

MINUTES

VILLAGE OF TEQUESTA

REGULAR MEETING



MAY 14, 2015

CALL TO ORDER AND ROLL CALL

The meeting was called to order by Mayor Abby Brennan at 6:00 p.m. A roll call was taken by Clerk Lori McWilliams. Present were: Mayor Abby Brennan, Vice Mayor Vince Arena, Council Members Steve Okun, Frank D'Ambra and Tom Paterno.

INVOCATION AND PLEDGE OF ALLEGIANCE

Vice Mayor Vince Arena led the meeting with the invocation followed by the pledge of allegiance.

APPROVAL OF AGENDA

MOTION: Council Member Okun moved approval of the agenda; seconded by Council Member D'Ambra; motion carried unanimously 5-0.

CONSENT AGENDA

MOTION: Council Member Okun moved approval of the following Consent Agenda; seconded by Council Member D'Ambra; motion carried unanimously 5-0.

1. **MINUTES** – 2/2/15 Workshop; 2/9/15 Workshop; 2/26/15 Special; 3/12/15 Reorganization; 3/12/15 Regular and 4/9/15 Regular
2. **Approval of Contracts Signed by Manager under \$25,000**
 - a. evoQua Water Technologies Hydrogen Peroxide Tank 6 Month Lease \$4,500.00
 - b. Lawnmower Headquarters-Purchase of 1 Scag Lawnmower for Public Works \$7,378.80
 - c. Mock Roos Tequesta Drive Path Lighting Design Phase Services Proposal \$3,285.00
 - d. Lawnmower Headquarters-Purchase 1 additional Scag lawnmower for Public Works from Budget Cost Savings with funds saved from the first lawnmower purchase \$7,378.80
3. **Approval of Budget Amendments for FY 2014/2015**
4. **Approval of Employment Agreement Extension Between Fire Chief James Weinand and the Village of Tequesta Effective 6/1/2015**
5. **RESOLUTION 18-15**, AWARDING A CONTRACT TO ALAN JAY FORD FOR THE PURCHASE OF ONE 2015 FORD F-150 IN THE AMOUNT OF \$31,240.00 FOR PUBLIC WORKS

6. **RESOLUTION 24-15**, AUTHORIZING PIGGYBACKING THE CONTRACT BETWEEN ODYSSEY MANUFACTURING COMPANY AND THE CITY OF WEST PALM BEACH FOR THE PURCHASE OF SODIUM HYPOCHLORITE AT THE PRICE OF \$0.65 PER GALLON
7. **RESOLUTION 25-15**, AUTHORIZING PIGGYBACKING THE CONTRACT BETWEEN EVOQUA WATER TECHNOLOGIES, INC. AND MANATEE COUNTY FOR THE PURCHASE OF HYDROGEN PEROXIDE AT THE PRICE OF \$0.39 PER POUND
8. **RESOLUTION 26-15**, INCREASING THE FISCAL YEAR 2014/2015 STORM WATER UTILITY FUND #403 BUDGET BY APPROPRIATING FUND BALANCE IN THE AMOUNT OF \$22,000.00
9. **RESOLUTION 28-15**, AWARDING A CONTRACT TO FERREIRA CONSTRUCTION COMPANY, INC. IN THE AMOUNT OF \$45,000.00 FOR EMERGENCY REPAIRS ON THE CONCENTRATE DISCHARGE LINE
10. **RESOLUTION 29-15**, APPROVING THE PURCHASE OF POLICE EQUIPMENT FOR THE OUTFITTING OF SEVEN (7) NEW POLICE VEHICLES IN THE AMOUNT OF \$57,607.82 FROM DANA SAFETY SUPPLY
11. **RESOLUTION 33-15**, AMENDING ITS ADOPTED PROCEDURE FOR DISPOSING OF SURPLUS VILLAGE PROPERTY FOR THE VILLAGE OF TEQUESTA
12. **RESOLUTION 34-15**, ADOPTING A REVISED SCHEDULE OF FEES AND CHARGES FOR THE PROVISION OF WATER SERVICES RENDERED BY THE VILLAGE OF TEQUESTA FOR ITS CITIZENS AND OTHER MEMBERS OF THE PUBLIC; PROVIDING FOR AN EXCESSIVE VARIANCE STEP ADJUSTMENT; REPEALING RESOLUTION NO. 13-15; PROVIDING THAT THIS SCHEDULE OF FEES AND CHARGES SHALL BE AVAILABLE FOR INSPECTION AT ALL TIMES AT THE VILLAGE HALL DURING REGULAR BUSINESS HOURS
20. **Approve Interim Employment Agreement for Firefighter Tyler Topping for a Three Year Period – 5/15/15 – 5/15/2018**
21. **Approval of Revised Purchasing Policy and Procedures**

