

MINUTES VILLAGE OF TEQUESTA



REGULAR MEETING

August 9, 2018

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 Village Clerk, Lori McWilliams. Present were: Mayor Abby Brennan, Vice Mayor Tom Paterno, Council Member Vince Arena, Council Member Laurie Brandon, and Council Member Kristi Johnson. Manager Michael Couzzo was absent.

INVOCATION AND PLEDGE OF ALLEGIANCE

Pastor Paul Beresford gave the invocation followed by the pledge of allegiance led by Council Member Johnson.

APPROVAL OF AGENDA

MOTION: *Council Member Arena moved approval of the agenda; seconded by Vice Mayor Paterno; motion carried unanimously 5-0.*

PRESENTATIONS

Before proceeding with the presentations, Mayor Brennan welcomed the three Village Manager candidates, Candidates Adam Cruz, Lawrence McNaul, and Robin Gomez.

1. Presentation of \$60,000 Grant Check to the Village of Tequesta by the Florida Inland Navigation District (FIND)

Police Chief Gus Medina explained that the Police Department applied for a grant from the Florida Inland Navigation District to assist with the purchase of a Marine Unit used by both the Police and Fire Departments. A \$60,000 grant was approved and together with forfeiture funds, was used to purchase the vessel. So far, the Marine Unit has made 251 Vessel stops, seven assists of boaters, and three rescue missions. Both the police department and the assisted individuals were grateful for the grant. The Executive Director of F.I.N.D., Mark Crosley presented the oversized check to The Village of Tequesta and invited more grant applications.

2. General Employee Pension Board Presentation by Ben Ward

General Pension Board Member Ben Ward, attended on behalf of Chair Michael Rhodes. He mentioned that a copy of his presentation was included in the Council's backup material. The market value for the quarter ending March 31, 2018 was \$5,290,318.00 and was roughly comprised of 51.8% domestic equities, 15.7% international equities, 18% domestic fixed income, 5% global fixed income, 9.3% real estate and some cash. Mr. Ward mentioned that AndCo Consulting was the consulting manager and Dana

Investments was the financial manager for equities. Approximately 25% of the domestic equities were pulled from Dana's management and put into a Vanguard index fund. He stated that The Village of Tequesta's pension was on par with similar pension funds across the country and spoke of quarterly returns, which were not great but did meet the benchmark. Year to date fiscal year performance as of March 31, 2018 was a total fund return of 4.38% versus the benchmark of 3.68%, which placed the fund in the twelfth percentile for the fiscal year and in the top third of peers since 2000. The target was seven percent and returned 14.16% in 2017. Dana Investment Management reduced their fees for fixed income by 25 basis points and by 65 basis points for equities. He complimented Dana Investment Managements' work and stated that at fifteen years old, the plan was relatively young and five former employees were collecting benefits; Dennis Rick continued as a General Pension Board member. From the most recent meeting, he reported a total plan value of \$5,417,988.00, an increase of \$127,669, a .84% quarterly return and year to date performance of 5.26%. The Village's contribution last year was \$305,931 or 10.67% of payroll. The funded ratio as of October 1, 2017 was 97.4%, down from before but overall the plan was in good shape and the next quarterly meeting was scheduled for November 5, 2018.

CONSENT AGENDA

MOTION: *Council Member Arena moved approval of the Consent Agenda; seconded by Vice Mayor Paterno; motion carried unanimously 5-0.*

3. MINUTES: 7/2/18 Workshop and 7/12/18 Regular Meeting Minutes
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. Division of Emergency Management and the Village of Tequesta Modification to Subgrant Agreement-Fire Dept. \$N/A; 2. Excel Cleaning & Restoration Supplies Credit Application - Public Works \$-Will Vary; 3. Jupiter Medical Center Urgent Care 2018-2020 Renewal Addendum-Human Resources \$-Will Vary; 4. Mobile Satellite Technologies Agreement-IT \$479.97 Quarterly; 5. Munyan Painting and Restoration/Police Department-Public Works \$3,860.00; 6. Mimecast Renewal Agreement-IT \$717.50
5. RESOLUTION 26-18, A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, UPDATING THE VILLAGE'S PUBLIC PARTICIPATION RULES AND POLICIES TO INCLUDE GENERAL MEETING DECORUM RULES AND POLICIES AND A PROCESS FOR ADDRESSING AND HANDLING DISRUPTIONS DURING PUBLIC MEETINGS; PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.
6. RESOLUTION 27-18, A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, INCREASING REVENUES AND EXPENDITURES IN THE GENERAL FUND #001 2017/2018 BUDGET IN THE

