

MINUTES

REGULAR MEETING OF THE WELLINGTON VILLAGE COUNCIL

Wellington Village Hall
12300 Forest Hill Blvd
Wellington, FL 33414

Tuesday, October 8, 2024
7:00 p.m.

Pursuant to the foregoing notice, a Regular Meeting of the Wellington Council was held on Tuesday, October 8, 2024, commencing at 7:00 p.m. at Wellington Village Hall, 12300 Forest Hill Boulevard, Wellington, FL 33414.

Council Members present: Michael J. Napoleone, Mayor; John T. McGovern, Vice Mayor; Tanya Siskind, Councilwoman; Maria Antuña, Councilwoman; and Amanda Silvestri, Councilwoman.

Advisors to the Council: Jim Barnes, Manager; Laurie Cohen, Village Attorney; Tanya Quickel, Deputy Village Manager; Ed De La Vega, Assistant Village Manager; and Chevelle D. Hall, Village Clerk.

1. **CALL TO ORDER** – Mayor Napoleone called the meeting to order at 7:00 p.m.
2. **PLEDGE OF ALLEGIANCE** – Mayor Napoleone led the Pledge of Allegiance.
3. **INVOCATION** – Deacon Bob Rodriguez, St. Therese de Lisieux Catholic Church.
4. **APPROVAL OF AGENDA**

Mr. Barnes indicated staff recommended approval of the Agenda as amended.

1) Postpone Presentation Item 5A, Fiscal Year 2025 Keely Spinelli Grant Awards, to the November 12, 2024 Village Council Meeting.

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0), to approve the Agenda as amended.

5. PRESENTATIONS AND PROCLAMATION

A. 24-6763 FISCAL YEAR 2025 KEELY SPINELLI GRANT AWARDS

This Item was postponed to the November 12, 2024 Village Council Meeting.

B. 24-6779 PURCHASING DEPARTMENT RECOGNITION

Mr. Barnes introduced the item.

Mr. De La Vega stated he is thrilled to recognize this impressive group of employees. They were awarded the prestigious 2024 Annual Achievement of Excellence in Procurement (AEP) Award by the National Procurement Institute, Inc. (NPI). He introduced the Purchasing employees.

The Village Council gave comments and congratulated the Purchasing Department.

6. CONSENT AGENDA

- A. 24-6771** MINUTES OF THE REGULAR WELLINGTON COUNCIL MEETING OF SEPTEMBER 19, 2024
- B. 24-6773** AUTHORIZATION TO 1) UTILIZE EXISTING CONTRACTS AND AWARD SOLE SOURCE CONTRACTS, AND 2) APPROVE VARIOUS FY 2025 SURFACE WATER AND ROAD PROJECTS
- C. 24-6777** AUTHORIZATION TO AWARD CONTRACTS TO MULTIPLE FIRMS FOR CIVIL ENGINEERING AND RELATED CONSULTING SERVICES
- D. 24-6794** RESOLUTION NO. R2024-53 (EMPLOYEE HEALTH INSURANCE)
A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL AUTHORIZING THE MANAGER TO (1) AWARD A CONSUMER DRIVEN HEALTH PLAN (CDHP) AGREEMENT WITH CIGNA HEALTHCARE TO PROVIDE HEALTH INSURANCE TO ELIGIBLE EMPLOYEES, DEPENDENTS, AND RETIREES, AND APPROVE HRA FUNDING FOR EACH ELIGIBLE EMPLOYEE TO COVER ALL COSTS ASSOCIATED WITH ANNUAL DEDUCTIBLES; (2) RENEW A CONTRACT WITH CIGNA TO PROVIDE DENTAL INSURANCE TO ELIGIBLE EMPLOYEES, DEPENDENTS, AND RETIREES; (3) RENEW A CONTRACT WITH EYEMED TO PROVIDE VISION INSURANCE TO ELIGIBLE EMPLOYEES, DEPENDENTS AND RETIREES; (4) RENEW A CONTRACT WITH NEW YORK LIFE TO PROVIDE LIFE/AD&D AND DISABILITY INSURANCE; AND PROVIDING AN EFFECTIVE DATE.

Mr. Barnes indicated staff recommended approval of the Consent Agenda as presented.

