

## **MINUTES**

### **REGULAR MEETING OF THE WELLINGTON VILLAGE COUNCIL**

**Wellington Village Hall  
12300 Forest Hill Blvd  
Wellington, FL 33414**

**Tuesday, June 9, 2020  
7:00 PM**

Pursuant to the foregoing notice, a Regular Meeting of the Wellington Council was held on Tuesday, June 9, 2020, commencing at 7:00 p.m. at Wellington Village Hall, 12300 Forest Hill Boulevard, Wellington, FL 33414.

Council Members present: Anne Gerwig, Mayor; Tanya Siskind, Vice Mayor; John T. McGovern, Councilman; Michael Drahos, Councilman; and Michael Napoleone, Councilman.

Advisors to the Council: Paul Schofield, Manager; Laurie Cohen, Attorney; Jim Barnes, Assistant Manager; Tanya Quickel, Deputy Village Manager; and Chevelle D. Addie, Village Clerk.

- 1. CALL TO ORDER** - Mayor Gerwig called the meeting to order at 7:00 PM.
- 2. PLEDGE OF ALLEGIANCE** – Mayor Gerwig led the Pledge of Allegiance.
- 3. INVOCATION** – Deacon Vince Muller, St. Therese de Lisieux, delivered the invocation.
- 4. APPROVAL OF AGENDA**

Mr. Schofield indicated staff is recommending approval of the agenda as amended.

**A.** Remove item 6M, Authorization to 1) utilize a Palm Beach County contract with Wynn & Sons Environmental Construction Co., Inc. for the Greenvew Shores Boulevard/Foresteria Avenue Round-A-Bout; and 2) Approval of Resolution No. R2020-21 amending the Gas Tax Capital Fund Budget for Fiscal Year 2019-2020 by Reassigning Capital Project Budgets to the Greenvew Shores Boulevard at Foresteria Roundabout; and Providing An Effective Date.

**A motion was made by Councilman McGovern, seconded by Councilman Drahos, and unanimously passed (5-0), to approve the Agenda as amended.**

### **5. PRESENTATIONS AND PROCLAMATIONS**

There were no presentations or proclamations.

**6. CONSENT AGENDA**

- A. 19-3464** AUTHORIZATION TO 1) UTILIZE A CITY OF DAYTONA BEACH CONTRACT, AS A BASIS FOR PRICING, FOR THE PLANNING, ZONING, AND BUILDING DEPARTMENT BUILDING PERMIT FEE EVALUATION; AND 2) AMEND THE AMOUNT APPROVED PREVIOUSLY BY COUNCIL FOR PLANNING, ZONING AND BUILDING INSPECTION SERVICES
- B. 19-3509** AUTHORIZATION TO RENEW EXISTING CONTRACTS FOR UTILITY PROCESS CONTROL ANNUAL MAINTENANCE
- C. 19-3515** AUTHORIZATION TO RENEW AN EXISTING CONTRACT TO PROVIDE COURT MAINTENANCE AT THE TENNIS FACILITY
- D. 19-3516** AUTHORIZATION TO AWARD A SOLE SOURCE CONTRACT FOR THE PURCHASE OF BADGER METERS AND COMPONENTS
- E. 19-3519** AUTHORIZATION TO RENEW AN EXISTING CONTRACT FOR ANNUAL LAB ANALYSES SERVICES
- F. 19-3525** AUTHORIZATION TO 1) AWARD GUARANTEED MAXIMUM PRICE AMENDMENT NUMBER THREE (GMP 3) FOR THE CONSTRUCTION MANAGER AT RISK (CMAR) CONTRACT OF THE WATER TREATMENT PLANT WAREHOUSE, GENERATOR STORAGE, FIELD SERVICES BUILDING MODIFICATIONS, AND MISCELLANEOUS ARCHITECTURAL, SECURITY AND SITE IMPROVEMENTS; 2) AWARD A TASK ORDER TO PROVIDE ADDITIONAL BIDDING AND CONSTRUCTION ADMINISTRATIVE SERVICES FOR THE WATER TREATMENT PLANT WAREHOUSE, GENERATOR STORAGE, FIELD SERVICES BUILDING MODIFICATIONS AND MISCELLANEOUS ARCHITECTURAL, SECURITY AND SITE IMPROVEMENTS; AND 3) APPROVE RESOLUTION NO. R2020-22 AMENDING THE UTILITY FUND CAPITAL BUDGET FOR FISCAL YEAR 2019-2020 BY REASSIGNING BUDGETS FOR COMPLETED CAPITAL PROJECTS AND ASSIGNING FUND RESERVES TO THE UTILITY CENTRAL OPERATIONS FACILITY PROJECT; AND PROVIDING AN EFFECTIVE DATE.
- G. 20-3680** AUTHORIZATION TO AWARD A CONTRACT FOR THE PURCHASE AND DELIVERY OF FOUR DIESEL GENERATORS
- H. 20-3681** AUTHORIZATION TO AWARD A SOLE SOURCE CONTRACT TO VALOR WATER ANALYTICS, INC. TO PROVIDE ANALYTICS TO THE UTILITY