AMOUNT OF \$14,175.00

7. RESOLUTION 28-18, A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, INCREASING REVENUES AND EXPENDITURES IN THE GENERAL FUND #001 2017/2018 BUDGET IN THE AMOUNT OF \$26,739.00 RECOGNIZING THE FAIR MARKET VALUE OF SERVICES RECEIVED FROM PALM BEACH COUNTY FIRE RESCUE AS WELL AS RECOGNIZING RELATED VEHICLE REPAIR AND MAINTENANCE EXPENDITURES
8. RESOLUTION 29-18, A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, INCREASING REVENUES AND EXPENDITURES IN THE GENERAL FUND #001 2017/2018 BUDGET IN THE AMOUNT OF \$50,000.00 RECOGNIZING ADDITIONAL LAND DEVELOPMENT REVENUES AS WELL AS RECOGNIZING RELATED CONTRACTUAL LABOR AND LEGAL EXPENDITURES
9. Approve Motorola Solutions Services Agreement in the Amount of \$16,224 for Portable and Mobile Radios and Dispatch Consoles
10. Approve Fiscal Year 2017/2018 Budget Amendments
11. Approve Retirement Amendment to Second Employment Agreement Between Michael R. Couzzo, Jr., and the Village of Tequesta, Florida

END OF CONSENT AGENDA

COMMUNICATIONS FROM CITIZENS

Jim Tursi of 104 Yacht Club Place recalled that former Council Member Frank D'Ambra had spoken about the extension of a no wake zone and stressed that Council ensure they represented the wishes of the majority of residents, as he was not in favor of it and he felt that The Village website could be more user friendly.

COMMUNICATIONS FROM COUNCIL

Council Member Johnson had nothing to say.

Council Member Brandon wished K-9 Officer Erik a Happy Birthday and thought it was awesome that the Police and Fire Departments came together for a recent softball game.

Council Member Arena requested Assistant Village Manager/Human Resources Director Merlene Reid thank the staff that coordinated all the Village Manager Candidate interview activities. He advised that he saw 50-75 bicycles when he conducted another study; out of 300 responses to a Village Trolley Service survey, 148 were in favor of and 86 opposed the idea and he requested further discussion of the concept at the October workshop. Building Director Jose Rodriguez's wife Teresa was complimented for decorating a new conference room and Council Member Arena expressed surprise and appreciation that

there was no cost for attending the Police versus Fire softball game. He stated he would buy pizza for all Public Safety employees once the new fiscal year began.

Vice Mayor Paterno announced that he would run for re-election.

Mayor Brennan explained the process of review for the Village Manager search.

STANDING REPORTS

Village Attorney

Village Attorney Keith Davis reported that on August 14, 2018, the selection committee was meeting regarding architect interviews for the community center project. On August 15, 2018, the Florida Inspector General's office was scheduled to inspect the recent sidewalk repair project.

Village Manager

There was no report from the Village Manager.

Police

Police Chief Gustavo Medina advised that all officers were recertified in CPR; active shooter training was scheduled at two local schools; Assistant Chief McGrew and he met with the American Legion, which had new leadership and was interested in more community involvement. He advised that the department participated in Jupiter's National Night Out and that Tequesta's was on October 5, 2018 from 5-9 p.m.; since school started soon, officers had been even more focused on speeding and Operation Safe Start would take place on Monday. He announced the end of the Nautical Club, thanked the officers who participated and spoke fondly of the Police versus Fire Department softball game.

Fire

Fire Chief Joel Medina expressed that he was proud to serve the community; after much work required by FEMA, checks had been received with reimbursement requested from Hurricane Irma in excess of \$225,000. He showed the trophy from the recent softball game that the Fire Department won and complimented the quality of all the Public Safety employees. Fire Chief Medina also mentioned Operation Safe Start and announced that Firefighter III/Paramedic Andre Dodd and Firefighter Zachary Wichert would be recognized by the American Legion on Sunday.

REGULAR AGENDA

OLD BUSINESS

There was none.

NEW BUSINESS

12. Request for waiver or reduction of application fee from Hannah's Home of South Florida Inc. The subject applicant is requesting an amendment to the development order SPR 7-13, Master Site Plan.

Mayor Brennan asked Community Development Director Nilsa Zacarias to speak about the next several items as needed. Ms. Zacarias advised that the request was for a reduction in the fee associated with changes to beautify the campus and build a storage shed. The Planning and Zoning board would hear the application next week and the item would come before Council in September. This item was regarding the \$500 application fee which Council had authority to reduce or waive completely. Mayor Brennan expressed that while waiving the fee would be nice to do, the Community Development Department still had to work on the item and instead suggested a reduced fee. Vice Mayor Paterno felt it would not be fair to the taxpayers if it were reduced but Council Member Arena supported waiving the fee. Council Member Brandon was in favor of lowering but not waiving the fee and Mayor Brennan suggested a 50% reduction (\$250). Carol Beresford, Founder of Hannah's Home thanked the Council for their generosity but countered that the benefit of Hanna's Home saved tax payers more money than the fee after which Fire Chief Joel Medina and Police Chief Gus Medina offered to personally pay whatever the fee was.