A motion was made by Councilwoman Siskind, seconded by Councilwoman Silvestri, and unanimously passed (5-0), to approve the Consent Agenda as presented.

7. PUBLIC HEARINGS

- A. 24-6767** RESOLUTION NO. R2024-44 (THE LANDINGS AT WELLINGTON PUD MASTER PLAN AMENDMENT – LOT 8 OF WINDING TRAILS ACCESS POINT)
A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL, FOR A MASTER PLAN AMENDMENT [PETITION NUMBER 2024-0001-MPA] AMENDING THE LANDINGS AT WELLINGTON PLANNED UNIT DEVELOPMENT (PUD) MASTER PLAN FOR CERTAIN PROPERTY KNOWN AS LOT 8 OF WINDING TRAILS (POD D-1), TOTALING 4.99 ACRES, MORE OR LESS, LOCATED 3,100 FEET NORTH OF THE INTERSECTION OF AERO CLUB DRIVE AND GREENBRIAR BOULEVARD, AS MORE SPECIFICALLY DESCRIBED HEREIN, BY ADDING ONE (1) ACCESS POINT ALONG AERO CLUB DRIVE TO ACCESS LOT 8; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE;

AND PROVIDING AN EFFECTIVE DATE.

Mr. Barnes introduced the item.

Ms. Hall read the Resolution by title.

Ms. Cohen stated that the item is quasi-judicial and swore in the persons who wanted to speak on this item.

Ex-parte Communications:

Councilwoman Silvestri: Councilwoman Silvestri stated she had spoken with Gail Bayly and Glen Fleischer. She said she could be fair and impartial.

Councilwoman Siskind: Councilwoman Siskind disclosed that she had no ex-parte communications.

Mayor Napoleone: Mayor Napoleone disclosed that he spoke with the applicant and his team, staff and Glen Fleischer. He said he could be fair and impartial.

Vice Mayor McGovern: Vice Mayor McGovern stated he had spoken with the applicant and his staff. He said he could be fair and impartial.

Councilwoman Antuña: Councilwoman Antuña disclosed that she had no ex-parte communications.

Kelly Ferraiolo entered the file into record and presented this item. She stated the applicant is SF Equestrian Farm FLA LLC and the agent is Zach Ciciera, Cotleur & Hearing. She explained the Master Plan Amendment Request regarding Lot 8; and provided background information about The Landings of Wellington PUD. Ms. Ferraiolo showed Council a graphic of the proposed master plan and the proposed and existing access point. She discussed the staff analysis, recommendations and Findings of Fact.

Don Hearing, Cotleur & Hearing, referenced the history of the site and discussed the project.

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Silvestri, and unanimously passed (5-0) to open the public hearing.

Public Comment:

1. Douglas Henry expressed his concerns regarding the access point.

There being no further public comments, a motion was made by Councilwoman Silvestri, seconded by Vice Mayor McGovern, and unanimously passed (5-0) to close the public hearing.

Mayor Napoleone asked why a second entrance needed to be added for safety reasons.

Mr. Reinsvold spoke regarding the access point.

Vice Mayor McGovern inquired about the entry point.

Councilwoman Siskind inquired about entry and exit.

Mr. Hearing discussed the lots and constraints.

Mayor Napoleone asked if the second access point will be gated.

Mr. Hearing stated the access point will be gated.

Vice Mayor McGovern asked why not have one point of ingress and egress and safety.

Mr. Hearing spoke regarding ingress and egress.

Mr. Reinsvold stated the configuration that the applicant has proposed is the safer solution.

Mayor Napoleone commented regarding residential traffic and smaller vehicles. The gate is for the bigger trucks.

Vice Mayor McGovern inquired about the distance from the new entry point to school bus stops.

Mr. Hearing stated it is 500 to 600 feet away to any school bus stops from the new entry point.

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and passed (5-0) to approve Resolution No. R2024-44 (The Landings At Wellington PUD Master Plan Amendment – Lot 8 Of Winding Trails Access Point).

