

# **Village of Wellington**

*12300 Forest Hill Blvd  
Wellington, FL 33414*



## **Meeting Agenda**

**Tuesday, April 27, 2021**

**7:00 PM**

**Village Hall - Council Chambers**

### **Village Council**

*Anne Gerwig, Mayor  
John T. McGovern, Vice Mayor  
Michael Drahos, Councilman  
Michael Napoleone, Councilman  
Tanya Siskind, Councilwoman*

**1. CALL TO ORDER****2. PLEDGE OF ALLEGIANCE****3. INVOCATION**

*Pastor Peter Bartuska of Christ Community Church*

**4. APPROVAL OF AGENDA****5. PRESENTATIONS AND PROCLAMATIONS**

- A.**     [21-4371](#)     PRESENTATION AND RECOGNITION OF WELLINGTON'S PUBLIC SAFETY COMMITTEE ESSAY CONTEST WINNERS

*Presentation and recognition of Wellington's Public Safety Committee Essay Contest Winners.*

**6. CONSENT AGENDA**

- A.**     [21-4385](#)     MINUTES OF THE REGULAR WELLINGTON COUNCIL MEETING OF APRIL 13, 2021

*Council approval of the Minutes of the Regular Wellington Council Meeting of April 13, 2021.*

- B.**     [20-4163](#)     AUTHORIZATION TO UTILIZE A SOUTHEAST FLORIDA COOPERATIVE CONTRACT FOR THE PURCHASE AND DELIVERY OF SWIMMING POOL CHEMICALS

*Authorization to utilize a Southeast Florida Cooperative contract with Commercial Energy Specialists (CES), for the purchase and delivery of swimming pool chemicals in the amount of approximately \$45,000 annually.*

- C.**     [20-4316](#)     AUTHORIZATION TO AWARD A TASK ORDER TO PROVIDE DESIGN AND ENGINEERING CONSULTING SERVICES FOR THE SOUTH SHORE FORCEMAIN REPLACEMENT PHASE 2 PROJECT

*Authorization to award a task order to Mock Roos & Associates, Inc. to provide design and engineering consulting services for the South Shore Forcemain Replacement Phase 2 Project, in the amount of \$109,716.00.*

- D.**     [20-4330](#)     AUTHORIZATION TO AWARD A CONSTRUCTION MANAGER AT RISK CONTRACT FOR THE TOWN CENTER PHASE II PROJECT

*Authorization to award a Construction Manager at Risk (CMAR) contract to Kaufman Lynn Construction, Inc., for the Town Center Phase II Project, in the amount of \$89,186.24.*

- E.**     [21-4372](#)     UTILITY SERVICES AGREEMENT WITH DONATO PROPERTIES, LLC FOR PROPERTY LOCATED AT 12775 50TH STREET IN WELLINGTON, FLORIDA

*Approval of a Utility Services Agreement reserving potable water capacity for the property owned/controlled by Donato Properties, LLC and located at 12775 50th Street in Wellington, Florida.*

- F. [21-4369](#) RESOLUTION NO. R2021-18 (CODE COMPLIANCE FINE REDUCTION FOR 13984 COLUMBINE AVE)

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL COMPROMISING A LIEN ASSOCIATED WITH A CODE COMPLIANCE ACTION NOH-10-3446, 13984 COLUMBINE AVE, PURSUANT TO SECTION 2-199 OF THE CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

*Request for reduction of a lien associated with code compliance action NOH-10-3446, 13984 Columbine Avenue, for John K. Ramey and Stacie I. Ramey's settlement in the amount of \$1,000.00 with payment schedule.*

- G. [21-4376](#) RESOLUTION NO. R2021-21 (CODE COMPLIANCE FINE REDUCTION FOR 2635 YARMOUTH DRIVE)

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL COMPROMISING A LIEN ASSOCIATED WITH A CODE COMPLIANCE ACTION NOH-15-750, 2635 YARMOUTH DRIVE, PURSUANT TO SECTION 2-199 OF THE CODE OF ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

*Consideration of the request for reduction of a lien associated with code compliance action NOH-15-750, 2635 Yarmouth Drive, Resolution No. R2021-21, of Paula Bernstein and Barry Bernstein's settlement in the amount of \$2,500.00.*

- H. [21-4384](#) RESOLUTION NO. R2021-22 (LICENSE AGREEMENT BETWEEN WELLINGTON AND THE PALM BEACH COUNTY SCHOOL BOARD FOR TROPOS)

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL APPROVING AND AUTHORIZING THE MAYOR AND CLERK TO EXECUTE AN AGREEMENT BETWEEN THE VILLAGE OF WELLINGTON AND THE SCHOOL BOARD OF PALM BEACH COUNTY FOR TROPOS INSTALLATION, MAINTENANCE AND OPERATION AT PALM BEACH CENTRAL HIGH SCHOOL; AND PROVIDING AN EFFECTIVE DATE.

