town Council Goal Planning Report for FY 2024-2025~~
4. Approval of 5-Year Review of Impact Fees
5. Year to Date (YTD) Financial Statements

Council gave unanimous consensus to pull Item #3 from the consent agenda and move it to Item #9A.

MOTION: *Davis/Rosengarten made a motion to approve the consent agenda as amended.*

ACTION: *The motion passed unanimously.*

COUNCIL ACTION/DISCUSSION ITEMS *(A Public Comment Period was provided for each item below.)*

- 5A. Resolution No. 2024-10 - First Amendment to Solid Waste and Recyclable Collections Services Agreement *(See attached Presentation)*

MOTION: *Wheeler/Davis made a motion to approve Resolution No. 2024-10 – First Amendment to Solid Waste and Recyclable; and to authorize the Mayor to execute the amended services agreement.*

ACTION: *The motion passed unanimously.*

6. Town Wide Sidewalk & Pavers

MOTION: *Davis/Rosengarten made a motion to move forward with the proposed repairs on Donald Ross Road now; and authorize \$2,500 from contingency for RMPK's services to apply for the TRAIL-GO grant; authorize the Town Manager to sign all necessary documentation; and have staff evaluate the cost for concrete borders for the brick pavers sections and report back to the Council on the cost differential.*

ACTION: *The motion passed 3-2 with Vice Mayor Halpern and Vice Mayor Pro Tem Hosta opposed.*

7. Strategic Visioning Plan

MOTION: Davis made a motion to approve James Karas strategic plan at the cost quoted but to have it modeled after Jupiter with at least seven (7) key strategic initiatives with a new vision, mission statement, and employee key performance indicators with their annual review tied to accomplishing action plans that are put in place to achieve the key strategic initiatives.

ACTION: Motion failed for lack of a second.

MOTION: Davis/Rosengarten made a motion to approve \$18,635 from contingency for strategic planning.

ACTION: The motion passed unanimously.

Council gave unanimous consensus to start with one-on-one meetings with Mr. Karas.

8. Discussion on Replacement of the Chain Link Fence at JB7

Council gave unanimous consensus to remove the chain link fence along the southside of JB7.

9. Discussion on Regulating the Volume and Massing of Single-Family Dwellings

MOTION: Davis/Rosengarten made a motion to direct staff to benchmark the regulations of other communities for mass, size, and scale; height; building area regulations; wall treatments; second floor area; and off-street parking for single-family homes with particular attention to the existing regulations of the Village of North Palm Beach, the City of Lake Worth Beach, and the Town of Palm Beach.

ACTION: The motion passed 3-2 with Mayor Wheeler and Vice Mayor Pro Tem Hosta opposed.

No consensus to move forward with any of the elements discussed separately (architectural features, blank walls, etc.).

9A. Approval of Town Council Goal Planning Report for FY 2024-2025

Council gave unanimous consensus to have a discussion on creating an additional Code Enforcement Officer position for the next meeting.

MOTION: Davis/Wheeler made a motion to approve the Town Council Goal Planning Report for FY 2024-2025.

ACTION: The motion passed unanimously.

10. FY 2024-2025 Proposed Ad Valorem Millage Tax Rate and Public Hearing Date

MOTION: Wheeler/Hosta Made a motion to approve the proposed Millage Rate of 1.8195 and to set the first public hearing date for September 11, 2024, at 5:30PM.

ACTION: The motion passed 4-1 with Councilmember Davis opposed.

Council gave unanimous consensus to split the proposed budget of \$200,000 for the Community Backyard Area evenly with the JB-0 beach walkover.

11. Approval of FY 2024-2025 Infrastructure Sales Tax Projects

MOTION: *Davis/Rosengarten made a motion to approve the FY24-25 One-Cent Discretionary Surtax Projects List funded through the one-cent discretionary sales surtax and submit it to the Palm Beach County League of Cities Infrastructure Surtax Citizen Oversight Committee.*

ACTION: *The motion passed unanimously.*

12. Resolution No. 2024-11: Annual Garbage Assessment Collection (Non-Ad Valorem) FY 2024-2025

MOTION: *Wheeler/Davis made a motion to approve Resolution No. 2024-11 – Non-Ad Valorem Assessment for Garbage Collection, in the amount of \$251.16 per unit per year, for Fiscal Year 24-25.*

ACTION: *The motion passed unanimously.*

14. Pelican Lake – Cattail Removal

MOTION: *Davis/Hosta made a motion to approve the removal of cattails from the southeast portion of Pelican Lake in an amount not to exceed of \$5,000 from contingency; and an additional amount not to exceed of \$5,000 for the planting of dwarf bullrush.*

ACTION: *The motion passed unanimously.*

15. Public Hearing & Second Reading on Ordinance No. 787 - Artificial Turf Definition

MOTION: *Davis/Rosengarten made a motion to approve Ordinance No. 787 on second and final reading.*

ACTION: *The motion passed 3-2 with Mayor Wheeler and Vice Mayor Pro Tem Hosta opposed.*

16. Discussion on Contract Renewal - Building Official, Plan Review, and Inspection Services

MOTION: *Wheeler/Hosta made a motion to execute a direct contract with Diversified Building for Building Official, Plan Review, and Inspection Services and have staff bring back the contract for approval at a future meeting.*

ACTION: *The motion passed 3-2, with Councilmember Rosengarten and Councilmember Davis opposed.*

17. Discussion on Tower Height

Mayor Wheeler, Vice Mayor Halpern, and Councilmember Rosengarten gave consensus to have staff prepare a memorandum with actual proposed numbers for tower heights for each district and bring it to the Planning & Zoning Board for their review and recommendation.

18. Discussion on site plan review by P&Z board

Council gave consensus to send staff their individual recommendations on the site plan and appearance review criteria for single and two-family dwellings by the Planning & Zoning Board and have staff prepare a draft to review at a future meeting.

19. Discussion - Professionalism on the dais and in the chambers

Council gave consensus to send the Town Attorney their individual changes for the November 2022 proposed decorum resolution and have staff prepare a draft to review at a future meeting.

20. Discussion on Audit Oversight Committee Recommendations

Council gave unanimous consensus to have staff prepare a report addressing the Auditor's suggested recommendations; and to have the Audit Oversight Committee select a Vice Chair.

COMMENTS FROM THE COUNCIL

Vice Mayor Halpern, Councilmember Rosengarten, and Councilmember Davis gave consensus to have a discussion on excavation permits for residential construction on a future agenda.

ADJOURNMENT

Vice Mayor Halpern adjourned the meeting at 9:24pm.

Peggy Wheeler, Mayor

Caitlin E. Copeland-Rodriguez, Town Clerk