B. 24-6668 ORDINANCE NO. 2024-14 (AUTHORIZING THE PLACEMENT, INSTALLATION AND OPERATION OF A SPEED DETECTION SYSTEM WITHIN WELLINGTON SCHOOL ZONES AND PROVIDING FOR TRAFFIC ENFORCEMENT PROCEDURES)

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL CREATING ARTICLE VI OF CHAPTER 22 OF THE VILLAGE'S CODE OF ORDINANCES TO AUTHORIZE THE PLACEMENT, INSTALLATION, AND OPERATION OF SPEED DETECTION SYSTEMS ON ROADWAYS MAINTAINED AS SCHOOL ZONES, ESTABLISHING TRAFFIC ENFORCEMENT PROCEDURES WHEN SPEED DETECTION SYSTEMS ARE UTILIZED FOR SCHOOL ZONE SPEED LIMIT VIOLATIONS, AND CREATING HEARING PROCEDURES RELATING TO SUCH SCHOOL ZONE SPEED LIMIT VIOLATIONS; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR CODIFICATION; PROVIDING A CONFLICTS CLAUSE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mr. Barnes recommended that there be one concurrent staff presentation since the items (Ordinance No. 2024-14 and Resolution No. R2024-52) are related; with a separate motion for each item.

Ms. Hall read the Ordinance and Resolution by title.

Mr. De La Vega stated staff is proposing to utilize a Southeast Florida Co-op contract for the installation, placement and operation of a speed detection camera system with RedSpeed Florida LLC. He referenced House Bill 657 and briefly spoke about what state statute outlines.

Mayor Napoleone inquired about the recommendation for RedSpeed Florida LLC over other vendors.

Mr. De La Vega provided the background information regarding the selection of RedSpeed Florida LLC.

Mayor Napoleone asked Mr. De La Vega to discuss what is offered by RedSpeed.

Mr. De La Vega referenced Flock License Plate Readers (LPRs) and discussed the benefits of utilizing RedSpeed.

Mayor Napoleone discussed the timeframe when the cameras would be operational.

Councilwoman Siskind inquired if the Public Safety and Education Committees reviewed this and voted unanimously in favor of it.

Mr. De La Vega stated both the Education and Public Safety Committees were in favor of this.

Councilwoman Antuña asked since the Village is already working with Flock, is RedSpeed an add-on.

Mr. De La Vega stated it is an add-on to the LPRs but would also detect the speed.

Councilwoman Antuña asked if the Palm Beach Sheriff's Office (PBSO) would still handle any issues besides the LPRs.

Mr. De La Vega stated PBSO would still perform enforcement in the Village.

Vice Mayor McGovern asked what other vendors approached the Village.

Mr. De La Vega discussed the other vendors.

Vice Mayor McGovern referenced the piggyback contract and asked when the Village first had discussions with RedSpeed Florida LLC.

Mr. Barnes provided background information regarding the Village speaking with RedSpeed Florida LLC.

Vice Mayor McGovern inquired about the five companies that were ranked in the solicitation.

Mr. De La Vega discussed the City of Plantation Solicitation and the five companies that were shortlisted by the Co-op.

There was discussion regarding the rankings, the vendors the Village had spoken or met with and how the citation process would work.

David De La Espriella, Vice President Client Relations & Sales/RedSpeed Florida, explained the citation process.

Vice Mayor McGovern inquired about the cost of the citation and what the ordinance says about costs.

Ms. Cohen commented regarding the ordinance.

Vice Mayor McGovern mentioned the statute in regards to the ability to view the basis for a citation.

Mr. De La Espriella discussed how cost would work.

Councilwoman Silvestri commented that she would like to make sure that the monies that come to the Village from the cost of citations would go only to Wellington schools. She also asked how to add Wellington Community High School (WCHS) into the process.

Mr. Barnes responded and stated the ordinance would be need to be revised to add WCHS as a school zone. He stated this is already being pursued.

Councilwoman Antuña asked what the equipment would look like.

Mr. De La Espriella stated signage will be required to be placed in the school zones and discussed the cameras.

Councilwoman Silvestri stated all of the data goes to PBSO and asked about the Village receiving updates.

Mr. De La Espriella stated the system produces reports.

Councilwoman Siskind inquired about the educational campaign regarding RedSpeed Florida LLC.

Councilwoman Antuña asked if this affects insurance or puts points on a driver's license.

Vice Mayor McGovern inquired about notice to the violator.

Councilwoman Silvestri inquired about reports.

Vice Mayor McGovern inquired about camera footage.

Mr. De La Espriella spoke regarding reports, camera footage and disposition of camera footage.