MOTION: *Vice Mayor Paterno moved approval of a 50% fee reduction (\$250) for the application from Hannah's Home of South Florida, Inc.; seconded by Council Member Arena; motion carried unanimously 5-0.*

13. SE 03-18: Special Event Permit Application from Palm Beach Roadrunners for the 18th Annual Run 4 the Pies four-mile road race. The event is planned to take place on November 22, 2018. It will start and finish at Constitution Park. Alcohol will not be served. Projected number of attendees is 2,200 people.

MOTION: *Vice Mayor Paterno moved approval of SE 03-18; seconded by Council Member Arena; motion carried 5-0.*

14. SEU 5-18: Application from RCMRJ, LLC (known as Village Square) for a Special Exception Use pursuant to Section 78-177. C-2 District (d) (14) Shopping Centers, of the Village of Tequesta Code of Ordinances. The applicant is requesting approval to modify the building color including walls, roof and other architectural features, install a mansard roof and replace exterior lighting. The application also includes a new plaza identification wall sign and modifications to the existing uniform sign code. The subject property is located at 221 US Hwy 1, Tequesta, FL 33469.

Village Attorney Keith Davis announced the Quasi-Judicial nature of SEU 5-18 and swore in three people. No ex-parte communication was disclosed by Council. Community Development Director Nilsa Zacarias gave a very brief overview and advised that the applicant was present for questions. Mayor Brennan said that this type of upgrade was what she liked to see and Council Member Arena asked about signage and color. Ms. Zacarias stated that this Special Exception Use application would be reviewed by the Planning and Zoning board next week, then come back to Council. Council Member Brandon was also interested in the color.

MOTION: Vice Mayor Paterno moved approval of SE 05-18; seconded by Council Member Arena; motion carried 5-0.

15. Request for Replat of Lots 88 and 89 of the Plat of Tequesta (Plat Book 25, Page 7) located at 347 River Drive, Tequesta, Florida, 33469.

Village Attorney Keith Davis explained that in the past, this property was two lots that were subsequently combined. Now the owner wished to split them again but with a slightly different configuration. He stated each would still conform to current codes with no exception needed. Vice Mayor Paterno had no problem with the lot being split but commented that he felt it should be done evenly; barely enough frontage would be left on one lot to meet Village requirements. Council Member Arena pointed out that the bigger lot included a legendary, very large tree that may have influenced how the lot was divided.

Jay Slazinski, owner of 347 River Drive advised that the property was 61 feet wide at the street but 130 feet wide at the water, unfortunately the line to divide the lot evenly was right where tree roots lie and he stated that there was an interested buyer for the reconfigured lot. Laurie Brandon asked whether the potential buyer intended to keep the tree and realtor Brian Coffey assured that the buyers fell in love with the tree in spite of the odd shaped lot. The realtor who represented Mr. Slazinski stated that the lots were deep and still comparable in feel to others in the community.

MOTION: Council Member Arena moved approval of the Request for Replat of Lots 88 and 89 of the Plat of Tequesta (Plat Book 25, Page 7) located at 347 River Drive, Tequesta, Florida 33469; seconded by Council Member Brandon; motion carried 5-0.

16. ORDINANCE 12-18, FIRST READING, AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF TEQUESTA, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO ITS COMPREHENSIVE DEVELOPMENT PLAN IN ACCORDANCE WITH THE MANDATES SET FORTH IN SECTION 163.3184, ET SEQ., FLORIDA STATUTES, PURSUANT TO A PRIVATELY-INITIATED APPLICATION WHICH PROVIDES FOR AN AMENDMENT TO THE FUTURE LAND USE MAP, DESIGNATING ZERO POINT SEVEN ONE NINE (0.719) ACRES, MORE OR LESS, OF REAL PROPERTY AS RESIDENTIAL MEDIUM DENSITY; WHICH PROPERTY IS LOCATED AT 1550 BEACH ROAD, INFORMALLY KNOWN AS THE "NORTH PARCEL"; PROVIDING FOR COMPLIANCE WITH ALL REQUIREMENTS OF CHAPTER 163, FLORIDA STATUTES; PROVIDING A CONFLICTS CLAUSE AND A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

Village Attorney Keith Davis Read Ordinance 12-18 title into the record, then explained that this was the Blowing Rocks project currently zoned residential medium with one small section as low density and this would correct the mixed zone issue. Mayor Brennan opened the hearing to Council but there was no comment. There was also no comment when she opened the hearing to the public.