- I.      **20-3776**      AUTHORIZATION TO RENEW AN EXISTING CONTRACT FOR INSURANCE BROKERAGE SERVICES
- J.      **20-3778**      AUTHORIZATION TO AWARD A CONTRACT FOR THE AERO CLUB DRIVE PATHWAY IMPROVEMENTS PROJECT
- K.      **20-3780**      AUTHORIZATION TO UTILIZE A US COMMUNITIES CONTRACT, AS A BASIS FOR PRICING, FOR THE PURCHASE AND DELIVERY OF REFUSE CARTS
- L.      **20-3818**      AUTHORIZATION TO UTILIZE A BROWARD COUNTY CONTRACT AS A BASIS FOR PRICING, FOR RADIO UPGRADES
- M.      **20-3821**      ~~AUTHORIZATION TO: 1) UTILIZE A PALM BEACH COUNTY CONTRACT WITH WYNN & SONS ENVIRONMENTAL CONSTRUCTION CO. INC., FOR THE GREENVIEW SHORES BOULEVARD/FORESTERIA AVENUE ROUND-A-BOUT; AND 2) APPROVAL OF RESOLUTION NO. R 2020-21 AMENDING THE GAS TAX CAPITAL FUND BUDGET FOR FISCAL YEAR 2019-2020 BY REASSIGNING CAPITAL PROJECT BUDGETS TO THE GREENVIEW SHORES AT FORESTERIA ROUNDABOUT; AND PROVIDING AN EFFECTIVE DATE.~~ **(REMOVED FROM THE AGENDA)**
- N.      **20-3822**      AUTHORIZATION TO CONTINUE UTILIZING A CITY OF WEST PALM BEACH CONTRACT, AS A BASIS FOR PRICING, FOR ADDITIONAL EXPENDITURES FOR LABOR AT THE WATER AND WASTEWATER TREATMENT PLANTS

Mr. Schofield indicated staff is recommending approval of the Consent Agenda as amended. He stated that there were no comment cards for the Consent Agenda.

**A motion was made by Councilman Napoleone, seconded by Councilman Drahos, and unanimously passed (5-0), to approve the Consent Agenda as amended.**

## 7. PUBLIC HEARINGS

- A.      **20-3769**      ORDINANCE NO. 2020-09 (CODE OF ORDINANCES AMENDMENT TO MODIFY THE PARKING CITATION PROGRAM TO FACILITATE THE IMPLEMENTATION OF THE TRAFFIC AND CRIMINAL SOFTWARE (TraCS))

AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL, AMENDING CHAPTER 62 "TRAFFIC AND VEHICLES", ARTICLE IV "PENALTIES", SECTIONS 62-37 "PENALTIES", 62-38 "LATE FEE", AND 62-39 "ADMINISTRATIVE APPEAL" OF WELLINGTON'S CODE OF ORDINANCES TO MODIFY THE PARKING CITATION PROGRAM TO FACILITATE THE IMPLEMENTATION OF THE TRAFFIC AND CRIMINAL SOFTWARE (TraCS); PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Mr. Schofield introduced the item.

Ms. Addie read the Ordinance by title.

Mr. Schofield stated this amends our software to allow the citations written by Palm Beach Sheriff's Office (PBSO), which has a traffic writing system in their cars instead of a paper system, to go directly to the Clerk of Court. It adds a \$10.00 processing fee to the traffic citation and that is charged by the Clerk of Court. He stated staff recommends approval on first reading. The second reading will be held at the next Council meeting.

There was Council discussion regarding this being a uniform system that allows tickets to be sent directly to the Clerk of Court instead of our code officers and PBSO having separate ticket books for parking tickets.

Mr. Schofield reiterated that this is not expected to result in more tickets this is simply a different process that allows the tickets to go through to the Clerk of Courts instead of the Village. Mr. Schofield stated that all PBSO contract municipalities are being asked to adopt this.

Ms. Cohen discussed publication and second reading.

Public Hearing:

A motion was made by Councilman Napoleone, seconded by Councilman Drahos, and unanimously passed (5-0) to open the public hearing.

