

Village of Tequesta

*Tequesta Village Hall
345 Tequesta Drive*



Meeting Agenda

Thursday, October 12, 2017

6:00 PM

**AMENDED AGENDA (10/10/17) - Item 20 Removed and Added Item
23**

Council Chambers

Village Council - Regular Council Meeting

Mayor Abby Brennan
*Vice-Mayor Frank D'Ambra Council Member Vince Arena Council Member Steve
Okun Council Member Tom Paterno*

CALL TO ORDER

ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE - Mayor Abby Brennan

APPROVAL OF AGENDA

PRESENTATION

1. Proclamation Proclaiming the Week of October 23-31, 2017 as Red Ribbon Week as Recognized by the Young Marines of the Marine Corps League to Foster a Healthy, Drug-free Lifestyle

Sponsors: Mayor Brennan

2. Presentation of US 1 Complete Streets Project Awards by Michael Busha, Executive Director, Treasure Coast Regional Planning Council
3. Public Safety Pension Board Presentation - Kyle Stone, Pension Board Member
4. Presentation of Waste Management, Inc. Annual Report by Jeff Sabin, Waste Management Government Affairs Manager

CONSENT AGENDA

All items listed under the Consent Agenda are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Village Council Member so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

5. MINUTES: 9/14/17 Regular Meeting Minutes; 9/20/17 1st Hearing to Adopt Tentative Budget Minutes; and 9/27/17 2nd Hearing to Adopt Final Budget Minutes

Sponsors: Village Clerk McWilliams

6. Approval of Contracts Signed by Manager Under \$25,000 (Per Village Ordinance we are presenting the following agreements, proposals, commitments and memorandum of understanding to Council.)

1. Avality Advanced Clearinghouse Direct Agreement-Fire Dept. \$ Varies; 2. Costa Farms Credit Application-Public Work \$ Varies;
3. DG Carpentry LLC Proposal-Public Works \$2,961.78; 4. FL Dept. of Hwy Safety & Motor Vehicles Driver and Vehicle Information Database System Memorandum of Understanding-Police Dept. \$ N/A; 5. Wade Consulting Agreement-Water Plant \$3,000.00.

Sponsors: Acting Village Manager Weinand

7. Approval to Allow JTAA (Jupiter Tequesta Athletic Association) to: 1. Hold the 41st Annual Holiday Parade on Sunday, December 10, 2017 Starting at 11:00am; 2. Utilize a Portion of Old Dixie Highway in Tequesta; and 3. Village of Tequesta to Provide the Necessary Police Coverage for the Event.

Sponsors: Mayor Brennan

8. Approve Agreement between Green Integrity and the Village of Tequesta Permitting the Reinstatement of the Banyan Tree Removal Permit and Applicant's Request to Remove Tree and Renumeration to the Village of Tequesta (backup to follow)

Sponsors: Village Attorney Davis

9. Approve Agreement between the Village of Tequesta and the Tequesta Country Club Returning the Golf Course Bridge between the 17th and 18th Holes to Tequesta Country

Sponsors: Village Attorney Davis and Deputy Utilities Director Heady

10. Approve Human Resources Leave of Absence Policy to Address the Process Involved when the Village Manager is the Employee Requesting a Leave of Absence

Sponsors: Human Resources Director Reid

11. RESOLUTION 38-17, A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, DECLARING CERTAIN PROPERTY TO BE SURPLUS AND DIRECTING THE VILLAGE MANAGER TO DISPOSE OF SURPLUS PROPERTY IN ACCORDANCE WITH THE VILLAGE'S ADOPTED PROCEDURES

Sponsors: Finance Director Quirk

12. RESOLUTION 39-17, A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, SUPPORTING THE COUNTYWIDE OFFICE OF INSPECTOR GENERAL, AND FURTHER SUPPORTING THE FUNDING OF SAID OFFICE THROUGH COUNTY AD VALOREM TAX DOLLARS; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Sponsors: Village Attorney Davis

13. RESOLUTION 43-17, A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, PALM BEACH COUNTY, FLORIDA, PROVIDING FOR ACCESS TO PUBLIC RECORDS BY REMOTE ELECTRONIC MEANS IN ACCORDANCE WITH THE REQUIREMENTS OF CHAPTER 119, FLORIDA STATUTES; FURTHER APPROVING THE KEEPING AND MAINTAINING OF THE VILLAGE'S RECORD (MASTER) COPY DOCUMENTS ON ELECTRONIC MEDIA, NAMELY THE VILLAGE'S BSA FINANCIAL SUITE SOFTWARE, HUMAN RESOURCES INFORMATION SYSTEM BAMBOO SOFTWARE AND THE POLICE DEPARTMENT'S SMARTCOP SOFTWARE, IN ACCORDANCE WITH THE REQUIREMENTS OF F.A.C. RULE 1B-26.003; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Sponsors: IT Manager Gomberg and Village Clerk McWilliams

14. Resolution 48-17, A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, AFFIRMING PARTICIPATION IN THE PALM BEACH COUNTY PROPERTY ASSESSED CLEAN ENERGY (PACE) PROGRAM; PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE

Sponsors: Village Attorney Davis

END OF CONSENT AGENDA

COMMUNICATIONS FROM CITIZENS

Public comments / communications from citizens are limited to 3 (three) minutes. Anyone wishing to address Council should complete a "Comments by the Public" card and present it to the Village Clerk prior to the Communications from Citizens. When you are called to speak, please go to the podium and state your name and address for the record prior to addressing Council. Council will not discuss this item this evening; however, Council may choose to have the item placed on a future agenda for discussion. Reference Resolution 25-13 regarding public participation.