MOTION: *Vice Mayor Paterno moved approval of Ordinance 12-18; seconded by Council Member Arena; motion carried 5-0.*

17. Approve Health Insurance Renewal with Blue Cross Blue Shield (BCBS) and Dental Renewal with MetLife

Assistant Village Manager/Human Resources Director Merlene Reid explained that though a 10% health insurance rate increase was anticipated, it initially came in at 13% but The Gehring Group, insurance broker for The Village negotiated the rate down to 6.8%. When Council Member Johnson asked whether other providers and costs were investigated, Ms. Reid confirmed that this was done but not every year. She added that the last time, rates were compared, it was best to stay with what was already in place. Council Member Johnson requested that comparisons be sought next year. Rommi Mitchell of the Gehring Group explained the historical rate increases and stated that the rates were still quite good. Tom Bradford of 44 Chestnut Trail suggested a wellness and anti-tobacco program.

MOTION: *Council Member Arena moved approval of Health Insurance Renewal with Blue Cross Blue Shield (BCBS) and Dental Renewal with MetLife; seconded by Council Member Johnson; motion carried 5-0.*

18. FY 18 County JAG Grant Funds Release – Agreement for the Use of the County JAG Allocation for Federal Fiscal Year 2017 (County Fiscal Year 2018) in the Amount of \$322,513 to be used for the Countywide Adult and Juvenile Reentry Programs

Police Chief Gus Medina explained the item and Mayor Brennan advised that the funds did not come to us but we participated each year.

MOTION: *Council Member Arena moved approval of FY 18 County JAG Grand Funds Release; seconded by Council Member Brandon; motion carried 5-0.*

19. Discussion and Approval of the Florida League of Cities Proposed By-Laws Amendment and Proposed 2018 Resolutions

Village Clerk Lori McWilliams explained that the Mayor would soon attend the Annual Conference of the Florida League of Cities and vote on proposed By-Laws and Resolutions on behalf of Council. Council Member Johnson was opposed to number five and Vice Mayor Paterno felt that if taxpayers did not want an increase, spending should be cut instead and stated that Council was obligated to represent the vote of the people. Council Member Johnson advised that a concession had already been made that lessened the impact on municipalities and Council Member Brandon also advised she would oppose it. Council Member Arena opined that it would pass regardless of their opposition to it.

Vice Mayor Paterno was also against number ten regarding coastal communities and stated that Tequesta's green space was well managed. Mayor Brennan explained that the item pertained to creation of a loan program to help cities upgrade their infrastructure.

MOTION: *Council Member Arena moved approval that the Mayor was to vote NO on number 5; seconded by Vice Mayor Paterno; motion carried 5-0*

20. Draft Proposed Revisions to Public Safety Officers' Pension Plan

Council Member Johnson declared a voting conflict on this item. Attorney Keith Davis provided some history and summarized that the question was whether Council wished to send a proposed revision to the state in anticipation of participating in the 185 fund. Mayor Brennan confirmed that at this point there was no obligation on The Village.

Vice Mayor Paterno questioned the length of time Council would have to consider all options before having to make a decision. Pension Attorney Bonni Jensen advised she wanted to be in a position to pursue this before the end of this fiscal year; she advised it should be done as expeditiously as possible.

MOTION: *Council Member Arena moved approval of the proposed revisions to Public Safety Officers' Pension Plan; seconded by Council Member Brandon; motion carried 4-0. Council Member Johnson abstained from the vote due to a conflict.*

ANY OTHER MATTERS

Council Member Arena said he wished to speak with resident Jim Tursi right after the meeting. He asked Council to reconsider the number of Special Event Permits allowed as according to Building Director Jose Rodriguez, businesses were allowed three events and an event with anticipated attendance less than 200, did not require a vote by Council. Council Member Arena was asked by a local business owner for one per quarter although Mr. Paterno advised it had already been discussed.

Meeting Task Assignments

TASK	ASSIGNED
Answer pension board questions: <ul style="list-style-type: none">- Lori will send audio to Bonni Jensen (pension legal) and Kerry Dutton (pension administrator) to listen and answer CM Johnson's questions	Bonni Jensen (legal) and Kerry Dutton (Administrator)
Thank all the ladies for their work this week on facilitating the candidate interview events	Merlene and Lori
After 10/1/18 Vince wants to purchase pizza for the three different police and fire shifts	Chris Quirk
SEU 5-18 – Council wants to see the colors at the next Council meeting for the building and signage above business	Nilsa

Go out to bid on the health plan next year	Merlene
Voting conflict form for CM Johnson	Lori

ADJOURNMENT: *Council Member Arena moved to adjourn the meeting; seconded by Council Member Brandon. The motion to adjourn carried unanimously 5-0; therefore, the meeting was adjourned at 7:55 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.