

**MINUTES OF THE REGULAR SESSION  
VILLAGE COUNCIL OF NORTH PALM BEACH, FLORIDA  
JULY 22, 2021**

Present: Darryl C. Aubrey, Sc.D., Mayor  
Mark Mullinix, President Pro Tem  
David B. Norris, Councilmember  
Susan Bickel, Councilmember  
Andrew D. Lukasik, Village Manager  
Len Rubin, Village Attorney  
Jessica Green, Village Clerk

Absent: Deborah Searcy, Vice Mayor

ROLL CALL

Mayor Aubrey called the meeting to order at 7:00 p.m. All members of Council were present except for Vice Mayor Searcy. All members of staff were present.

INVOCATION AND PLEDGE OF ALLEGIANCE

Mayor Aubrey gave the invocation and President Pro Tem Mullinix led the public in the Pledge.

APPROVAL OF MINUTES

The Minutes of the Regular Session held July 8, 2021 were approved as written.

STATEMENTS FROM THE PUBLIC

Mayor Aubrey announced that taking written public comments to be read into the record was discontinued. Public comments would only be taken in person at the meetings or online over Zoom.

Chris Harris, 764 Waterway Drive, expressed his concerns regarding the proposed Zoning in Progress ordinance. Mr. Harris requested that the ordinance remain tabled until the Ad Hoc Committee is formed and recommendations for the ordinance have been brought forward. Mr. Harris stated that there were 250 letters signed by residents who oppose the ordinance.

John Rhodes, 720 Jacana Way, gave a presentation on the opposition to the proposed Zoning in Progress ordinance. Mr. Rhodes gave examples of homes within the Village that would not have been built under the newly proposed requirements in the Zoning in Progress ordinance. Mr. Rhodes discussed and explained possible issues that would arise if the proposed Zoning in Progress ordinance was passed.

Lisa Jensen, 606 Shore Drive, expressed concern that there was not enough information for the public regarding the proposed Zoning in Progress ordinance. Ms. Phillips recommended that the Zoning in Progress ordinance be passed while the Ad Hoc Committee decides on what changes to make to the residential code.

Mary Phillips, 525 Ebbtide Drive, stated that she was in favor of the proposed Zoning in Progress ordinance. Ms. Phillips stated that the Zoning in Progress would provide a transition time to think things through, get input and set reasonable expectations.

STATEMENTS FROM THE PUBLIC *continued*

Mayor Aubrey clarified and explained that the intent of the proposed Zoning in Progress ordinance was to place a temporary hold on building oversized residential homes and to create an Ad Hoc Committee that would give recommendations for changes to the residential code. The Zoning in Progress is intended to be temporary and not permanent.

Amy Bierer, 532 Gulf Road, expressed her concerns regarding illegal use of fireworks in the Village. Ms. Bierer stated that fireworks use is dangerous and causes environmental harm. Ms. Bierer recommended that Council seek a fireworks exemption bill to allow a fireworks ordinance.

Barbara Rochefort, 2735 Hinda Road, expressed her opposition to and concerns with the proposed 7-11 gas station on A1A Road.

Senator Bobby Powell, District 20, gave a 2021 Legislative update.

CONSENT AGENDA

President Pro Tem Mullinix moved to approve the Consent Agenda. Councilmember Bickel seconded the motion which passed unanimously. The following items were approved:

Receive for file Minutes of the Environmental Committee meeting held 6/7/21.

Receive for file Minutes of the Recreation Advisory Board meeting held 6/8/21.

Receive for file Minutes of the Planning Commission meeting held 6/8/21.