Councilwoman Antuña inquired about data regarding use of RedSpeed Florida LLC.

Captain Addazio, PBSO District 8, stated they are in support of the program.

Vice Mayor McGovern inquired about the costs that the Village would have to pay including staff costs.

Mr. De La Espriella stated there are no hard costs and spoke to staffing.

Vice Mayor McGovern stated he is in favor of the project and inquired about piggyback contracts.

Mr. De La Vega responded regarding piggybacking on contracts that are formally bid.

Neil M. Schiller, Esq., Government Law Group, spoke regarding other clients that have contracts with RedSpeed Florida.

Vice Mayor McGovern spoke regarding the contract, ordinance and resolution.

Mr. De La Espriella spoke briefly regarding the contract, permitting and construction process.

Mr. Barnes stated RedSpeed has the companion product working with Flock.

Mr. Schiller stated they are the only company endorsed by the Florida Police Chiefs Association (FPCA).

Mayor Napoleone stated this is a tool to enhance public safety.

Public Hearing

A motion was made by Councilwoman Siskind, seconded by Vice Mayor McGovern, and unanimously passed (5-0) to open the public hearing.

There being no public comments, a motion was made by Councilwoman Siskind, seconded by Vice Mayor McGovern, and unanimously passed (5-0) to close the public hearing.

Councilwoman Silvestri inquired about what Verra Mobility charges in Boynton Beach for citations.

Mr. Schiller briefly spoke about Boynton Beach's RFP and what RedSpeed charges their other clients.

Mr. De La Vega said staff would reach out to the Purchasing Department at the City of Boynton Beach to obtain the documents regarding Verra Mobility.

Councilwoman Siskind stated the Village wants to make school zones safer and stated she is comfortable with staff's recommendation to move forward with this tonight.

Vice Mayor McGovern stated he is in favor of the program but feels he has not heard a satisfactory answer regarding passing the resolution for the agreement tonight versus waiting until second reading to pass the resolution.

Mr. De La Espriella stated it is necessary to move forward to the engineering phase.

There was brief discussion regarding the engineering phase and passing the resolution.

Vice Mayor McGovern asked Mr. De La Espriella to discuss how RedSpeed Florida LLC is different.

Mr. De La Espriella and Mr. Schiller discussed RedSpeed's track record and culture.

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to approve Ordinance No. 2024-14 (Authorizing The Placement, Installation And Operation Of A Speed Detection System Within Wellington School Zones And Providing For Traffic Enforcement Procedures) as presented on first reading.

C. 24-6675 RESOLUTION NO. R2024-52 (SPEED DETECTION CAMERA SYSTEM FOR SCHOOLS)

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL AUTHORIZING THE MAYOR AND CLERK TO EXECUTE AN AGREEMENT BETWEEN WELLINGTON AND REDSPEED FLORIDA LLC TO PROVIDE THE TRAFFIC REPORT SERVICES FOR THE VILLAGE'S SCHOOL ZONES, AND TO INSTALL AND OPERATE THE SDS SYSTEMS ON BEHALF OF THE VILLAGE TO ENFORCE SCHOOL ZONING SPEEDING VIOLATIONS; AND PROVIDING AN EFFECTIVE DATE.

This Item was discussed in conjunction with Item 7B.

Vice Mayor McGovern discussed further information he would like to have for the next meeting.

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Silvestri, and unanimously passed (5-0) to move the Resolution to the October 22, 2024 Village Council Meeting.

D. 24-6768 ORDINANCE NO. 2024-15 (NOISE STANDARDS)

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL, AMENDING THE WELLINGTON CODE OF ORDINANCES CHAPTER 13, ARTICLE II (NOISE STANDARDS), SECTIONS 13-4 TO 13-8, TO PROVIDE DEFINITIONS AND CLARIFY PERMISSIBLE SOUND LEVELS AS MORE SPECIFICALLY CONTAINED HEREIN; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Mr. Barnes introduced this item.

Ms. Hall read the Ordinance by title.

Mr. Stillings stated this Ordinance addresses issues regarding enforcement of noise standards in the community. It would introduce the provision for unreasonably loud noises that are plainly audible.

Ms. Cohen stated Mr. Stillings has proposed additional language as mentioned by Councilwoman Silvestri and explained the language in regards to the Palm Beach County code.