END OF CONSENT AGENDA

COMMUNICATIONS FROM CITIZENS

None

COMMUNICATIONS FROM COUNCIL

Council Member Paterno voiced support for the volunteer firefighter program, and intern positions. He suggested having part time police as well, to offer the Village a relationship

building employment opportunity.

Council Member Okun noted that he had recently received a text from the local Italian restaurant owner, which he did not respond. Mayor Brennan stated that she had also received a recent text and had organized to meet with the owner. She stated that she had reported the message to the Village Manager, and they would be responding to the business owner. Council Member D'Ambra advised that he had received a text as well and believed the concern may be poor parking. Council Member Paterno established that parking issues were being experienced in that area, and were the responsibility of the property owner(s), and confirmed that Tequesta police would not be responsible. Manager Couzzo informed that he would look into the parking issue.

Vice Mayor Arena asked Chief Elg to speak about a recent award received by Tequesta Police Department, through the DOT (Department of Transportation), which had named Tequesta in the top three communities (of similar size) for their involvement with drunk driving awareness efforts. Chief Elg explained that the department received the equivalent of \$10,000 to be used on useful police items. He added that tomorrow was police officers memorial day, which was within police week, and noted events which would be held in Washington DC to honor police.

STANDING REPORTS

Village Attorney

Attorney Davis summarized his report which covered the following items:

- Village's cell tower flag discussions
- IG (Inspector General) lawsuit
- Ex-employee Cox lawsuit status remained unchanged

Village Manager

Manager Couzzo noted:

- Recent discussion with Mr. Zuccarelli regarding purchase of Paradise Park property, with a second meeting to discuss conceptual ideas in two weeks
- Finance and staff had begun the FY 15/16 budget process
- Legistar agenda program had been implemented
- Water Plant updates

Pastor Paul noted the upcoming Memorial Day Ceremony, to be held at the Riverside Cemetery, and encouraged residents to attend.

REGULAR AGENDA

OLD BUSINESS

13. **ORDINANCE 04-15, SECOND READING**, AMENDING CHAPTER 66. SUBDIVISIONS. OF THE VILLAGE CODE OF ORDINANCES TO REFLECT CHANGES IN THE ADMINISTRATION AND COMPOSITION OF THE DEPARTMENT OF COMMUNITY DEVELOPMENT; SHIFTING RESPONSIBILITY FOR PROCESSING SUBDIVISION APPLICATIONS FROM THE BUILDING OFFICIAL TO THE DIRECTOR OF COMMUNITY DEVELOPMENT AND REVISING THE TERMINOLOGY THROUGHOUT

THIS CHAPTER ACCORDINGLY; PROVIDING THAT EACH AND EVERY OTHER SECTION AND SUBSECTION OF CHAPTER 66

Attorney Davis read Ordinance 04-15 title into the record.

Mayor Brennan opened the public hearing to Council for comments; there being none she opened the hearing to the public. There being no public comment the public hearing was closed.

MOTION: *Council Member Okun moved approval of Ordinance 04-15; seconded by Vice Mayor Arena; motion carried unanimously 5-0.*

NEW BUSINESS

14. RESOLUTION 35-15, PROVIDING FOR THE ANNUAL BOARDS AND COMMITTEE APPOINTMENTS AND REAPPOINTMENTS

Attorney Davis read Resolution 35-15 title into the record.