COMMUNICATIONS FROM COUNCIL

STANDING REPORTS

Village Attorney

23. Discussion and Action Regarding Out of Court Settlement Proposal for 414 N. Cypress Drive #D Foreclosure

Sponsors: Village Attorney Davis

Village Manager

REGULAR AGENDA

OLD BUSINESS

15. ORDINANCE 18-17, SECOND READING, AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, AMENDING THE VILLAGE CODE OF ORDINANCES AT CHAPTER 2. ADMINISTRATION. BY AMENDING SECTION 2-61. PENSION TRUST FUNDS, EXHIBIT A, THE GENERAL EMPLOYEES' PENSION TRUST FUND, TO ADOPT REVISIONS REQUIRED BY THE TERMS OF THE IRS FAVORABLE DETERMINATION LETTER DATED MARCH 30, 2017; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 2. SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ENACTED; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Sponsors: Village Attorney Davis

NEW BUSINESS

16. SE 06-17: Special Event Permit Application from Ragnar Events, LLC. for a 200 mile run that will stretch from Melbourne Beach, FL and to finish in South Beach, FL. The event is planned to take place from November 11, 2017 through November 12, 2017. Alcohol will not be served. Projected number of attendees is 300 people.

Sponsors: Community Development Director Zacarias

17. SE 07-17: Special Event Application from the First Baptist Church of Tequesta for the Fall Festival. The event will take place on October 31, 2017 from 6:00 p.m. to 9:00 p.m. The event will be located in the east parking lot of the Church property at 423 Tequesta Drive. The projected number of attendees is 600 people. No alcohol will be served.

Sponsors: Building Official Rodriguez

18. SPM 10-17: Application from Rubiano Holdings, Inc. d/b/a Dunkin' Donuts for a site plan modification to redevelop existing building per corporate standards. The application includes building and dumpster colors, directional and wall signs, menu board, monument sign, exterior wall lighting, canopy over the drive thru, and clearance poles on the north and west side. The plaza owner is Tameast Tequesta, Ltd. d/b/a County Line Plaza. The address of the property is 722 N. US Highway One, Tequesta, Florida 33469.

Sponsors: Community Development Director Zacarias

19. ORDINANCE 16-17, FIRST READING, AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, AMENDING THE VILLAGE CODE OF ORDINANCES AT CHAPTER 78. ZONING; AT SECTION 78-4, DEFINITIONS. TO CREATE DEFINITIONS FOR THE TERMS "MARIJUANA," "MEDICAL MARIJUANA TREATMENT CENTER," "MEDICAL MARIJUANA TREATMENT CENTER DISPENSING FACILITY" AND TO REVISE THE DEFINITION FOR "RETAIL SALES AND SERVICE" TO EXCLUDE MEDICAL MARIJUANA TREATMENT CENTER AND MEDICAL MARIJUANA TREATMENT CENTER DISPENSING FACILITY THEREFROM; AT SECTION 78-178, C-3 GENERAL COMMERCIAL DISTRICT, SUBSECTION (B) PERMITTED USES, TO CREATE AN ENTIRELY NEW NUMBER (20) PROVIDING REGULATIONS FOR THE LOCATION OF MEDICAL MARIJUANA TREATMENT CENTERS IN THE VILLAGE; AND AT ARTICLE IX, SUPPLEMENTAL REGULATIONS TO CREATE AN ENTIRELY NEW SECTION 78-307 BANNING MEDICAL MARIJUANA TREATMENT CENTER DISPENSING FACILITIES WITHIN THE VILLAGE; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 78. SHALL REMAIN IN FULL FORCE AND EFFECT AS PREVIOUSLY ADOPTED; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Sponsors: Village Attorney Davis

20. ITEM REMOVED FROM AGENDA - PLACED ON 10/30/17 WORKSHOP
Discussion Regarding Zoning for Wireless Communications Facilities

Sponsors: IT Manager Gomberg

21. Approve Sidewalk Rehabilitation and Construction Contract with R and D Paving for Sidewalk Repair in the Village of Tequesta

Sponsors: Deputy Director of Public Works Chambers

22. Council Approval of Island Time Productions Service Agreement for Tequesta Fest 2017

Sponsors: Parks and Recreation Director Corbitt

ANY OTHER MATTERS

ADJOURNMENT

PLEASE TAKE NOTICE AND BE ADVISED: If any person decides to appeal any decision made by this Council with respect to any matter considered at this meeting or hearing he/she will need a record of the proceedings, and that, for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

COMMUNICATIONS FROM CITIZENS:

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OTHER AGENDA ITEMS:

Any citizen is entitled to be heard on any official agenda item when the Village Council calls for public comments subject to the three-minute limitation.

Village Council Meetings are public business meetings, and as such, the Village Council retains the right to limit discussion on any issue.

NOTE: Disabled persons who need an accommodation in order to participate in this Village Council Meeting are requested to contact the Village Clerk's Office at 768-0440 at least three working days before this meeting. Hearing impaired persons please note wireless hearing system receivers are available by requesting the same from the Village Clerk.

SCHEDULE OF MEETINGS AND EVENTS
345 Tequesta Drive unless otherwise indicated

Workshop - October 30, 2017 - 6:00 p.m.

Regular Council Meeting - November 9, 2017 - 6:00 p.m.