Mayor Napoleone asked how this language would work within the Village's code.

Ms. Cohen discussed the County's code.

Mayor Napoleone commented regarding the County's code and how the provision would be added to the Village's enforcement.

Mr. Stillings stated the citation would be given to the owner and would not necessarily address the noise itself.

There was further discussion regarding the addition of language for animal noise to the ordinance prior to second reading.

Public Hearing

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Silvestri, and unanimously passed (5-0) to open the public hearing.

There being no public comments, a motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to close the public hearing.

Vice Mayor McGovern commented about an email received from Ms. Munoz.

Mr. Stillings stated they spoke with a group of residents in August and last week sent them drafts of the ordinances for this meeting and the draft of the proposed vacation rental ordinance changes going before the Planning, Zoning and Adjustment Board next week.

There was discussion regarding providing copies of the ordinances passed on first reading tonight to the residents that staff met with previously and to make them aware of the date for second reading.

Mr. Barnes discussed staff efforts pertaining to state law and the Village's enforcement of laws.

The Village Council gave comments regarding the ordinances.

A motion was made by Councilwoman Siskind, seconded by Councilwoman Silvestri, and unanimously passed (5-0) to approve Ordinance No. 2024-15 (Noise Standards) as presented on first reading.

D. 24-6760 ORDINANCE NO. 2024-16 (PARKING FOR DISABLED PERSONS; PENALTIES)

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL, AMENDING THE WELLINGTON CODE OF ORDINANCES TO MODIFY CHAPTER 22 – TRAFFIC AND VEHICLES, ARTICLE II. – PARKING FOR DISABLED PERSONS AND ARTICLE IV. – PENALTIES; MISCELLANEOUS PROVISIONS, AS MORE SPECIFICALLY CONTAINED HEREIN; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Mr. Barnes introduced this item.

Ms. Hall read the Ordinance by title.

Mr. Stillings stated this Ordinance reflects that parking violations within Wellington are being processed by the Palm Beach County Clerk & Comptroller. It addresses the disabled parking provision relative to Florida statutes.

Mayor Napoleone reiterated that this is bringing the Village into compliance with Florida Statutes.

Public Hearing

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to open the public hearing.

There being no public comments, a motion was made by Councilwoman Siskind, seconded by Councilwoman Silvestri, and unanimously passed (5-0) to close the public hearing.

A motion was made by Councilwoman Siskind, seconded by Councilwoman Silvestri, and unanimously passed (5-0) to approve Ordinance No. 2024-16 (Parking For Disabled Persons; Penalties) as presented on first reading.

- D. **24-6761** ORDINANCE NO. 2024-17 (VIOLATIONS AND PENALTIES)
- AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL, AMENDING THE WELLINGTON CODE OF ORDINANCES TO UPDATE THE REFERENCES IN SECTION 2-47. – VIOLATIONS AND PENALTIES, AS MORE SPECIFICALLY CONTAINED HEREIN; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Mr. Barnes introduced this item.

Ms. Hall read the Ordinance by title.

Mr. Stillings stated that this Ordinance updates the references within each class of violations in the Code and minimizes the need for future updates if additional amendments are presented or additional sections are added.

Mayor Napoleone asked if there were any substantive changes.

Mr. Stillings stated there were no substantive changes.

Public Hearing

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to open the public hearing.

There being no public comments, a motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to close the public hearing.

A motion was made by Councilwoman Siskind, seconded by Councilwoman Silvestri, and unanimously passed (5-0) to approve Ordinance No. 2024-17 (Violations And Penalties) as presented on first reading.

- E. **24-6790** ORDINANCE NO. 2024-19 (CHRONIC NUISANCE PROPERTY CODE)
- AN ORDINANCE OF WELLINGTON'S COUNCIL AMENDING CHAPTER 9 OF THE WELLINGTON CODE OF ORDINANCES, SECTIONS 9-5 (PROCEDURE FOR ENFORCEMENT) AND 9-6 (APPEALS) TO CLARIFY THE PROCEDURES FOR NUISANCE ABATEMENT AND CREATE A NEW ARTICLE VI, SECTIONS 9-46 THROUGH 9-56, TO BE TITLED CHRONIC NUISANCE PROPERTY CODE AND ESTABLISHING PROCEDURES FOR ABATEMENT OF CHRONIC NUISANCES; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Mr. Barnes introduced this item.

