

# **Village of Wellington**

*12300 Forest Hill Blvd  
Wellington, FL 33414*



## **Action Summary - Final**

**Tuesday, July 8, 2014**

**7:00 PM**

**Village Hall**

### **Village Council**

*Bob Margolis, Mayor  
John Greene, Vice Mayor  
Matt Willhite, Councilman  
Howard K. Coates Jr., Councilman  
Anne Gerwig, Councilwoman*

**1. CALL TO ORDER**

Mayor Margolis called the meeting to order at 7:00 p.m.

**2. PLEDGE OF ALLEGIANCE**

Mayor Margolis led the Pledge of Allegiance.

**3. INVOCATION**

Stanley Gordon, Ward Executive Secretary, The Church of Jesus Christ of Latter-Day Saints, Wellington Ward, delivered the Invocation.

**4. APPROVAL OF AGENDA**

Mr. Schofield presented the agenda recommending approval noting the following change(s): 1) move Consent item 6D – Authorization to Award a Task Order to Arcadis/RMA for Engineering Design Services for the Water Treatment Plant Renewal and Replacement Project to the Regular Agenda as item 8E; and 2) add K-Park discussion to Manager's Comments.

Vice Mayor Greene asked Council if they could move Mr. Basehart's update on K-Park to Presentations. Council agreed to Vice Mayor Greene's request.

A motion was made by Councilman Willhite, seconded by Vice Mayor Greene, and unanimously passed (5-0), approving the Agenda as amended.

**5. PRESENTATIONS AND PROCLAMATIONS**

There were no Presentations or Proclamations

**A. [14-523](#) PRESENTATION OF AMERICAN HEART ASSOCIATION  
FIT-FRIENDLY AWARD**

Mr. Schofield introduced the item. Jennifer Moore with the American Heart Association presented the Fit-Friendly Award to the Village of Wellington's Employee Wellness

**B. [14-520](#) PRESENTATION AND UPDATE ON THE COMMUNITY CENTER  
AND TENNIS FACILITY PROJECT**

Mr. Schofield introduced the agenda item. Mr. Barnes presented an update on the status of the Tennis Facility and Community Center.

**C. PRESENTATION ON K-PARK**

Mr. Schofield introduced the Agenda item. Mr. Basehart gave a presentation on K-Park and said that staff was seeking direction or a decision to move forward with the sale of K-Park.

A motion was made by Councilman Willhite, seconded by Vice Mayor Greene, and passed (4-1), with Councilwoman Gerwig dissenting, to release the RFP for

the K-Park parcel.

## 6. CONSENT AGENDA

Mr. Schofield presented the Consent Agenda recommending approval as amended.

Mayor Margolis indicated no public comment cards were received by the public.

A motion was made by Councilman Willhite, seconded by Vice Mayor Greene, and unanimously passed (5-0) approving the Consent Agenda as amended

- A. [14-63](#) AUTHORIZATION TO RENEW EXISTING CONTRACTS FOR THE PURCHASE AND DELIVERY OF FERTILIZERS, HERBICIDES, INSECTICIDES, FUNGICIDES AND OTHER SPECIALTY ITEMS TO MULTIPLE VENDORS
- This item was passed on Consent.
- B. [14-69](#) AUTHORIZATION TO UTILIZE AN EXISTING ORANGE COUNTY, FLORIDA CONTRACT AS THE BASIS OF PRICING FOR THE SOLE SOURCE PURCHASE, DELIVERY AND SERVICE OF FLYGT PUMPS
- This item was passed on Consent.
- C. [14-485](#) AUTHORIZATION TO UTILIZE AN EXISTING FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION CONTRACT AS A BASIS FOR PRICING FOR CANAL BANK RIGHT OF WAY RECLAMATION PROJECTS
- This item was passed on Consent.

## 7. PUBLIC HEARINGS

- A. [14-502](#) ACME IMPROVEMENT DISTRICT
- RESOLUTION NO. AC2014-04 (ENGINEER'S REPORT FOR THE PROPOSED FIRST AMENDMENT TO THE 2010 ACME IMPROVEMENT DISTRICT WATER CONTROL PLAN)
- A RESOLUTION OF BOARD OF SUPERVISORS OF THE ACME IMPROVEMENT DISTRICT APPROVING THE ENGINEER'S REPORT FOR THE PROPOSED FIRST AMENDMENT TO THE 2010 WATER CONTROL PLAN; AND PROVIDING AN EFFECTIVE DATE.
- Mr. Schofield introduced the agenda item. Mr. Riebe made the staff presentation.
- There being no further public comments, a motion was made by Councilman Coates, seconded by Councilwoman Gerwig, and unanimously passed (5-0) to

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recess the hearing on this agenda item, Resolution No. AC2014-04 (Engineer's Report for the Proposed First Amendment to the 2010 Acme Improvement District Water Control Plan) until a date certain of July 22nd.