Clerk McWilliams explained procedures, approvals and reappointments attached to the organized boards. Applicants Leslee Dasher, Todd Jackson, Nick Maguire and Marguerite Wilson offered presentations on their backgrounds, experience and interest, and answered Council's questions. Council applauded applicants for their interest and service. Council appointed Leslee Dasher to the Planning and Zoning Board.

Council thanked all the applicants and encouraged any interest for additional Village boards with vacancies.

MOTION: *Council Member Okun moved approval of Leslee Dasher to the Planning and Zoning Board; seconded by Council Member D'Ambra; motion carried unanimously 5-0.*

Clerk McWilliams noted there were two vacancies on the History committee.

Attorney Davis noted the re-appointments listed on the backup were slated.

MOTION: *Council Member D'ambra moved approval of Resolution 35-15 and the reappointments associated; seconded by Council Member Okun; motion carried unanimously 5-0.*

15. RESOLUTION 19-15, ADOPTING A REVISED PERMIT FEE SCHEDULE AS PROVIDED BY SEC. 14-152 OF THE VILLAGE CODE OF ORDINANCES; PROVIDING THAT THIS SCHEDULE OF FEES AND CHARGES SHALL BE AVAILABLE FOR INSPECTION AT ALL TIMES AT THE VILLAGE HALL DURING REGULAR BUSINESS HOURS; PROVIDING FOR PUBLICATION OF THIS SCHEDULE OF FEES AND CHARGES IN APPENDIX C. OF THE VILLAGE'S CODE OF ORDINANCES

Item was tabled with time certain on the June 1 workshop.

16. **RESOLUTION 32-15**, INCREASING THE GENERAL FUND #001 2014/2015 BUDGET IN THE AMOUNT OF \$5,660.00 TO FUND ADDITIONAL COSTS ASSOCIATED WITH THE PURCHASE OF POLICE VEHICLES AND AUTHORIZING THE VILLAGE MANAGER TO PROCEED IN ACCORDANCE WITH THE VILLAGE'S ADOPTED PROCEDURES

Attorney Davis read Resolution 32-15 title into the record.

Chief Elg explained the original estimate and additional costs. Manager Couzzo added that the general fund would be increased from savings for the purchase.

MOTION: Council Member D'Ambra moved approval of Ordinance 32-15; seconded by Council Member Okun; motion carried unanimously 5-0.

17. **RESOLUTION 36-15**, APPROVING A LEASE AGREEMENT WITH FIRST CAPITAL EQUIPMENT LEASING CORPORATION FOR THE PURCHASE OF (7) 2015 FORD POLICE INTERCEPTOR UTILITY VEHICLES IN THE AMOUNT OF \$240,657.82 AT AN ANNUAL INTEREST RATE OF 3.049% TO BE FINANCED OVER (3) YEARS

Attorney Davis read Resolution 36-15 title into the record.

Chief Elg noted details and timelines for the delivery of new vehicles. He explained dynamics such as lease and sale of vehicles, revenue and maintenance. Chief Elg also reported that officers had the opportunity to test drive the cars prior to the purchase.

MOTION: Council Member D'Ambra moved approval of Ordinance 36-15; seconded by Council Member Okun; motion carried unanimously 5-0.

18. **ORDINANCE 6-15, FIRST READING**, AMENDING THE VILLAGE CHARTER AT ARTICLE II. SECTIONS 2.01 AND 2.02 TO MOVE THE DATE OF THE 2016 MUNICIPAL ELECTION TO THE THIRD TUESDAY IN MARCH TO COINCIDE WITH THE 2016 FEDERAL PRESIDENTIAL PRIMARY ELECTION; FURTHER AMENDING THESE SECTIONS TO ADJUST THE DATES FOR QUALIFYING AND FOR ANY NECESSARY RUN-OFF ELECTION ACCORDINGLY

Attorney Davis read Ordinance 6-15 title into the record.

Clerk McWilliams explained the changes to the Presidential Preference Primary municipal election dates, and Tequesta's qualifying period of November 24 through December 8, 2015. Attorney Davis explained issues associated with the changes and that names must be received by the Supervisor of Elections by Noon on December 8, 2015. Council Member Paterno suggested moving the date back one day to offer a bit more flexibility. Clerk McWilliams responded that the dates would be adjusted to November 23 through December 7.