Ms. Hall read the Ordinance by title.

Mr. Stillings highlighted the updates to the code and discussed the pattern of nuisance activity. He explained the nuisance abatement process.

Mayor Napoleone inquired about the process.

Ms. Cohen discussed the purpose of the process and chronic nuisances. She said this is to encourage property owners to make positive changes for their neighborhood and to address property owners who do not come into compliance. She commented regarding what other municipalities have done. Ms. Cohen said this is as much as the Village can do to address these problems. She said this is a tool.

Public Hearing

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to open the public hearing.

There being no public comments, a motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to close the public hearing.

A motion was made by Councilwoman Siskind, seconded by Councilwoman Silvestri, and unanimously passed (5-0) to approve Ordinance No. 2024-19 (Chronic Nuisance Property Code) as presented on first reading.

H. 24-6755 ORDINANCE NO. 2024-18 (FY 2024/2025 ANNUAL CAPITAL IMPROVEMENT ELEMENT UPDATE OF WELLINGTON'S COMPREHENSIVE PLAN)

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL, UPDATING THE WELLINGTON COMPREHENSIVE PLAN BY INCORPORATING THE ANNUAL REVIEW AND REVISIONS TO THE CAPITAL IMPROVEMENTS ELEMENT TO REFLECT THE 2024/2025 THROUGH 2029/2030 FIVE YEAR CAPITAL IMPROVEMENT PLAN FOR LEVEL OF SERVICE PROJECTS; UPDATING POLICY CI 1.2.5 TO ADOPT THE SCHOOL DISTRICT OF PALM BEACH COUNTY'S FISCAL YEAR 2024/2025 10-YEAR CAPITAL IMPROVEMENTS SCHEDULE BY REFERENCE; PROVIDING FOR CONFLICT AND SEVERABILITY; AUTHORIZING THE MANAGER TO UPDATE THE COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Barnes introduced this item.

Ms. Hall read the Ordinance by title.

Ms. Cramer stated this is the first reading of this Ordinance for the annual update to the Comprehensive Plan. The Village is required by Florida Statute to do this each year following the adoption of the Capital Improvement Plan to incorporate the updated schedule of projects.

Public Hearing

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to open the public hearing.

There being no public comments, a motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to close the public hearing.

Vice Mayor McGovern asked if this is what the Village does each year.

Ms. Cramer replied affirmatively.

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to approve Ordinance No. 2024-18 (FY 2024/2025 Annual Capital Improvement Element Update of Wellington's Comprehensive Plan) as presented on first reading.

I. 24-6753 ORDINANCE NO. 2024-13 (CODE OF ORDINANCES AMENDMENT TO CHAPTER 21- BUSINESS TAX RECEIPTS)

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL AMENDING THE WELLINGTON CODE OF ORDINANCES, MORE SPECIFICALLY, TO MODIFY AND CLARIFY CERTAIN PROVISIONS IN CHAPTER 21 (TAXATION) RELATED TO BUSINESS TAX RECEIPTS (BTR), AS CONTAINED HEREIN; TO ESTABLISH THE FINDINGS AND IMPLEMENTATION OF BTR; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AND EFFECTIVE DATE.

Mr. Barnes introduced this item.

Ms. Hall read the Ordinance by title.

Ms. Cramer referenced the Business Impact Estimate. She explained the amendment regarding the BTR and the documents required to be submitted with the application. She stated some minor points were clarified to be less broad and more specific. Ms. Cramer said the amendment is intended to streamline the process for transparency to the user upfront. She stated the process for the BTR did not change.

Mayor Napoleone inquired about the stalls, referenced the email from Ms. Edwards-Walpole and yesterday's agenda review discussion.

Ms. Cramer stated the BTR for stall rentals had always been required a part of the process.

There was discussion between the Village Council, Ms. Cohen, Mr. Stillings and Ms. Cramer regarding BTR for stall rentals.

Public Hearing

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to open the public hearing.

Public Comment:

1. Maureen Brennan spoke about the ordinance language requiring a BTR for stall rentals.

There being no further public comments, a motion was made by Councilwoman Siskind, seconded by Vice Mayor McGovern, and unanimously passed (5-0) to close the public hearing.