**B.**      [14-486](#)

ORDINANCE NO. 2014-23 (ARTICLE 14 CODE ENFORCEMENT)

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL AMENDING ARTICLE 14, ENFORCEMENT PROCEEDINGS AND PENALTIES OF THE LAND DEVELOPMENT REGULATIONS OF THE VILLAGE OF WELLINGTON; ELIMINATING REFERENCES TO THE CODE ENFORCEMENT BOARD, SPECIAL MASTER AND TO THE PLANNING, ZONING AND BUILDING DEPARTMENT; ADDING REFERENCES TO SPECIAL MAGISTRATE AND PLANNING AND DEVELOPMENT SERVICES DEPARTMENT; REPEALING SECTION 14.4.2; PROVIDING A CONFLICTS CLAUSE; PROVIDING FOR CODIFICATION; PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

Mr. Schofield introduced the agenda item. Ms. Rodriguez read the Ordinance by title. Mr. Stillings gave the staff presentation.

There being no public comments, a motion was made by Councilman Willhite, seconded by Councilman Coates, and unanimously passed (5-0) to approve Ordinance No. 2014-23 (Article 14 Code Enforcement).

**C.**      [14-445](#)

ORDINANCE NO. 2014-09 (PALM BEACH EQUINE COMPREHENSIVE PLAN AMENDMENT)

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL AMENDING THE FUTURE LAND USE MAP DESIGNATION (PETITION NUMBER 2013-071 CPA1) FOR CERTAIN PROPERTY KNOWN AS PALM BEACH EQUINE SPORTS COMPLEX, TOTALING 11.94 ACRES, MORE OR LESS, LOCATED ON THE SOUTHWEST CORNER OF PIERSON ROAD AND SOUTHFIELDS ROAD, AS MORE SPECIFICALLY DESCRIBED HEREIN; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Mr. Schofield introduced the agenda item. Ms. Rodriguez read the ordinance by title. Ms. Cohen swore in the witnesses. Council presented their ex-parte communications. Mr. Stillings presented the staff report.

There being no further public comments, a motion was made by Councilwoman Gerwig, seconded by Vice Mayor Greene, and unanimously passed (5-0) to approve Ordinance No. 2014-09 (Palm Beach Equine Comprehensive Plan Amendment).

**D.**      [13-0379](#)

ORDINANCE NO. 2014-20 (ISLA VERDE RESIDENTIAL COMPREHENSIVE PLAN AMENDMENT)

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL

AMENDING THE SITE SPECIFIC MIXED USE FUTURE LAND USE MAP DESIGNATION (PETITION NUMBER 2013-64 CPA 2) FOR CERTAIN PROPERTY KNOWN AS ISLA VERDE OF WELLINGTON, TOTALING 53.57 ACRES, MORE OR LESS, LOCATED ON THE EAST SIDE OF STATE ROAD 7 AND APPROXIMATELY 1/2 MILE NORTH OF FOREST HILL BOULEVARD, AS MORE SPECIFICALLY DESCRIBED HEREIN; TO INCREASE THE ALLOWED RESIDENTIAL UNITS FROM 230 TO 360 DWELLING UNITS, UPDATE THE FUTURE LAND USE MAP DESIGNATION TO THE CURRENT MIXED USE (TYPE 1) DESIGNATION AND DESIGNATE THE MAXIMUM DEVELOPMENT THRESHOLD; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

**Mr. Schofield introduced them item. He indicated the applicant asked for a thirty day postponement, of which they are entitled to under the code, and it would be brought back time certain to the August 12th Village Council Meeting.**

**A motion was made by Councilman Willhite, seconded by Councilman Coates, and unanimously passed (5-0) to move Ordinance No. 2014-20 (Isla Verde Residential Comprehensive Plan Amendment) time certain to August 12th.**

**E. [14-495](#)**

(A) RESOLUTION NO. R2014-40 (AMENDMENT TO THE FY2013/2014 ANNUAL ACTION PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM)

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL APPROVING AND ADOPTING AN AMENDMENT TO THE FY2013/2014 ANNUAL ACTION PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM; AUTHORIZING THE VILLAGE MANAGER TO FORWARD THE AMENDMENT TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AND PROVIDING AN EFFECTIVE DATE.