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

**A motion was made by Vice Mayor Siskind, seconded by Councilman Napoleone, and unanimously passed (5-0) to approve Ordinance No. 2020-09 (Code of Ordinances Amendment to Modify the Parking Citation Program to Facilitate the Implementation of the Traffic and Criminal Software (TraCS)) on first reading.**

**B.        20-3770        RESOLUTION NO. R2020-11 (CONDITIONAL USE FOR NEW AGE OF SENIOR CARE)**

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL, APPROVING A DEVELOPMENT ORDER (PETITION NUMBER 2019-0003-CU) TO AMEND CONDITIONS OF RESOLUTION NUMBER R2013-05 TO ALLOW A TYPE 2(B) CONGREGATE LIVING FACILITY FOR SENIOR HOUSING WITH A MAXIMUM OF 21 RESIDENTS FOR CERTAIN PROPERTY KNOWN AS NEW AGE OF SENIOR CARE, TOTALING 0.52 ACRES, MORE OR LESS, LOCATED AT 1074 HYACINTH PLACE, AS MORE SPECIFICALLY DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

Mr. Schofield introduced the item.

Ms. Addie read the Resolution by title.

Mr. Schofield provided a brief overview of the property/facility.

Ms. Cohen stated this item is Quasi-Judicial and swore in those individuals who wished to speak on the item.

Village Council stated they had no ex-parte communications.

Mr. Stillings and Mr. Newell conducted a presentation on this item.

Mr. Stillings stated the location is on the southeast corner of Goldenrod and Hyacinth. He briefly reviewed the minimum LDR standards required for this project. He stated it was approved for the Class 2A; and is separated by Goldenrod additional multifamily units and a canal and does not directly abut single family residences. It also meets the separation requirement from other Type 2 CLFs. Mr. Stillings reviewed a Type 2(B) – ½ mile Radius Map for Council. He stated Planning and Zoning has not received any public comments to date regarding this project. Staff recommends approval and the Planning and Zoning Board recommended approval (6-0) with the conditions presented in the resolution.

The owner and his agent were present. The owner stated he also owns and operates three other facilities with his co-owner. He stated he looks forward to improving the facility and the neighborhood.

There was Council discussion regarding the location of the owner's other Wellington facility, how long the owner has operated the facility, parking, visitation to the facility, occupancy of other units like this one, concerns with moving from 14 to 21 residents, number of staff members, requirement of staff carpooling to not occupy all of the parking spaces at the facility.

Staff and the applicant's agent answered the Council's questions.

Mr. Schofield stated there have been no problems regarding parking for any of the other facilities. He stated they have been positive influences for the neighborhoods in which they are located.

### Public Hearing:

A motion was made by Councilman Napoleone, seconded by Councilman McGovern, and unanimously passed (5-0) to open the public hearing.

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

**A motion was made by Councilman McGovern, seconded by Councilman Drahos, and unanimously passed (5-0) to approve Resolution No. R2020-11 (Conditional Use for New Age of Senior Care).**

## **8. REGULAR AGENDA**

There were no Regular Agenda items.

## **9. PUBLIC FORUM**

Vice Mayor Siskind indicated that there were comments cards submitted for Public Forum and read comments that were emailed and read the cards of those who did not wish to speak into the record. There were multiple speakers from the public, listed below, who spoke regarding systemic racism, protests, police brutality, and diversity in programs, boards and committees.

Marcia Hayden	Mark Offernan	Andrew Zorrato
Kelvin Small	Rudolph T.	Michael Contrelli
Kesnel Theus, Jr.	Ashley Johnson	Renell Brown
RJ Fiore	Venusner (sp) Pierre	Kadesna Dean
Josiel Moreno	Brooklyn Duval	Alyssah Garcia
Alexis Cappocci	Mathi Mugilan	Bryce Graham
Joey DeCelles	Genevieve Esapa	Nathan Saget
Karalissa Ramsey	Geneva Pettis-Hassell	Lois Spatz
Jessica E. Millwood	Alex Jean-Louis	Emmanuel Morel
Vern de Chalambert	Tuesday Gillam	Jeanette BigCrow
Chelse Elcock-meclor (sp)	Christina W.	Alyssa Lilly
Shirley Exile	Tre'Van Baker	Debbie Riley
Audrey B.	Eric Oce	Kelsie Jean- Louis
Flavia Franco	Katherine Simmans	Juliette Schulman
Samya Hudson	Rudolph Civil	Esther Telusme (sp)
Isabel Rauch	Blaise M. Uriach (sp)	Briana Jean-Louis
Cheyenne Mathis	Jessica Lemus	Taylor Davis
Nicole Thune	Natalie Pyram	Jason Cook
Arman Montethis	Daniel Stevens	Laura Pinzon
Shafin Kubir	Weidmayer Pierre	Kishnee Theus
Michaela Green	Alicia Theus	

## **10. ATTORNEY'S REPORT**

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

- She indicated that she had no report this evening.

