



Village of Tequesta

Tequesta Village Hall
345 Tequesta Drive

Meeting Agenda Village Council - Regular Council Meeting

*Mayor Abby Brennan Council Member Vince Arena
Council Member Kyle Stone Council Member Laurie Brandon
Council Member Kristi Johnson*

Thursday, April 11, 2019

Council Chambers

Immediately Following Special Council Meeting

CALL TO ORDER

ROLL CALL

APPROVAL OF AGENDA

PRESENTATION

1. Proclamation Designating April as Water Conservation Month

Sponsors: Mayor Brennan

2. Proclamation Proclaiming May 2019 as Building Safety Month

Sponsors: Mayor Brennan

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.

3. MINUTES: 3/4/19 Workshop

Sponsors: Village Clerk McWilliams

4. 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. Capitol Carpet Agreement - Public Works \$4,070.92; 2. Division of Emergency Management Modification 3 of Subgrant Agreement - Fire Department \$N/A

Sponsors: Acting Village Manager Weinand

5. RESOLUTION 11-19, A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, CERTIFYING THE RESULTS OF THE REGULAR ELECTION HELD ON MARCH 12, 2019 FOR THE VILLAGE OF TEQUESTA COUNCIL; AND FOR OTHER PURPOSES.

Sponsors: Village Clerk McWilliams

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 25-18 regarding public participation.

COMMUNICATIONS FROM COUNCIL

STANDING REPORTS

Village Attorney

Village Manager

Police Department

Fire Department

REGULAR AGENDA

OLD BUSINESS

6. ORDINANCE 07-19, SECOND READING: ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, AMENDING ITS CODE OF ORDINANCES AT CHAPTER 22. COMMUNITY DEVELOPMENT., ARTICLE II. COMMUNITY APPEARANCE., DIVISION 2. PLANNING AND ZONING BOARD. TO AMEND SECTION 22-53. POWERS AND DUTIES. TO REVISE THE APPLICATION TYPES AND MONETARY THRESHOLDS OVER WHICH THE PLANNING AND ZONING BOARD HAS RECOMMENDATION AUTHORITY AND FINAL AUTHORITY; AT CHAPTER 78. ZONING., ARTICLE IX. SUPPLEMENTAL REGULATIONS., DIVISION 2. SITE PLAN REVIEW. TO AMEND SECTION 78-331. REQUIRED; DEVELOPMENT STANDARDS; REQUIRED FACILITIES AND INFRASTRUCTURE. TO ONLY REQUIRE NEW SPECIAL EXCEPTION USES ACCOMPANIED BY ADDITIONAL EXTERIOR MODIFICATIONS AND EXPANSIONS, ENLARGEMENTS OR REVISIONS TO THE SITE OF AN EXISTING SMALL SCALE EXTERIOR OR LARGE SCALE SPECIAL EXCEPTION USE TO UNDERGO SITE PLAN REVIEW AND TO ADD ENTIRELY NEW SECTION 78-335. REVIEWING AUTHORITY. TO ESTABLISH THE REVIEWING AUTHORITY FOR VARIOUS DEVELOPMENT APPLICATIONS AND ALLOW FOR ADMINISTRATIVE APPROVAL OF LIMITED APPLICATION TYPES; AND AT CHAPTER 78. ZONING., ARTICLE IX. SUPPLEMENTAL REGULATIONS., DIVISION 3. SPECIAL EXCEPTION USES. TO AMEND SECTION 78-362. APPLICABILITY. TO ENSURE CONSISTENCY WITH THE REVISIONS TO SECTIONS 22-53 AND 78-331; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 22. COMMUNITY DEVELOPMENT. AND CHAPTER 78. ZONING. 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: Community Development Director Zacarias

NEW BUSINESS

7. SPM 1-19: Application from RCMR JV, LLC (known as Village Square) for a Site Plan Modification to amend the existing uniform sign code. The application also includes a modification to the monument sign wall color. The subject property is located at 221 S. US Highway 1, Tequesta, FL 33469.

Sponsors: Community Development Director Zacarias

8. RESOLUTION 8-19, A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, INCREASING REVENUES AND EXPENDITURES IN THE GENERAL FUND #001 2018/2019 BUDGET IN THE AMOUNT OF \$3,000.00 RECOGNIZING ADDITIONAL REVENUES FROM PALM BEACH COUNTY FOR MANATEE PATROL SERVICES AS WELL AS RECOGNIZING RELATED OVERTIME EXPENDITURES

Sponsors: Police Chief Medina

9. RESOLUTION 12-19, A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, INCREASING THE FISCAL YEAR 2018/2019 STORMWATER UTILITY FUND #403 BUDGET BY APPROPRIATING FUND BALANCE IN THE AMOUNT OF \$48,350.00 TO FUND A STORMWATER UTILITY REVENUE SUFFICIENCY AND RATE EVALUATION AND AWARDDING A CONTRACT, IN THE SAME AMOUNT, TO KIMLEY-HORN AND ASSOCIATES TO PREPARE THE EVALUATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