(B) RESOLUTION NO. R2014-41 (FOR BUDGET AMENDMENT #2014-048 AMENDING COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM'S REVENUES AND EXPENSES)

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL AMENDING THE BUDGET FOR FISCAL YEAR 2014 BY INCREASING REVENUE AND EXPENSE IN THE GENERAL FUND TO COVER APPROVED CDBG PROJECT EXPENSES THROUGH SEPTEMBER 30, 2014; AND PROVIDING AN EFFECTIVE DATE.

**Mr. Schofield introduced the items. Ms. Rodriguez read the resolutions by title. Mr. Fackrell presented the staff report.**

**Vice Mayor Greene had stepped out of the room prior to voting.**

**A motion was made by Councilman Coates, seconded by Councilman Willhite, and unanimously passed (4-0) to approve Resolution No. R2014-40**

(Amendment to the FY 2013/2014 Annual Action Plan for the Community Development Block Grant Program).

A motion was made by Councilman Coates, seconded by Councilman Willhite, and unanimously passed (4-0) to approve Resolution No. R2014-41 (for Budget Amendment #2014-048 Amending Community Development Block Grant Program's Revenues and Expenses).

**F. [14-498](#)**

RESOLUTION NO. R2014-42 (FY 2014/2015 CDBG ANNUAL ACTION PLAN)

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL APPROVING AND ADOPTING THE FY 2014/2015 ANNUAL ACTION PLAN FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM E PLAN; AUTHORIZING THE VILLAGE MANAGER TO FORWARD THE FY 2014/2015 ANNUAL ACTION PLAN TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AND PROVIDING AN EFFECTIVE DATE.

Mr. Schofield introduced the item. Ms. Rodriguez read the resolution by title. Mr. Schofield indicated this was a required Public Hearing to discuss how the Village would disperse the \$258,600 provided by the CDBG formula grant.

A motion was made by Councilman Coates, seconded by Councilman Willhite, and unanimously passed (5-0) to approve Resolution No. R2014-42 (FY 2014/2015 CDBG Annual Action Plan).

**8. REGULAR AGENDA**

**A. [14-504](#)**

RESOLUTIONS ADOPTING PRELIMINARY TRIM RATES FOR WELLINGTON AND THE ACME IMPROVEMENT DISTRICT

A. RESOLUTION NO. R2014-43 (PRELIMINARY AD VALOREM MILLAGE RATE)

A RESOLUTION OF WELLINGTON FLORIDA'S COUNCIL ADOPTING THE PRELIMINARY AD VALOREM MILLAGE RATE FOR WELLINGTON FOR TRUTH-IN-MILLAGE ("TRIM") PURPOSES FOR THE MUNICIPALITY'S FISCAL YEAR 2014-2015 BUDGET WITHIN THE JURISDICTIONAL BOUNDARIES OF WELLINGTON; AND PROVIDING AN EFFECTIVE DATE.

B. RESOLUTION NO. AC2014-05 (PRELIMINARY NON-AD VALOREM FOR SURFACE WATER MANAGEMENT)

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE ACME IMPROVEMENT DISTRICT ADOPTING THE DISTRICT'S PRELIMINARY NON-AD VALOREM ASSESSMENT RATE FOR TRUTH-IN-MILLAGE ("TRIM") PURPOSES; AND PROVIDING AN EFFECTIVE DATE.

Mr. Schofield introduced the agenda item. Staff recommended that Resolution No. R2014-43 (Preliminary Ad Valorem Millage Rate) and Resolution No. AC2014-05 (Preliminary Non-Ad Valorem for Surface Water Management) is continued time certain until July 22, 2014.

A motion was made by Councilman Willhite, seconded by Councilman Coates, and unanimously passed (5-0) to continue Resolution No. R2014-43 (Preliminary Ad Valorem Millage Rate) and Resolution No. AC2014-05 (Preliminary Non-Ad Valorem for Surface Water Management) time certain until July 22, 2014.

Mr. Schofield then introduced Resolution No. R2014-44 – Preliminary Non-Ad Valorem Assessment Rates for Solid Waste Collection and Recycling Services. Ms. Rodriguez read the resolution by title. Mr. Schofield said that the proposals were: \$160.00 for curbside services; \$125.00 for containerized services indicating that these were the same rates as the past four years.

A motion was made by Councilman Coates, seconded by Councilman Willhite, and unanimously passed (5-0) approving Resolution No. R2014-44 as presented.