RESOLUTION 2021-60 – TENTATIVE MILLAGE RATE

A motion was made by President Pro Tem Mullinix and seconded by Councilmember Norris to adopt Resolution 2021-60 entitled:

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, ADOPTING A TENTATIVE MILLAGE RATE OF 7.1000 MILS FOR FISCAL YEAR 2022; ESTABLISHING A DATE, TIME AND PLACE FOR THE FIRST HEARING ON THE TENTATIVE BUDGET AND PROPOSED MILLAGE RATE; AUTHORIZING THE VILLAGE MANAGER TO SUBMIT THE REQUIRED FORMS TO THE PALM BEACH COUNTY PROPERTY APPRAISER; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik reviewed the budget presentation from the previous budget workshop given on July 15<sup>th</sup> and explained and discussed the FY 2022 Taxable Value and Millage Section proposing a millage rate of 7.10 mils which would set the maximum millage rate allowed for the Village. Mr. Lukasik reviewed taxpayer impacts at different values over a four-year comparison. Mr. Lukasik stated that the next budget workshop was scheduled for August 11<sup>th</sup>.

Thereafter, the motion to adopt Resolution 2021-60 passed with all present voting aye.

RESOLUTION 2021-61 – PROPERTY, CASUALTY AND WORKERS COMPENSATION INSURANCE

A motion was made by President Pro Tem Mullinix and seconded by Councilmember Norris to adopt Resolution 2021-61 entitled:

RESOLUTION 2021-61 – PROPERTY, CASUALTY AND WORKERS COMPENSATION INSURANCE *continued*

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF NORTH PALM BEACH, FLORIDA, ACCEPTING A PROPOSAL FROM FIRST FLORIDA INSURANCE BROKERS TO PROVIDE PROPERTY, CASUALTY AND WORKERS' COMPENSATION INSURANCE THROUGH PUBLIC RISK MANAGEMENT OF FLORIDA AND AUTHORIZING VILLAGE ADMINISTRATION TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT SUCH COVERAGE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Lukasik explained that the cost of insurance would decrease significantly since the worker's compensation insurance and property and casualty insurance would be bundled. Mr. Lukasik recommended the approval of the resolution to accept the proposal from First Florida Insurance Brokers to provide both insurance coverages through Public Risk Management of Florida.

Thereafter, the motion to adopt Resolution 2021-61 passed with all present voting aye.

MAYOR AND COUNCIL MATTERS/REPORTS

Councilmember Bickel recommended the inception of a Village Charter review.

Discussion ensued among Council on whether or not to have a Charter review. Council came to consensus to have a Charter review. Mr. Lukasik stated that he and Mr. Rubin would bring back a plan for implementing a Village Charter review.

VILLAGE MANAGER MATTERS/REPORTS

Mr. Lukasik introduced David Barth of Barth Associates and stated that he would be giving a Parks and Recreation Needs Assessment presentation.

President Pro Tem Mullinix left the meeting at 8:45 p.m.

Mr. Barth gave a presentation on the scope of work, needs assessment findings, programs analysis and next steps. Mr. Barth discussed and explained level-of service analysis' on access, facilities, funding and staffing. Mr. Barth reviewed and explained park evaluations and the results of the on-line survey questions. Mr. Barth reviewed a needs assessment summary and program analysis and then concluded the presentation by discussing next steps and visioning recommendations.

Mr. Lukasik stated that Chuck Huff Acting Public Works Director would give a presentation regarding Commercial Sanitation Fees.

Mr. Huff began the presentation by reviewing the commercial solid waste services that are currently provided to 131 commercial customers in the Village. Mr. Huff discussed and explained the Village's current billing formula and fees for annual commercial disposal fees and dumpster rentals. Mr. Huff reviewed a commercial solid waste fee comparison with other municipalities in Palm Beach County and gave examples of what the increased fees and totals would be for different types of commercial businesses.

VILLAGE MANAGER MATTERS/REPORTS *continued*

Discussion ensued between Mr. Huff and Council regarding the newly proposed commercial sanitation fees.

Councilmember Bickel recommended that commercial businesses within the Village were made aware of what actual services they were getting and what they should be paying before making any changes.

Mr. Lukasik stated that he and Mr. Huff would bring back more options for newly proposed commercial sanitation fees for consideration.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 9:51 p.m.

  
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Jessica Green, MMC, Village Clerk