Sponsors: Acting Village Manager Weinand

10. ORDINANCE 8-19, FIRST READING, AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, AMENDING THE VILLAGE CODE OF ORDINANCES AT CHAPTER 78. ZONING. ARTICLE I. IN GENERAL, SEC. 78-4. DEFINITIONS. BY AMENDING THE DEFINITIONS FOR "FRONTAGE FOR BUILDINGS" AND "LOT FRONTAGE" TO PROVIDE UPDATED CLARIFICATIONS FOR THESE DEFINITIONS; AND AT ARTICLE IX. SUPPLEMENTAL REGULATIONS, SEC. 78-284. WALLS AND FENCES. BY PROVIDING CROSS REFERENCE TO FENCING REQUIREMENTS FOR COMMERCIAL PROPERTIES AND RESIDENTIAL PROPERTIES SCREENING CERTAIN BOATS AND OTHER VEHICLES, AND BY PROVIDING CLARIFICATION TO THE APPLICATION OF WALL AND FENCE REGULATIONS TO CORNER LOTS; ALSO AMENDING THE VILLAGE CODE OF ORDINANCES AT CHAPTER 46. MOTOR VEHICLES AND TRAFFIC. ARTICLE III. PARKING, STOPPING OR STANDING. DIVISION 2, SEC. 46-72, SEC. 46-73 AND SEC. 46-74. BY CLARIFYING REGULATIONS REGARDING CARPORTS AND ENCLOSED GARAGES, BY PROVIDING REGULATIONS FOR SCREENING ON CORNER LOTS, AND BY REPEALING THE WAIVER PROVISION AT SEC. 46-76; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTERS 78 AND 46 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: Community Development Director Zacarias

11. ORDINANCE 9-19, FIRST READING, AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, UPDATING ITS COMPREHENSIVE PLAN CAPITAL IMPROVEMENTS ELEMENT FIVE YEAR CAPITAL IMPROVEMENTS SCHEDULE AS PROVIDED IN SECTION 163.3177(3)(b), FLORIDA STATUTES; PROVIDING THAT THE TEXT, AS UPDATED OR REVISED, SHALL BE SUBSTITUTED FOR AND REPLACE IN FULL THE EXISTING TEXT IN THE ADOPTED CAPITAL IMPROVEMENTS ELEMENT; PROVIDING FOR TRANSMITTAL OF A COURTESY COPY OF THE ADOPTED AMENDMENT TO THE STATE LAND PLANNING AGENCY; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Sponsors: Community Development Director Zacarias

12. ORDINANCE 11-19, FIRST READING, AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, AMENDING THE VILLAGE CODE OF ORDINANCES AT CHAPTER 63. ARTICLE II. RIGHT-OF-WAY REGULATIONS, TO RE-NAME THIS ARTICLE AS "PLACEMENT AND MAINTENANCE OF UTILITY AND COMMUNICATION SERVICE FACILITIES IN VILLAGE RIGHTS-OF-WAY"; TO UPDATE AND ADD CERTAIN DEFINITIONS IN COMPLIANCE WITH FEDERAL AND FLORIDA LAW; TO RECOGNIZE WIRELESS COMMUNICATIONS FACILITIES THAT MAY BE PLACED IN RIGHTS OF WAY AND ACKNOWLEDGE THE "ADVANCED WIRELESS INFRASTRUCTURE DEPLOYMENT ACT"; TO PROVIDE NEW AESTHETIC REQUIREMENTS AND PROCEDURAL REQUIREMENTS FOR PLACEMENT OF CERTAIN FACILITIES IN RIGHTS-OF-WAY; TO RECOGNIZE PASS-THROUGH PROVIDERS AS SEPARATE AND DISTINCT ENTITIES, AND TO PROVIDE FOR THE COLLECTION OF PASS-THROUGH PROVIDER FEES IN ACCORDANCE WITH STATE LAW; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 63. 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

13. ORDINANCE 12-19, FIRST 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, AT SECTION 7. "BENEFIT AMOUNTS AND ELIGIBILITY"; SECTION 8. "PRE-RETIREMENT DEATH"; AND SECTION 25. "RE-EMPLOYMENT, ELECTION OR APPOINTMENT TO THE VILLAGE COUNCIL AFTER RETIREMENT" IN ORDER TO ADD A NEW "RE-HIRE AFTER RETIREMENT" PROVISION; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 2. AND EXHIBIT A 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

14. ORDINANCE 14-19, FIRST READING, AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA AMENDING CHAPTER 14. BUILDINGS AND BUILDING REGULATIONS. AT ARTICLE II. BUILDINGS. TO REPEAL OBSOLETE LOCAL AMENDMENTS TO THE BUILDING CODE AT SECTION 14-32. SECTION 14-33; AT ARTICLE IV. HOUSING; AT ARTICLE VI. PERMIT FEES. SECTIONS 14-152. BUILDING PERMITS, 14-153. PLUMBING PERMITS, 14-154. ELECTRICAL PERMITS, 14-155. MECHANICAL PERMITS, 14-156. GAS PERMITS, AND 14-157. FEE FOR JOBS STARTED WITHOUT PERMIT, AND PROVIDE CROSS-REFERENCE TO APPENDIX C FOR ALL PERMIT FEE INFORMATION; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 14. BUILDINGS AND BUILDING REGULATIONS. 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: Building Official Rodriguez and Village Attorney Davis

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 - April 29, 2019 - 6:00 p.m.

Regular Council Meeting - May 9, 2019 - 6:00 p.m.