**B.**      [14-350](#)

AUTHORIZATION TO NEGOTIATE A CONTRACT WITH WANTMAN GROUP, INC. TO PROVIDE ENGINEERING SERVICES FOR THE SADDLE TRAIL PARK (SOUTH) NEIGHBORHOOD IMPROVEMENT PROJECT

Mr. Schofield introduced the agenda item. Mr. Riebe presented the staff report.

An amended motion was made by Councilman Coates seconded by Vice Mayor Greene and unanimously passed (5-0) authorizing negotiations with the Wantman Group, and if that proves unsuccessful, then staff is authorized to negotiate with Mock Roos.

At this point, Councilwoman Gerwig recused herself from voting on the next motion.

A motion was made by Councilman Coates, seconded by Vice Mayor Green, and passed (4-0) to authorize negotiations with KF Group/Erdman Anthony in the event the negotiations with the Wantman Group and Mock Roos were unsuccessful.

**C.**      [14-503](#)

VOTING DELEGATE FOR THE FLORIDA LEAGUE OF CITIES' 88TH ANNUAL CONFERENCE

Mr. Schofield introduced the agenda item.

A motion was Councilman Willhite, seconded by Vice Mayor Greene, and unanimously passed (5-0) to dispense with the normal nomination process and to nominate Councilman Coates as a Voting Delegate for the Florida League of Cities 88th Annual Conference.

**D.**      [14-525](#)

WANDERERS EXECUTIVE GOLF COURSE – 18 HOLE PAR 3

**COURSE**

Mr. Schofield introduced the agenda item. He announced that staff was seeking direction on this item, and that it would be presented by Mr. O'Dell.

A motion was made by Vice Mayor Greene, seconded by Councilman Coates, and was unanimously passed (5-0), authorizing staff to begin negotiations with the Wanderers Club to potentially acquire the 18 hole Par 3 golf course.

**E. [14-505](#)****AUTHORIZATION TO AWARD A TASK ORDER TO ARCADIS/RMA FOR ENGINEERING DESIGN SERVICES FOR THE WATER TREATMENT PLANT RENEWAL AND REPLACEMENT PROJECT**

Mr. Schofield introduced the agenda item.

Mayor Margolis said that this was moved from Consent because it was his understanding that it was Council's decision to have projects with a certain dollar amount is placed on the Regular Agenda. Mr. Riebe presented the staff report.

A motion was made by Councilwoman Gerwig, seconded by Vice Mayor Greene, and unanimously passed (5-0) approving a task order for Arcadis/RMA for Engineering Services.

**9. PUBLIC FORUM**

Vice Mayor Green announced that Mr. Mark Hilton, 13940 Folkestone Circle, Wellington, had submitted a card that he wanted to speak; however, he had already left the meeting.

Mr. Bart Novack - Addressed K-Park; opposed to golf carts on roadways; and sale of Binks Forest Golf Course.

**10. ATTORNEY'S REPORT**

Ms. Cohen had no report.

**11. MANAGER'S REPORTS**

Mr. Schofield presented the following report:

- The next Regular Council meeting will be held on Tuesday, August 12, 2014 at 7:00 p.m. There will be a Special Council Meeting held on July 22, 2014.
- Wellington residents may notice a chlorine taste in their water which was due to the Village doing their annual chlorine treatment.
- He announced that he would be on vacation the next week.

**12. COUNCIL REPORTS**

Councilwoman Gerwig presented the following report:

- She thanked staff for putting on a great Fourth of July celebration despite the rain. She also thanked those people who came to Village Park to watch the fireworks display rather than doing them at home.
- With regard to applications received for the Education Committee for the At-Large appointment vacancy, she noted that Ms. Ruthann Retterbush applied

and asked Council if they would consider appointing her to that position. Councilman Willhite pointed out that Ms. Donna Baxter had also submitted her application. He noted that she has a position with a high school which is one of the positions which is lacking on that committee. Mayor Margolis said that he had not had a chance to review the applications, and requested that they postpone making that appointment at this time.

Vice Mayor Greene had no report.

Councilman Coates had no report.

Councilman Willhite presented the following report:

- Although he was out of town and did not attend the event, Councilman Willhite thanked staff for their work on the Fourth of July event.
- He thanked Mr. Poag for his work in his new position and the communications that they have been receiving. He praised him for his hard work not only in this position, but in the one he previously held.

Mayor Margolis presented the following report:

- Mayor Margolis acknowledged and thanked staff for doing such a great job on the Fourth of July event. Mr. Schofield pointed out that Ms. Michelle Garvey was mainly responsible for organizing the event.

### **13. ADJOURNMENT**

#### **NOTICE**