*Approval of a License Agreement with the School Board of Palm Beach County and the Village of Wellington for installation, maintenance and operation of Village Owned Wireless Communication Equipment (TROPOS).*

## 7. PUBLIC HEARINGS

A. [21-4377](#) RESOLUTION NO. AC2021-04 [VACATION OF ROW 1 – VILLAGE ROYALE (TUTTLE)]

A RESOLUTION OF THE BOARD OF SUPERVISORS OF ACME IMPROVEMENT DISTRICT (ACME), A DEPENDANT SPECIAL DISTRICT OF THE VILLAGE OF WELLINGTON, TO VACATE AND ABANDON A 1.002-ACRE REMNANT PORTION OF RIGHT-OF-WAY (ROW), FOR CERTAIN PROPERTY LOCATED WITHIN VILLAGE ROYALE, A TUTTLE (NEM, LLC) PROJECT LOCATED IN THE VILLAGE OF ROYAL PALM BEACH, AS MORE SPECIFICALLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

RESOLUTION AC2021-05 [VACATION OF ROW 2 – VILLAGE ROYALE (TUTTLE)]

A RESOLUTION OF THE BOARD OF SUPERVISORS OF ACME IMPROVEMENT DISTRICT (ACME), A DEPENDANT SPECIAL DISTRICT OF THE VILLAGE OF WELLINGTON, TO VACATE AND ABANDON A 0.098-ACRE REMNANT PORTION OF RIGHT-OF-WAY (ROW), FOR CERTAIN PROPERTY LOCATED WITHIN VILLAGE ROYALE, A TUTTLE (NEM, LLC) PROJECT LOCATED IN THE VILLAGE OF ROYAL PALM BEACH, AS MORE SPECIFICALLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

RESOLUTION NO. R2021-16 [VACATION OF 10-FOOT WIDE UTILITY EASEMENTS AND LIFT STATION EASEMENT – VILLAGE ROYALE (TUTTLE)].

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL CONSENTING TO TERMINATION OF THE VILLAGE'S INTEREST IN APPROXIMATELY 2.15 ACRES OF A 10-FOOT WIDE UTILITY EASEMENT AND A 1,225 SQUARE FOOT AREA DEDICATED FOR WATER/WASTEWATER AND LIFT STATION PURPOSES, RESPECTIVELY, FOR CERTAIN PROPERTY LOCATED WITHIN VILLAGE ROYALE, A TUTTLE (NEM, LLC) PROJECT LOCATED IN THE VILLAGE OF ROYAL PALM BEACH, AS MORE SPECIFICALLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

*Approval of Resolution No. AC2021-04 to vacate/abandon a remnant ROW, totaling 1.002 acres, located within the Village of Royal Palm Beach, more specifically, within the Village Royale project by Tuttle Development.*

*Approval of Resolution No. AC2021-05 to vacate/abandon a remnant ROW, totaling 0.098 acres, located within the Village of Royal Palm Beach, more specifically, within the Village Royale project by Tuttle Development.*

*Approval of Resolution No. R2021-16 consenting to termination of the Village's interest in 2.15 acres of a*

*10-foot wide utility easement and a 1,225 square foot area currently dedicated for water/wastewater and lift station purposes, respectively, located within the Village of Royal Palm Beach, more specifically, within the Village Royale project by Tuttle Development.*

- B. [21-4393](#) RESOLUTION NO. R2021-11 (CHICKEN SALAD CHICK DRIVE-THRU CONDITIONAL USE)

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL, APPROVING A CONDITIONAL USE (PETITION NUMBER 2020-0003-CU) TO ALLOW A DRIVE-THRU LANE AT AN EXISTING RESTAURANT FOR CERTAIN PROPERTY, KNOWN AS CHICKEN SALAD CHICK (FKA BOSTON MARKET), WHICH IS PARCEL C4, AN OUTPARCEL OF THE PINES OF WELLINGTON TRACT C REPLAT (AKA WELLINGTON COMMONS MALL), TOTALING 0.72 ACRES, MORE OR LESS, LOCATED AT 12792 FOREST HILL BOULEVARD, AS MORE SPECIFICALLY DESCRIBED HEREIN; IN A PLANNED DEVELOPMENT ZONING DISTRICT AND SUBJECT TO THE CONDITIONS OF APPROVAL SPECIFICALLY DESCRIBED HEREIN; PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

*Approval of Resolution No. R2021-11, a Conditional Use to allow a drive-thru lane at the restaurant known as Chicken Salad Chick located in an outparcel within the Wellington Commons Mall.*

## 8. REGULAR AGENDA

- A. [21-4396](#) RESOLUTION NO. R2021-24 (OPIOID LITIGATION – MEMORANDUM OF UNDERSTANDING)

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL AUTHORIZING WELLINGTON TO JOIN WITH THE STATE OF FLORIDA AND OTHER LOCAL GOVERNMENTAL UNITS AS PARTICIPANTS IN THE FLORIDA MEMORANDUM OF UNDERSTANDING AND FORMAL AGREEMENTS IMPLEMENTING A UNIFIED PLAN (THE "FLORIDA PLAN") RELATING TO THE OPIOID LITIGATION FOR THE ALLOCATION AND USE OF PROSPECTIVE SETTLEMENT DOLLARS FROM OPIOID RELATED LITIGATION AND AUTHORIZING THE MAYOR AND CLERK TO EXECUTE THE MEMORANDUM OF UNDERSTANDING; AND PROVIDING AN EFFECTIVE DATE.

*Approval of Resolution No. R2021-24 Approving Opioid Litigation Memorandum of Understanding and Agreements and authorizing the Mayor and Clerk to Execute the MOU.*

## 9. PUBLIC FORUM

## 10. ATTORNEY'S REPORT

## 11. MANAGER'S REPORT

**12. COUNCIL REPORTS****13. ADJOURNMENT****NOTICE**

*If a person decides to appeal any decision made by the Village Council with respect to any matter considered at this meeting, you will need a record of the proceedings, and you 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. (The above notice is required by State Law. Anyone desiring a verbatim transcript shall have the responsibility, at his own cost, to arrange for the transcript).*

*Pursuant to the provision of the Americans With Disabilities Act: any person requiring special accommodations to participate in these meetings, because of a disability or physical impairment, should contact the Village Manager's Office (561) 791-4000 at least five calendar days prior to the Hearing.*