Mr. Stillings spoke regarding the ordinance and rates for barns. He reiterated that this is clarification of existing practices and procedures and not changing the way the BTR is administered to the community.

Mayor Napoleone asked if there is a problem going forward on this tonight regarding the Business Impact Statement.

Ms. Cohen stated the Business Impact Statement is required to be provided as a part of the ordinance but there is no requirement that says it has to be advertised. She stated the initial Business Impact Statement for this ordinance had been corrected. Ms. Cohen referenced the code about BTRs.

There was further discussion regarding the BTR process.

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to approve Ordinance No. 2024-13 (Code Of Ordinances Amendment To Chapter 21- Business Tax Receipts) as presented on first reading.

8. REGULAR AGENDA

A. 24-6762 RESOLUTION NO. R2024-41 (COUNCIL PROCEDURES)

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL
REVISING THE RULES OF PROCEDURES FOR COUNCIL
MEETINGS; AND PROVIDING AN EFFECTIVE DATE.

Mr. Barnes introduced the item.

Ms. Cohen presented the proposed Council Procedures.

Public Comment:

1. Dr. Kristy Lund spoke regarding the proposed time limits for interested parties and the public and the combination of applications.
2. Maureen Brennan spoke regarding the proposed time limits for interested parties and asked what is the reason for the policy change.
3. Jill Townsend spoke regarding the proposed time limits for the public and the number of days for interested parties to sign up.

There was discussion between the Village Council, Ms. Cohen and Mr. Stillings regarding the sign up for interested parties, time limit for interested parties and the "no stacking" of time.

Ms. Cohen stated that she would bring the redline and clean version of the Council Procedures with the changes discussed back to Council at the October 22, 2024 Council Meeting.

9. PUBLIC FORUM

Mr. Barnes indicated there were no comment cards submitted for Public Forum.

10. ATTORNEY'S REPORT

MS. COHEN: Ms. Cohen presented the following report:

Ms. Cohen referenced letters of interest for K-Park and asked Council if they would like for her to move forward with negotiating a purchase and sale agreement with the Related Group and if so, she would like authorization to retain outside counsel.

A motion was made by Vice Mayor McGovern, seconded by Councilwoman Siskind, and unanimously passed (5-0) to authorize Ms. Cohen to retain outside counsel to negotiate the terms of a contract, so as to protect the Village, with Related.

Ms. Cohen spoke regarding the letters to property owners in Little Ranches. She stated eleven letters were sent out and four responses have come back. Ms. Cohen referenced an email from Ms. Edwards-Walpole regarding Mr. Knopp's two properties.

There was brief discussion regarding this issue.

11. MANAGER'S REPORT

MR. BARNES: Mr. Barnes presented the following report:

The Next Council Meeting will be held on October 22, 2024.

Mr. Barnes provided a brief hurricane update.

12. COUNCIL REPORTS

COUNCILWOMAN SILVESTRI: Councilwoman Silvestri presented the following report:

- Councilwoman Silvestri stated today is her son's 10th birthday.
- Councilwoman Silvestri encouraged everyone to stay safe in the storm.

COUNCILWOMAN SISKIND: Councilwoman Siskind presented the following report:

- Councilwoman Siskind said for everyone to stay safe in the storm.

COUNCILWOMAN ANTUÑA: Councilwoman Antuña presented the following report:

- Councilwoman Antuña thanked everyone for wearing Pink in honor of Breast Cancer Awareness Month. She stated her sister and cousin are survivors of breast cancer
- Councilwoman Antuña commented that the Public Safety Night event was great and thanked PBSO for the awesome job that they do.
- Councilwoman Antuña stated the 40th Anniversary event for Palm Beach County Fire-Rescue was also awesome.

VICE MAYOR MCGOVERN: Vice Mayor McGovern presented the following report:

- Vice Mayor McGovern waived comment.

MAYOR NAPOLEONE: Mayor Napoleone presented the following report:

- Mayor Napoleone waived comment.

13. ADJOURNMENT

There being no further business to come before the Village Council, the meeting was adjourned at approximately 10:57 PM.

Approved:

Michael J. Napoleone, Mayor

Chevelle D. Hall, Village Clerk