## **11. MANAGER'S REPORT**

**MR. SCHOFIELD:** Mr. Schofield presented the following report:

- The Next Regular Council Meeting will be held on Tuesday, June 23, 2020, at 7:00 PM in the Council Chambers.

## **12. COUNCIL REPORTS**

**MAYOR GERWIG:** Mayor Gerwig presented the following report:

- Mayor Gerwig stated that the concern is COVID-19 in terms of coming together. She said that she never stated that this does not matter or that this does not affect us. Mayor Gerwig stated we are all on the same side. She reiterated that we are limited in what we can do because of the virus. She commented regarding the protest and stated this is an ongoing conversation. Mayor Gerwig asked Mr. Schofield how much the village spends on community services.

Mr. Schofield responded regarding community services, community policing and neighborhood advocates. He stated today he heard things that made him think. He asked Ms. Paulette Edwards, Community Services Director, to speak about community services and programs. Mr. Schofield stated Council has told him that they do not want him to just talk about it, that they want something positive done and to develop a real set of programs to bring back to them. He stated he has had meetings with members of the community and stated they would also like to see something done with programming. He recognized Captain Silva and officers who were in attendance at the meeting. Mr. Schofield stated the officers care about the community.

**COUNCILMAN MCGOVERN:** Councilman McGovern presented the following report:

- Councilman McGovern said that this is what a democracy looks like and thanked everyone for being in attendance. He stated this is a safe place for the protests to occur. He referenced his daughters. Councilman McGovern stated Wellington calls itself a great hometown which means we are always trying to be better. Councilman McGovern stated civil rights will be protected and preserved in this village; and this is a safe place to be heard and have discussions. He stated we will stand together and make this an even better city than it already is.

**COUNCILMAN NAPOLEONE:** Councilman Napoleone presented the following report:

- Councilman Napoleone thanked everyone for coming tonight and stated everyone spoke powerfully and from the heart and it was important. He stated the ability to protest is important and it is powerful but should not stop until those with the ability to make change take on the burden and commit to make the change. He stated Council hears them and he hears them. He stated it starts by having conversations with people who are different from you. Councilman Napoleone stated to change the world you have to go out and vote. He stated all of us need to hold elected officials responsible. He reiterated that Wellington will continue to hold conversations and review policies and find ways to continue working and improve. He stated the public can call or email Council at any time.

**COUNCILMAN DRAHOS:** Councilman Drahos presented the following report:

- Councilman Drahos thanked everyone for coming tonight and for expressing their thoughts. He stated the Council is an ardent supporter of people being able to speak out. Councilman Drahos stated he hopes peaceful protests foster better days ahead for the community and society as a whole. He thanked PBSO for helping to facilitate these peaceful demonstrations. Councilman Drahos stated the challenge is to not only do our part to bring about positive change but to continue doing so in a manner that promotes the core ideology upon which this country was founded.

**VICE MAYOR SISKIND:** Vice Mayor Siskind presented the following report:

- Vice Mayor Siskind thanked everyone for coming tonight and peacefully protesting. She stated we have to have real change here: systemic racism was created intentionally and should be demolished intentionally. She said we have a lot of work to do in schools, the village and in our nation. We must be a part of that for long overdue change to happen. Vice Mayor Siskind reiterated that she is looking forward to working with everyone and there is a need for more eye-opening discussions. She stated the Village can and will do better.

Mr. Schofield stated Council will see some things coming from him based on individual Council conversations and things they have heard tonight. He stated it has been a trying and difficult week but we will find a way to move forward as a community.

At this point, Mayor Gerwig went back to the Manager's Report and Attorney's Report. She asked if there were any further Council comments.

Councilman McGovern stated voting is important and the census is important. He made further comments regarding the census.

Councilman McGovern stated he participated in a call with one council person from each of the eleven largest municipalities in the County. He stated several people have come together to put together a municipal challenge regarding the census. Councilman McGovern asked if the Village was interested in participating in the proposed competition which will go through October 31, 2020. He stated they are still working on this.



Mayor Gerwig asked for a COVID-19 update. Mr. Schofield provided an update regarding testing, COVID-19 cases, etc.

### **13. ADJOURNMENT**

There being no further business to come before the Village Council, the meeting was adjourned at approximately 10:59 PM.

**Approved:**

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**Anne Gerwig, Mayor**

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**Chevelle D. Addie, Village Clerk**