Marcia Neilson felt the large change called for much publicity as it also fell during the holidays.

MOTION: *Council Member Okun moved approval of Ordinance 6-15 as amended, changing the Qualifying dates to November 23 – December 7, 2015; seconded by Council Member D'Ambra; motion carried unanimously 5-0.*

19. DISSOLVING THE BOARD OF ADJUSTMENT

Attorney Davis read Ordinances 7-15, 8-15 and 9-15 titles into the record and briefly explained the procedures associated.

- a. **ORDINANCE 7-15, FIRST READING,** AMENDING CHAPTER 22. COMMUNITY DEVELOPMENT. ARTICLE II, DIVISIONS 2 AND 3, BY PLACING FINAL AUTHORITY TO HEAR REQUESTS FOR CERTAIN ZONING VARIANCES AND CERTAIN ADMINISTRATIVE APPEALS WITH THE PLANNING AND ZONING ADVISORY BOARD, AND CLARIFYING OTHER DUTIES OF THE BOARD; AND RENAMING THE BOARD TO BE REFERRED TO AS THE "PLANNING AND ZONING BOARD"; PROVIDING THAT EACH AND EVERY OTHER PROVISION OF CHAPTER 22. COMMUNITY DEVELOPMENT
- b. **ORDINANCE 8-15, FIRST READING,** AMENDING CHAPTER 76. WATERWAY CONTROL. BY AMENDING SECTION 76-7. VARIANCES. BY REMOVING ALL REFERENCE TO THE BOARD OF ADJUSTMENT AND SUBSTITUTING IN ITS PLACE THE PLANNING AND ZONING BOARD; PROVIDING THAT EACH AND EVERY OTHER PROVISION OF CHAPTER 76. WATERWAY CONTROL
- c. **ORDINANCE 9-15, FIRST READING,** AMENDING CHAPTER 78. ZONING. BY REMOVING ALL REFERENCE TO THE BOARD OF ADJUSTMENT AND SUBSTITUTING IN ITS PLACE THE PLANNING AND ZONING BOARD; FURTHER CLARIFYING THAT THE BUILDING BOARD OF ADJUSTMENT HANDLES REQUESTS FOR VARIANCES FROM THE VILLAGE'S FLOODPLAIN ORDINANCE; PROVIDING THAT EACH AND EVERY OTHER PROVISION OF CHAPTER 78. ZONING

Council Member Paterno questioned training offered to new members. Attorney Davis responded that training workshops were given to board members.

Mayor Brennan opened the public hearing for public comment; there being none she closed the hearing.

MOTION: *Council Member Okun moved approval of Ordinances 7-15, 8-15 and 9-15; seconded by Council Member D'Ambra; motion carried unanimously 5-0.*

ANY OTHER MATTERS

Council Member Okun asked for Council consensus to place information on the Village website. Attorney Davis noted that the letter which updated the public regarding the IG (Inspector General) had already been published and he had no issue with the information being there for resident to have access.

Council discussed the purchase of Paradise Park along with financing options and the potential purchase of the commercial building as well. Council Member Paterno felt purchasing the four parcels would bring Tequesta closer to achieving their Capital Improvement plans and could be utilized as a recreation center.

AAF (All Aboard Florida) update was offered by Mayor Brennan as well as details discussed such as opposition or support from municipalities, resolutions, mitigation of, and possible Coast Guard actions..

ADJOURNMENT: *Council Member D'Ambra moved to adjourn the meeting; seconded by Council Member Okun. The motion to adjourn carried unanimously 5-0; therefore, the meeting was adjourned at 8:05 p.m.*

Respectfully submitted,

Lori McWilliams, MMC
Village Clerk

Note: These summary minutes are prepared in compliance with 286.011 F.S. and are not verbatim transcripts of the meeting. A verbatim audio record is available from the Office of the Village Clerk. All referenced attachments are on file in the Village Clerk's office.

